



Resolution No. 05-2006-144

**RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION**

**(Authorizing Office of the Tribal Prosecutor's Application for U.S. Department of Justice
STOP Violence Against Indian Women Grant)**

WHEREAS, the Tribal Council recognizes that domestic violence on the Fort Apache Indian Reservation has a serious negative impact on our Apache people; and

WHEREAS, there is support from the Whiteriver Police Department, Apache Behavioral Health Services and the White Mountain Safe House to work cooperatively with the Tribe's Office of the Prosecutor to continue delivery of services to improve the community and criminal justice system's response to violence against women; and

WHEREAS, the United States Department of Justice requires that such grant applications make certain assurances which are outlined herein; and

WHEREAS, the Tribal Council finds it in the best interests of the Tribe to submit an application for continued funding under the STOP Violence Against Indian Women Discretionary Grant through the Violence Against Women Program, Office of Justice Programs, and U.S. Department of Justice.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby authorizes and directs the Office of the Prosecutor to submit an application for a STOP Violence Against Indian Women Discretionary Grant, through the Violence Against Women Program Office, Office of Justice Program, U.S. Department of Justice.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache that in the event that the Department of Justice awards a grant to the Tribe, the following conditions shall be complied with:

- 1) The funds will be used only for the activities outlined in the grant application;
- 2) That the domestic violence service providers have been consulted in the development of the domestic violence plan;
- 3) That 100% will be project proposal that reflect on 24 months grant activity;
- 4) That any federal funds received under the grant will be used to supplement, not supplant, non-federal funds otherwise available.

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- 5) That the cost of forensic medical examinations for tribal members who are victims of sexual assault are provided by Indian Health Services free of charge; and
- 6) That White Mountain Apache Tribe laws, policies and practices do not require, in connection with the prosecution of any tribal domestic violence offense, that the victim bear the costs associated with filing criminal charges against a domestic violence offender, or the costs associated with the issuance or service of a warrant, protection order, and witness subpoena.

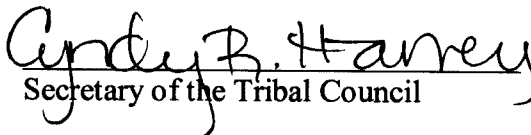
BE IT FURTHER RESOLVED that:

1. The Chairman of the Tribal Council, or in his absence the Vice-Chairwoman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution, subject to review by the Tribe's Legal Department.
2. In the event the Tribe is awarded the grant by the U.S. Department of Justice, the Office of the Prosecutor is hereby authorized to expend the grant funds according to the budget, terms and conditions of the grant.
3. The Victim Witness Advocate is hereby directed to report to the Tribal Council together with the Acting Tribal Prosecutor on the status of the grant and statistics related to services provided.

The foregoing resolution was on May 10, 2006, duly adopted by a vote of TEN for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (i), (j), (k), (m), (q), (s), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).



Chairman of the Tribal Council



Secretary of the Tribal Council