



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Authorizing the Reopening of Rainbow Treatment Center's New Dawn Day Treatment and Sober Living Home Programs)

- WHEREAS,** The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation ("Constitution") provides, at Article IV, Section 1(s) that the Tribal Council ("Council") shall exercise the power "[t]o ...regulate subordinate organizations for economic and other purposes"; and
- WHEREAS,** Tribal Resolution 08-2020-189 designated Rainbow Treatment Center as the primary Isolation and Quarantine Site for COVID-19 purposes as part of the Tribe's Emergency Declaration; and
- WHEREAS,** Alcohol and drug abuse remains one of the highest causes of death, injury, violence, and emotional pain for the families of the Fort Apache Indian Reservation ("Reservation"); and
- WHEREAS,** The Reservation is now considered a "dry" reservation, meaning that all alcoholic beverages are prohibited, and many Tribal members continue to struggle with alcohol/drug withdrawals; and
- WHEREAS,** Rainbow Treatment Center desires to provide intense substance abuse treatment services to Tribal members who are at severe risk due to alcohol and drug abuse; and
- WHEREAS,** The Tribe continues to see improvements in its incidence and positivity rate of COVID-19 on the reservation resulting in the Tribe advancing in its Reopening Plan and easing of COVID-19 restrictions; and
- WHEREAS,** The Tribe's Emergency Operations Center, this day, advises that the Rainbow Treatment Center may safely resume its New Dawn day treatment and Sober Living home treatment programs, and seeks authorization from the Council; and
- WHEREAS,** Council has carefully considered this recommendation and the current COVID statistics and finds that authorizing resumption of these programs will help address the needs of struggling Reservation residents and is in the best interest of the Tribe and its members.

Resolution No. 04-2021-75

NOW THEREFORE BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs Rainbow Treatment Center to continue to provide 20 beds in the community of Ben-Gay for the quarantine treatment of COVID-19 positive Tribal Members until the new Tribal Quarantine facilities are complete and operational.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Rainbow Treatment Center shall make 20 beds located in its main building available for the treatment of Tribal Members with substance abuse disorders. Additional beds will be available in the community of Ben-Gay after the new Tribal Quarantine facility are complete and operational.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Rainbow Treatment Center is authorized to reopen its New Dawn Day Treatment and Sober Living Home Programs and to offer the Tribal Community general substance abuse counseling services via tele-counseling and face-to-face means in accordance with Rainbow Treatment Center and Indian Health Services safety protocols.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairwoman, or in her absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on APRIL 16, 2021 duly adopted by a vote of EIGHT for, ZERO against, and ZERO abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on September 30, 1993, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

 4.18.21  4-19-2021
Gwendena Lee-Gatewood, Chairwoman Date Doreen T. Numkena, Tribal Secretary Date