A RESOLUTION
No. 31-20(e)

HEREBY ADOPTS THIS EMERGENCY CURFEW MANDATE AND THEREAFTER PROCEEDING LOCKDOWN PERIOD FOR ALL INDIVIDUALS WITHIN THE EXTERIOR BOUNDARIES OF THE ROCKY BOY’S INDIAN RESERVATION.

WHEREAS, the Chippewa Cree Tribal Business Committee is the governing body of the Chippewa Cree Tribe of the Rocky Boy’s Indian Reservation by the authority of the Constitution and By-Laws of the Chippewa Cree Tribe approved on the 23rd day of November, 1935, and;

WHEREAS, pursuant to their inherent sovereignty and Constitution and By-Laws of the Chippewa Cree Tribe, the Chippewa Cree Tribal Business Committee is charged with the duty to promote and protect the health, security and welfare of the Tribe, and;

WHEREAS, on the 16th day of March 2020 by Resolution No. 24-20, the Chippewa Cree Tribal Business Committee declared a State of Emergency to exist within the exterior boundaries of the Rocky Boy’s Indian Reservation due to the communicable disease Coronavirus Disease 2019 (COVID-19), and;

WHEREAS, on the 21st day of March 2020 by Resolution No. 31-20, the Chippewa Cree Tribal Business Committee adopted a CURFEW MANDATE, and;

WHEREAS, to date, there are presently active cases and two (2) confirmed deaths with contributing factors related to COVID-19 within the exterior boundaries of the Rocky Boy’s Indian Reservation and surrounding communities, and the number of active cases are still increasing, the Rocky Boy Health Center (“RBHC”) and tribal departments have activated protocols to ensure the health and safety of our community members, and;

WHEREAS, the Chippewa Cree Tribal Business Committee shall enact an Emergency Curfew Mandate to mitigate the impact and slow the spread of the coronavirus, and;

WHEREAS, the Chippewa Cree Tribal Business Committee believes that it is in the best interest of the Chippewa Cree Tribe to establish an EMERGENCY CURFEW MANDATE for all individuals, which will be in effect from Sunday, August 9, 2020 at 10:00PM through Wednesday, August 12, 2020 at 6:00AM, unless extended by the Chippewa Cree Tribal Business Committee. The Chippewa Cree Tribal Business Committee amends the Chippewa Cree Tribal Law and Order Code, Title IV, Chapter 5, to include Section 5.8, EMERGENCY CURFEW MANDATE, this Section supersedes Section 5.7 during the period of time identified above only, and;

WHEREAS, all individuals shall remain in their home or place of residence during this EMERGENCY CURFEW MANDATE, unless provided otherwise by this Resolution, and;

WHEREAS, all individuals are prohibited to travel outside their home or place of residence, unless provided otherwise by this Resolution, and;
WHEREAS, this EMERGENCY CURFEW MANDATE does not, in any way, restrict: first responders, Incident Command Center personnel, Professional/Essential staff identified by a certified list maintained by the Incident Command Center, health care personnel, security personnel, Tribal Court or law enforcement personnel from carrying out their lawful duties. The Chippewa Cree Law Enforcement is directed to take all necessary steps to ensure compliance with this Resolution, and;

WHEREAS, all individuals effective by COVID-19 that need essential medical supplies, food and water during this EMERGENCY CURFEW MANDATE, may contact the Chippewa Cree Tribal Incident Command Center (Incident Command Center) directly at (406) 301-3739 or church security at (406) 390-6885 or tip line at (406) 399-1108, and;

WHEREAS, any individual who does not comply with the EMERGENCY CURFEW MANDATE, may be subject to criminal prosecution and civil penalties under the laws of the Chippewa Cree Tribe. The Chippewa Cree Police Department are authorized to enforce this Resolution, and;

WHEREAS, the Chippewa Cree Tribal Business Committee believes that it is in the best interest of the Chippewa Cree Tribe to establish a LOCKDOWN PERIOD to become effective immediately after the expiration of EMERGENCY CURFEW MANDATE, and;

WHEREAS, the Chippewa Cree Tribal Business Committee shall continue to coordinate efforts locally, and work with other jurisdictions to mitigate the impact and slow the spread of the coronavirus, the Tribe will temporarily mandate a LOCKDOWN PERIOD for all individuals, which will be in effect from Wednesday, August 12, 2020 at 6:00 AM through Sunday, August 16, 2020 at 6:00 AM unless extended by the Chippewa Cree Tribal Business Committee. All individuals are prohibited to travel outside their home or place of residence, unless the following apply:

1. The Tribe shall limit tribal operations and all other businesses located within the exterior boundaries of the Rocky Boy’s Indian Reservation.
2. The Tribe shall only permit access onto and from the Rocky Boy’s Indian Reservation at designated entry points.
3. The Tribe shall only permit the following individuals to enter and exit the Rocky Boy’s Indian Reservation.
   a. Professional/Essential staff identified by a certified list maintained by the Incident Command Center. Professional/Essential staff includes, but not limited to the following: government officials, first responders, local, or federal officers, investigators, medical or delivery drivers or law enforcement personnel from carrying out their lawful duties.
   b. Individuals performing essential activities, which includes the following:
      i. Engaging in activities or performing tasks essential to health and safety, or to the health and safety of their family or household members, such as, obtaining medical supplies or medication, visiting health care professionals, or obtaining supplies they need to work from home.
      ii. Obtaining necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as food or other grocery and cleaning products.
      iii. Caring for a family member or pet in another household.
      iv. Participating in COVID-19 testing.
   c. All individuals performing essential activities outside the home that need to enter or exit the Rocky Boy’s Indian Reservation are limited to the following:
i. One (1) occupant per vehicle, with a limited exception granted on a case-by-case basis for an individual unable to operate a motor vehicle, needs medical assistance, and a driver is required; and

ii. One (1) entry and one (1) exit onto and from the Rocky Boy’s Indian Reservation by the same occupant shall only be permitted one (1) time during a twenty-four (24) period; and

iii. Curfew will be in effect from 10:00 PM to 6:00 AM, and

iv. This Sub-Section (c) only applies to individuals performing essential activities under Section 3(b).

d. The Chippewa Cree Tribal Business Committee requires persons to wear mask or face coverings when they are out in public within the exterior boundaries of the Rocky Boy’s Indian Reservation by Resolution No. 85-20, which continues to remain in effect indefinitely unless specifically rescinded by Resolution.

WHEREAS, any individual who does not comply with the LOCKDOWN PERIOD, may be subject to criminal prosecution and civil penalties under the laws of the Chippewa Cree Tribe. The Chippewa Cree Police Department are authorized to enforce this Resolution, and;

WHEREAS, the Rocky Boy Health Center comes forth with its recommendation of this Resolution, and;

WHEREAS, the Chippewa Cree Tribal Business Committee affirms that all resolutions, or parts of the same, that are inconsistent with the provisions of this Resolution, are hereby repealed to the extent of such inconsistency, now;

THEREFORE, BE IT RESOLVED that the Chippewa Cree Tribal Business Committee hereby adopts this EMERGENCY CURFEW MANDATE and thereafter proceeding LOCKDOWN PERIOD for all individuals within the exterior boundaries of the Rocky Boy’s Indian Reservation effective immediately and indefinitely until rescinded or expiration of the timeframes identified above by the Chippewa Cree Tribal Business Committee.

CERTIFICATION

I, THE UNDERSIGNED, AS SECRETARY/TREASURER OF THE BUSINESS COMMITTEE FOR THE CHIPPEWA CREE TRIBE, HEREBY CERTIFY THAT THE BUSINESS COMMITTEE IS COMPOSED OF NINE MEMBERS, OF WHOM NINE (9) MEMBERS CONSTITUTING A QUORUM WERE PRESENT AT A MEETING, DULLY AND REGULARLY CALLED, NOTICED, CONVENED AND HELD ON THE 7TH DAY OF AUGUST, 2020, AND THAT THE FOREGOING RESOLUTION WAS FULLY ADOPTED AT SUCH A MEETING BY THE VOTE OF SEVEN (7) MEMBERS FOR AND ZERO (0) AGAINST AND ONE (1) MEMBERS ABSTAINED, AND THAT THIS RESOLUTION HAS NOT BEEN RESCINDED OR AMENDED IN ANY WAY.

[Signatures]  
Harlan Baker  
Chairman, Business Committee  

Chassidy Parisian  
Secretary/Treasurer