

**WHITE EARTH RESERVATION BUSINESS COMMITTEE  
WHITE EARTH BAND OF CHIPPEWA INDIANS**

**Resolution No.** 001-24-021

- WHEREAS,** the White Earth Reservation Business Committee is the duly elected governing body of the White Earth Reservation pursuant to Article VI, Section 1, of the revised constitution of the Minnesota Chippewa Tribe, as amended, and organized under Section 16, of the Act of June 18, 1934 (48 Stat. 984), and
- WHEREAS,** the White Earth Reservation Business Committee is the duly authorized governing body of the White Earth Band, and
- WHEREAS,** the White Earth Reservation Business Committee is charged with the responsibility of protecting and advocating for the health and welfare of White Earth Band members within the White Earth Reservation boundaries, and
- WHEREAS,** the Family First Prevention Services Act (*Division E of Bipartisan Budget Act of 2018—H.R. 1892*) has potential to be in the best interest of the White Earth Band of Chippewa constituents if Title IV-E reimbursements for prevention strategies and kinship navigator programs may be obtained by the White Earth Reservation Business Committee, and
- WHEREAS,** there are limitations which include the requirement in the Family First Preservation Services Act that only evidence-based practice programs may be reimbursable as outlined in Minnesota’s Prevention Plan. Eligible services and programs must meet evidence-based requirements based on the definitions of “promising,” “supported,” or “well-supported” practices defined by the Clearinghouse. ACF is aware that historically there have not been tribally based evidence-based practices in the Clearinghouse, and
- WHEREAS,** our Tribe has operated under a practice-based evidentiary standard using culturally based tools, services, and resources that work for our tribal members. We have not been considered, as a tribal population, for our practices that we know work but are not listed in the Clearinghouse. Nor have we been funded to rigorously evaluate any of our practices over an extended period of time as required by the Clearinghouse - so while this standard now applies to state-tribal Title IV-E agreement tribes, there needs to be consideration that we’ve not been awarded the same equity in resources required to meet this reimbursement criteria, and
- WHEREAS,** while direct Title IV-E tribes have a waiver for this requirement, state-tribal IV-E agreement tribes do not. (ACYF-CB-IM-18-02 and ACYF-CB-PI-18-10 p.4). Nationally there are only 13 Tribes operating direct Title IV-E agreements and

nearly 100 operating state-tribal Title IV-E agreements, including 4 in Minnesota. President Biden's budget aims to expand the eligibility for Title IV-E reimbursement to state-tribal Title IV-E agreement tribes to define and outline tribal prevention practices and kinship navigator programs that are effective in the tribal community, and

**WHEREAS,** ACF has listened to tribes and understands that tribes require unique considerations and guidance separate from states, and as a result issued considerations and policy guidance that applies to direct Title IV-E tribes. The flexibility this provides direct IV-E tribes is important, because it allows for culturally based prevention practices to be utilized and reimbursed. It addresses the restrictions in the law that would further limit the ability of tribal nations to provide effective prevention services that work in tribal communities. This same flexibility needs to be applied to state-tribal Title IV-E tribes, and

**WHEREAS,** the Tribal Executive Committee ("TEC") of the Minnesota Chippewa Tribe has the authority to make final interpretations of the Constitution of the Minnesota Chippewa Tribe, and

**WHEREAS,** the TEC interprets the language of the Constitution to mean that the delegation of authority is given to the Reservation Business Committee (also known as the Tribal Council), and

**WHEREAS,** the Minnesota Chippewa Tribe Constitution, Tribal Interpretation 8-94, states in Article VI: Section 1. Each of the Reservation Business Committee shall, in accordance with applicable laws or regulations of the Department of the Interior, have the following powers:

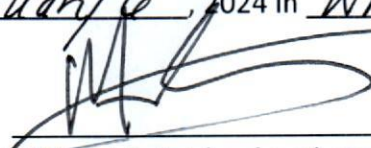
- (e) To delegate to committees, officers, employees or cooperative associations Any of the foregoing authorities, reserving the right to review any action Taken by virtue of such delegated authorities.

**THEREFORE, BE IT RESOLVED,** that the White Earth Reservation Business Committee hereby authorizes support for President Biden's fiscal year 2024 budget that expands the Family First Preservation Services Act, to create flexibility and equity for state-tribal Title IV-E tribes in accessing Title IV-E reimbursements for prevention and kinship navigator services that are culturally based, now

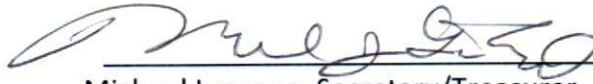
**BE IT FURHTER RESOLVED** that the White Earth Reservation Business Committee hereby authorizes EITHER THE Chairman, Executive Director or Deputy Director to testify on their behalf for the above stated purpose.

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WERBC Resolution  
Family First Prevention Services Act

We do hereby certify that the foregoing resolution was adopted by a vote of 4 for, 0 against, 0 silent, a quorum being present at a special meeting of the White Earth Reservation Business Committee held on February 6, 2024 in White Earth, Minnesota.



Michael A. Fairbanks, Chairman



Michael Laroque, Secretary/Treasurer