



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Approving and Adopting White Mountain Apache Probation Department's Policies and Procedures Manual)

WHEREAS, The Constitution of the White Mountain Apache Tribe ("Tribe") of the Fort Apache Indian Reservation provides, at Article IV, Section 1(q) that the Tribal Council ("Council") shall exercise the power, "To enact ordinances establishing and governing Tribal courts and law enforcement on the Reservation", and at Section 1(s), the power, "To regulate...subordinate organizations for economic and other purposes"; and

WHEREAS, The White Mountain Apache Probation Department ("Probation") operates under the administration of the White Mountain Apache Tribal Court, and offers post-release supervision services to members of the Tribe, designed to help reintegrate offenders into the community and reduce recidivism rates; and

WHEREAS, Probation has recently expanded to meet the growing needs of the Tribe, and has operated, until now, without written policies and procedures; and

WHEREAS, For several months, Probation has been working to develop a draft "White Mountain Apache Probation Department Policies and Procedures Manual" ("Probation Policy"), which provides written guidelines and forms in the operation of the Tribe's Probation department (attached and incorporated herein by reference); and

WHEREAS, Probation and the Tribal Court, this day, present to the Council for approval the Probation Policy; and

WHEREAS, Council has reviewed the Probation Policy and finds that its approval and adoption will provide necessary guidance to the Tribe's Probation Department, and is in the best interests of the Tribe and its members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the attached White Mountain Apache Probation Department Policies and Procedures Manual is hereby approved and adopted for usage by the Tribe's Probation Department.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that Probation may periodically amend these policies, as it deems necessary, without Council approval, provided that such amendments do not impact the legal rights and obligations of the Tribe, its employees, nor impacts the Tribe's 638 contracts.

Resolution No. 06-2024-129

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 Chairman, or in his 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 JUNE 05, 2024 duly adopted by a vote of TEN 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 November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).

Kasey Velasquez 6.7.2024
Kasey Velasquez, Chairman Date

Vaneyssa Johnson 06/07/2024
Vaneyssa Johnson, Tribal Secretary Date