

**ROSEBUD SIOUX TRIBE  
RESOLUTION NO. 2013-239**

**WHEREAS,** the Rosebud Sioux Tribe is a federally recognized Indian Tribe organized pursuant to the Indian Reorganization Act of 1934 and pertinent amendments thereof; and,

**WHEREAS,** the Rosebud Sioux Tribe is governed by a Tribal Council made up of elected representatives who act in accordance with the powers granted to it by its Constitution and By-Laws; and

**WHEREAS,** the Rosebud Sioux Tribal Council is authorized to promulgate and enforce ordinances for the maintenance of law and order, and to safeguard the peace and morals, and general welfare of the tribe, and to adopt resolutions regulating the procedure of the council itself and of other tribal agencies and tribal officials, pursuant to the Rosebud Sioux Tribe Constitution and By-Laws, Article IV, Section 1, (k), (m) and (t); and

**WHEREAS,** as a result of the Budget Control Act of 2011, otherwise known as sequestration, Congress specifically exempted many programs that benefit low-income Americans, including Medicaid, tax credits for working families and food stamps, but exempted virtually none of the programs aiding American Indians - including money spent through the departments of interior, education, health and human services and agriculture; and

**WHEREAS,** the Rosebud Sioux Tribe insists on appearing before any Congressional Committees, Federal Boards or Regulatory Officials if new or revised regulations are being considered for short term lending involving Tribally owned financial services businesses; and

**WHEREAS,** the State of New York and the New York Department of Financial Services (DFS) Administrator Benjamin Lawsky unlawfully attempted to intimidate Native American Tribes and encroach upon their Tribal Sovereignty that they have enjoyed for centuries predating the United States. Tribal sovereignty was established through treaties with the United States government and is reinforced by the Constitution, federal legislation, and a long history of legal rulings; and

**WHEREAS,** this Sovereignty is recognized and acknowledged by members of the 113th Congress of the United States as stated in their letters addressed to the Honorable United States Attorney General Eric Holder and the Honorable Martin J. Gruenberg, Chairman of the Federal Deposit Insurance Commission; and

**WHEREAS,** the Rosebud Sioux Tribe has the same concerns of other Tribes and members of the 113th Congress with reports that the DOJ and FDIC are intimidating some community banks and third party payment processors with threats of heightened regulatory scrutiny unless they cease doing business with online Tribal lenders. As a result, many banks and payment processors are terminating relationships with many of their long-term customers who provide underserved consumers with short-term credit options; and,

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**WHEREAS**, the Rosebud Sioux Tribes recognizes the Honorable United States Attorney General Eric Holder as an individual who not only understands and defends the rights of minority citizens civil rights throughout the United States, but that he also understands and supports the Tribe's inherent sovereignty; and

**THEREFORE BE IT RESOLVED**, the Rosebud Sioux Tribe hereby supports the Tribal Sovereignty of all Tribes in strongly opposing the actions of the State of New York that threaten every Tribes' sovereignty; and,

**BE IT FURTHER RESOLVED**, the Rosebud Sioux Tribe respectfully request that the South Dakota United States Congressional Delegation contact the United States Department of Justice and the Federal Deposit Insurance Commission and reaffirm their Support for Tribal Sovereignty, confirm that they do not support the efforts by the State of New York or any other entity to encroach upon Tribal Sovereignty, and remind Federal Agencies to abide by Presidential Executive Orders requiring consultation; and,

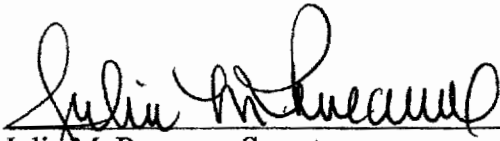
**BE IT FURTHER RESOLVED**, the Rosebud Sioux Tribe respectfully request the South Dakota United States Congressional Delegation confirm and clarify that no Federal Agency is bringing direct or indirect pressure upon banks to end their business relationships with Tribal Governments; and,

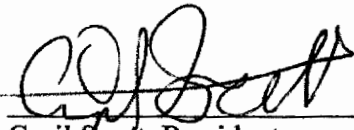
**BE IT FINALLY RESOLVED**, the Rosebud Sioux Tribe as a SOVEREIGN NATION reserves it sovereign rights to develop their economy including entering the short term loan industry and will support all Tribes ensuring their Treaties and Sovereignty remain intact as our Treaties intended.

**CERTIFICATION**

This is to certify that the above Resolution No. 2013-239 was duly passed by the Rosebud Sioux Tribal Council in session on September 12, 2013, by a vote of eleven (11) in favor, zero (0) opposed and zero (0) not voting. The said resolution was adopted pursuant to authority vested in the Council. A quorum was present.

ATTEST:

  
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Julia M. Peneaux, Secretary  
Rosebud Sioux Tribe

  
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Cyril Scott, President  
Rosebud Sioux Tribe