

FIRST READING

MISSING

SECOND READING

MISSING

THIRD READING

MISSING

1 HOUSE JOINT RESOLUTION NO. 45  
 2 INTRODUCED BY BARDANOUVE, FLEMING, CONROY, SEIFERT,  
 3 KIMBLE, CASEY, JOHNSTON, DASSINGER, SIVERTSEN  
 4

5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF  
 6 REPRESENTATIVES OF THE STATE OF MONTANA EXPRESSING SUPPORT  
 7 FOR THE GOVERNOR'S DECISION TO CREATE A TASK FORCE ON  
 8 TRIBAL, STATE, AND FEDERAL RESPONSIBILITIES AND URGING THE  
 9 FEDERAL GOVERNMENT TO RECOGNIZE ITS RESPONSIBILITY TO  
 10 RESOLVE THE JURISDICTIONAL CONFLICTS THAT EXIST ON THE SEVEN  
 11 INDIAN RESERVATIONS IN MONTANA.

12  
 13 WHEREAS, there has been substantial public controversy  
 14 concerning the rights and obligations of Indians and  
 15 non-Indians residing on the various Indian reservations in  
 16 Montana, and

17 WHEREAS, the friendly relations between Indians and  
 18 non-Indians that have existed in Montana are now being  
 19 threatened by the uncertainty that exists over the rights  
 20 and obligations that have been conferred upon the Indian and  
 21 non-Indian residents of this state, and

22 WHEREAS, the jurisdictional problems that exist have  
 23 been created by the federal government through treaties and  
 24 the passage of federal legislation, and

25 WHEREAS, the state of Montana recognizes the sovereign

1 rights of tribal governments and has no legal authority to  
 2 interfere with the exercise of those sovereign rights, and

3 WHEREAS, the legislature of the state of Montana  
 4 desires to provide quality services to the Indian and  
 5 non-Indian citizens who reside on or near the various Indian  
 6 reservations, and

7 WHEREAS, Governor Thomas L. Judge will seek funding for  
 8 a task force on tribal, state, and federal responsibilities  
 9 to analyze and recommend solutions to the jurisdictional  
 10 problems that exist in the reservation areas of this state.

11  
 12 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE  
 13 OF REPRESENTATIVES OF THE STATE OF MONTANA:

14 THAT THE LEGISLATURE OF THE STATE OF MONTANA SUPPORTS  
 15 THE GOVERNOR'S DECISION TO CREATE A TASK FORCE ON TRIBAL,  
 16 STATE AND FEDERAL RESPONSIBILITIES WHICH WILL PROVIDE A  
 17 FORUM FOR TRIBAL, STATE AND FEDERAL OFFICIALS TO DISCUSS THE  
 18 COMMON PROBLEMS OF JURISDICTION.

19 That BE IT FURTHER RESOLVED, THAT the legislature OF  
 20 THE STATE OF MONTANA urges the Montana Congressional  
 21 Delegation and the President of the United States to  
 22 recognize that the federal government has the primary  
 23 responsibility to resolve the jurisdictional conflicts that  
 24 exist on the Indian reservations in Montana.

25 BE IT FURTHER RESOLVED, THAT ONE JUSTICE OF THE MONTANA

1 SUPREME COURT SHOULD BE ADDED TO THE TASK FORCE ESTABLISHED  
2 BY THE GOVERNOR AND THE GOVERNOR IS URGED TO CONSIDER THIS  
3 REQUEST.

4 BE IT FURTHER RESOLVED, that the major questions of  
5 responsibility that must be resolved by the federal  
6 government include questions concerning land and water use,  
7 and the provision of services for health care, mental care,  
8 alcohol and drug abuse, welfare, law enforcement,  
9 corrections, and education.

10 BE IT FURTHER RESOLVED, that the federal government  
11 must assume a greater financial responsibility to provide  
12 primary services in the reservation areas of Montana and  
13 reduce the expanded financial burden that has been placed  
14 upon state and local government.

15 BE IT FURTHER RESOLVED, that the legislature OF THE  
16 STATE OF MONTANA urges Montana's Congressional Delegation to  
17 participate in and support the activities of the Task Force  
18 ~~and implement the recommendations that will be made by the~~  
19 ~~Task Force~~ concerning the responsibilities of tribal, state,  
20 and federal government.

21 BE IT FURTHER RESOLVED, that the Secretary of State of  
22 Montana send copies of this resolution to the Montana  
23 Congressional Delegation, the President of the United  
24 States, and the Secretary of the Interior.

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