

**MESCALERO APACHE TRIBE
MESCALERO, NEW MEXICO**

RESOLUTION 22-16

WHEREAS, the Mescalero Apache Tribe, an Indian Tribe organized under the Indian Reorganization Act of June 18, 1934, (25 U.S.C. § 5123) and under its Revised Constitution has full power to act for the Tribe; and

WHEREAS, the Mescalero Apache Tribal Council has the power and responsibility to administer any funds within the exclusive control of the Mescalero Apache Tribe pursuant to Article XI, Section 1 (1) of the Revised Constitution; and

WHEREAS, many Tribal community members have suffered economic and other hardships because they contracted COVID-19, had to isolate due to exposure to COVID-19, were furloughed due to closures, and/or were affected directly by COVID-19 in some other way; and

WHEREAS, in 2021, the Mescalero Apache Tribe received approximately \$2.86 million dollars and established an Emergency Rental and Utilities Assistance (“ERUA”) Program last year; and

WHEREAS, the ERUA Program experienced high demand for assistance and is will not be able to continue to provide assistance if the current eligibility rules remain in place; and

WHEREAS, in order to extend the funding, the Mescalero Apache Tribal Council wishes to revise the ERUA Program Policies and Procedures to limit assistance to individuals residing within a fifty (50) mile radius of Tribal Offices or, in the case of homeless individuals, individuals domiciled on the Reservation; and the Tribal Council believes that the revision is in the best interests of the Mescalero Apache people.

NOW, THEREFORE, BE IT RESOLVED, that the Mescalero Apache Tribal Council does hereby revise the ERUA Policies and Procedures, Section C (1) (a) , to read as follows:

C. ELIGIBILITY.

1. A household is eligible to receive Emergency Rental & Utility Assistance (ERUA) when:
 - a. The following criteria are met:
 - i. The head of household is a Tribal member and the home is located within a fifty (50) mile radius of Tribal Offices; or
 - ii. A single individual constitutes what would be the household and that individual is a Tribal member, homeless, and domiciled on the Reservation; or, the individuals that would constitute a household include at least one Tribal member, the individuals are homeless, and are domiciled on the Reservation[.]

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C. ELIGIBILITY.

2. A household is eligible to receive Emergency Rental & Utility Assistance (ERUA) when:
 - a. The following criteria are met:
 - i. The head of household is a Tribal member and the home is located within a fifty (50) mile radius of Tribal Offices; or
 - ii. A single individual constitutes what would be the household and that individual is a Tribal member, homeless, and domiciled on the Reservation; or, the individuals that would constitute a household include at least one Tribal member, the individuals are homeless, and are domiciled on the Reservation[.]

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CERTIFICATION

The foregoing enactment of the Mescalero Apache Tribal Council is duly adopted and approved on the 7th day of February 2022, at a legally called session of the Mescalero Apache Tribal Council, by a vote of 6 in favor, 0 opposed, 2 abstained and 0 absent at which a quorum was present and at which a majority of the members voted in favor thereof. This enactment is approved by the President of the Mescalero Apache Tribe under authority of Article XII, Section 1, of the Revised Constitution.

 2/16/22

Eddie Martinez, President



Ardena Orosco, Secretary