

**ROSEBUD SIOUX TRIBE**  
**Resolution No. 2019-298**

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

**WHEREAS,** the Constitution and By-laws of the Rosebud Sioux Tribe Article IV Section 1 (a) authorizes the Tribal Council to negotiate with the Federal, State, and local governments on behalf of the Tribe; and

**WHEREAS,** the Nation is experiencing an epidemic of opioid abuse resulting in death by overdose. This problem is beginning to emerge and escalate in some Native American communities; and

**WHEREAS,** SAMHSA awarded the Rosebud Sioux Tribe a two year Tribal Opioid Response (TOR) grant in the amount of \$295,154.00 for year one and an increase to \$408,308.00 for year two; and

**WHEREAS,** the Rosebud Sioux Tribe Methamphetamine Rehabilitation program expanded from 16 beds to an additional 8 beds dedicated for residential opioid treatment in year one and will now expand to include services to tribal members incarcerated at the Rosebud Adult Correctional Facility with intervention, treatment, and community outpatient treatment services in year two; and

**THEREFORE BE IT RESOLVED,** the Rosebud Sioux Tribal Council supports the Rosebud Sioux Tribe Methamphetamine/Opioid Treatment program year two TOR grant in the amount of \$408,308.00; and

**BE IT FURTHER RESOLVED,** the President of the Rosebud Sioux Tribe or his delegates or staff are authorized to administer these funds within the scope, goals and objectives of the SAMHSA TOR grant.



Delores "Totes" Waln  
Antelope Council Representative

12-26-19

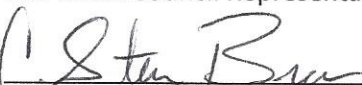
Date

\_\_\_\_\_  
Russell Eagle Bear  
Black Pipe Council Representative

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Lisa White Pipe  
Bull Creek Council Representative

\_\_\_\_\_  
Date

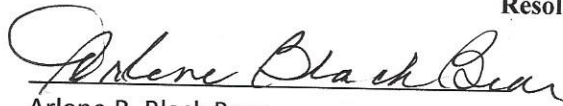


C. Steve Brave  
Butte Creek Council Representative

12-26-19

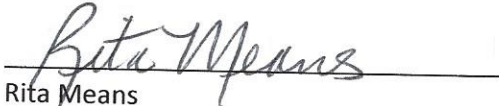
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ROSEBUD SIOUX TRIBE  
Resolution No. 2019-298



Arlene R. Black Bear  
Corn Creek Council Representative

12-26-19  
Date



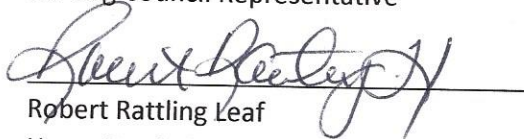
Rita Means  
Grass Mountain Council Representative

12-26-19  
Date



Clifford "Chums" Lafferty  
He Dog Council Representative

12-26-19  
Date



Robert Rattling Leaf  
Horse Creek Council Representative

12-23-19  
Date

Shizue LaPointe  
Ideal Council Representative

\_\_\_\_\_  
Date

Byron Andrews  
Milks Camp Council Representative

\_\_\_\_\_  
Date

Steve Denoyer  
Okreek Council Representative

\_\_\_\_\_  
Date



Eileen Shot  
Parmelee Council Representative

12-26-19  
Date



Martha Blue Thunder  
Ring Thunder Council Representative

12-23-19  
Date



Lenard "Shadow" Wright  
Rosebud Council Representative

12-26-19  
Date

*Kathleen Wooden Knife*  
Kathleen Wooden Knife  
Soldier Creek Council Representative

*Lila Kills In Sight*  
Lila Kills In Sight  
Spring Creek Council Representative

Sharon Swift  
St. Francis Council Representative


  
James Leader Charge  
Swift Berar Council Representative

*Richard Whipple*  
Richard "Smokey" Whipple  
Two Strike Council Representative

## Lester Kills The Enemy Upper Cut Meat Council Representative

This is to certify that the above petition Resolution 2019-298 was duly circulated and signed by members of the Rosebud Sioux Tribal Council. Said petition was duly passed, as signed by a majority of the Rosebud Sioux Tribal Council.

**ATTEST:**

  
Wayne Boyd, Secretary  
Rosebud Sioux Tribe

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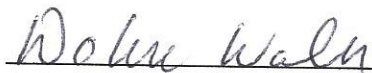
**WHEREAS,** the Nation is experiencing an epidemic of opioid abuse resulting in death by overdose. This problem is beginning to emerge and escalate in some Native American communities; and

**WHEREAS,** SAMHSA awarded the Rosebud Sioux Tribe a two year Tribal Opioid Response (TOR) grant in the amount of \$295,154.00 for year one and an increase to \$408,308.00 for year two; and

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**THEREFORE BE IT RESOLVED,** the Rosebud Sioux Tribal Council supports the Rosebud Sioux Tribe Methamphetamine/Opioid Treatment program year two TOR grant in the amount of \$408,308.00; and

**BE IT FURTHER RESOLVED,** the President of the Rosebud Sioux Tribe or his delegates or staff are authorized to administer these funds within the scope, goals and objectives of the SAMHSA TOR grant.



Delores "Totes" Waln  
Antelope Council Representative

12-20-19

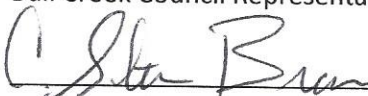
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Russell Eagle Bear  
Black Pipe Council Representative

\_\_\_\_\_  
Date

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Lisa White Pipe  
Bull Creek Council Representative

\_\_\_\_\_  
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C. Steve Brave  
Butte Creek Council Representative

12-26-19

Date

ROSEBUD SIOUX TRIBE  
Resolution No. 2019-298

Arlene R. Black Bear  
Arlene R. Black Bear  
Corn Creek Council Representative

12-26-2019  
Date

Rita Means  
Rita Means  
Grass Mountain Council Representative

12-26-19  
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Clifford "Chums" Lafferty  
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Eileen Shot  
Eileen Shot  
Parmelee Council Representative

12-26-19  
Date

Martha Blue Thunder  
Martha Blue Thunder  
Ring Thunder Council Representative

12-23-19  
Date

Lenard "Shadow" Wright  
Lenard "Shadow" Wright  
Rosebud Council Representative

12-26-19  
Date

## 3



# United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

Rosebud Agency

Post Office Box 228

Mission, South Dakota 57555

IN REPLY REFER TO:  
Office of the Superintendent

DEC 27 2019

Honorable Rodney Bordeaux  
President, Rosebud Sioux Tribe  
Post Office Box 430  
Rosebud, South Dakota 57570

Attention: Louis Wayne Boyd, RST Secretary

Dear President Bordeaux:

The following resolutions, received in this office on 12/27/2019 have been reviewed and re-routed to the appropriate branches.

Resolution No. 2019-295  
Resolution No. 2019-296  
Resolution No. 2019-297  
Resolution No. 2019-298  
Resolution No. 2019-299

Sincerely,

  
Ira Dean Wilson  
Superintendent

Enclosure





TOR  
Department of Health and Human Services  
Substance Abuse and Mental Health Services Administration

Notice of Award

Issue Date: 10/10/2019

Center for Substance Abuse Treatment

**Grant Number:** 6H79TI081887-02M001  
**FAIN:** H79TI081887  
**Program Director:** Ed Parsells

**Project Title:** Development & Implementation Strategies of Prevention, Intervention, and Treatment to address the emerging problem of Opioid.

**Organization Name:** ROSEBUD SIOUX TRIBE

**Business Official:** Damon Leader Charge

**Business Official e-mail address:** damon.leadercharge@rst-nsn.gov

**Budget Period:** 09/30/2019 – 09/29/2020

**Project Period:** 09/30/2018 – 09/29/2020

Dear Grantee:

The Substance Abuse and Mental Health Services Administration hereby awards a grant in the amount of \$0 (see "Award Calculation" in Section I and "Terms and Conditions" in Section III) to ROSEBUD SIOUX TRIBE in support of the above referenced project. This award is pursuant to the authority of Title II Division H of the Consolidated Appropriations Act and is subject to the requirements of this statute and regulation and of other referenced, incorporated or attached terms and conditions.

This award addresses the following Amendment action: Change in Terms and Conditions

Award recipients may access the SAMHSA website at [www.samhsa.gov](http://www.samhsa.gov) (click on "Grants" then SAMHSA Grants Management), which provides information relating to the Division of Payment Management System, HHS Division of Cost Allocation and Postaward Administration Requirements. Please use your grant number for reference.

Acceptance of this award including the "Terms and Conditions" is acknowledged by the grantee when funds are drawn down or otherwise obtained from the grant payment system.

If you have any questions about this award, please contact your Grants Management Specialist and your Government Project Officer listed in your terms and conditions.

Sincerely yours,  
Gwendolyn Simpson  
Grants Management Officer  
Division of Grants Management

See additional information below



**SECTION I – AWARD DATA – 6H79TI081887-02M001****Award Calculation (U.S. Dollars)**

Personnel(non-research)	\$126,962
Fringe Benefits	\$30,416
Travel	\$4,000
Supplies	\$4,000
Contractual	\$64,133
Other	\$146,930
Direct Cost	
Indirect Cost	\$376,441
Approved Budget	\$31,867
Federal Share	\$408,308
Cumulative Prior Awards for this Budget Period	\$408,308
AMOUNT OF THIS ACTION (FEDERAL SHARE)	\$0

**SUMMARY TOTALS FOR ALL YEARS**

YR	AMOUNT
2	\$408,308

\*Recommended future year total cost support, subject to the availability of funds and satisfactory progress of the project.

**Fiscal Information:**

CFDA Number:	93.788
EIN:	1460248724A1
Document Number:	18TI81887A
Fiscal Year:	2019

IC	CAN	Amount
TI	C96N604	\$0

IC	CAN	2019
TI	C96N604	\$0

**TI Administrative Data:**

PCC: TOR / OC: 4145

**SECTION II – PAYMENT/HOTLINE INFORMATION – 6H79TI081887-02M001**

Payments under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM). Inquiries regarding payment should be directed to: The Division of Payment Management System, PO Box 6021, Rockville, MD 20852, Help Desk Support – Telephone Number: 1-877-614-5533.

The HHS Inspector General maintains a toll-free hotline for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. The telephone number is: 1-800-HHS-TIPS (1-800-447-8477). The mailing address is: Office of Inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington, DC 20201.

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### SECTION III – TERMS AND CONDITIONS – 6H79TI081887-02M001

This award is based on the application submitted to, and as approved by, SAMHSA on the above-title project and is subject to the terms and conditions incorporated either directly or by reference in the following:

- a. The grant program legislation and program regulation cited in this Notice of Award.
- b. The restrictions on the expenditure of federal funds in appropriations acts to the extent those restrictions are pertinent to the award.
- c. 45 CFR Part 75 as applicable.
- d. The HHS Grants Policy Statement.
- e. This award notice, INCLUDING THE TERMS AND CONDITIONS CITED BELOW.

#### **Treatment of Program Income:** Additional Costs

In accordance with the regulatory requirements provided at 45 CFR 75.113 and Appendix XII to 45 CFR Part 75, recipients that have currently active Federal grants, cooperative agreements, and procurement contracts with cumulative total value greater than \$10,000,000 must report and maintain information in the System for Award Management (SAM) about civil, criminal, and administrative proceedings in connection with the award or performance of a Federal award that reached final disposition within the most recent five-year period. The recipient must also make semiannual disclosures regarding such proceedings. Proceedings information will be made publicly available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIS)). Full reporting requirements and procedures are found in Appendix XII to 45 CFR Part 75.

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### SECTION IV – TI Special Terms and Conditions – 6H79TI081887-02M001

#### **REMARKS**

##### **REMARK:**

This notice of award includes a Special Term of Award and Special Condition of Award; related to the use of SAMHSA grant funds directly or indirectly to purchase, prescribe or provide marijuana or treatment using marijuana.

#### **SPECIAL TERMS**

##### **MJ Grant Language**

Grant funds may not be used, directly or indirectly, to purchase, prescribe, or provide marijuana or treatment using marijuana. Treatment in this context includes the treatment of opioid use disorder. Grant funds also cannot be provided to any individual who or organization that provides or permits marijuana use for the purposes of treating substance use or mental disorders. See, e.g., 45 C.F.R. § 75.300(a) (requiring HHS to "ensure that Federal funding is expended . . . in full accordance with U.S. statutory . . . requirements."); 21 U.S.C. §§ 812(c)(10) and 841 (prohibiting the possession, manufacture, sale, purchase or distribution of marijuana). This prohibition does not apply to those providing such treatment in the context of clinical research permitted by the DEA and under an FDA-approved investigational new drug application where the article being evaluated is marijuana or a constituent thereof that is otherwise a banned controlled substance under federal law.

Please email any related questions to [MJQuestions@SAMHSA.HHS.GOV](mailto:MJQuestions@SAMHSA.HHS.GOV)

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## **SPECIAL CONDITIONS**

### **MJ Attestation Letter**

No later than **November 18, 2019**, please submit a response through eRA Commons.

Please submit an attestation statement certifying that the grantee organization/recipient, State and all sub-recipients (contractor & sub-awardee) will comply with the following Special Term of Award.

The attestation statement should read: I certify that the grantee organization/recipient, State and all sub-recipients will comply with the following NoA language:

*Grant funds may not be used, directly or indirectly, to purchase, prescribe, or provide marijuana or treatment using marijuana. Treatment in this context includes the treatment of opioid use disorder. Grant funds also cannot be provided to any individual who or organization that provides or permits marijuana use for the purposes of treating substance use or mental disorders. See, e.g., 45 C.F.R. § 75.300(a) (requiring HHS to "ensure that Federal funding is expended . . . in full accordance with U.S. statutory . . . requirements."); 21 U.S.C. §§ 812(c)(10) and 841 (prohibiting the possession, manufacture, sale, purchase or distribution of marijuana). This prohibition does not apply to those providing such treatment in the context of clinical research permitted by the DEA and under an FDA-approved investigational new drug application where the article being evaluated is marijuana or a constituent thereof that is otherwise a banned controlled substance under federal law.*

The attestation statement must be on letterhead and signed by the **Authorized Representative or Business Official**.

Please email any related questions to [MJQuestions@SAMHSA.HHS.GOV](mailto:MJQuestions@SAMHSA.HHS.GOV)

**All responses to award terms and conditions must be submitted as .pdf documents in the "View Terms Tracking Details" page in eRA Commons.**

For more information on how to upload a document in response to a tracked term, please reference the SAMHSA training materials on the website, which include a video to provide SAMHSA grantees a brief overview of Terms and Conditions in eRA Commons, and how to respond to tracked terms and conditions listed in your Notice of Award located at [https://youtu.be/GJT74T-r\\_bs](https://youtu.be/GJT74T-r_bs); and a terms and conditions reference sheet located at [https://www.samhsa.gov/sites/default/files/grants/grantee\\_terms\\_reference\\_sheet.pdf](https://www.samhsa.gov/sites/default/files/grants/grantee_terms_reference_sheet.pdf).

**All previous terms and conditions remain in effect until specifically approved and removed by the Grants Management Officer.**

### **Staff Contacts:**

Stephen Carrington, Program Official

**Phone:** (240) 276-1611 **Email:** [stephen.carrington@samhsa.hhs.gov](mailto:stephen.carrington@samhsa.hhs.gov) **Fax:** (240) 276-2970

Gwendolyn Simpson, Grants Specialist

**Phone:** 240-276-1408 **Email:** [gwendolyn.simpson@samhsa.hhs.gov](mailto:gwendolyn.simpson@samhsa.hhs.gov) **Fax:** 240-276-1430



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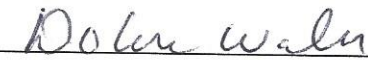
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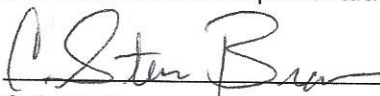
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12-26-19  
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