

FOURTH AMENDMENT TO CHIPPEWA CREE TRIBE – MONTANA
TOBACCO TAX AGREEMENT

This Fourth Amendment to Chippewa Cree Tribe – Montana Tobacco Tax Agreement is entered into between the State of Montana (State) and the Chippewa Cree Tribe of the Rocky Boy's Reservation (Tribe).

RECITALS

WHEREAS, the State and the Tribe entered into the Chippewa Cree Tribe – Montana Tax Agreement (Agreement) on December 23, 2005;

WHEREAS, the State and the Tribe entered into the First Amendment to the Chippewa Cree Tribe – Montana Tax Agreement on May 24, 2006;

WHEREAS, the State and the Tribe entered into the Second Amendment to the Chippewa Cree Tribe – Montana Tax Agreement on September 28, 2011;

WHEREAS, the State and the Tribe entered into the Third Amendment to the Chippewa Cree Tribe – Montana Tax Agreement on December 30, 2011;

WHEREAS, the Agreement may be amended by the parties pursuant to Section 9 of the Agreement; and

WHEREAS, the parties desire to amend certain parts of the Agreement.

THEREFORE, the State and the Tribe agree to amend the Agreement as follows:

Section 6 of the Agreement is amended to read as follows:

6. Term. This Agreement shall commence on January 1, 2021, and terminate December 31, 2030, subject to Section 8 and 9 below.

Section 8 of the Agreement is amended to read as follows:

8. Effective Date. This Agreement is effective January 1, 2021, so long as the following conditions precedent are met: the Tribe has adopted and provided a copy to the State of an ordinance as required by Section 3 of the original Agreement, signed December 23, 2005; the agreement has been approved by the Business Committee; and the Agreement has been approved by the State Attorney General, as required by § 18-11-105, MCA.

Section 9 of the Agreement is amended to read as follows:

9. Amendments and Renewal

a. This Agreement may be amended only by written instrument signed by both parties.

b. Six months prior to expiration of the initial term provided in this Agreement, the parties should meet to negotiate in good faith a renewal of the Agreement. If this Agreement expires because the term has run, the parties agree that all its terms, except provision 10, will remain in

full force and effect until a new agreement is reached or either party gives 30 days written notice that it is cancelled.


As required by Section 9 of the Agreement, the parties' signatures are set forth below. Except as expressly amended hereby, all terms and conditions of the Agreement remain in full force and effect.

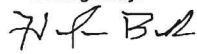
This Amendment consists of two (2) pages.

Dated this 30 day of December, 2020, EW


STATE OF MONTANA

CHIPPEWA CREE TRIBE OF
THE ROCKY BOY'S
RESERVATION


DocuSigned by:

EAB9E8AG34A7436...
Steve Bullock
Governor

DocuSigned by:

FD7B0441F2FF462...
Harlan Baker, Chairman
Chippewa Cree Business Committee

(pursuant to authorizing resolution of
the Business Committee)

DocuSigned by:

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Gene Walborn
Director of Revenue

Approved pursuant to § 18-11-105, MCA.


Tim Fox *Austin Kaudser*
Attorney General
by Kristin Hansen