

**THIRD AMENDMENT TO
FORT BELKNAP INDIAN COMMUNITY COUNCIL – MONTANA
TOBACCO TAX AGREEMENT**

This Third Amendment to Fort Belknap Indian Community Council – Montana Tobacco Tax Agreement is entered into between the State of Montana (State) and the Fort Belknap Indian Community Council of the Gros Ventre and Assiniboine Tribes of the Fort Belknap Indian Reservation (Tribes).

RECITALS

WHEREAS, the Tribes and the State entered into the Fort Belknap Indian Community Council – Montana Tobacco Tax Agreement on September 30, 2003; which agreement was amended by a First Amendment entered into on June 1, 2005 and a Second Amendment entered into on December 29, 2011 (hereinafter collectively “Agreement”);

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 Tribes agree to amend the Agreement as follows:

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

Term. This Agreement shall be for a term of ten (10) years, commencing January 1, 2021, and terminating December 31, 2030, and shall automatically renewed for successive terms of ten (10) years if no action is taken by either party.

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

Effective Date. This Agreement is effective January 1, 2021, so long as the following conditions precedent are met: the Tribes have adopted and provided a copy to the State of an ordinance as required by section 3 above; this Agreement has been approved by the State Attorney General, as required by § 18-11-105, MCA, and a public hearing, as required by § 18-11-103, MCA, has been held and comments received and considered. If the State has not received comments that would cause the State, in its sole discretion, to refuse entry into this Agreement, the State will notify the Tribes in writing as soon as possible after all comments have been considered, whether or not this Agreement is effective.


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.

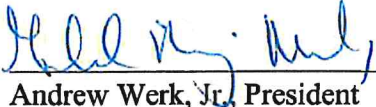
This Amendment consists of two (2) pages.

Dated this 31 day of December, 2020.
EW

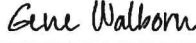
STATE OF MONTANA

GROS VENTRE AND ASSINIBOINE
TRIBES OF THE FORT BELKNAP
INDIAN RESERVATION


DocuSigned by:

EAB9EBAC34A7436...
Steve Bullock
Governor

For

Andrew Werk, Jr., President
Fort Belknap Indian Community

(pursuant to authorizing resolution of
the Fort Belknap Indian Community
Council)

DocuSigned by:

BAC6F139A27245A...
Gene Walborn
Director of Revenue

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


Tim Fox *Asst. Kundsen*
Attorney General
by Kristin Hansen