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ATTORNEY GENERALS OFFICE  
HELENA, MONTANA

**THIRD AMENDMENT TO  
BLACKFEET NATION – MONTANA  
TOBACCO TAX AGREEMENT**

This Third Amendment to Blackfeet Nation – Montana Tobacco Tax Agreement is entered into between the State of Montana (State) and the Blackfeet Nation of the Blackfeet Reservation (Nation).

**RECITALS**

WHEREAS, the Nation and the State entered into the Blackfeet Nation – Montana Tobacco Tax Agreement on July 29, 2005; which agreement was amended by a First Amendment entered into on October 10, 2005 and a Second Amendment entered into on January 18, 2012 (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 Nation 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, subject to the conditions precedent and the renewal provision below.

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 Nation has adopted and provided a copy to the State of an ordinance as required by Section 3 above; the Agreement has received the final approval of the Council; the Agreement has been approved by the Superintendent of the Blackfeet Indian Agency, Bureau of Indian Affairs, United States Department of Interior; the 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 referenced conditions precedent have not been met by October 1, 2020, this Agreement is effective on the first day of the next calendar quarter after all conditions precedent have been met.


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

BLACKFEET NATION  
OF THE BLACKFEET RESERVATION


DocuSigned by:  
  
EA89E8AC34A7436...  
Steve Bullock  
Governor

  
Timothy Davis, Chairman

(pursuant to authorizing resolution of  
the Blackfeet Tribal Business Council)

DocuSigned by:  
  
BAC6F139A27245A...  
Gene Walborn  
Director of Revenue

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

  
Tim Fox *Austin Knudsen*  
Attorney General  
*by Kristin Hansen*