

ORIGINAL

Resolution No. 7537

WHEREAS, The Federal Indian Civil Rights Act of 1968 limited the maximum criminal penalty that may be imposed by an Indian tribal court to six months in jail and a fine of \$500, or both; and

WHEREAS, The United States Congress enacted the Anti-Drug Abuse Act of 1986 on October 27, 1986, which amends the Indian Civil Rights Act's limitations on tribal court criminal penalties by allowing tribal to impose criminal penalties of up to twelve months in jail and a fine of \$5,000 or both; and

WHEREAS, The Tribal Council has determined that it is in the best interests of the safety and welfare of the members of the Confederated Tribes and other Indians living on the Warm Springs Reservation that the Warm Springs Tribal Code be amended so that the penalties for conviction of criminal offenses under the Warm Springs Tribal Code will be confinement for up to one year and a fine of up to \$5,000, or both; now, therefore,

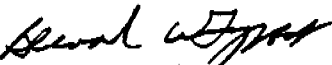
BE IT RESOLVED, By the Tribal Council of The Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(i), of the Tribal Constitution, that Warm Springs Tribal Code Section 305.515 (sentences and fines) hereby amended so that the maximum penalty that may be imposed by the Warm Springs Tribal Court for conviction under the Warm Springs Tribal Code is imprisonment for a term not to exceed twelve (12) months or a fine of \$5,000, or both; on the form attached as Exhibit A,

CERTIFICATION

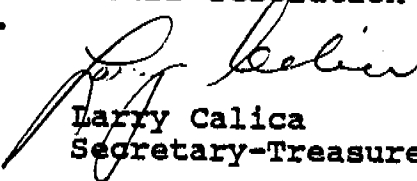
The undersigned, as Secretary-Treasurer of The Confederated Tribes of the Warm Springs Reservation of Oregon hereby certifies that the Tribal Council is composed of 11 members, of whom 6, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 20th day of January, 1988; and that the foregoing resolution was passed by the affirmative vote of 5 members, the Chairman not voting; and that the said resolution has not been rescinded or amended in any way.

FEB 12 1988

APPROVED:


Bernard W. Topash
Superintendent

cc: Superintendent
Secretary-Treasurer
Administrative Services Center


Larry Calica
Secretary-Treasurer

Approved pursuant to authority re-delegated to the Area Director by the Commissioner of Indian Affairs in 10 RIAM 3.1 (Dated June 3, 1975).