

## EXPLANATION OF NEW WARM SPRINGS TRESPASS ORDINANCE

Attached you will find a copy of the new Warm Springs trespass ordinance which was adopted by the Tribal Council on October 11, 1982. This ordinance is designed to deal with the growing problem of trespass by non-Indians within the Warm Springs Reservation. During the last few years we have experienced an increase in the number of cases in which non-Indians are trespassing on the Reservation. Rafters frequently stop on the Reservation side to fish, build campfires, or otherwise intrude upon the Reservation. Non-Indian woodcutters on the Reservation have become a problem as well as some Kah-nee-ta guests. Finally, there are non-Indians living in tribal housing who sometimes need to be removed.

There are no readily available solutions in either federal or state court to solve these problems. The Tribal Council has adopted this ordinance to give the Tribal Court jurisdiction over non-Indian trespassers. The ordinance provides for fines of up to \$500 for violators. In addition, the property in the possession of the trespasser can be seized by the Warm Springs Tribal Police and held to ensure that the trespasser appear in court and pay any fine which might be levied against him.