

WHEREAS, The Tribal Council believes that the safety of drivers and passenger in motor vehicles, especially children, is essential for the public safety on the Warm Springs Indian Reservation and for the health and welfare of the members of the Confederated Tribes; and,

WHEREAS, The Tribal Council believes that the Traffic Code of the Warm Springs Tribal Code should be amended to include provisions requiring vehicle drivers and occupants to use seat belts and child restraint devices in motor vehicles on the Warm Springs Reservation; and,

WHEREAS, The Tribal Council has reviewed the proposed amendments to Chapter 310 of the Warm Springs Tribal Code (Attachment "A" to this Resolution) establishing a traffic infraction of failure to use seat belts or child restraint devices; and,

WHEREAS, The Tribal Council believes that enactment of these amendments to the Warm Springs Tribal Code is in the best interest of the Tribe and its members and will improve public safety on the Warm Springs Indian Reservation; now therefore

BE IT RESOLVED, By the Twenty-First(21st) Tribal Council of the Confederated Tribes of the Warm Springs Reservation of Oregon, pursuant to Article V, Section 1(i) and (l), of the Tribal Constitution that the amendments to Chapter 310 of the Warm Springs Tribal Code set out in Attachment "A" to this Resolution creating traffic infractions if failure to use a seat belt or child restraint devices are hereby adopted.

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 10, constituting a quorum, were present at a meeting thereof, duly and regularly called, noticed, convened and held this 11th day of October , 1999; and that the foregoing resolution was passed by the affirmative vote of 8 members, the Chairman not voting; and that said resolution has not been rescinded or amended in any way.

Charles V. Jackson
Secretary-Treasurer

NOTED :

Gordon E. Cannon
Superintendent

Attachment "A"

cc: Secretary-Treasurer Superintendent Administrative Services Center

ATTACHMENT "A"

Warm Springs Tribal Code Section 310.600: **Seat Belts and Child Restraints Required.**

(1) Any driver or occupant of a motor vehicle operate on any street or highway of the Warm Springs Indian Reservation shall be properly secured in a seat belt or approved child restraint system that meets Federal Motor Vehicle Safety Standard No. 213.

(2) To comply with subsection (1) above, a child passenger who is under four years of age or weighs 40 pounds or less must be properly secured with a child restraint system that meets Federal Motor Vehicle Safety Standard No. 213.

(3) The driver of the vehicle will be cited if the occupants in violation of this section are under the age of 16 years. Occupants under the age of 16 years in violation of this section shall not be cited.

(4) The offense of failure to use safety belts or child restraint system is a Class D traffic infraction.