

TRIBAL COUNCIL ACT 1.2

AN ACT RELATING TO

THE SNOQUALMIE TRIBAL CODE COMMITTEE

BE IT ENACTED BY THE SNOQUALMIE TRIBAL COUNCIL

SECTION 1.0 – TITLE AND CODIFICATION

This Chapter shall be known as the Snoqualmie Tribal Code Committee Act and shall be codified as Title 1, Chapter 2 of the Snoqualmie Tribal Code.

SECTION 2.0 – STATUTORY AUTHORIZATION

The aboriginal and inherent sovereign power to govern the Snoqualmie Indian Tribe is vested in the Snoqualmie Tribal Council. The Snoqualmie Tribal Council has the authority to safeguard and promote the peace, safety, moral, and general welfare of the members of the Tribe by regulating the behavior of all persons within the jurisdiction of the Tribe, and to provide for the enactment and enforcement of the laws of the Tribe. This authority includes the Council's authority to adopt laws or resolutions regulating the procedure of the Council itself and of other Tribal agencies and Tribal officials. Snoq. Tr. Const. Art. IV, Section 1; Art. VIII, Section 1(j), (o).

SECTION 3.0 – PURPOSE; SCOPE; FINDINGS OF FACT

The Snoqualmie Tribal Council finds that it is an essential duty of Tribal government to draft new Tribal laws and memorialize in written form existing Tribal traditions and customs so that Tribal members and others who do business with the Tribe are aware of the Tribal laws that apply to Tribal activities.

Because the development and amendment of Tribal laws is such a critical component of Tribal sovereignty, the Snoqualmie Tribal Council finds that it is essential to ensure representation from all families within the Tribe to promote, preserve and protect the public health and safety of it's the entire tribal membership through equal political representation on the Snoqualmie Tribal Code Committee.

SECTION 4.0 – DEFINITIONS

CODE means the Snoqualmie Tribal Code.

COURT means the Snoqualmie Tribal Court.

IMMEDIATE FAMILY means Spouse, parents and grand parents, children and grand children, brothers and sisters, mother in law and father in law, brothers in law and sisters

in law, daughters in law and sons in law. Adopted and step members are also included in immediate family.

PERSON includes but is not limited to, natural persons, corporations, partnerships, trusts, unincorporated business associations, governmental entities, Indian tribes and any other organization or entity involved in private, commercial, or non-profit activity.

SNOQUALMIE TRIBAL COUNCIL means the duly constituted governing body of the Snoqualmie Indian Tribe, as set forth in the Snoqualmie Tribal Constitution.

TRIBAL MEMBER means any person enrolled as a member of the Snoqualmie Indian Tribe, whether an adopted or regular member, unless another Tribe is clearly intended.

SECTION 5.0 – ESTABLISHMENT OF THE SNOQUALMIE TRIBAL CODE COMMITTEE

- (a) There is hereby created the Snoqualmie Tribal Code Committee. The Committee shall consist of not less than three (3) nor more than (7) tribal members appointed by the Snoqualmie Tribal Council for two year renewable terms. Initial terms of one (1) year beginning on July 1, 2010 shall be served by three (3) of the initial members and initial terms of two (2) years shall be served by the other remaining initial members.
- (b) There is hereby created a one (1) representative per immediate family limitation for appointed representatives on the Snoqualmie Tribal Code Committee.
- (c) The Tribe's attorney(s) shall serve in an advisory, non-voting, capacity on the Committee.

SECTION 6.0 – GENERAL DUTIES OF THE SNOQUALMIE TRIBAL CODE COMMITTEE

The Snoqualmie Tribal Code Committee shall have the powers and perform the duties assigned to it by this or a successor law of the Snoqualmie Tribe. It shall be the duty of the Snoqualmie Tribal Code Committee to fairly and equitably recommend all new laws of the tribe, and amendments thereto, to the Snoqualmie Tribal Council for adoption. In addition, the Board shall receive information and make recommendations to the Snoqualmie Tribal Council pertaining to the Snoqualmie Tribal Code.

SECTION 7.0 – RULES AND REGULATIONS

The Snoqualmie Tribal Code Committee shall have the authority to establish policies and procedures necessary to fulfill its responsibilities set forth herein.

SECTION 8.0 – SOVEREIGN IMMUNITY FROM SUIT

Nothing in this Chapter shall be construed as a general or specific waiver of the Snoqualmie Tribe's sovereign immunity. Members of the Snoqualmie Tribal Code Committee are immune from suit when carrying out their duties set forth herein.

SECTION 9.0 - SEVERABILITY

The provisions of this Chapter are severable and if any part or provision is held void by any court of competent jurisdiction, the decision of the court so holding shall not affect or impair any of the remaining provisions of this Chapter.

ENACTED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 10TH DAY OF JUNE, 2010 IN SESSION DULY MET, WITH 5 FOR, 0 AGAINST, AND 0 ABSTAINING. RESOLUTION No. 107-10.

CODIFIED BY THE SNOQUALMIE TRIBAL SECRETARY ON THE 21 DAY OF June 2010.


SECRETARY OF TRIBAL AFFAIRS 6-21-10