

TRIBAL COUNCIL ACT 13.1

AN ACT RELATING TO

THE SNOQUALMIE BOARD OF HEALTH AND HUMAN SERVICES

BE IT ENACTED BY THE SNOQUALMIE TRIBAL COUNCIL

SECTION 1.0 – TITLE AND CODIFICATION

This Chapter shall be known as the Snoqualmie Board of Health and Human Services Act and shall be codified as Title 13, Chapter 1 of the Snoqualmie Tribal Code.

SECTION 2.0 – STATUTORY AUTHORIZATION

The Snoqualmie Tribal Council has determined that the promotion and protection of the public health of its members is an essential duty of Tribal government and appropriate for legislative action pursuant to the Tribal Constitution.

SECTION 3.0 – PURPOSE; SCOPE; FINDINGS OF FACT

The Snoqualmie Tribal Council finds that it is an essential duty of Tribal government to promote, preserve and protect the public health and safety of its tribal membership and all others who may at anytime fall under the tribe's civil, criminal or regulatory jurisdiction.

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 Board of Health and Human Services.

SECTION 4.0 – DEFINITIONS

Reserved.

SECTION 5.0 – ESTABLISHMENT OF THE BOARD OF HEALTH AND HUMAN SERVICES

There is hereby created the Snoqualmie Board of Health and Human Services. The Snoqualmie Board of Health and Human Services shall consist of not less than three (3) nor more than (7) members appointed by the Snoqualmie Tribal Council for three year renewable terms upon the recommendation of the Tribal Administrator. Initial terms of two years beginning on November 14, 2001 shall be served by four of the initial members and initial terms of three years shall be served by the three remaining initial members.

There is hereby created a one representative per immediate family limitation for appointed representatives on the Snoqualmie Board of Health and Human Services.

SECTION 6.0 – GENERAL DUTIES OF THE SNOQUALMIE BOARD OF HEALTH AND HUMAN SERVICES

The Snoqualmie Board of Health 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 Health Board to fairly and equitably enforce all laws of the tribe which relate to promotion, preservation and protection of public health. In addition, the Board shall receive information and make recommendations pertaining to the human services activities of the Tribal administration. The Board shall also have the authority to abate any public nuisance occurring within the tribe's civil, criminal or regulatory jurisdiction.

SECTION 7.0 – RULES AND REGULATIONS

The Snoqualmie Board of Health and Human Services shall have the authority to establish emergency, interim, proposed and final rules and regulations necessary to protect the health of its Tribal members and all others who may from time to time fall within the civil, criminal or regulatory jurisdiction of the Snoqualmie Tribe.

Emergency rules and regulations shall take effect immediately upon their issuance. Emergency rules and regulations are subject to Tribal Council review and approval after thirty (30) days or the rules shall expire once the conditions for the finding of an emergency have expired.

All other rules and regulations authorized by this section shall take effect within ten (10) or thirty (30) days of promulgation at the discretion of the Tribal Council. All such rules and regulations shall be presented to the Tribal Council through the Tribal Administrator.

SECTION 8.0 – RECOMMENDATIONS TO IMPROVE HEALTH AND HUMAN SERVICES

The Snoqualmie Board of Health and Human Services may make public recommendations and conduct educational activities designed to improve community and individual health and well-being. This may include, but is not limited to, information on exercise, nutrition, stress management, suicide prevention, alcohol and drug abuse, HIV and AIDS prevention and treatment, violence prevention, child abuse, domestic abuse, elder care and abuse, and any other matters that the board finds conducive to the improvement of health and well-being.

SECTION 9.0 – ORDERS AND NOTICES

Any person, firm or corporation violating any regulation or order of the Snoqualmie Board of Health and Human Services, or who refuses to obey any such order, or who destroys, conceals or mutilates any notice issued by the Snoqualmie Board of Health and Human Services shall, upon conviction by the Snoqualmie Tribal Court, be guilty of a misdemeanor and fined not less than \$50.00 nor more than \$1,000.00 for each offense.

SECTION 10.0 – INTERGOVERNMENTAL COOPERATION AND AGREEMENTS

Subject to the approval of the Tribal Administrator and the Tribal Council, the Snoqualmie Board of Health and Human Services shall have the authority to enter into inter-agency and inter-governmental agreements with local, county and State units of government within the State of Washington, or with any agency or instrumentality of the Federal Government, or with private or public health care providers and non-profit community agencies to carry out any authorized function of the Board. All such proposed agreements shall be presented to the Snoqualmie Tribal Council through the Tribal Administrator. Emergency agreements authorized by this section shall be subject to the provisions of Section 7.0 of this Chapter.

SECTION 11.0 – 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 Board of Health and Human Services are immune from suit.

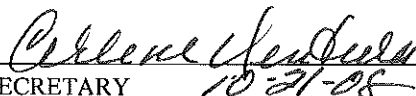
SECTION 12.0 - SEVERABILITY

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 19TH DAY OF NOVEMBER, 2001 IN SESSION DULY MET, WITH 9 FOR, 0 AGAINST, AND 0 ABSTAINING. TRIBAL COUNCIL ACT 08-01.

AMENDED BY THE SNOQUALMIE TRIBAL COUNCIL ON THE 19TH DAY OF FEBRUARY, 2004 IN SESSION DULY MET. TRIBAL COUNCIL ACT 01-04.

CODIFIED BY THE SNOQUALMIE TRIBAL SECRETARY ON THE 21 DAY OF October 2008.



TRIBAL SECRETARY 10-21-08