

R E S O L U T I O N

WHEREAS, the Nez Perce Tribal Executive Committee has been empowered to act for and on behalf of the Nez Perce Tribe, pursuant to the Revised Constitution and Bylaws, adopted by the General Council of the Nez Perce Tribe, on May 6, 1961 and approved by the Acting Commissioner of Indian Affairs on June 27, 1961; and

WHEREAS, Article VI, Section 1, of the Revised Constitution and Bylaws of the Nez Perce Tribe (Tribe) provides that the affairs of the Nez Perce Tribe shall be administered by the Nez Perce Tribal Executive Committee (NPTEC); and

WHEREAS, the NPTEC has a responsibility under the Tribal Constitution to promote and protect the health, education, and general welfare of the members of the Tribe; and

WHEREAS, the Tribe was awarded a grant from the U.S. Department of Justice to revitalize the Nez Perce Tribal Code to a state of efficiency, effectiveness, and easily-accessible ("Code Revision Grant"); and

WHEREAS, the Code Revision Grant team presented Chapter 2-1 Rules of Criminal Procedure as a related chapter for revision and reorganization following Title 4 [Criminal] Offenses amendments.

NOW, THEREFORE BE IT RESOLVED, that having opened an extended comment period of 90 days, and having considered comments, the NPTEC hereby authorizes the amendments to the chapters listed above; and

BE IT FURTHER RESOLVED those amendments are effective one week from the date of this resolution EXCEPT for amendments related to the exercise of jurisdiction over non-Indians for certain covered crimes; and

BE IT FURTHER RESOLVED those amendments related to the exercise of jurisdiction over non-Indians for certain covered crimes will require additional planning, implementation, and notice; and

BE IT FURTHER RESOLVED those amendments related to the exercise of jurisdiction over non-Indians for certain covered crimes shall become effective on October 1, 2023; and

BE IT FINALLY RESOLVED that the NPTEC Chairman and Secretary are hereby authorized to sign all necessary correspondence and the NPTEC Treasurer is hereby authorized to disburse funds accordingly.

CERTIFICATION

The foregoing resolution was duly adopted by the Nez Perce Tribal Executive Committee meeting in Special Session, March, 2022 in the Richard A. Halfmoon Council Chambers, Lapwai, Idaho, a quorum of its members being present and voting.

BY: 
Shirley J. Allman, Secretary

ATTEST:


Samuel N. Penney, Chairman