

RESOLUTION

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 Title 7 Domestic Violence as a major subject area for revision and reorganization; and

WHEREAS, the proposed amendments to the Nez Perce Tribal Code, Title 7 Domestic Violence, specifically, Chapters:

7-1 (General Provisions);

7-2 (Criminal Penalties and Procedures);

7-3 (Civil Domestic Protection Orders); and

7-4 (Family and Children)

WHEREAS, chapter 7-5 (Elder and Adult Protection) will be reviewed in conjunction with chapters related to family and community; and

NOW, THEREFORE BE IT RESOLVED, that having opened an extended comment period of 90 days, and having considered comments received, 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 the original resolution, dated March 22, 2022; 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, 2024; 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 Regular Session, September 12, 2023, in the Richard A. Halfmoon Council Chambers, Lapwai, Idaho, a quorum of its members being present and voting.

BY: Ryan Datman
Rachel P. Edwards, Secretary

ATTEST:

Shannon F. Wheeler
for Shannon F. Wheeler, Chairman