

KALISPEL RESOLUTION NO. 2016-74



Kalispel Tribe of Indians
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RESOLUTION

WHEREAS, the Kalispel Business Committee is the duly Constituted governing body of the Kalispel Tribe by the authority of the Constitution and By-Laws for the Kalispel Tribe; and

WHEREAS, under the Constitution and By-Laws of the Tribe, the Kalispel Business Committee is charged with the duty of protecting the health, security and general welfare of the Kalispel Tribe and all reservation residents; and

WHEREAS, the Kalispel Law and Order Code (KLOC), Chapter 4, Section 3.01, VIOLATIONS, provides for imposition of fines for non-criminal traffic infractions and court costs, if a hearing is requested.


WHEREAS, updating and revising KLOC 4-3.01 is necessary as Kalispel Tribe Police Department officers are now using SECTOR, an electronic citation system that will automatically insert the fine amount from the current Washington State fine schedule.

WHEREAS, updating and revising KLOC 4-3.01 does not in any way alter the ability of the Court to mitigate the fine upon request of the defendant. Revision is also needed to clarify that court costs only apply when a defendant requests either a mitigation hearing or a contested hearing.

NOW THEREFORE, BE IT RESOLVED that the Kalispel Tribe of Indians through the Business Committee, adopts KLOC 4-3.01: "Any person who shall violate the adopted portions of the Washington Motor Vehicle Code shall be deemed guilty of a traffic infraction and upon conviction thereof shall be ordered to pay a fine for each offense, plus court costs if the person requests a hearing."

CERTIFICATION

The Kalispel Business Committee adopted the foregoing RESOLUTION at a meeting held on the 2 day of Aug, 2016, at the Tribal office on the Kalispel Indian Reservation near Usk, Washington, with the required quorum present by a vote of 3 FOR and 0 AGAINST. ✓



GLEN NENEMA, CHAIRMAN
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2017)



DARREN HOLMES, SECRETARY
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2019)

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