



SQUAXIN ISLAND TRIBE

RESOLUTION NO. 11- 37

of the

SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Tribe, its members, its lands, its enterprises and its agencies by the authority of the Constitution and Bylaws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

WHEREAS, under the Constitution, Bylaws and inherent sovereignty of the Tribe, the Squaxin Island Tribal Council is charged with the duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources and rights of the Tribe; and

WHEREAS, the Tribe is a federally-recognized Indian Tribe possessing reserved powers, including the powers of self-government; and

WHEREAS, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe; and

WHEREAS, the Squaxin Island Tribal Council adopted Chapter 2.16, the Squaxin Island Exclusion Policy by Resolution 07-31 and 95-57.

WHEREAS, the Tribe seeks to ensure proper and effective notice to the Tribe of efforts to obtain, modify, repeal or terminate exclusion orders.

NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby approves the amendments (in italics) to the Squaxin Island Exclusion Policy.

NOW THEREFORE BE IT BE FURTHER RESOLVED, that the Squaxin Island Tribal Council hereby adopts the following amendments to the Squaxin Island Exclusion Policy:

Section 2.16.020 Hearings - Notice

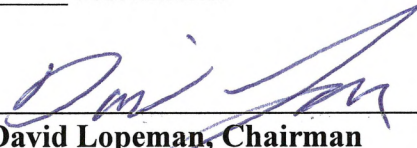
A Notice of Proposed Exclusion. Any member of the Squaxin Island Tribe (petitioner) may initiate the exclusion process by directing the Tribal Court clerk to note the issue for hearing.

The court clerk shall then set an exclusion hearing in Tribal Court, and cause notice to be served on the person against whom an exclusion request has been made (respondent), by registered mail or personally, *the petitioner, and the Squaxin Island Legal Department*. If mailed, such notice shall be presumed to have been received three days after dispatch. The hearing shall be no less than five days after receipt of such notice; provided, that if the petitioner states upon oath that an emergency exists, the court clerk may take extraordinary measures in relief of that emergency pursuant to Section 2.16.030(B).

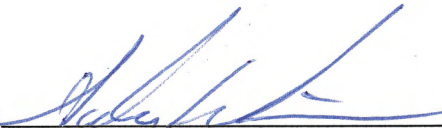
D. Change of Status. Any person excluded from Indian country may petition the Tribal Court for a change in such status. *The court clerk shall set a hearing in Tribal Court, and cause notice to be served on the person against whom an exclusion request has been made (respondent), by registered mail or personally, the petitioner, and the Squaxin Island Legal Department*. The Tribal Court shall order the exclusion of such person discontinued if it finds, after a hearing held pursuant to the terms of this chapter, that a change in circumstances exists so that the reasons for the exclusion no longer prevail. The Tribal Court may also order such a hearing if an order of exclusion was entered in the absence of respondent, and respondent requests such a hearing. (Res. 07-31 §§ 3, 4; Res. 95-57 § 2)

CERTIFICATION

The Squaxin Island Tribal Council hereby certifies that the foregoing Resolution was adopted at the regular meeting of the Squaxin Island Tribal Council, held on this 26th day of May, 2011, at which time a quorum was present and was passed by a vote of u for and 0 against, with 0 abstentions.



David Lopeman, Chairman

Attested by: 

Peter Kruger, Sr., Secretary



Arnold Cooper, Vice Chairman