



# SQUAXIN ISLAND TRIBE

## RESOLUTION NO. 15-23

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 finds that regulation of Title 9, Law and Order Code is essential to the health and welfare of the Squaxin Island Tribe and its members.

**NOW THEREFORE BE IT RESOLVED**, that the Squaxin Island Tribal Council hereby adopts the following amendment (adding the age to this section) to Title 9, Law and Order Code:

9.12.155 Elder abuse or neglect.

A. A person is guilty of elder abuse or neglect if he or she commits an act of violence, abuse, or neglect on a person over the age of 55 years causing harm or injury to that person.

**NOW THEREFORE BE IT FINALLY RESOLVED**, The Squaxin Island Tribal Council hereby adopts the following section to Title 9, Law and Order Code:

9.12.157 Exploitation of an Elder or Incapacitated Person

A. For the purposes of this section, an elder is any person over the age of 55 years. An incapacitated person is any person 18 years or older that has been declared incapacitated by any court of competent jurisdiction.


B. A person is guilty of exploitation of an elder or incapacitated person if he or she illegally or improperly uses an elder or incapacitated person, or that person's income or resources, for another person's profit or advantage.

C. Exploitation of an elder or incapacitated person is a gross misdemeanor and upon conviction thereof, the offender may be required by the Court to undergo medical evaluation and treatment, in addition to or instead of any other sentence imposed by the Court.

**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 14<sup>th</sup> day of May, 2015, at which time a quorum was present and was passed by a vote of 4 for and 0 against, with 0 abstentions.

  
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David Lopeman, Chairman

Attested by:   
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Charlene Krise, Secretary

  
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Arnold Cooper, Vice Chairman