



# SQUAXIN ISLAND TRIBE

## RESOLUTION NO. 04- 61

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

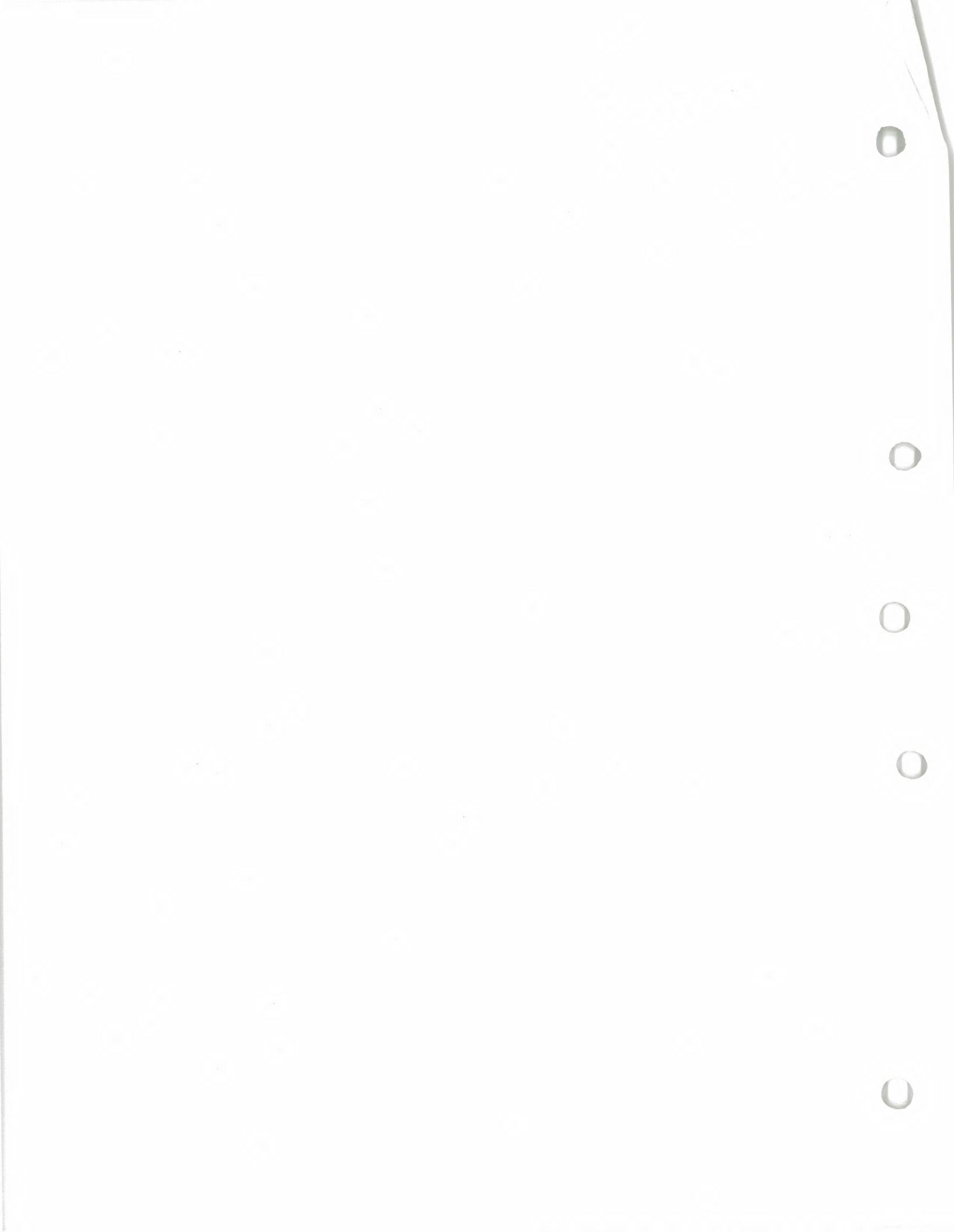
**WHEREAS**, the Squaxin Island Tribal Council has been entrusted with the creation of ordinances and resolutions in order to fulfill their duty of protecting the health, security, education and general welfare of tribal members, and of protecting and managing the lands and treaty resources of the Tribe;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

**WHEREAS**, the Squaxin Island Tribal Council wishes to take every reasonable measure to protect the children and others in the Squaxin Island Community; and

**WHEREAS**, the Squaxin Island Tribal Council wishes to minimize the presence of unsupervised children on the streets of the Reservation in the evening hours; and

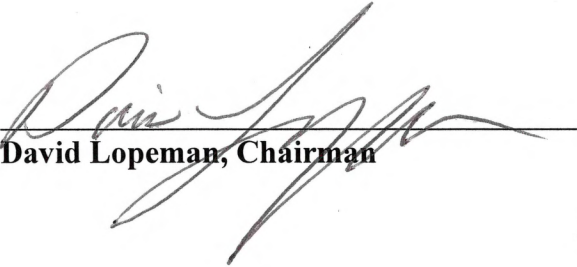
**WHEREAS**, the Curfew Code does authorize Law Enforcement to investigate and enforce suspected violations of the curfew;

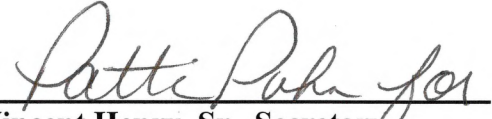
**NOW THEREFORE BE IT RESOLVED**, that the Squaxin Island Tribal Council hereby adopts the Curfew Code (copy attached hereto).



**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 30<sup>th</sup> day of September, 2004, at which time a quorum was present and was passed by a vote of 4 for and 0 against, with 0 abstentions.

  
**David Lopeman, Chairman**

Attested by:   
**Vincent Henry, Sr., Secretary**

  
**Andy Whitener, Vice Chairman**

## Chapter 10.28

### CURFEW CODE

#### Sections:

10.28.010	Title
10.28.020	Purpose
10.28.030	Jurisdiction
10.28.040	Authority of Tribal Council
10.28.050	Enforcement
10.28.060	Violations
10.28.070	Definition
10.28.080	Penalties and Conditions

#### 10.28.010 Title

This title shall be known as the Squaxin Island Curfew Code.

#### 10.28.020 Purpose

For the protection of the children and others in the Tribal community, it is the policy of the Squaxin Island Tribe to minimize the presence of unsupervised children on the streets in the evening hours.

#### 10.28.030 Jurisdiction

The provisions of this chapter apply to all youth and their parents and/or guardians on lands within the jurisdiction of the Squaxin Island Tribe.

#### 10.28.040 Authority of Tribal Council

The Squaxin Island Tribal Council is the governing body of the Squaxin Island Tribe of Indians by the authority of the Constitution and Bylaws of the Squaxin Island Tribe as adopted by the General Body and approved by the Secretary of the Interior on July 8, 1965.

#### 10.28.050 Enforcement

Public safety officers are authorized to investigate and enforce suspected violations of this chapter.

#### 10.28.060 Violations

It shall be considered a curfew violation to fail to comply with any provision of this chapter.

#### 10.28.070 Definitions

The following terms, whenever used or referred to in this chapter, shall have the following respective meanings, unless a different meaning clearly appears from the context:

“Curfew” means a time in the evening beyond which children may not appear on the streets if not under parental control. The curfew applies as follows:



- Ages 0-7: Always be under parental control.  
 Ages 8-12: 9:00pm on school nights.  
 10:00pm on non-school nights.
- Ages 13-15: 10:00pm on school nights.  
 11:00pm on non-school nights.
- Ages 16-17: 10:00pm on school nights.  
 12:00 midnight on non-school nights.

“Parental control” means the direct supervision by a parent, guardian, or other designee aged eighteen (18) or older of the parent or guardian.

“School night” means any night before school.

**10.28.080 Penalties and Conditions**

The following penalties and conditions shall apply to violations of this chapter:

A. First Offense:

Age	Charge	Fine
0-7	Parent(s)/guardian(s) charged with Failure to Supervise	\$25.00
8-12	Parent(s)/guardian(s) charged with Failure to Supervise	\$25.00
13-15	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$25.00
	Child charged with Curfew Violation	\$25.00
16-17	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$25.00
	Child charged with Curfew Violation	\$25.00

B. Second Offense:

Age	Charge	Fine
0-7	Parent(s)/guardian(s) charged with Failure to Supervise	\$50.00
8-12	Parent(s)/guardian(s) charged with Failure to Supervise	\$50.00
13-15	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$50.00
	Child charged with Curfew Violation	\$50.00
16-17	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$50.00
	Child charged with Curfew Violation	\$50.00

C. Third and Subsequent Offense(s):

Age	Charge	Fine
0-7	Parent(s)/guardian(s) charged with Failure to Supervise	\$100.00
8-12	Parent(s)/guardian(s) charged with Failure to Supervise	\$100.00

13-15	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$100.00
	Child charged with Curfew Violation	\$100.00
16-17	Both child and parent(s)/guardian(s) charged	
	Parent(s)/guardian(s) charged with Failure to Supervise	\$100.00
	Child charged with Curfew Violation	\$100.00

