

## SQUAXIN ISLAND TRIBE

RESOLUTION NO. 93- 20  
of the  
SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the governing body of the Squaxin Island Tribe of Indians by the authority of the constitution and by-laws of the Squaxin Island Tribe, as approved and adopted by the General Body and the Secretary of the Interior on July 8, 1965; and

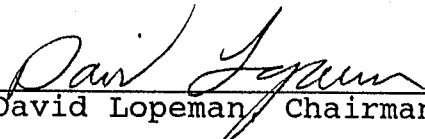
WHEREAS, the Squaxin Island Tribal Council has the authority to promulgate laws and ordinances for the protection and well-being of the Tribe and it's members, and

WHEREAS, the Squaxin Island Tribal Council finds it necessary and appropriate to adopt a bail schedule for criminal offenses and to amend the Law and Order Code to reflect this and finds that the amendments will be beneficial to the safety and welfare of the Squaxin Island Tribal Community;

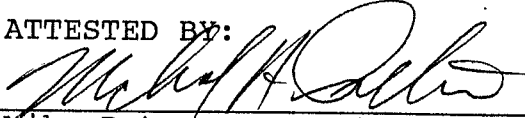
NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby amends the Squaxin Island Tribal Law and Order Code as set forth in the attached draft, effective the 25th day of February, 1993.

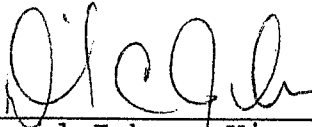
### C E R T I F I C A T I O N

The Squaxin Island Tribal Council does hereby certify that the foregoing resolution was adopted at a regular meeting of the Squaxin Island Tribal Council held on this 25th day of February, 1993, at which time a quorum was present and passed by a vote of 4 for, and 0 against.

  
\_\_\_\_\_  
David Lopeman, Chairman

ATTESTED BY:

  
\_\_\_\_\_  
Mike Peters, Secretary

  
\_\_\_\_\_  
David Johns, Vice-Chairman

# NORTHWEST INTERTRIBAL COURT SYSTEM

121 FIFTH AVE. NORTH  
SUITE #305  
EDMONDS, WASHINGTON 98020

Phone: (206) 774-5808  
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ELBRIDGE COOCHISE  
Administrator & Chief Judge

SQUAXIN ISLAND INDIAN TRIBE  
Shelton, Washington

COURT RULE No. SQI-3/93-02

## BAIL SCHEDULE FOR CRIMINAL OFFENSES

(Effective March 12, 1993)

Pursuant to the authority vested in the Tribal Court judges by Rule N (2) of the Squaxin Island Court Procedures Ordinance, the following bail schedule shall be in effect immediately for use by Squaxin Island Law Enforcement.

This bail schedule shall be used to release a person accused of a crime under the tribal Law and Order Code. Enforcement should not arrest any person for violations of the tribal Fishing or Hunting Codes.

Pursuant to tribal Resolution No. 82-55, a person arrested who cannot post cash bail must be released within seventy-two (72) hours of arrest, unless an arraignment is conducted within this seventy-two (72) hour period.

Finally, criminal attempts, conspiracies and solicitations shall have the same bail as the underlying offense.

### Chapter 2.04: HOMICIDE

| <u>Section Number</u> | <u>Name of Crime</u>             | <u>Bail Amount</u> |
|-----------------------|----------------------------------|--------------------|
| 2.04.020              | Murder in the First Degree       | \$5,000.00         |
| 2.04.030              | Murder in the Second Degree      | \$5,000.00         |
| 2.04.040              | Manslaughter in the First Degree | \$5,000.00         |
| 2.04.050              | Manslaughter in the 2nd Degree   | \$5,000.00         |
| 2.04.060              | Negligent Homicide               | \$2,500.00         |
| 2.04.070              | Homicide by Abuse                | \$5,000.00         |

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Chapter 2.05: PHYSICAL HARM

| <u>Section Number</u> | <u>Name of Crime</u>        | <u>Bail Amount</u> |
|-----------------------|-----------------------------|--------------------|
| 2.05.010              | Assault in the First Degree | \$5,000.00         |
| 2.05.020              | Assault in the 2nd Degree   | \$2,500.00         |
| 2.05.030              | Assault in the 3rd Degree   | \$1,500.00         |
| 2.05.040              | Assault in the 4th Degree   | \$500.00           |
| 2.05.050              | Reckless Endangerment       | \$250.00           |
| 2.05.060              | Promoting a Suicide Attempt | \$5,000.00         |
| 2.05.070              | Coercion                    | \$250.00           |
| 2.05.080              | Child Abuse or Neglect      | \$1,000.00         |
| 2.05.090              | Malicious Harassment        | \$250.00           |

Chapter 2.06: KIDNAPPING, ETC.

|          |                                |            |
|----------|--------------------------------|------------|
| 2.06.020 | Kidnapping in the First Degree | \$5,000.00 |
| 2.06.030 | Kidnapping in the 2nd Degree   | \$2,500.00 |
| 2.06.040 | Unlawful Imprisonment          | \$1,000.00 |
| 2.06.050 | Custodial Interference         | \$1,000.00 |

Chapter 2.07: ARSON & OTHER DAMAGE TO PROPERTY

|          |                                    |            |
|----------|------------------------------------|------------|
| 2.07.020 | Arson in the First Degree          | \$5,000.00 |
| 2.07.030 | Arson in the Second Degree         | \$5,000.00 |
| 2.07.040 | Reckless Burning in the 1st Degree | \$1,000.00 |
| 2.07.050 | Reckless Burning in the 2nd Degree | \$500.00   |
| 2.07.070 | Malicious Mischief: 1st Degree     | \$2,000.00 |
| 2.07.080 | Malicious Mischief: 2nd Degree     | \$500.00   |
| 2.07.090 | Malicious Mischief: 3rd Degree     | \$250.00   |

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| <u>Section Number</u> | <u>Name of Crime</u>            | <u>Bail Amount</u> |
|-----------------------|---------------------------------|--------------------|
| 2.07.100              | Desecration of Religious Sites  | \$5,000.00         |
| 2.07.110              | Cutting Timber without a Permit | \$250.00           |
| 2.07.120              | Defacing Official Signs, etc.   | \$250.00           |
| 2.07.140              | Failure to Control/Report Fire  | \$100.00           |
| 2.07.150              | Interference with Fishing Gear  | \$100.00           |

**Chapter 2.08: BURGLARY & TRESPASS**

|          |                                 |            |
|----------|---------------------------------|------------|
| 2.08.020 | Burglary in the First Degree    | \$5,000.00 |
| 2.08.030 | Burglary in the 2nd Degree      | \$2,500.00 |
| 2.08.050 | Making/Having Burglary Tools    | \$500.00   |
| 2.08.070 | Criminal Trespass in 1st Degree | \$500.00   |
| 2.08.080 | Criminal Trespass in 2nd Degree | \$250.00   |
| 2.08.100 | Vehicle Prowling                | \$250.00   |

**Chapter 2.09: THEFT & ROBBERY**

|          |   |            |
|----------|---|------------|
| 2.09.030 | Theft in the First Degree                             | \$2,000.00 |
| 2.09.040 | Theft in the Second Degree                            | \$1,000.00 |
| 2.09.050 | Theft in the Third Degree                             | \$250.00   |
| 2.09.060 | Unlawful Issuance of Checks                           | \$250.00   |
| 2.09.070 | Taking Motor Vehicle                                  | \$1,000.00 |
| 2.09.090 | Extortion in the First Degree                         | \$1,000.00 |
| 2.09.100 | Extortion in the Second Degree                        | \$500.00   |
| 2.09.120 | Possession of Stolen Property<br>in the First Degree  | \$1,000.00 |
| 2.09.130 | Possession of Stolen Property<br>in the Second Degree | \$500.00   |

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| <u>Section Number</u>                                | <u>Name of Crime</u>                                 | <u>Bail Amount</u> |
|--|--|--------------------|
| 2.09.140   | Possession of Stolen Property<br>in the Third Degree | \$250.00           |
| 2.09.150   | Obscuring Identity of Machine                        | \$500.00           |
| 2.09.170   | Robbery in the First Degree                          | \$5,000.00         |
| 2.09.180   | Robbery in the Second Degree                         | \$2,500.00         |
| 2.09.190   | Embezzlement   | \$1,500.00         |
| <u>Chapter 2.10: FRAUD</u>                           |  |                    |
| 2.10.020   | Fraud  | \$500.00           |
| 2.10.030   | Forgery  | \$500.00           |
| 2.10.040   | Obtaining a Signature by<br>Deception or Duress      | \$500.00           |
| 2.10.050   | Criminal Impersonation                               | \$500.00           |
| 2.10.060   | Unauthorized Use of Tribal<br>Identification Card    | \$250.00           |
| <u>Chapter 2.11: FAMILY OFFENSES</u>                 |  |                    |
| 2.11.010   | Bigamy   | \$500.00           |
| 2.11.020   | Incest   | \$5,000.00         |
| 2.11.030   | Desertion and Non-Support<br>of Children             | \$1,500.00         |
| 2.11.040   | Failure to Support                                   | \$1,000.00         |
| <u>Chapter 2.12: BRIBERY &amp; CORRUPT INFLUENCE</u> |  |                    |
| 2.12.010   | Bribery  | \$500.00           |
| 2.12.020   | Requesting Unlawful Compensation                     | \$500.00           |
| 2.12.030   | Receiving/Granting Unlawful<br>Compensation          | \$500.00           |

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| <u>Section Number</u> | <u>Name of Crime</u>         | <u>Bail Amount</u> |
|-----------------------|------------------------------|--------------------|
| 2.12.040              | Trading in Public Office     | \$500.00           |
| 2.12.050              | Trading in Special Influence | \$500.00           |

Chapter 2.13: PERJURY

|          |                                  |            |
|----------|----------------------------------|------------|
| 2.13.020 | Perjury in the First Degree      | \$500.00   |
| 2.13.030 | Perjury in the Second Degree     | \$500.00   |
| 2.13.040 | False Swearing                   | \$250.00   |
| 2.13.090 | Bribing a Witness                | \$1,000.00 |
| 2.13.100 | Witness Receiving a Bribe        | \$1,000.00 |
| 2.13.110 | Intimidating a Witness           | \$1,000.00 |
| 2.13.120 | Tampering with a Witness         | \$1,000.00 |
| 2.13.130 | Intimidating a Juror             | \$1,000.00 |
| 2.13.140 | Jury Tampering                   | \$500.00   |
| 2.13.150 | Tampering with Physical Evidence | \$500.00   |

Chapter 2.14: OBSTRUCTING GOVERNMENTAL OPERATION

|          |   |            |
|----------|---|------------|
| 2.14.020 | Onstructing a Public Servant                          | \$500.00   |
| 2.14.030 | Refusing to Summon Aid                                | \$250.00   |
| 2.14.040 | Refusing to Aid an Officer                            | \$250.00   |
| 2.14.050 | Resisting Arrest                                      | \$250.00   |
| 2.14.080 | Rendering Criminal Assistance<br>in the First Degree  | \$2,500.00 |
| 2.14.090 | Rendering Criminal Assistance<br>in the Second Degree | \$1,000.00 |
| 2.14.100 | Rendering Criminal Assistance<br>in the Third Degree  | \$500.00   |

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| <u>Section Number</u>                                | <u>Name of Crime</u>             | <u>Bail Amount</u> |
|--|----------------------------------|--------------------|
| 2.14.110   | Compounding                      | \$250.00           |
| 2.14.120   | Escape in the First Degree       | \$5,000.00         |
| 2.14.130   | Escape in the Second Degree      | \$2,500.00         |
| 2.14.140   | Escape in the Third Degree       | \$1,000.00         |
| 2.14.150   | Bail Jumping                     | \$1,000.00         |
| 2.14.160   | Flight to Avoid Prosecution      | \$1,000.00         |
| 2.14.170   | Intimidating a Public Servant    | \$1,000.00         |
| <br><u>Chapter 2.15: ABUSE OF OFFICE</u>             |                                  |                    |
| 2.15.010   | Criminal Misconduct              | \$500.00           |
| <br><u>Chapter 2.16: PUBLIC DISTURBANCE</u>          |                                  |                    |
| 2.16.010   | Riot                             | \$1,000.00         |
| 2.16.020   | Failure to Disperse              | \$500.00           |
| 2.16.030   | Disorderly Conduct               | \$100.00           |
| 2.16.040   | False Reporting                  | \$250.00           |
| 2.16.050   | Disturbing the Peace             | \$100.00           |
| <br><u>Chapter 2.17: RAPE &amp; OTHER SEX CRIMES</u> |                                  |                    |
| 2.17.040   | Rape in the First Degree         | \$5,000.00         |
| 2.17.050   | Rape in the Second Degree        | \$5,000.00         |
| 2.17.060   | Rape in the Third Degree         | \$5,000.00         |
| 2.17.070   | Statutory Rape in the 1st Degree | \$5,000.00         |
| 2.17.080   | Statutory Rape in the 2nd Degree | \$5,000.00         |
| 2.17.090   | Statutory Rape in the 3rd Degree | \$5,000.00         |

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| <u>Section Number</u> | <u>Name of Crime</u>                           | <u>Bail Amount</u> |
|-----------------------|--|--------------------|
| 2.17.110              | Public Indecency                               | \$500.00           |
| 2.17.120              | Child Molestation                              | \$5,000.00         |
| 2.17.130              | Prostitution                                   | \$1,000.00         |
| 2.17.160              | Promoting Prostitution in<br>the First Degree  | \$2,500.00         |
| 2.17.170              | Promoting Prostitution in<br>the Second Degree | \$1,000.00         |
| 2.17.180              | Permitting Prostitution                        | \$1,000.00         |
| 2.17.190              | Abusive Sexual Touching                        | \$5,000.00         |

Chapter 2.18: ANIMALS

|          |                           |          |
|----------|---------------------------|----------|
| 2.18.010 | Allowing Vicious Animals  | \$250.00 |
| 2.18.020 | Inuring/Concealing Animal | \$250.00 |
| 2.18.030 | Cruelty to Animals        | \$250.00 |

Chapter 2.19: FIREARMS

|          |                                 |            |
|----------|---------------------------------|------------|
| 2.19.040 | Possession of Firearm by Felon  | \$1,000.00 |
| 2.19.050 | Illegal Sale, Possession or Use | \$500.00   |
| 2.19.060 | Loaded Firearm in Vehicle       | \$100.00   |
| 2.19.070 | Machine Guns, etc.              | \$1,000.00 |
| 2.19.080 | Aiming or Discharging Firearm   | \$500.00   |
| 2.19.090 | Intimidation by Use of Weapon   | \$500.00   |
| 2.19.110 | Possession by Minor             | \$500.00   |
| 2.19.120 | Delivery of Pistol              | \$250.00   |
| 2.19.130 | Alteration of Identifying Marks | \$500.00   |



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Chapter 2.21: LIQUOR VIOLATIONS

| <u>Section Number</u> | <u>Name of Crime</u>                             | <u>Bail Amount</u> |
|-----------------------|--|--------------------|
| 2.21.020              | Illegal Sale, Purchase & Possession; Use of I.D. | \$500.00           |
| 2.21.030              | Minor in Possession (MIP)                        | \$250.00           |
| 2.21.040              | Minor Consuming Liquor                           | \$250.00           |

Chapter 2.24: MISCELLANEOUS OFFENSES

|          |                                    |            |
|----------|------------------------------------|------------|
| 2.24.010 | Littering                          | \$250.00   |
| 2.24.020 | Maintaining a Public Nuisance      | \$100.00   |
| 2.24.030 | Abandoning Refrigeration Equipment | \$100.00   |
| 2.24.040 | Telephone Abuse                    | \$100.00   |
| 2.24.050 | Adulteration                       | \$1,000.00 |

Chapter 2.25: MOTOR VEHICLE VIOLATIONS

|          |                                   |            |
|----------|-----------------------------------|------------|
| 2.25.010 | Driving Under the Influence (DWI) | \$500.00   |
| 2.25.020 | Reckless Driving                  | \$250.00   |
| 2.25.030 | Hit and Run (Unattended)          | \$250.00   |
| 2.25.040 | Hit and Run (Attended)            | \$500.00   |
| 2.25.050 | Driving While Suspended/Revoked   | \$250.00   |
| 2.25.060 | Eluding Law Enforcement Officer   | \$1,000.00 |
| 2.25.070 | Alcoholic Beverage in Vehicle     | \$50.00    |

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Chapter 2.21: CONTROLLED SUBSTANCES

| <u>Section Number</u> | <u>Name of Crime</u>     | <u>Bail Amount</u> |
|-----------------------|--------------------------|--------------------|
| 2.26.030              | Illegal Drugs            | \$5,000.00         |
| 2.26.040              | Sniffing                 | \$1,000.00         |
| 2.26.050              | Distribution to Children | \$5,000.00         |
| 2.26.060              | Drug Paraphernalia       | \$1,000.00         |

Chapter 2.27: CONTRIBUTING TO DELINQUENCY OF A MINOR

|          |                             |            |
|----------|-----------------------------|------------|
| 2.27.010 | Contributing to Delinquency | \$1,000.00 |
|----------|-----------------------------|------------|

CONTEMPT OF COURT


|  |                   |          |
|--|-------------------|----------|
| Rule K of the<br>Court Procedures Code | Contempt of Court | \$100.00 |
|--|-------------------|----------|

FAILURE TO APPEAR

If a person fails to appear in Court pursuant to a summons or a citation, the Court may issue a warrant of arrest, and may set bail at an amount up to that listed in this Bail Schedule for the charge underlying that for which the person failed to appear.

This Court Rule supercedes Court Rule No. SQI-2/93-01, and incorporates changes recommended to the Court by the Squaxin Island Tribal Council. The prior court rule is hereby vacated.

APPROVED this 10 day of March, 1993.

  
ELBRIDGE COOHISE  
Chief Judge