

# SQUAXIN ISLAND TRIBE

RESOLUTION NO. 95 - 32  
OF THE  
SQUAXIN ISLAND TRIBAL COUNCIL

WHEREAS, the Squaxin Island Tribal Council is the Governing Body of the Squaxin Island Indian Reservation by 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, under the Constitution and By-laws 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

WHEREAS, the Squaxin Island Tribal Council has been entrusted with conducting the business of the Squaxin Island Tribe; and

WHEREAS, the Tribal Council has determined that it is necessary to make certain modifications regarding Court personnel qualifications.

NOW THEREFORE BE IT RESOLVED, that the Squaxin Island Tribal Council hereby modifies Section 7. of the Squaxin Island Court Procedures to add the following sentence:

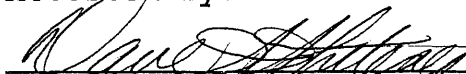
Section 7. Qualifications of Judges - "In the event that no qualified Indian applicants are available, the "Indian" qualification may be waived by the Council in making this appointment."

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

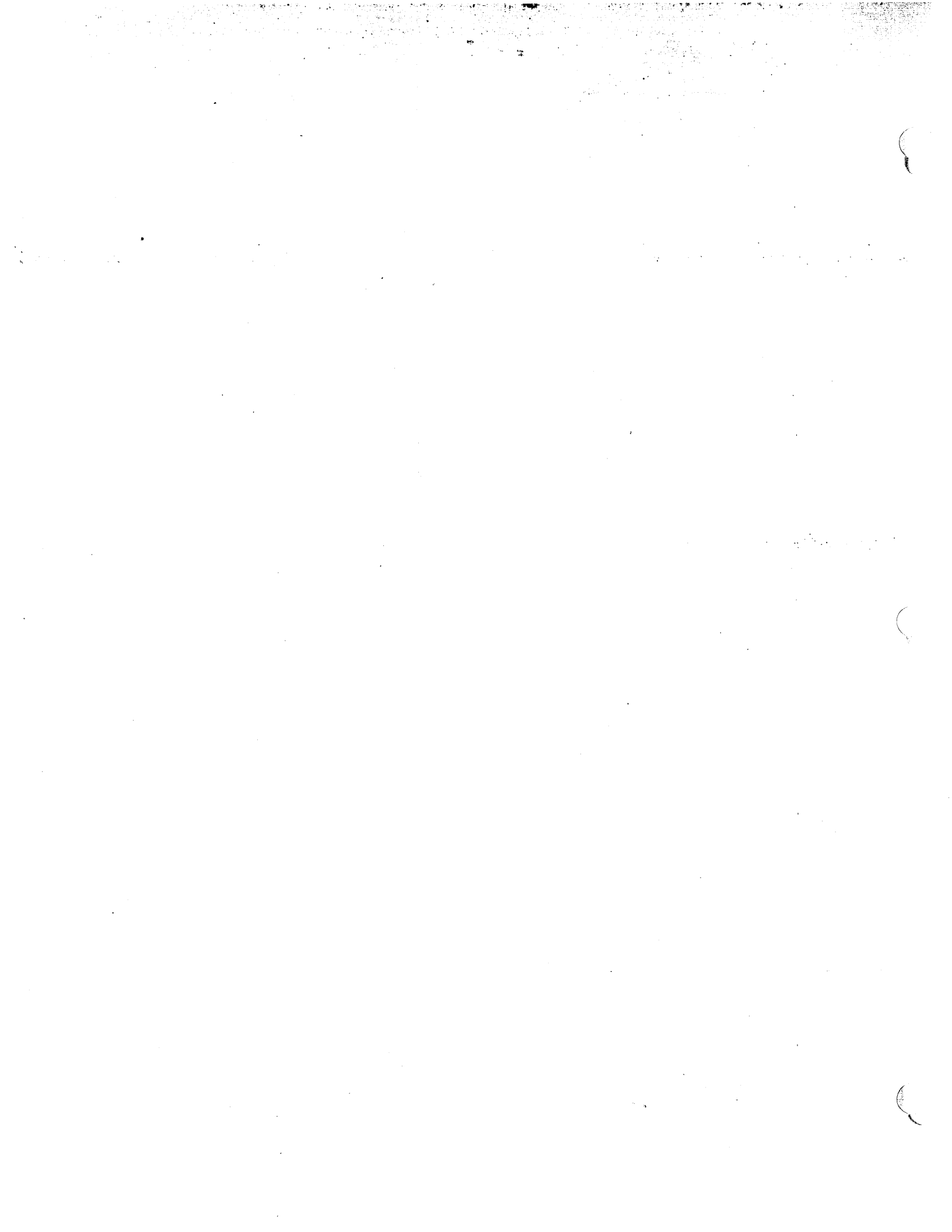
The Squaxin Island Tribal Council does hereby certify that the foregoing Resolution was adopted at a meeting of the Squaxin Island Tribal Council, held on this 13th day of April 1995, at which a quorum was present and was passed by a vote of 4 for, 0 against with 0 abstentions.

  
David Lopeman, Chairman

Attested by:

  
Dave Whitener, Secretary

  
Cal Peters, Vice Chairman



- C. The Tribal Court shall, in addition, have the power to direct advisory opinions to the Tribal Council setting forth its concerns with Tribal laws, Tribal or General Council actions, or other appropriate matters.

Section 5. Jurisdiction

The Squaxin Island Tribal Court's jurisdiction shall extend to the territory set forth in the Squaxin Island Constitution. The court shall have such jurisdiction over persons and subjects as the Tribal Council gives it by ordinances or resolution.

Section 6. Judges

The Tribal Council may appoint a Chief Judge and Associate Judges of the Squaxin Island Tribal Court. Judges shall be appointed for a term to be established by the Tribal Council. When no judge of the Tribal Court is available, the Tribal Council may, by written resolution, appoint a temporary judge to serve for a specified period, which shall not be longer than six months.

Section 7. Qualification of Judges

To serve as judge of the Squaxin Island Tribal Court, a person must be an Indian who is (a) at least 21 years old, (b) of good moral character, (c) able to read and write English well, and (d) trained in or willing to undergo training in law and legal procedures.

Section 8. Removal of Judges

*Add to: do not change*

- A. The Tribal Council may remove a judge of the Tribal Court only for good cause. Good cause for removing a judge shall include, but need not be limited to: conviction of a felony or an offense involving dishonesty during the judge's term, serious violation of the Rules for Judges Conduct, failure to perform the duties of the judge's office, failure to complete required training, incompetence, and health or psychological conditions which interfere with performance of the judge's duties. The Tribal Council may not remove a judge because it disagrees with actions the judge has taken in an official capacity.
- B. Before removing a judge, the Council shall give the judge written notice of the charges against him or her. This notice shall be provided at least ten days before a Council meeting at which the judge shall have a fair opportunity to hear and confront the witnesses against him or her and to present evidence on his or her behalf. A judge shall not be removed unless a majority of all members of the Tribal Council vote for such removal.

Zills - Stills - 18th -

Chausse Dis -