

09
 AMENDMENTS TO ORDINANCE NO. 20 - LAW & ORDER CODE

RESOLUTION NO.	TITLE	ADOPTED
41-2004	Chapter 8, Section 8.3-8.11-Trespass, Exclusion	5/19/2004
71-2004	Chapter 15, Animal Control, Section 15-10	9/1/2004
63-2005	Chapter 9 - Section 9.1-9.9-	9/14/2005 Supercedes 41-2004
68-2006	Chapter 6, Section 6.203-Curfew	12/28/2006 Superceded by Res #41-2008
08-2007	Section 1.8(N) Definition of "Party"	2/16/2007
24-2008	Section 2.15 Court Administrator duties (Chapter 1)	5/3/2008
41-2008	Chapter 6-Sections 6.203 & 6.204-Curfew	7/21/2008 Supercedes 68-2006
07-2009	Section 13.38 (A-D) Juvenile Detention (Chapter 13)	1/26/2009
11-2009	Chapters 6 & 13 -Gangs	3/9/2009
77-2010	Chapter 10-Appeals	11/6/2010
20-2011	Section 2.16- Eminent Domain (Chapter 2)	4/4/2011
40-2011	Section 6.126 to 6.139-Sex Offender (Chapter 6)	7/9/2011
85-2011	Chapter 5-Criminal Procedure	12/12/2011
20-2012	Section 6.126 to 6.139-Sex Offender (Chapter 6)	2/16/2012
38-2013	Chapter 7-Section 7-Domestic Violence	5/23/2013
52-2013	Chapter 15-Animal Control, Section 15-3A	8/5/2013
53-2013	Chapter 15-Animal Control, Section 15-2A	8/5/2013
54-2013	Chapter 15-Animal Control, Section 15-9	8/5/2013
90-2016	Chapter 10- Section 10.10 A-E	11/2/2016
18-2017	Chapter 9 - Section 6.242 & 6.154 (Exclusions)	3/4/2017
21-2018	Chapter 20 - Grandparents' Contact & Visitation Rights	4/7/2018
20-2020	Temporary Modification L & Code, Sec. 6.79 - Contempt (COVID)	3/31/2020
26-2020	Temporary Modification L & Code, Sec. 6.92-Endangerment(COVID)	4/9/2020
Revised 01/22/21		

HUALAPAI TRIBAL COUNCIL
RESOLUTION 26-2020
OF THE GOVERNING BODY
OF THE HUALAPAI TRIBE OF THE HUALAPAI RESERVATION

**Temporary Amendment of Section 6.92 (Endangerment)
of the Tribal Law & Order Code Regarding COVID-19**

WHEREAS, the Hualapai Tribe is a federally recognized Indian Tribe located on the Hualapai Indian Reservation in Northwestern Arizona; and

WHEREAS, the Hualapai Tribal Council has the power to represent the Tribe and act in all matters that concern the welfare of the Tribe pursuant to Article V(r) of the Hualapai Constitution; and

WHEREAS, the Hualapai Tribe declared a State of Emergency in connection with COVID-19 on March 16, 2020; and

WHEREAS, the Tribal Incident Command Team (ICT) is preparing the support the Hualapai Community as part of the ICT COVID-19 Response Plan through implementation of isolation, Stay-At-Home Orders, Quarantine Orders, and a curfew, which requires an enforcement provision for such a Response Plan; and

WHEREAS, the ICT has consulted with Hualapai Nation Police Department, the Hualapai Prosecutor's Office, Legal Counsel of the Hualapai Tribe, and the Hualapai Tribal Court, and has made the recommendation that these amendments be enacted in order to establish enforcement provisions per the ICT COVID-19 Response Plan;

THEREFORE BE IT RESOLVED, the Hualapai Tribal Law & Order Code is hereby amended as follows:

Section 6.92 shall be temporarily amended with the following:

“Section 6.92 Endangerment

A person commits endangerment:

- (A) By recklessly engaging in any conduct which places another person at substantial risk of imminent death or bodily harm; or

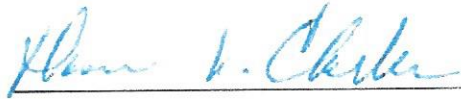
(B) By knowingly refusing or failing to obey any Declaration of Emergency Measure Order, or any provisions thereof, that is in effect pursuant to action of the Hualapai Tribal Council.

A person guilty of this offense may be sentenced to imprisonment for a period not to exceed 90 days or a fine not to exceed \$2,000, or both.”

NOW THEREFORE BE IT FINALLY RESOLVED, that the Tribal Council hereby enacts this Temporary Amendment to Section 6.92 (Endangerment) to the Tribal Law & Order Code.

CERTIFICATION

I, the undersigned as Chairman of the Hualapai Tribal Council hereby certify that the Hualapai Tribal Council of the Hualapai Tribe is composed of nine (9) members of whom nine (9) constituting a quorum were present at Special Council Meeting, thereof held on this 9th day of April, 2020; and that the foregoing resolution was duly adopted by the affirmative vote of (6) approve, (3) opposed, (0) not voting, (0) excused, pursuant to the authority of Article V, Section (a) of the Constitution of the Hualapai Tribe approved March 13, 1991.



Dr. Damon R. Clarke, Chairman
Hualapai Tribal Council

ATTEST:



Shanna Salazar, Administrative Assistant
Hualapai Tribal Council

HUALAPAI TRIBAL COUNCIL
RESOLUTION 20-2020
OF THE GOVERNING BODY OF THE
OF THE HUALAPAI TRIBE OF THE HUALAPAI RESERVATION

COVID-19, Temporary Modification to Tribal Law & Order Code

WHEREAS, the Hualapai Tribe is a federally recognized Indian Tribe located on the Hualapai Indian Reservation in Northwestern Arizona; and

WHEREAS, the Hualapai Tribal Council has the power to represent the Tribe and act in all matters that concern the welfare of the Tribe pursuant to Article V (r) of the Hualapai Constitution; and

WHEREAS, the Hualapai Tribe declared a State of Emergency in connection with COVID-19 on March 16, 2020; and

WHEREAS, the Tribal Incident Command Team (ICT) is preparing to support the Hualapai Community through temporarily modification to the Tribal Law & Order Code to support the ICT COVID-19 Response Plan through implementing isolation, Stay at Home Order, quarantine, and a curfew with fines based on section 6.79 Contempt of Court, Part D. of the Tribal Law & Order Code;

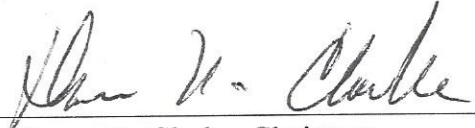
THEREFORE BE IT RESOLVED, the Tribal Law & Order Code is temporarily modified as follows:

1. Upon application of any authorized medical officer of the United States, the Hualapai Tribal Court is authorized to issue an order requiring any person subject to the jurisdiction of the Court, who is thought to be suffering from a communicable disease, to undergo such examination or treatment (including but not limited to confinement or quarantine) as may be necessary to protect the community from contagion.
2. Any person violating such an order may be subject to the penalties provided under section 6.79 Contempt of Court, Part D. of the Tribal Law & Order Code, and any other relief available to the Court.

NOW THEREFORE BE IT FINALLY RESOLVED, that the Tribal Council hereby enacts this COVID-19, Temporary Modification to Tribal Law & Order Code.

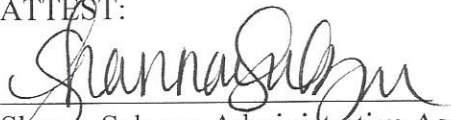
CERTIFICATION

I, the undersigned as Chairman of the Hualapai Tribal Council hereby certify that the Hualapai Tribal Council of the Hualapai Tribe is composed of nine (9) members of whom **nine (9)** constituting a quorum were present at a **Special Council Meeting** thereof held on this **31st day of March, 2020;** and that the foregoing resolution was duly adopted by the affirmative vote of **(5) approve, (3) opposed, (1) not voting, (0) excused,** pursuant to the authority of Article V, Section (a) of the Constitution of the Hualapai Tribe approved March 13, 1991.



Dr. Damon R. Clarke, Chairman
Hualapai Tribal Council

ATTEST:



Shanna Salazar, Administrative Assistant
Hualapai Tribal Council