

TITLE 7. PUBLIC PEACE, MORALS, AND WELFARE

Chapter 7.11

FAMILY OFFENSES

Sections:

7.11.1	Bigamy.
7.11.2	Incest.
7.11.3	Desertion and Nonsupport of Children.
7.11.4	Failure to Support Dependent Persons.
7.11.5	Failure to Send Children to School.

7.11.1. Bigamy. (a) A person is guilty of bigamy if he or she intentionally marries or purports to marry another person when either person has a living spouse.

(b) In any prosecution under this section, it is a defense that at the time of the subsequent marriage or purported marriage:

(1) The actor reasonably believed that the prior spouse was dead;

(2) A court had entered a judgment purporting to terminate or annul any prior disqualifying marriage and the actor did not know that such judgment was invalid; or

(3) The actor reasonably believed that he or she was legally eligible to marry.

(c) Bigamy is a felony. (Res. 93-025 (part), passed Mar. 8, 1993)

7.11.2. Incest. (a) A person is guilty of incest if he or she engages in sexual intercourse with a person whom he or she knows to be related to him or her, either legitimately or illegitimately, as an ancestor, descendant, brother, or sister of either the whole or the half blood.

(b) As used in this section, "descendant" includes stepchildren and adopted children under eighteen (18) years of age.

(c) Incest 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. (Res. 93-025 (part), passed Mar. 8, 1993)

7.11.3. Desertion and Nonsupport of Children. (a) A person is guilty of desertion and nonsupport of children if he or she deserts or willfully neglects or refuses to provide for

the support or maintenance of his or her child or of a child in his or her custody when he or she is financially able to provide therefor.

(b) Desertion and nonsupport of children is a gross misdemeanor, and upon conviction thereof, the offender may be required by the Court to provide for support and maintenance in addition to or instead of any other sentence imposed by the Court. (Res. 93-025 (part), passed Mar. 8, 1993)

7.11.4. Failure to Support Dependent Persons. (a) A person is guilty of failure to support dependent persons if he or she, without reasonable excuse, refuses or neglects to furnish food, shelter, or care to those dependent upon him or her under the laws or customs and usages of the Suquamish Tribe or if he or she fails to make proper use of funds or property of a dependent person for the benefit of the dependent.

(b) Failure to support dependent persons is a misdemeanor, and upon conviction thereof, the offender may be required by the Court to provide adequate and proper support, in addition to or instead of any other sentence imposed by the Court. (Res. 93-025 (part), passed Mar. 8, 1993)

7.11.5. Failure to Send Children to School. Any person who shall, without good cause, neglect or refuse to send his or her children or any children under his or her care to school, who have not reached their sixteenth birthday or have not completed their eighth grade, whichever is first, shall be guilty of an offense and upon conviction thereof shall be sentenced to confinement for a period of not more than sixty (60) days or to pay a fine of not more than one hundred and twenty dollars (\$120) or both, with costs. (Prior code Ch. III, Art. I, §32; and §7.7.30 renumbered during the 1995 supplement)

Note: All subsections in this chapter have been renumbered for consistency, as follows. (Res. 2016-090, Jun. 20, 2016)

All Arabic numerals (1, 2, 3, etc.) used as subsection headings have been changed to lower case letters (a, b, c, etc.)

All lower case letters have been changed to Arabic numerals

Example: What was previously 7.11.1(2)(a) is now 7.11.1(b)(1)