

SUQUAMISH TRIBAL CODE

TABLE OF CONTENTS

Preface

Table of Contents

Constitution and Bylaws

TITLE 1. GENERAL PROVISIONS

- 1.1 Enrollment
- 1.2 Elections
- 1.3 Codification Authority

TITLE 2. ADMINISTRATION AND GOVERNMENT SERVICES

- 2.1 (Reserved)
- 2.2 Suquamish Tribal Museum
- 2.3 Affordable Housing
- 2.4 Tribal Council Deferred Compensation Plan
- 2.5 Suquamish Foundation Charter
- 2.7 Aged and Disabled Program
- 2.8 General Welfare Assistance

TITLE 3. TRIBAL COURTS

- 3.1 Establishment of Courts
- 3.2 Jurisdiction and Applicable Law
- 3.3 Judges
- 3.4 Court of Appeals
- 3.5 Court Administration
- 3.6 (Reserved)
- 3.7 (Reserved)
- 3.8 Rules of Court

TITLE 4. CIVIL PROCEDURE

- 4.1 Jurisdiction and Applicable Law
- 4.2 Commencement of Actions
- 4.3 Pretrial Procedure and Motions
- 4.4 Trial Procedures
- 4.5 Post-trial Procedures
- 4.6 Appeals

TITLE 5. SPECIAL PROCEEDINGS

- 5.1 (Reserved)
- 5.2 Extradition
- 5.3 Exclusion of Persons from the Port Madison Indian Reservation

- 5.4 Eviction
- 5.5 Foreclosure of Leasehold Mortgages
- 5.6 Administrative Appeals of Tribal Housing Assignment Decisions
- 5.7 Suquamish Tribe Real and Personal Property Foreclosure and Forfeiture
- 5.8 Tribal Residential Land Assignment
- 5.9 Veterans Administration Mortgage Lending
- 5.10 Garnishment
- 5.11 Anti-Harassment Protection Orders
- 5.12 Domestic Violence Protection
- 5.13 Sexual Assault Protection Orders
- 5.14 Civil Trespass
- 5.15 Exclusion of Suquamish Tribal Members from the Port Madison Indian Reservation

TITLE 6. CRIMINAL PROCEDURE

- 6.1 Pretrial Procedure
- 6.2 Trial Procedure
- 6.3 Sentencing
- 6.4 Post-trial Procedure
- Appendix: Suquamish Tribal Court Criminal Procedure Rules
 - 1.0 General; Interpretation
 - 2.0 Procedures prior to Arraignment
 - 3.0 Arraignment; Bail
 - 4.0 Pleas
 - 5.0 Depositions and Discovery
 - 6.0 Subpoenas (Reserved)
 - 7.0 Material Witnesses (Reserved)
 - 8.0 Procedures at Trial
 - 9.0 Rules of Evidence and Criminal Procedure
 - 10.0 Post-conviction Procedures
 - 11.0 Arrest of Judgment (Reserved)
 - 12.0 New Trial
 - 13.0 Probation (Reserved; see STC §3.8.27)
 - 14.0 Motion Practice
 - 15.0 Jury Panel Selection
 - 16.0 Notices; Facsimile Documents
 - 17.0 Procedure Not Specified Herein

TITLE 7. PUBLIC PEACE, MORALS, AND WELFARE

- 7.1 Application; Jurisdiction
- 7.2 Liability
- 7.3 Anticipatory Offenses
- 7.4 Homicide
- 7.5 Physical Harm
- 7.6 Kidnapping, Unlawful Imprisonment, and Custodial Interference
- 7.7 Arson, Reckless Burning, Malicious Mischief, and Damage to Property

- 7.8 Burglary and Trespass
- 7.9 Theft and Robbery
- 7.10 Fraud
- 7.11 Family Offenses
- 7.12 Bribery and Corrupt Influence
- 7.13 Perjury
- 7.14 Obstructing Governmental Operation
- 7.15 Abuse of Office
- 7.16 Public Disturbance
- 7.17 Sex Crimes
- 7.18 Animals
- 7.19 Firearms
- 7.20 Gambling
- 7.21 Liquor
- 7.22 Fishing
- 7.23 Libel and Slander
- 7.24 Miscellaneous Offenses
- 7.25 Driving a Motor Vehicle
- 7.26 Controlled Substances
- 7.27 Contributing to the Criminal Act of a Minor
- 7.28 Domestic Violence
- 7.29 Sex Offender Registration
- 7.30 Stalking
- 7.31 Deferred Prosecution
- 7.32 Sentencing
- 7.33 Construction; Effective Date; Amendments

TITLE 8. FAMILY CODE

- 8.1 Suquamish Family Court — Youth in Need of Care
- 8.2 Transfer of Jurisdiction
- 8.3 Termination of Parental Rights
- 8.4 Adoption
- 8.5 Guardianship
- 8.6 Youth Offenders
- 8.7 Elders' Abuse
- 8.8 School Attendance — Truancy

TITLE 9. FAMILY LAW

- 9.1 Marriage and Divorce
- 9.2 Paternity
- 9.3 Guardianship
- 9.4 Change of Name
- 9.5 Probate Procedure
- 9.6 Child Support

TITLE 10. HEALTH, SAFETY, AND WELFARE

- 10.1 Traffic Control
- 10.2 Public Nuisance
- 10.3 Abandoned Personal Property
- 10.4 Head Lice Control
- 10.5 Suquamish Workers' Compensation
- 10.6 Solid Waste
- 10.7 Involuntary Treatment — Civil Commitment
- 10.8 Large Advertising Signs
- 10.9 Animal Control
- 10.10 Litter Control
- 10.11 Communicable Disease

TITLE 11. COMMERCE

- 11.1 Tobacco
- 11.2 Liquor
- 11.3 Fireworks
- 11.4 Port Madison Enterprises
- 11.5 Gaming
- 11.6 Suquamish Seafoods Enterprise Charter
- 11.7 Lottery
- 11.8 Prevailing Wage
- 11.9 Nonprofit Corporations
- 11.10 Commercial Marijuana Activity

TITLE 12. TAXES

- 12.1 Fishing Tax
- 12.2 Hotel and Occupancy Tax
- 12.3 Retail Sales Tax

TITLE 13. TRIBAL TAX ADMINISTRATION CODE

- 13.1 Legislative Findings and Purposes
- 13.2 Definitions
- 13.3 General Provisions
- 13.4 Tax Revenue and Refund Accounts Established
- 13.5 Tribal Tax Commission Established
- 13.6 Powers, Duties, and Administrative Procedures of the Tax Commission,
Director of Department of Revenue, and Director of Finance
- 13.7 Administrative Remedies
- 13.8 Judicial Remedies

TITLE 14. FISHING AND HUNTING

- 14.1 Fishing
- 14.3 Hunting
- 14.4 Port Usage for Tribal Fishers

TITLE 16. NATURAL RESOURCES (Reserved)

TITLE 17. UTILITIES

17.1 Water Utility

TITLE 18. LABOR AND EMPLOYMENT

18.1 Employment Discrimination

18.2 Family Medical Leave

18.3 Employee Wages and Hours

18.4 Enforcement

Appendices

Legislative Resolutions History

Treaty of Point Elliott, 12 Stat. 927

Treaty of Point Elliott, Indian Treaties, 1722-1869; General Records of the United States Government, Record Group 11; Nation Archives at College Park, MD. (copy of handwritten original treaty)

Indian Civil Rights Act of 1968 (Public Law 90-284)

Constitutional Rights of Indians, 25 USC 1301

RCW 37.12.000 et seq. (Public Law 83-280)

Tribal-State Gaming Compact

Compact Appendix A

First Amendment & Appendix X

Memorandum of Incorporation; Operating Hours Amendment

Compact Appendix X2 (Second Amendment)