



Los Coyotes Band of Indians



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RESOLUTION #01109-1

ADOPTION OF FINE SCHEDULE AND MODIFICATIONS AND ADDITIONS TO LAW AND ORDER CODE OF THE LOS COYOTES BAND OF CAHUILLA AND CUPENO INDIANS

WHEREAS; Los Coyotes Band of Indians is a federally recognized reservation who are governed by our customs and traditions and,

WHEREAS; The Los Coyotes Police Department is a Federally Deputized Police Agency, employing Police Officers holding Special Law Enforcement Commissions issued by the Bureau of Indian affairs and,

WHEREAS; The need to protect the safety of persons residing within, or visiting the Territory has a direct effect on the political integrity, economic security, and health and welfare of the Tribe, and,

WHEREAS; The Los Coyotes Band of Indians is a member Tribe of the Inter-Tribal Court of Southern California and desires to prosecute violations of the Los Coyotes Law and Order Code in the Inter-Tribal Court, and,

WHEREAS; The Los Coyotes Band of Indians finds a need to clarify and make additions to the Law and Order Code of the Los Coyotes Band of Indians, See Attachment 'A' for clarifications and additions contained in Fine Schedule.

WHEREAS; To levy penalties in the Inter-Tribal Court, and by the Los Coyotes General Council when acting as the Tribal Court for the Los Coyotes Band of Indians, there necessitates a formal and uniform monetary penalty and fine schedule and,

WHEREAS; The Tribe desires to adopt the Violation Fine Schedule and clarify and add additional and specific violations to the Law and Order Code referenced to in ATTACHMENT 'A' to the reservation, applicable to non-members and members and,

CERTIFICATION

On January 11, 2009, at a duly called General Council meeting held by the Los Coyotes Band Of Indians at which a quorum was present, the foregoing resolution was presented and adopted by a vote of 24 for; 0 against; 0 abstaining.
Adults present; 28

Spokeswoman

witnessed by Committee

**LOS COYOTES BAND OF CAHUILLA AND CUPENO INDIANS
VIOLATION FINE SCHEDULE**

All violations below are found in the Law and Order Code of the Los Coyotes Band of Indians

The civil penalties listed below may be tripled by the Court in any case where the person receiving the civil citation willfully and maliciously, or with gross negligence, causes physical harm to another person. The Court may reduce fines or assess maximum (3rd Offense) fines for exceptional circumstances. Upon 3rd Offense or decision of Tribal Council, offender may be excluded from the reservation.

VIOLATION

1st Ofnse 2nd Ofnse 3rdOfnse

DISORDERLY CONDUCT

2(a)	Disturbing the Peace	\$100	\$200	\$500
2(a)(1)	Lewd Behavior	\$100	\$200	\$500
2(a)(2)	Abusive and/or Vulgar Language	\$100	\$200	\$500
2(a)(3)	Unlawful Discharge of Firearm	\$100	\$400	\$800
2(a)(4)	Urinating/Defecating in Public View	\$100	\$200	\$500
2(a)(5)	Drunk in Public	\$100	\$200	\$500
2(a)(6)	Fighting/Challenging to Fight	\$100	\$200	\$500
2(a)(7)	Creating/Allowing/Permitting Excessive Noise	\$ 50	\$100	\$200
2(a)(8)	Loitering, Curfew Violations	\$ 50	\$ 75	\$250

TRESPASS

2(b)	Failing to Leave Tribal or Private Property After Being Ordered to Leave by Lawful Possessor or Tribal Representative	\$200	\$500	\$1000
2(b)(1)	Returning After Being Excluded or Allowing Excluded Person to Return or Remain	\$500	\$1000	\$5000
2(b)(2)	While in Possession of a Dangerous Weapon	\$1000	\$2000	\$5000
2(b)(3)	Willful Damage/ Tampering to Tribal or Personal Property, or Assisting Such	\$200	\$500	\$1000
2(b)(3)	Aiding, Abetting/Harboring a Criminal	\$200	\$500	\$1000

UNLAWFUL LIVESTOCK GRAZING

2(C)	Without Permit	\$200	\$500	\$1000
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HARASSMENT

2(d)	Impede, Disrupt, or Hinder Public Official or Employee	\$200	\$500	\$1000
2(d)(1)	Interfering/Resisting/Obstructing Tribal Police	\$200	\$500	\$1000
2(d)(2)	Fleeing From Tribal Police	\$200	\$500	\$1000
2(d)(3)	Obscene Communication or Threats by Phone	\$200	\$500	\$1000

UNLAWFUL USE OR DAMAGE OF PROPERTY OF THE TRIBE

2(e)	Willful/Intentional Misuse of Tribal Property Name or Image of the tribe for Personal Gain	\$1000	\$2000	\$5000
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ASSAULT/BATTERY					
2(f)	Assault	\$200	\$500	\$1000	
2(f)(1)	Battery	\$300	\$500	\$1000	
2(f)(2)	Assault and/or Battery of a Tribal Police Officer Or Tribal Representative in the Performance of Their Duties	\$1000	\$3000	\$5000	
UNLAWFULL POSSESSION OR USE OF FIREARM					
2(h)	Possession or Discharge of Firearms on Reservation Without Permit	\$200	\$500	\$5000	
2(h)(1)	Hunting Without Permit	\$500	\$1000	\$5000	
UNDER-AGE DRINKING					
2(i)	Possession/Use of Alcoholic Beverages by Person Under the Age of 21	\$100	\$200	\$5000	
2(i)(1)	Furnishing Alcoholic Beverages to Person Under the Age of 21	\$200	\$500	\$1000	
UNAUTHORIZED CONSTRUCTION					
2(j)	Placing Inhabitable Home, Mobile Home on Reservation Lands Without Permit and/or Permission of Tribe	\$500	\$1000	\$5000	
2(j)(1)	Grading more than 25 Yards of Earth On Reservation Lands Without Permit and/or Permission from the Tribe	\$500	\$1000	\$5000	
2(j)(2)	Installation or Attempted Installation of Septic Tank or leach Lines Without Permit and/or Permission of Tribe	\$1000	\$2000	\$5000	
MOTOR VEHICLES					
2(k)	Reckless Driving	\$250	\$500	\$1000	
2(k)(1)	Excessive Speed	\$50	\$250	\$500	
2(k)(2)	Vehicle Parked in Roadway	\$50	\$75	\$100	
2(k)(3)	Non-Member Must Have Valid License Registration and Proof of Insurance	\$200	\$500	\$750	
2(k)(4)	Non-Member Vehicles, Must Have All Lights and Safety Equipment in Use As Necessary and In Working Order, Must Use Seatbelts	\$200	\$500	\$750	
OFFROADING AND CAMPING					
2(l)	Camping and Off-roading Without Permit or Permission from Tribal Administration	\$200	\$500	\$750	
TREES AND FIREWOOD					
2(m)	Cutting, Damaging or Taking Trees or Plant life Without Permit	\$500	\$1000	\$5000	
ILLEGAL FENCING					
2(n)	Erecting Fence, Wire or Barricade on Tribal Land Without Permission of Tribal Administration	\$500	\$1000	\$5000	
INTERFERENCE WITH BUSINESS OF THE TRIBE					
2(o)	Impeding, Interfering With or Restraining Lawful Business Operated By the Tribe or Authorized By the Tribe	\$1000	\$3000	\$5000	
THEFT					
2(p)	Theft of Property of the Tribe or Another Person	\$200	\$500	\$1000	
UNLAWFUL DAMAGE TO MAIL					
2(q)	Tampering With Mail of Tribe or Another	\$500	\$1000	\$5000	

DRUGS

2(r)

Illegal Possession of Any Controlled
Substance, Other Than Marijuana
(Unless under 18, All Illegal)

\$1000 \$2000 \$5000

2(r)(1)

Possession of Less Than 1oz
Of Marijuana by Adult

\$50 \$100 \$200
\$1000 \$3000 \$5000

2(r)(1)

Sales of Controlled Substances