



**THE LA JOLLA PEACE & SECURITY ORDINANCE
SCHEDULE OF PENALTIES
2014**



**Approved on June 18, 2014 by a vote of 4 in favor 0 opposed and 1 abstaining in
accordance with Section 16 of the Peace and Security Ordinance**

Violation/Infraction (section number)	1st Offence	2nd Offense	3rd + Offense
<u>Malicious Mischief *</u>			
(7.B.1.a) Damages or destroys the property	\$200	\$350	\$500
(7.B.1.b) Tampers w/property and cause financial loss	\$50	\$100	\$300
(7.B.1.c) Makes markings on property	\$200	\$350	\$500
(7.B.1.d) Alters, defaces or damages tribal property	\$200	\$350	\$500
(7.B.1.e) Aids, assists, commands or counsels Malicious Mischief	\$100	\$350	\$500
<u>Trespass *</u>			
(7.C.1.a) Had notice that entry was forbidden	\$50	\$100	\$300
(7.C.1.b) Was ordered to depart and failed to do so	\$50	\$100	\$300
<u>Reckless Damage or Destruction *</u>			
(7.D.1) Without consent recklessly damages/destroys Property	\$200	\$350	\$500
<u>Arson *</u>			
(7.E.1) Willingly and maliciously sets fire to, burns, causes, aids, counsels or assist in burning any trailer, motor vehicle, camper, dwelling, structure, property, barn, stable, crops, forest, land or open area located within the Reservation	\$1,000	\$3,000	\$5,000
<u>Disorderly Conduct *</u>			
(8.A.1.a) Fights w/another person within reservation	\$200	\$400	\$800
(8.A.1.b) Creates, allows excessive noise or nuisance	\$50	\$100	\$300
(8.A.1.c) Displays a dangerous weapon	\$500	\$1,000	\$3,000
(8.A.1.d) Abuses or threatens in an offensive manner	\$200	\$350	\$500
(8.A.1.e) Drinks alcoholic beverage on tribal property	\$50	\$100	\$300
(8.A.1.f) Engages in lewd behavior	\$100	\$200	\$300
(8.A.1.g) Uses abusive, indecent, profane or vulgar language in tribal building or tribal property	\$50	\$100	\$200
(8.A.1.h) Discharges a firearm	\$100	\$200	\$300
<u>Carrying a Prohibited Weapon *</u>			
(8.B.1) Carries on or about his or her person a dangerous Weapon	\$100	\$300	\$500

<u>Loitering and Curfew *</u>			
(8.C.1.a) Minor remains on street or tribal property 10pm-6am	\$100	\$200	\$300
(8.C.1.b) Parent or guardian permits minor to break curfew	\$100	\$200	\$300
(8.C.1.c) Parent fails respond within two hours to take custody	\$100	\$200	\$300
(8.C.2.a) Standing around idly or without purpose	\$50	\$100	\$200
(8.C.2.b) Remain on property to beg, bother, harass, Panhandle	\$50	\$100	\$200
<u>Unlawful Operation of a Motorcycle/ATV *</u>			
(8.D.1.a) Operates in a manner which disturbs the peace	\$50	\$100	\$150
(8.D.1.b) Operates without a spark arrester	\$50	\$100	\$150
(8.D.1.c) Operates without a helmet	\$50	\$100	\$150
<u>Human Trafficking and Prostitution *</u>			
(8.E.2.a) Recruits, entices, harbors etc. person under 18 yrs	\$5,000	\$5,000	\$5,000
(8.E.2.b) Recruits, entices, harbors etc. any person	\$5,000	\$5,000	\$5,000
(8.E.3) Prostitution	\$300	\$500	\$700
(8.E.4) Soliciting a Prostitute	\$500	\$700	\$1,000
(8.E.5.a) Encourages or causes to patronize a prostitute	\$1,000	\$3,000	\$5,000
(8.E.5.b) Arranges meeting for purpose of prostitution	\$1,000	\$3,000	\$5,000
(8.E.5.c) Permits use of a place for prostitution	\$1,000	\$3,000	\$5,000
(8.E.5.d) Shares in proceeds of a prostitute	\$1,000	\$3,000	\$5,000
(8.E.5.e) Encourages or causes to become a prostitute	\$1,000	\$3,000	\$5,000
(8.E.5.f) Knowingly houses a prostitute	\$1,000	\$3,000	\$5,000
<u>Solicitation to Commit a Civil Infraction *</u>			
(8.F.1) A person commits the civil infraction of "Solicitation to Commit a Civil Infraction" when he or she commands, induces through threats or promises, encourages by words or gestures, or facilitates the commission of any civil infraction defined in this Ordinance with the intent to promote the commission of that civil infraction.	An infraction under this subsection is punishable	according to the fine provided in the schedule of penalties	for the infraction that was the subject of the solicitation
<u>Animal Control *</u>			
(8.G.2.a) Permits his or her animal to run at large	Warning	\$50 + Exp	\$150+Exp
(8.G.2.b) Abandons animal, neglects food, care or shelter	\$100+Exp	\$150+Exp	\$250+Exp
(8.G.5) Animal abuse, kills, maims, tortures, injures Provokes	\$250	\$500	\$750
<u>Interfering with Lawful Detention or Resisting Detention *</u>			
(9.A.1.a) Interferes, obstructs or resists an Officer	\$250	\$500	\$1,000
(9.A.1.b) Flees from Officer attempting to restrain him or her	\$250	\$500	\$1,000
(9.A.1.c) Assists another to avoid lawful detention or harbors a fugitive	\$1,000	\$2,000	\$3,000
<u>Refusing to Aid a Law Enforcement Officer *</u>			
(9.B.1) Refusing to Aid a Law Enforcement Officer	\$250	\$500	\$1,000
<u>Assault or Aggravated Assault *</u>			

(10.A.2.a) Causes bodily injury to another	\$200	\$500	\$1,000
(10.A.2.b) Causes serious bodily injury to another	\$500	\$1,000	\$2,000
(10.A.2.c) Threatens another with imminent bodily injury	\$100	\$300	\$500
(10.A.2.d) Offensive or provocative physical contact	\$100	\$300	\$500
(10.A.2.e) Uses or exhibits weapon during an assault	\$500	\$1,000	\$2,000
(10.A.2.f) Forcibly assaults, resist, opposes, etc. an Officer	\$1000	\$2,000	\$5,000
<u>Harassment *</u>			
(10.B.1.a) makes a comment, request etc that's obscene, false	\$500	\$1,000	\$2,000
(10.B.1.b) Threatens to inflict serious bodily injury to person, family or property	\$500	\$1,000	\$2,000
(10.B.1.c) Conveys a false report that someone died or injured	\$500	\$1,000	\$2,000
(10.B.1.d) Repeated communication to harass, annoy, etc	\$500	\$1,000	\$2,000
(10.B.1.e) permits use of his or her communication device to commit a civil infraction under this subsection	\$500	\$1,000	\$2,000
(10.B.1.f) Intentionally subject another to sexual harassment	\$500	\$1,000	\$2,000
(10.B.1.g) Intentionally Stalks another	\$5,000	\$5,000	\$5,000
<u>Violence Against Women, Men and Children on Tribal Land *</u>			
(10.C.6.a.i.1) Sexual assault, stalking & DV 18&over	\$5,000	\$5,000	\$5,000
(10.C.6.a.i.2) Sexual assault, stalking & DV under 18	\$200	\$400	\$600
(10.C.6.b.i) Endangering victim of DV, stalking, sexual assault	\$500	\$1,000	\$2,000
(10.C.6.c.i) Harassing an advocate	\$500	\$1,000	\$2,000
<u>Infractions Against Senior Citizen or Dependant Adult *</u>			
(10.D.2) Infractions against senior citizen or dependant adult ie. suffering physical or mental pain, theft, embezzlement, forgery, fraud, identity theft etc..	\$1,000	\$2,000	\$3,000
<u>Child Abuse *</u>			
(11.A.2.a) Causes any non-accidental bodily or serious bodily injury or serious risk of injury	\$5,000	\$5,000	\$5,000
(11.A.2.b) Sexually abuses a child	\$5,000	\$5,000	\$5,000
(11.A.2.c) Sexually exploits a child	\$5,000	\$5,000	\$5,000
(11.A.2.d) Commits any act of incest	\$5,000	\$5,000	\$5,000
(11.A.2.e) Deprives a child of food, clothing or shelter	\$5,000	\$5,000	\$5,000
(11.A.2.f) Places child in situation that endanger life or health	\$5,000	\$5,000	\$5,000
(11.A.2.g) Causes any child mental suffering	\$5,000	\$5,000	\$5,000
(11.A.2.h) Commits and act of DV in presence of child	\$5,000	\$5,000	\$5,000
<u>Contributing to the Delinquency of a Minor *</u>			
(11.B.1.a) Gives, purchases or furnishes alcohol to under 21 or cigarettes to under 18	\$200	\$400	\$600
(11.B.1.b) By any act or omission, or by threat, commands, persuasion, encourages, induces, permits or endeavors to any person under the age of 18 (Continued Next Page) years, or any ward or dependent child of the juvenile court, to fail or refuse to conform to a	\$250	\$500	\$1,000

lawful order of the juvenile court, or to do or perform any act or to follow any course of conduct or to so live as would cause or manifestly tend to cause that person to become or remain a ward of the juvenile court. (11.B.1.c.i-iv) Harbors a minor when away without parents permission and fails to release, fails to disclose location, obstructs taking custody of or assist in avoiding or attempting to avoid custody, to a law enforcement officer	\$250	\$500	\$1,000
<u>Chemical Intoxication *</u> (12.B.1.a.) Inhales, ingest, applies, uses or possesses a substance containing a volatile chemical, glue or aerosol paint with the intent to use contrary to directions for use, cautions or warnings (12.B.2) Sells, offers for sale, delivers or gives to any person under 18 yrs any volatile chemical, glue or aerosol paint	\$100 \$200	\$300 \$400	\$500 \$600
<u>Illegal Drugs *</u> (12.C.1.a) Possesses or consumes illegal drugs (12.C.1.b.i-v) Manufactures or distributes drugs or Paraphernalia	\$1,000 \$1,000	\$2,000 \$2,000	\$3,000 \$3,000
<u>Intoxication on Tribal Property *</u> (12.D.1) If appears intoxicated to the degree of endangering themselves or another	\$100	\$200	\$300
<u>Unlawful Discharge of a Firearm *</u> (13.A.1.a) Recklessly discharges a firearm within 150 yards (13.A.1.b) Willfully dischargers a firearm at dwelling, building or vehicle (13.A.1.c) Discharges firearm from or upon road or highway	\$100 \$1,000 \$100	\$300 \$3,000 \$300	\$500 \$5,000 \$500
<u>Unlawful Discharge of Fireworks *</u> (13.B.2.a) Without written permission from Council and Chief (13.B.2.b) Discharges fireworks in a manner that creates or may create a nuisance or that creates or may create an unsafe condition, danger from fire or from risk of accident, injury or damage at or in respect of any place, location or site, or in respect of any person, property or thing.	\$250 \$250	\$500 \$500	\$1,000 \$1,000
<u>Unlawful Operation of a Motor Vehicle *</u> (13.C.2.a) Operates in willful disregard for safety (13.C.2.b) Operates in excess of 25 miles per hr on paved rd (13.C.2.c) Operates in excess of 15 miles per hr on unpaved rd (13.C.2.d) Operates in excess of posted speed limit	\$200 \$100 \$100 \$100	\$300 \$200 \$200 \$200	\$600 \$300 \$300 \$300

*A Non-Member who commits an infraction of this Ordinance may be subject to Exclusion (Sec.6.G&H)