

DEC 07 1979

Resolution No. 79-230

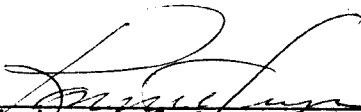
RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS, the police powers of the White Mountain Apache Tribe are exercised through the Whiteriver Police Department, and
- WHEREAS, the Tribal Council is advised and aware the limited number of existing Tribal Police vehicles and officers leave the reservation from time to time and are utilized for non-tribal law enforcement purposes, and
- WHEREAS, the Tribal Council is further advised that non-tribal vehicles and officers come onto the reservation from time to time and are utilized for tribal law enforcement purposes, and
- WHEREAS, the Tribal Council finds that it is the responsibility of the Tribal Police Department to provide law enforcement services within the reservation, and not off of the reservation, and
- WHEREAS, the Tribal Council is further advised that vehicles owned by tribal members are often towed off of the reservation in connection with related criminal charges, and
- WHEREAS, the Tribal Council deems it inappropriate and unjust to such tribal members that their vehicles are towed greater distances, and at greater expense, to off-reservation garages under any police powers, and
- WHEREAS, the Tribal Council has determined that its foregoing findings are necessary and proper for the protection of tribal sovereignty and self-government and of the tribal members.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that the Whiteriver Police Department shall not utilize tribal property and manpower off of the reservation for non-tribal law enforcement of any kind, and further that the Department shall not authorize off-reservation agencies to undertake tribal law enforcement responsibilities on the reservation.

BE IT FURTHER RESOLVED by the Tribal Council that it hereby prohibits the towing, off of the reservation, of vehicles owned by tribal members, in connection with any related criminal charges, and that it hereby directs the Chief of Police of the Whiteriver Police Department to carry out the purposes of this resolution.

The foregoing resolution was on November 21, 1979 duly adopted by a vote of 10 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and By-Laws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).


Chairman of the Tribal Council


Secretary of the Tribal Council