



WHITE MOUNTAIN APACHE TRIBE

A Sovereign Tribal Nation

(Enactment of Ordinance No. 312, Amending the Judicial Code of the White Mountain Apache Tribe)

WHEREAS, the Tribal Council of the White Mountain Apache Tribe (“Tribe”) is entrusted by the Tribe’s Constitution, Article IV, Section 1(q), “[t]o enact ordinances establishing and governing Tribal courts and law enforcement on the Reservation”, including but not limited to, the amendment of codes through the adoption of ordinances; and

WHEREAS, Ordinance No. 312 proposed changes to the Judicial Code; and

WHEREAS, on July 5, 2023 the Tribal Council authorized the posting of Ordinance No. 312 through Resolution No. 07-2023-166, pursuant to Article XV of the Constitution of the White Mountain Apache Tribe and it was posted on July 11, 2023. Since that time, the Office of the Tribal Council Secretary has received no comments regarding the proposed changes; and

WHEREAS, the Council has reviewed Ordinance No. 312 carefully, and considered the recommendations and implications thereof in great detail and finds the adoption of the amendments to the Judicial Code, as set forth in Ordinance No. 312 to be in the best interest of the White Mountain Apache Tribe.


BE IT ENACTED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts Ordinance No. 312, attached hereto and incorporated by reference, and thereby amending the Judicial Code.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall supersede and govern over the conflicting subject matter.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby directs that in the event this Resolution directly conflicts with the Tribal Constitution, Tribal Ordinances, or any material facts concerning the issues presented are later found to be false, this Resolution shall be deemed null and void and have no legal effect.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on **JULY 25, 2023** duly adopted by a vote of **SEVEN** for, **ZERO** against, and **ZERO** abstentions by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it under the enumerated powers listed in Article IV, Section 1 of the WMAT Constitution, so ratified on November 10, 2021, and federally recognized pursuant to Section 16 of the Indian Reorganization Act of June 18, 1934 (48 Stat. 984).


Kasey Velasquez, Chairman

7-26-2023
Date


Vaneysa Johnson, Tribal Secretary

7/31/2023
Date