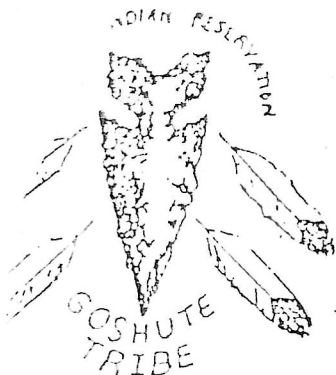
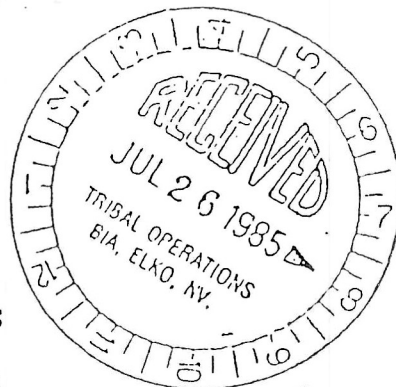




CONFEDERATED TRIBES
of the
GOSHUTE RESERVATION

IBAPAH, UTAH 84034

ORDINANCE OF THE GOSHUTE TRIBES
OF THE
GOSHUTE RESERVATION, UTAH/NEVADA



ORDINANCE NO. 85-G-05

AN ORDINANCE REGULATING THE PRESENCE OF AND CONDUCT OF MINORS ON THE GOSHUTE RESERVATION, UTAH/NEVADA, BE IT ENACTED BY THE GOSHUTE TRIBAL COUNCIL:

WHEREAS, the Goshute Tribe of the Goshute Reservation has the authority and the responsibility to provide for maintenance of law and order for its tribal members residing on the Goshute Reservation, and sees the need to enact an ordinance for Curfew for Minors.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED THAT, this Ordinance shall be known and may be cited as the Goshute Indian Reservation Curfew for Minors Ordinance:

Section 1. DEFINITIONS: For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. The word "Shall" is always mandatory and not merely directory.

- (A) RESERVATION is all of the lands within the exterior boundaries of the Goshute Reservation.
- (B) MINOR is any person under the age of eighteen (18).
- (C) PARENT is the natural or adoptive parent of a minor.
- (D) GUARDIAN is any person other than a parent, who has legal guardianship of a minor.

Section 2. CURFEW FOR MINORS: It shall be unlawful for any minor to remain, idle, wander, stroll, or play in any public place either on foot, on horse, or vehicle cruise about without a set destination in any vehicle in about or upon any in the reservation between the hours of Ten Thirty O'Clock (10:30) P.M. and Six O'Clock (6:00) A.M., unless accompanied by a parent, guardian or other adult person having custody or control of such minor or unless the minor is on an emergency errand or specific business or activity directed or permitted by his parent, guardian or other adult person having the care and custody of the minor or where the presence of such minor is connected with or required by some legitimate employment, trade, profession, or occupation.

Section 3. PARENT'S RESPONSIBILITY: It shall be unlawful for the parent, guardian or other adult person having custody or control of any minor under the age of eighteen (18) to suffer or permit or by inefficient control to allow such person to be on the roads, or on any parts of the reservation

between the hours of Ten Thirty O'Clock (10:30) P.M. and Six O'Clock (6:00) A.M. However the provisions of this section do not apply to a minor accompanied by his parent, guardian, custodian or other adult person having the care, custody or control of the minor, or if the minor is on an emergency errand or specific business or activity directed by his parent, guardian, custodian or other adult person having care and custody of the minor or if the parent, guardian, or other adult person has made a missing person notification to the Goshute Tribal Police.

Section 4. SPECIAL FUNCTIONS: Any minor attending a special function or entertainment of any church, school, club, or other organization that requires such minor to be out at a later hour than that called for in Section 2 shall be exempt from the provisions of Section 6 of this Ordinance, provided the church, school, club, or other organization shall notify in advance the Goshute Tribal Police, or any other law enforcement officer(s) of the special function and time it shall end. The minors who attend the function shall be required to be in their homes or usual places of abode within one-half (1/2) hour after the function is ended.

Section 5. PROCEDURES:

- (A) Any Law Enforcement Officer(s) upon finding a minor in violation of Section 2 shall ascertain the name and address of such minor and warn the minor that he is in violation of curfew and shall direct the minor to proceed at once to his or her home or usual place of abode. The officer shall notify the parents, guardian or person having custody or control of such minor.
- (B) If such minor refuses to heed such warning or direction by any Law Enforcement Officer or refuses to give such officer his correct name and address, or if the minor has been warned on a previous occasion that he or she is in violation of curfew, he or she shall be taken to the parent, guardian or other adult person having the care and custody of such minor shall be notified to take charge of the minor. If the parent, guardian or other adult person above cannot be located or fails to take charge of the minor.

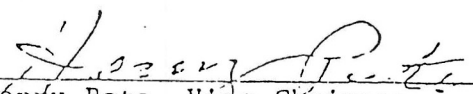
Section 6. PENALTIES:

- (A) Any minor violating the provisions of this Ordinance shall be subject to the following provisions:
 - 1. First time, there is an informal hearing with parents, juvenile and probation officer.
 - 2. Second time, a court hearing with juvenile judge, parents and juvenile. Some type of action is taken.
 - 3. Third time, a court hearing with juvenile judge, parents, probation officer and juvenile. At this time the juvenile is placed on probation.
 - 4. Fourth time, court hearing. Juvenile could be placed at N.Y.T.C. or foster home.

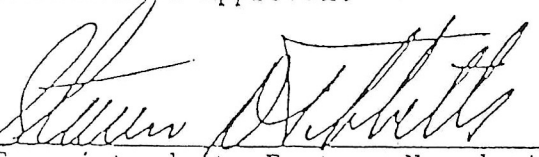
- (B) Any parent, guardian or other adult person having the care and custody of a minor violating this Ordinance, after having once been previously notified under Section of this Ordinance shall be fined not more than One Hundred and Twenty-Five Dollars (\$ 125.00) for each such subsequent offense.

C-E-R-T-I-F-I-C-A-T-I-O-N

I, the undersigned, as Vice-Chairman of the Business Council of the Confederated Tribes of the Goshute Reservation, do hereby certify that the Business Council of the Confederated Tribes of the Goshute Reservation, is composed of 5 members, of whom 4 constituting a quorum were present at a duly held meeting on the 22 day of July, 1985, and that the foregoing Ordinance was adopted and approved at such meeting by the affirmative vote of 3 FOR; 0 AGAINST; 0 ABSTENTIONS; pursuant to the authority contained under Article VII, Section 1 (f) of the Constitution of the Confederated Tribes of the Goshute Reservation, approved November 25, 1940.


Henry Pete, Vice-Chairman
Goshute Business Council

Recommended Approval:


Superintendent, Eastern Nevada Agency

8/6/85
Date

ORDINANCE NO. 85-G-05