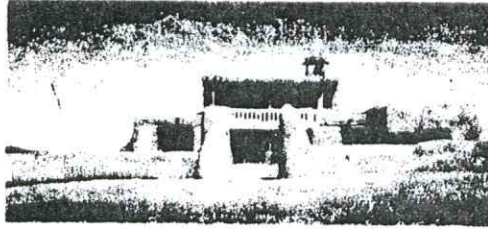


SANTA ANA PUEBLO

Star Route Box 37

BERNALILLO, NEW MEXICO 87004

Office of the
Governor
Lt. Governor
Secretary



Phone: (505) 867-3301
(505) 867-3302
FAX: (505) 867-3395

RESOLUTION

92-R-16

WHEREAS, the Pueblo of Santa Ana, in an effort to achieve tribal self-determination, has established a Judicial Branch consisting of the Traditional Court and a Tribal Court, and,

WHEREAS, the Pueblo of Santa Ana's Judicial Branch is an ongoing component of the Tribal Administration, and,

WHEREAS, the Pueblo of Santa Ana recognizes that many problems addressed by the Judicial Branch can no longer be addressed in one calendar year by either the Traditional or Tribal Court, and,

WHEREAS, the Pueblo of Santa Ana has established a Probation Department under the direction and guidance of the Chief Judge of the Tribal Court, and,

WHEREAS, the Probation Department is empowered to provide extended probationary services in excess of one year and of a multi-disciplinary nature including traditional practices, and,

WHEREAS, the Pueblo of Santa Ana recognizes the need to comply with and inform individuals of the Indian Civil Rights Act, and,

WHEREAS, the Pueblo of Santa Ana recognizes the general Civil nature of its Traffic Laws Enforcement, and,

WHEREAS, the Pueblo of Santa Ana is engaged in an ongoing program of Judicial Branch Development.

NOW, THEREFORE, BE IT RESOLVED, that the Pueblo of Santa Ana Tribal Council hereby agrees and directs, after full and knowledgeable discussion, that the Santa Ana Pueblo Administration work with the Chief Judge of the Tribal Court in furthering the goal of establishing a fully functioning Judicial Branch of the Tribal Government of the Pueblo of Santa Ana.

BE IT FURTHER RESOLVED, that the Tribal Court has the authority to conduct Arraignments for all individuals charged with offenses against the people of the Pueblo of Santa Ana and to fully inform said defendants of their rights under the Indian Civil Rights Act, and further to develop a two-track system using both the Traditional Court and the newly empowered Tribal Court in ensuring justice within the Pueblo of Santa Ana.

BE IT FURTHER RESOLVED, that the Tribal Court shall have ongoing jurisdiction over all cases brought within the Judicial System of the Pueblo of Santa Ana for purposes of providing: ongoing counseling and probationary services; enforcement services; collection of fines, costs, and restitution; ensuring compliance with community service directives; and such other activities consistent with the goals and objectives of a Judicial Branch which were formerly terminated on a yearly basis upon the end of one Administration's term.

BE IT FURTHER RESOLVED, that the Tribal Court shall be directed to schedule bi-weekly court sessions for the purpose of holding regular court sessions for all civil matters and criminal matters and any matters which are not traditional in nature or not referred to the Traditional Court by request of a party or direction of the Tribal Court.

BE IT FURTHER RESOLVED, that the Chief Judge of the Tribal Court shall maintain regular communication with the Administration and Council with regard to program development.

CERTIFICATION

The foregoing resolution was duly considered at a regularly scheduled meeting of the Santa Ana Tribal Council held on MAY 5, 1992 , and was passed by a vote of 34 in favor and 0 against.

GOVERNOR


WILLIAM H. GALLEGOS

SECRETARY


MAE O. TENORIO