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

- WHEREAS, during recent years, the Tribal Council of the White Mountain Apache Tribe has endeavored diligently to upgrade the Tribe's system of laws and to compile those laws into a modern, easily accessible code; and
- WHEREAS, the Tribal Council, during this period of time, has enacted many new tribal ordinances concerning the new code; and
- WHEREAS, the codes have been submitted to the Bureau of Indian Affairs for their review pursuant to the requirements of specific sections of the Constitution and Bylaws of the White Mountain Apache Tribe; and
- WHEREAS, the new system of Tribal codes acts to rescind or amend many prior ordinances of the Tribe and there is a need to set forth a list of newly approved codes and ordinances and a list of those which have been rescinded and to show the relationship thereof as well as the new ordinance numbers which have been assigned, and the attached list of amended and rescinded codes and ordinances sets forth the history of the Tribe's effort to upgrade its system of laws; and
- WHEREAS, it is the desire of the Tribal Council to reaffirm the enactment of these prior ordinances and codes for the benefit of the White Mountain Apache people in order to fully set forth the legislative history of the various code enactments and to assign new ordinance numbers which will facilitate order, continuity and ease of access.
- THEREFORE, BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby reaffirms and enacts into law those ordinances which have during recent years been enacted by the Tribal Council and which ordinances and codes with their newly assigned numbers appear on the attached list of amended and rescinded codes and ordinances.
- BE IT FINALLY RESOLVED that the Tribal Council Secretary is directed to note these changes in the official records of the White Mountain Apache Tribe.

The foregoing resolution was on May 12, 1988, duly adopted by a vote of NINE for and ZERO 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 Bylaws 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

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ORDINANCE INDEX

NO.	CODE:	AMENDING/RESCINDING CODE/ORDINANCE	DATE:
01		RESCINDED BY AFFROYED GOVERNMENT CON CHAPTER TWO, Section 2.1; Chairman authorized to sign documents	,
02		RESCINDED 10 Year Mining Lease: D.C. Barnum; Expired 1948	10/07/
03		RESCINDED BY ORDINANCE NO. 59: MEMBERSHIP: Adoption into Tribe of & Indian Blood	11/06/
0 4		NO ORDINANCE	
05		RESCINDED BY ORDINANCE NO. 96: Law & Order Code	6/23/4
06	LIVESTOCK CODE	PART I: SLAUGHTERING WITHOUT A PERMIT PROHIBITED	8/05/3
07		RESCINDED BY APPROVED GAME & FISH CO- Superintendent authorized to sell fishing permits	DE: 05/15/
08	LIVESTOCK CODE	PART IV: PRESERVATION OF RANGELANDS Failure to abide by rules of Grazing Regulations	10/05/5
09	LIVESTOCK CODE	PART I: SLAUGHTER WITHOUT PERMIT Interferring with livestock activities	02/07/
10		RESCINDED BY ORDINANCE NO. 96 Amendment to Law and Order Code; Vagrancy	02/07/4
11		RESCINDED BY APPROVED GAME & FISH COD FISHING: Superintendent authorized to sell permits.	E 08/07/4

110	. CODE:	AMENDING/RESCINDING CODE/ORDINANCE	DATE:
12		RESCINDED BY ORDINANCE NO. 39 PUBLIC HEALTH: Adoption of Laws	01/06
13		RESCINDED BY OPDIHANCE NO. 31 LIVESTOCK: Control of Horses	01/06
14		RESCINDED BY APPROVED GAME & FISH Code	ODE 04/05
15	BUSINESS CODE	PART III: TRANSPORTATION Bus Lines & Taki Service on Reservation	05/02
16		RESCINDED BY ORDINANCE NO. 96 LAW & OPDER CODE: Range Fires	07/11,
17		RESCINDED BY ORDINAUCE NO. 96 LAW & ORDER CODE AUGUSTETT	7/11/-
18		RESCINDED BY ORDINANCE NO. 31	
19		RESCINDED BY APPROVED GAME & FISH CO Game & Fish Code Amendment	DE 05/05/
20		RESCINDED BY ORD. NO. 109 Peddler's Permit	01/01/
21	LIVESTOCK CODE	PART IV: PRESERVATION OF RANGELANDS: [Conservation of Pangelands]	04/06/
22		RESCINDED BY OLDHEARCE NO. 31 LIVESTOCK: Consequation of Rangelands	04/03/
23		RESCINDED BY OPD. NO. 101 Traffic Code	03/22/

110	O. CODE:	AMENDING/RESCHIDING CODE/ORDINANCE	PATE:
24	LIVESTOCK CODE	PART IV: PRESERVATION OF RAUGELANDS [Regulation of Bulls]	04/06
25	HEALTH & SAFETY	PART I: GENERAL PROVISIONS PART II: SANITATION AND CONTAGIOUS DISHAGES [Amended by 39] PART III: POLLUTIONS AND POISONS PART IV: NUISANCE PART V: BURIAL	08/01
26		RESCINDED BY ORD. NO. 125 Liquor Ordinanco	08/05
27	PROBATE CODE	PART I: PROBATE PROCEDURES PART II: SUMMARY DISTRIBUTION [Amended by 53, 55 & 101] PART III: FELONS SHALL NOT INHERET	09/24
28	PROBATE CODE	PART IV: GUARDIAH AND WARD	12/10
29	LAND CODE	PART I: LAND ASSIGNMENTS	12/10
30		RESCINDED BY ORD. NO. 96 Law & Order Codo: Adoption	12/10.
31	LIVESTOCK CODE	PART IV: PRESERVATION OF RANGELANDS [Rescinds 12, 18 & 22]	02/11,
32 <u>1</u>	BUSINESS CODE	PART I: LICENSE PEES - BUSINESS LICE Traders' License fees [Amended by 32, 57 and 153]	NSE 09/03/
3 3	LAND CODE	PART I: LAND ACCIONNES	12/10,
3.4	HEALTH & SAFETY	PART VI: EXPLOSIVES	07/01;
3 5	HEALTH & SAFETY	PART M: DOMESTIC AUTHALS: Vacination of Dogs [Amended by 51]	08/05.

PART X: DOMESTIC ANHIALS Unregistered and intagged does; [Amended by 52] RESCHIDED BY APPROVED EDUCATION CODE Compulsory School Attendance RESCHIDED BY OPD. No. 87 Curfew for Hinors RESCHIDED BY OPD. No. 87 Curfew for Hinors 12/1 RESCHIDED BY OPD. No. 87 Curfew for Hinors 12/1 PART II: SANITATION AND CONTAGIOUS DISEAS Contagious or Infectious Diseases [Amends 25; Reschinds 12] O3/0 CRIMINAL CODE PART III: EXTENDETION Extradition Agreement with States PART III: EXTENDED BY OPD. No. 55 Property of Estates O5/03 LIVESTOCK CODE PART III: BEARD PROBLATIONS [Amended by 79] AND HEALTH & SAFETY PART XI: REGULATION OF MOTOR VEHICLES Truck Speed Pegulations 10/26 HOUSING/CONST. PART VII: RESIDENTIAL LEASES Tribal Member Residential Lease; Terms; Form RESCHIDED BY OPD. No. 102 Housing Authority Established O3/07 RESCHIDED BY OPD. Do. 26 Law & Order Code Amendment O1/05				
PART 11: SAMPTATION AND CONTRACTORS DISEASE Compulsory School Attendance 12/1	.00	CODE:	AMENDING/RESCINDING CODE/ORDANANCE	DATE:
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Tribal Member Residential Lease; Terms; Form 12/07 RESCINDED BY OPD. HO. 102 Housing Authority Established 03/07 RESCINDED BY OPD. HO. 26 Law & Order Code Amendment 01/05 RESCINDED BY ORD. HO. 102 Housing Entitle Tribal Code	43	HEALTH & SAFETY	Truck speak be a to	10/26
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	17 -		Housing Authority Transfer)1/16/

NO.	. CODE:	AMENDING/RESCINDING CODE/ORDINANCE	DATE:
48		RESCINDED BY ORD, NO. 102 Housing Authority Established	01/16
49	BUSINESS CODE	PART I: LICENSE FEFS - BUSINESS LICE Tribal Business Leases; [Amends 32; Amended by 57]	ENSE 04/05
50		RESCINDED BY ORD. HO. 125 Liquor Regulation	07/31
51	HEALTH & SAFETY	PART X: DOMESTIC ANIMALS Vacination of Dogs Required [Amends 35, §1]	07/31
52	HEALTH & SAFETY	PART X: DOMESTIC ANIMALS Registration Period [Amends 36]	03/31
53	PROBATE	PART II: SUMMARY DISTRIBUTION Property of Estates [Amends No. 27]	09/03
54	LAND CODE	PART II: LAND LEASES Hondah Homesite Leases	10/10
55	PROBATE	PART II: SUMMARY DISTRIBUTION Probate of Estates [Amends No. 27]	03/01
56		RESCINDED BY APPROVED GOVERNMENT CODE Part III: Elections	E 02/26.
5 7	BUSINESS	PART I: LICENSE FEES - BUSINESS LICENTRADER Business Lease [Amends No. 49]	ISE 04/16.
5.8	PROPATE	PART III: FELOUS CHELL HOT INHERIT	07/03

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59	RESCINDED BY APPROVED GOVERNMENT C PART IV: TRIBAL HEHBERSHIP	ODE: 09/0
60 BUSINESS	PART I: LICENSE FEES - BUSINESS LI [Amends No. 32; Amended by No. 153]	CENSE
61	RESCINDED BY ORD. NO. 96 Law & Order Code Amendment	12/0
62	RESCINDED BY OPD. NO. 96 Law & Order Code Amendment Limit on Criminal Trials	12/02
63 HEALTH & SAFETY	PART XII: REGULATION OF MOTOR VEHIC Parties to a Crime in Motor Vehicle Accidents	12/02
64	RESCINDED BY ORD. NO. 102 Housing Authority Charter	01/07
65 BUSINESS CODE	PART I: LICENSE FEES	04/08
66	RESCINDED BY OPD. NO. 68 Residential Leases	06/07
67	RESCINDED BY ORD. NO. 68 Residential Leases	12/01
68	RESCINDED BY ORD. NO. 75 FHA Approval	02/09.
69	RESCINDED BY APPPOVED GOVERNMENT COD Elections - Fogulations	E: 03/02/
70 HOUSING/CONSTR.	PART IV: BUILDING cong Adoption of Uniform Enilding Code	03/02.

NC ——	O. CODE:	AMENDING/RESCINDING CODE/OPDINANCE	DATE:
71	HOUSING/CONSTR:	PART III: PLUMBING CODE Adoption of Uniform Plumbing Code	03/02,
72		RESCINDED BY ORD. NO. 76 Approval of National Electric Code	03/02/
73	HOUSING/CONSTR.	PART V: HOUSING CODE Adoption of Uniform Housing Code	03/02/
74		RESCINDED BY ORD. NO. 77 Fire Prevention Code	03/02/
75	HOUSING/CONSTR.	PART VII: RESIDENTIAL LEASES Residental Lease; Form FHA, VA, & FNMA Loans	04/14/
76	HOUSING/CONSTR.	PART I: ELECTRICAL CODE Adoption of National Electrical Code [Rescinds 72]	05/04/6
77	HOUSING/CONSTR.	PART II: FIRE PREVENTION CODE Adoption of Fire Prevention Code [Rescinds 74]	05/04/6
78	HEALTH & SAFETY	PART VII: CIVIL DEFENSE Adoption of Title 26 - A.R.S.	07/13/6
79	LIVESTOCK	PART III: BRANDING REGULATIONS Branding Responsibilities [Amends No. 42]	08/17/6
0 8	LABOR CODE	PART III: UNEMPLOYMENT BENEFITS Employment Security Act	03/06/6
81		RESCINDED BY OFD. No. 125 Liquor Regulations	11/06/6

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82		RESCINDED BY ORD. NO. 96 Illicit Cohabitation	01/3
83		RESCINDED BY ORD. NO. 96 Cheats & Frauds	01/3
84		RESCINDED BY ORD. NO. 125 Liquor Regulations	02/0
85		RESCINDED BY OPD. NO. 96 Jurisdiction over Indians	06/04
86		RESCINDED BY ORD. NO. 96 Narcotics & Dangerous Drugs	06/04
87		RESCINDED BY OPD. NO. 96 Curfew for Minors	09/03
88	HEALTH & SAFETY	PART VII: FOOD ESTABLISHMENTS Public Health Services Sanitary Inspection	09/10
89		RESCINDED BY ORD. NO. 90 Business License Fee	07/18
90	BUSINESS	PART I: LICENSE FEES Waiver of Rental for Business Sites for Members	11/10
91	HOUSING/CONSTR.	PART VII: RESIDENTAL LASES FHA Loan Form Approval	05/03/
92		RESCINDED BY ORD. NO. 124 Liquor Regulations	08/30/
3		RESCINDED BY APPPOYED GOVERNMENT CODE Tribal Utility Authority	10/01,

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94 HEALTH & SAFETY	PART XII: REGULATION OF MOTOR VEHICLES Off-Road Travel Restrictions 01/10
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96 JUVENILE CODE	LAW & ORDER CODE AS AMENDED 05/01 ***CRID** PART I: JUVENILE CODE Chapter IV, PART I
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	PART III: GENERAL PROVISIONS Chapter IV, Part III
	PART IV: CUSTODY OF MINORS IN GENERAL Chapter IV, Part IV
	PART V: PIGHTS OF PARTIES AT JUVENILE HEARINGS Chapter IV, Part V
	PART VI: PROCEEDINGS BEFORE THE JUVENILE COURT Chapter IV, Part VII
	PART VIII: TERMINATION AND RESTORATION OF PARENTAL RIGHTS Chapter IV, Part VIII
	PART IX: ADOPTION Chapter IV, Part IX
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		PART III: THE COURT OF APPEALS Chapter I, Part III	
		PART IV: THE TRIAL COURT Chapter I, Part IV	
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		PART VI: TRIBAL COURTS: RULES AND Chapter I, Part VI	POWERS
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97	BUSINESS CODE	PART IV: UNLAWFUL SALES AND ADVERTISE Fraud & Embezzelment	ING 12/03/
98		RESCINDED BY ORD. NO. 112 Tribal Trial Court	07/15/
99	LIVESTOCK	PART II: LIVESTOCK IN TRESPASS	07/15/
00		RESCINDED BY APPROVED GAME & FISH COR Ord. No. 137; 145; 149	0E 07/15/

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101	HEALTH & SAFETY	PART XII: REGULATION OF MOTOR VEHIC Adoption of the Triaffic Laws of	LES
		the State of Arizona	11/13
102	HOUSING/CONSTR.	PART VI: HOUSING AUTHORITY Charter of Housing Authority [Rescinds 47; Amended by 134]	02/02
103		RESCINDED BY ORD. NO. 151 TERO Ordinance [Amended and Rescinded by Labor Relations Ordinance No. 151]	08/04
104		RESCINDED BY APPROVED GAME & FISH COORDINATE No. 137, 145, 149	ODE 09/17/
105		RESCINDED BY APPROVED GAME & FISH COOrdinance No. 137, 145, 149	DDE 01/10/
106		RESCINDED BY APPROVED JUDICIAL CODE Tribal Trial Court	12/13/
107		RESCINDED BY ORD. NO. 126 Chief of Police/Government Office	02/01/
108		RESCINDED BY APPROVED GAME & FISH CO. Ordinance No. 137, 145, 149	DE: 05/03/
109 -		RESCINDED BY ORD. NO. 120 Regulation of Peddlers	09/13/
110 <u>I</u>	PROBATE CODE	PART I: PROBATE PROCEDURES PART II: SUMMARY DISTRIBUTION [Amends No. 27]	10/02/
111 -		RESCINDED BY APPROVED CAME & FISH COR Ordinance No. 137, 145, 149	DE: 10/03/
			10/03/

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112		RESCINDED BY APPROVED JUDICIAL CODE: PART IV: TRIBAL TRIAL COURT [Amends 96; Rescinds 98 and 106]	12/13/7
113		RESCINDED BY ORD. NO. 120 Regulation of Peddlers	02/07/8
114		RESCINDED BY APPROVED GAME & FISH CO Ordinance No. 137, 145, 149	DE:
115		RESCINDED BY ORD. NO. 125 Liquor Regulation; Drinking Age	10/01/8
116		RESCINDED BY ORD. NO. 151 Indian Preference [Amends 103; Rescinded by 151 - Labor Relations Ordinance	10/01/8
117		RESCINDED BY ORD. NO. 119 Regulation of Sale of Toxic Substances	12/04/8
118		RESCINDED BY APPROVED JUDICIAL CODE PART I: DEFINITIONS PART X: CIVIL ACTIONS	
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119	HEALTH & SAFETY	PART IX: REGULATION OF SALE OF TOXIC SUBSTANCE [Rescinds No. 117]	03/04/8
120	BUSINESS CODE	PART II: REGULATION OF PEDDLERS [Rescinds No. 113]	03/04/8
121	JUVENILE CODE	PART XI: REPORTING OF PHYSICAL NEGLECT TO MINORS	04/07/8

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123	LABOR CODE	PART II: MINIMUM WAGES	07/15
124	JUVENILE CODE	PART X: INDIAN CHILD WELFARE ACT	08/06
125	HEALTH & SAFETY	PART XI: ALCOHOLIC BEVERAGE CONTROL [Amended by Ord. No. 148]	11/04
126		RESCINDS ORDINANCE NO. 107	
127		RESCINDED BY ORD. NO. 129 Exclusion of Non-Members	05/11
128		RESCINDED BY ORD. NO. 129 Exclusion of Non-Members	
129		RESCINDED BY APPROVED GOVERNMENT CODE EXCLUSION OF NON-MEMBERS	E: 02/03
130		RESCINDED BY APPROVED GAME & FISH COD Ordinance No. 137, 145, 149	DE: 02/??
131	HOUSING/CONSTR.	PART VII: WASTEWATER MANAGEMENT Tribal Sewer Use	03/03
132	HEALTH & SAFETY	PART XIII: SPECIAL SUNRISE SKI RESORT REGULATIONS Trespass Regulations	r 06/10
133		RESCINDED BY ORD. NO. 135 Vehicle Towing	03/03
134	HOUSING/CONSTR.	PART VI: HOUSING AUTHORITY Amends No. 102	05/10

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135	HEALTY & SAFETY	PART XII: REGULATION OF MOTOR VEHICLES Abandoned; Towing Vehicles	05/04
136		RESCINDED BY ORD. NO. 144 Utility Hearing Notice	08/03
137		APPROVED GAME & FISH CODE: Amended by 145, 149	
138		DISAPPROVED EXCLUSION ORDINANCE Proposed Amendment to 129	
139		DISAPPROVED EXCLUSION ORDINANCE Proposed Amendment to 129	11/09
140	BUSINESS CODE	PART V: REGULATION OF PRIVATE JUNKYARDS	10/20
141		RESCINDED BY APPROVED EDUCATION CODE Ordinance No. 152	12/14
142		DISAPPROVED EXCLUSION ORDINANCE Proposed Amendment to 129	12/14
143		RESCINDED BY APPROVED GOVERNMENT CODE Harzardous Materials Commission	E: 03/09
144		RESCINDED BY APPROVED GOVERNMENT CODE Utility Authority Procedures	E: 04/28
145		AMENDMENT TO APPROVED GAME & FISH COE Amendment to Ordinance 137)E
146	BUSINESS CODE	PART VI: REPOSSESSION OF PERSONAL PROPERTY	09/13

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148	HEALTH & SAFETY	LIQUOR CONTROL: Amends Ord. No. 125 ¶¶ II (bb); X(a)24; and XI(f)	04/16/
149		AMENDMENT TO APPROVED GAME & FISH Co Prohibition Against Vehicles	ODE 07/14/
150	BUSINESS CODE	HOUSE MOVERS REGULATIONS	11/14/
151	LABOR CODE	LABOR RELATIONS ORDINANCE Amends & Rescinds Ordinance No. 103 and 116: TERO Ordinance	11/14/
.52		APPROVED EDUCATION CODE: Compulsory Education	11/14/
.53	BUSINESS CODE	Amends Ordinance No. 60; Section 15(b) Fees	11/14/8
54 _	LABOR CODE:	Employment Rights Fee Amends Section 6 of Ord. 151	6/18/8
55	Ar	mendment to Tribal Election Code Rescinded by Ord. No. 156	
56 <u>(</u>	GOVERNMENT CODE	Amendment to Chapter Three of Governme Code - Tribal Election Code Rescinds Ord. Nos. 56, 69 and 155: Res. 11-87-3	
57 <u>(</u>	GOVERNMENT CODE:	Amendment to Chapter Three, §§3-6-18	
58 E	BUSINESS CODE:	Amendment to Ord. No. 120 Peddlers Ordinance	0/01/00
59 <u>1</u>	TAX CODE	TRIBAL TAX CODE Res. 04-88-104	9/01/88
60			4/27/88