

KALISPEL RESOLUTION NO. 2011-04

Kalispel Tribe of Indians
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RESOLUTION

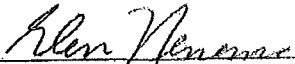
- WHEREAS, the Kalispel Business Committee is the duly Constituted governing body of the Kalispel Tribe by the authority of the Constitution and By-Laws for the Kalispel Tribe; and
- WHEREAS, under the Constitution and By-Laws of the Tribe, the Kalispel Business Committee is charged with the duty of protecting the health, security and general welfare of the Kalispel Tribe and all reservation residents; and
- WHEREAS, the Tribal Health Care providers have expressed a desire to change the underage sexual activity reporting law; and
- WHEREAS, it is believed that the law as it currently stands, prevents the health care providers from practicing medicine in a way that is the standard of care and best practice; and,
- WHEREAS, a new section to the Tribal Code at 7-20.04A MANDATORY REPORTERS FOR MEDICAL PROVIDERS will address the concerns of the Tribal Health Care Providers; and
- WHEREAS, changes in the Tribal Code will not be interpreted contrary to mandatory reporting requirements under applicable Tribal, Federal, and State laws; and
- WHEREAS, the crimes defined in Sections 9-2.06 CHILD MOLESTATION, 9-2.07 LURING, 9-2.08 CARNAL KNOWLEDGE, and 9-2.11 SEXUAL MISCONDUCT that provide protection for children and vulnerable people from sexual exploitation will need to be changed to complement the new Tribal Code Section found at 7-20.04A.
- NOW, THEREFORE, BE IT RESOLVED that the Kalispel Business Committee adopts the new Tribal Code section 7-20.04A MANDATORY REPORTERS FOR MEDICAL PROVIDERS that is attached.

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BE IT FURTHER RESOLVED that the changes to Sections 9-2.06 CHILD MOLESTATION, 9-2.07 LURING, 9-2.08 CARNAL KNOWLEDGE, and 9-2.11 SEXUAL MISCONDUCT that are attached are adopted.

CERTIFICATION

The Kalispel Business Committee adopted the foregoing RESOLUTION at a meeting held on the 2 day of November, 2010, at the Tribal office on the Kalispel Indian Reservation near Usk, Washington, with the required quorum present by a vote of 4 FOR and 0 AGAINST.



GLEN NENEMA, CHAIRMAN
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2011)



DARREN HOLMES, SECRETARY
KALISPEL BUSINESS COMMITTEE
(TERM EXPIRES JUNE 2013)