

Pawnee Nation of Oklahoma

RESOLUTION #19-45
JUNE 11, 2019

RESOLUTION

- Whereas,** The Pawnee Business Council is the supreme governing body of the Pawnee Nation and is authorized to conduct business on behalf of the Pawnee Nation in accordance with Article IV, Sections 1 and 2 of the Pawnee Nation Constitution and By-Laws; and
- Whereas,** the Pawnee Business Council met in special session on June 11, 2019, at the Pawnee Nation Resource Complex, duly authorized, with a quorum present; and
- Whereas,** the Pawnee Business Council is empowered by the Constitution of the Pawnee Nation of Oklahoma to enact laws, rules and regulations, and has accepted the responsibility to establish such laws, rules and regulations for the benefit of the Nation; and
- Whereas,** the Business Council find that it is necessary to amend the Law and Order Code, Section 570, Fireworks Offense, b (3) and (4); and
- Whereas,** Section now says, "June 25 to July 10" and the revision is to change the date for sale to "June 15 to July 10".

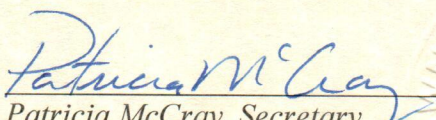
NOW, THEREFORE BE IT RESOLVED the Pawnee Business Council does hereby approve the revision to the Pawnee Nation Law and Order Code, Section 570 Fireworks Offense, b (3) and (4) to change the date for sale of fireworks starting June 15th to July 10th.

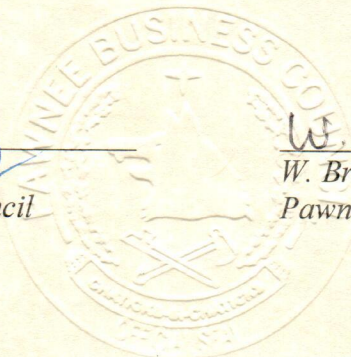
CERTIFICATION

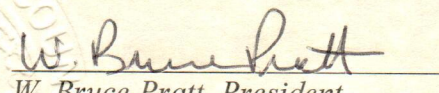
I, Patricia McCray, Secretary of the Pawnee Business Council, certify that a Special Meeting of the Pawnee Business Council was held on the 11th day of June 2019 and that the Pawnee Business Council is composed of eight members, of whom 8 were present, 0 absent, comprising a quorum, and the foregoing resolution was duly adopted by a vote of 7 for, 0 against, 0 abstaining, and 1 not voting.

Signed this 11th day of June 2019

ATTEST:


Patricia McCray, Secretary
Pawnee Nation Business Council




W. Bruce Pratt, President
Pawnee Nation Business Council

Section 569. Curfew Violation

(a) It shall be unlawful for a parent, guardian or other person having physical charge of a minor to allow said minor under the age of eighteen to be away from his place of residence in a public place, or a private place other than the place where he intends to spend the night with the permission of the owner of such place, or in a vehicle driving about, after the hour of eleven o'clock p.m. local time, unless accompanied by a parent, guardian, or other person having physical charge of said minor or in attendance at or returning directly home from an organized school, church or Tribal or public function.

(b) A curfew violation shall be punishable by a fine not to exceed Two Hundred Fifty Dollars (\$250.00), or by a term of imprisonment in the Tribal jail not to exceed three months, or both.

Section 570. Fireworks Offense

(a) It shall be unlawful to possess, buy, sell distribute, transport, activate, ignite, or detonate or to allow any minor under one's physical or actual care, custody, or control to possess, buy, sell distribute, transport, activate, ignite, or detonate any firecracker or other fireworks type device which is capable of or intended to explode, ignite, become self-propelled, give off any projectile, spark or other ignited or fused object or manifestation, or in any way give off sound or light by virtue of its burning or exploding.

(b) It shall not be an offense under this section:

(1) To use or ignite hand-held sparkler type devices in such a manner that they burn openly and singly or to use toy caps and cap guns singly and in the intended fashion; or

(2) To use or ignite fireworks at a patriotic, religious, or tribal ceremony, gathering, or celebration in a safe manner provided that a permit to do so has been obtained from the Tribe or a lawfully authorized Tribal agency prior to the importation and use of such fireworks.

(3) To buy, possess, use, or ignite fireworks between June 15 and July 10 inclusive of each year, provided that such devices are handled safely with regard to the safety of others and their property, and providing further, that minors under the age of twelve buying, possessing, using, or igniting fireworks must be under the actual direct physical supervision of some responsible adult over twenty-one years of age for this exception to apply.

(4) To possess or sell fireworks between June 15 and July 10 inclusive of each year provided that a permit to do so has been obtained from the Tribe or a lawfully authorized Tribal agency prior to such possession and sale, provided further, that upon proof of a secure and safe facility, such permit may state a particular location for year round storage of fireworks by a business engaged in retail or wholesale of fireworks.

(c) A fireworks offense shall be punishable by a fine not to exceed Two Hundred Fifty Dollars (\$250.00), or by a term of imprisonment in the Tribal jail not to exceed three months, or both.