

Posted: June 1, 2021

## **NOTICE OF PROPOSED CODE AMENDMENT**

The following proposed Code Amendment was passed for First Reading by Tribal Council on April 28, 2021.

**TITLE: 1 General Provisions**  
**Chapter 1-3 Tribal Police**

The Tribal Council wishes to amend CLUSITC Chapter1-3 Tribal Police to remove the position of Chief Law Enforcement Officer and all duties related to this position. Chief of Police and Tribal Police Officers will be the only positions outlined in this Code.

Please refer to the attached redline for the language of specific amendments.

**DATE OF THE TRIBAL COUNCIL MEETING AT WHICH THE PROPOSED CODE IS EXPECTED TO BE CONSIDERED FOR FINAL PASSAGE:**

July 11, 2021

The notice of the proposed amendment/creation of Code/Ordinance shall be published in the Tribal Newsletter and the text will be posted for public comment for twenty-eight (28) days in the Administration Building, Tribal Hall, Outreach Offices, on the Tribes' website and at Three Rivers Casino (Office of the Gaming Commission). Written comments should be sent to the Tribal Council in care of Jeannie McNeil, CTCLUSI, 1245 Fulton Avenue, Coos Bay OR 97420 or email: [jmcneil@ctclusi.org](mailto:jmcneil@ctclusi.org).

## TITLE 1 - GENERAL PROVISIONS

### CHAPTER 1-3 TRIBAL POLICE

#### ESTABLISHMENT OF TRIBAL POLICE

##### 1-3-1 Purpose

The Tribal Council shall appoint ~~a Chief Law Enforcement Officer and~~ a Chief of Police of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians (Tribes) upon such terms and conditions of employment as the Tribal Council shall direct.

##### ~~1-3-2 Chief Law Enforcement Officer~~

~~The Chief Law Enforcement Officer shall be responsible for the performance of those duties and responsibilities as specifically defined in the Tribes' Gaming Code at GLUSITC 5-2-7 and 5-2-8.~~

##### 1-3-3 1-3-2 Chief of Police

The Chief of Police shall coordinate the law and order program on the lands of the Tribes. The Chief of Police shall meet as necessary with the Tribal Council to discuss the law and order program and make recommendations for improving the efficiency of the program. The Chief of Police, in conjunction with the Chief Executive Officer, shall review the law and order program and prepare annual budgets and shall administer funds used in the law and order program. Subject to the availability of funding, the Chief of Police, with the concurrence of the Chief Executive Officer, shall establish such ranks and appoint and commission officers within the Tribal Police. The Chief Executive Officer shall supervise the Chief of Police.

##### 1-3-4 1-3-3 Duties of the Chief of Police

- (a) To be responsible for and have charge over all Tribal Police functions within the jurisdiction of the Tribes.
- (b) To be in command of the Tribal Police Department, all Tribal Police Officers and Police Department employees.
- (c) To instruct, train and advise Tribal Police Officers in their functions, duties and responsibilities for the efficient maintenance of law and order on the lands of the Tribes.
- (d) To report to the Chief Executive Officer and Tribal Council on Tribal Police activities that are not confidential.



- (e) To select and recommend persons for appointment to and dismissal from the Tribal Police force consistent with Tribal law.
- (f) To provide Tribal Police Officers to the Tribal Court to perform bailiff service, service of Court papers or transportation of prisoners if applicable.
- (g) To develop a Tribal Police Policy Manual to serve as a standard of conduct to insure the efficient maintenance of law and order on the lands of the Tribes.
- (h) To insure cooperation with other law enforcement agencies.
- (i) To do such other law enforcement related activities as the Tribal Council shall direct.
- (j) To designate an acting Chief of Police in his absence.

~~1-3-5~~ 1-3-4 to 1-3-10 Reserved for Expansion.

### TRIBAL POLICE OFFICERS

#### ~~1-3-11~~ Appointment

Tribal Police Officers shall be hired by the Chief of Police. The terms and conditions of employment shall be established by the Chief Executive Officer in accordance with applicable law. All hiring of Tribal Police Officers shall be in accordance with the Tribes' Employee Manual.

#### ~~1-3-12~~ Qualifications

The qualifications of Tribal Police Officers shall be as follows:

- (a) A sound physical and mental condition and ability to perform the required duties.
- (b) Certification as a police officer under ORS 181.610 to 181.712, or attends the police academy if not currently certified.
- (c) High moral character and absence of conviction of a felony or Class A misdemeanor.
- (d) High school diploma or GED, twenty-one (21) plus years of age, and a U.S. citizen.

#### ~~1-3-13~~ Duties

The duties of a Tribal Police Officer shall be: