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Spilyay Tymoo

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Nature's winter decorations.

Non-Indian traffic violations to be heard in tribal court

On October 9, 1981, the Confederated Tribes of the Warm Springs Reservation through Tribal Council resolution #6077, adopted a new traffic code which included a provision for asserting jurisdiction over non-Indians. This provision enables the Tribes to assert jurisdiction over non-Indians who commit civil traffic infractions within the exterior boundaries of the reservation.

Arrest made in shooting

An early morning shooting incident November 20 left one man in St. Charles Medical Center in Bend with a gunshot wound to the neck and another man in Jefferson County Jail.

Gerald Rowland, 31, is being held on attempted murder and \$10,000 bail in the shooting of Seidel E. Standing Elk, 22. The

This assertion of jurisdiction is over non-Indians for traffic infractions only, which are civil in nature opposed to a criminal charge such as Driving Under the Influence of Intoxicants or Driving while Suspended or Revoked, which will remain exclusive State jurisdiction.

Effective November 15, 1985, the Warm Springs Police Department and the Warm Springs Tribal Court will begin citing and hearing traffic infraction cases against non-Indians. It is only now that the Tribes will undertake to begin hearing these types of cases, as logistical problems prevents the Tribes from doing so back in 1981.

The main thrust of this action by the Tribes is directed towards an effective enforcement program which hopefully will bring all drivers into compliance with existing laws of the Tribes and in hopes of securing safer roads and highways for all drivers and pedestrians.

Any non-Indian cited for a traffic infraction here on the reservation is entitled to the same rights as Indians cited for the same offense, that being, a right to plead guilty or not guilty and the right to a hearing. The case may also be handled by sending into the court the bail amount indicated on the citation with a guilty plea. A letter of mitigating circumstances may also be attached to the citation with payment but does not absolve the defendant of the charge or any penalty that may be imposed.

When investigators arrived at the scene, Standing Elk was still conscious and was able to tell police what happened. According to BIA investigator Jerome Main, Rowland walked to a neighbor's house about two miles away and told the neighbor what happened. The neighbor then called the police.

Budget, petition concerns heard

by Donna Behrend

Sighting high unemployment, too many managers and no input into the 1986 tribal operating budget, Tribal Council members and management gathered at the Agency Longhouse Tuesday, November 12 to discuss the petitioned multi-million dollar budget. Over 200 attended the seven-hour meeting and over half of those were still present when the meeting adjourned at 2:40 a.m. Many questions were asked of Tribal Council members.

In their opening remarks, Council members presented their views on the budget. All acknowledged that the budget was difficult to prepare and that many hours were spent readying the final \$19 million operating budget. "Council spent much time and cut away fat, cutting it down to a fine edge," said Simnasho representative Jacob Frank, Sr. "Hopefully, the 1986 budget will take care of the organization and operations. . . . It will run smoothly through 1986. This is the best we can do for the Tribe as a whole."

Bernice Mitchell stated she felt that the budget was a good one. "All in all, I felt good about the budget. . . . I felt real good about the three-percent raise for the employees. I think we're very fair with all our employees. We do what is right for the Tribe. We are saving for the future, just as our forefathers taught us to do."

Mike Clements stated that he was aware of the many concerns of the people. He explained that this "is the fifth go-around for this budget. We had a little more income this year and we caught up on things left behind in the past four years. We're taking care of the need of the people."

Chief Nelson Wallulatum also stated that the budget is meeting the needs of the people. "Our budget is built on needs. I supported the budget the way it was presented," Wallulatum ended his statement, saying, "Don't get into personalities. . . . no name calling" while questioning Council members and the budget.

Acting Secretary/Treasurer Larry Calica stated that he supported the budget. "It's not a perfect budget. It defines the hopes and ideas of the people. It is our best effort." Calica agreed that the 1986 operating budget is large. "By looking at those numbers, it shows that in time, very soon, we will not be able to

support a large tribal budget. The direction from the Council to the people who prepare the budgets was to hold those expenses down. It was very hard in many places where you consider to reduce expenses, you reduce jobs and reduce services to the people. . . . That's what became very difficult for Tribal Council.

"1986 represents the place where we're going to have to decide for years to come what our tribal government should be to us. Do we want it to become larger, do we want it to become more involved in our own lives and in the lives of our families, do we want it to be the main source of our existence?"

Calica mentioned that the Tribes is the largest single employer in central Oregon. "Yet our people go unemployed and that's now. Looking to the future, 60 to 70 new people will be looking for jobs. Where will those jobs come from? If we want to control the size of tribal government, this will limit the number of jobs. That's a worry Tribal Council is going to carry, this Council and future Councils."

Calica explained that there are many concerns on the reservation. "At the moment we're engaged in a battle with alcoholism. There are several other diseases that cut people's lives short, that disable people before they reach 50, 40 years of age. We hope to prevent those kinds of tragedies."

Education is also a concern.

There are still people struggling through high school and college, Calica said. "Yet, there's another kind of education we're concerned about. That's the kind of education you don't get from books. That's the education to look to. . . . the right way to do things. Where should we be?" he asked. "We must have strong families to grow strong people," Calica advised. "Grow strong people that are strong enough to support families they'll have. Families that won't need the courts, police or any school officials, any parole or probation officer to decide how their lives are going to be lived."

Calica has a vision for the reservation. "I see a strong community made up of strong groups which believe in supporting themselves and their own members. Groups that care what happens to their own members and their community. I see homes that are not crowded, homes that invite the warmth of family and friends, homes that are spoken about with pride by those who live in them. Homes that shelter children and older people from harm. I also see a tribe made up of strong individuals and families and a community which believes that they do for themselves as much possible without depending on tribal government. I also see a tribe that teaches its next generations to leave enough resources to the people that are still

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Views aired at meeting

by Donna Behrend

Tribal members and petition supporters expressed their dissatisfaction with the proposed 1986 operating budget one last time at the general council meeting held at the Agency Longhouse November 20. The six-hour meeting was the last before the referendum November 26.

Petitioners Janice Clements and Shirley Sanders petitioned the 1986 operating budget in October and by the October 30 deadline, had the signatures of 334 eligible tribal member voters who also questioned the multi-million dollar budget. Since the signed document was turned over to BIA superintendent Bernard Topash, Clements and Sanders have held three community meetings to gather input

from concerned members. From their comments, the petitioners formulated recommendations for change. Those recommendations were presented at the November 20 meeting.

Unlike the November 12 general council meeting, Tribal Council did not respond to questions from members as it was "the petitioners meeting." "We were there to listen," said acting Secretary/Treasurer Larry Calica.

Handouts were given to those attending the meeting which included a letter that accompanied absentee ballots mailed in early November, alternatives to the 1986 tribal budget, which specifically recommended reverting back to the 1974 man-

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The Simnasho Longhouse was dedicated Friday, November 22. The first activity following the dedication was the mini-powwow.

WEATHER

NOV.	HIGH	LOW
7	58	40
8	45	28
9	42	25
10	29	24
11	33	14
12	31	10
13	32	7
14	33	9
15	32	26
16	42	25
17	40	29
18	40	20
19	42	30
20	31	20

Have a safe and healthy
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Thanksgiving holiday