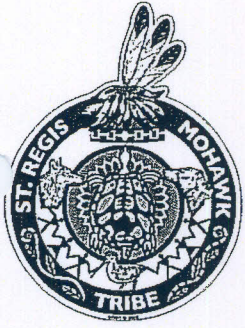


Tribal Court



St. Regis Mohawk Tribe

Chief James W. Ransom
Chief Monica M. Jacobs
Chief Mark H. Garrow
Sub-Chief Ron LaFrance Jr.
Sub-Chief Pamela D. Brown
Sub-Chief Stacy A. Adams

**Tribal Council Resolution
2010- 40
Amendment to the St. Regis Mohawk Tribal Traffic Law**

WHEREAS, the St. Regis Mohawk Tribal Council is the duly recognized governing body of the St. Regis Mohawk Tribe and is responsible for the health, safety, education and welfare of the Tribe; and

WHEREAS, the Tribal Council possesses the authority to enact ordinances and adopt resolutions not inconsistent with federal law or the Tribe's status as a federally recognized tribe; and

WHEREAS, the Tribal Council has enacted an ordinance "An Act Relating to the Regulation of Vehicle and Traffic on and through the St. Regis Mohawk Indian Reservation" (TCR 2000-109, as amended); and

WHEREAS, many other jurisdictions impose liability on the owner and lessee of a vehicle in addition to the person actually operating the vehicle; and

WHEREAS, there is a need to amend the ordinance make it clear that the owner, operator or lessee of any motor vehicle may be prosecuted for the violation of any provision of the ordinance; and

THEREFORE BE IT RESOLVED THAT, The St. Regis Mohawk Tribal Council hereby approves the amendment of the Traffic Ordinance to add the following new Section E:

E) LIABILITY OF OWNER, OPERATOR, LESSEE.

(a) The owner, operator or lessee of any motor vehicle may be prosecuted jointly or individually for violation of any provision of this Act. (b) Whenever there occurs a violation, proof of the registration number of any motor vehicle therein concerned shall be prima facie evidence in any action or in any action based on an infraction that the owner was the operator thereof, except in the case of a leased or rented motor vehicle, such proof shall be prima facie evidence in any action that the lessee was the operator thereof.

THE ST. REGIS MOHAWK TRIBAL COUNCIL

James W. Ransom
James W. Ransom
Tribal Chief

Monica M. Jacobs
Monica M. Jacobs
Tribal Chief

Mark H. Garrow
Tribal Chief

CERTIFICATION: This is to certify that the St. Regis Mohawk Tribal Council pursuant to the authority vested herein duly passed the above Resolution.

Corleen Jacco

Corleen Jacco, Tribal Clerk

March 18/10

Date