



GILA RIVER INDIAN COMMUNITY

SACATON, AZ 85147

ORDINANCE GR-01-24

THE GILA RIVER INDIAN COMMUNITY COUNCIL HEREBY PLACES A MORATORIUM ON BOTH PERMITTED AND NON-PERMITTED DANCES WITHIN THE COMMUNITY AND AMENDS TITLE 8, CHAPTER 4 OF THE GILA RIVER INDIAN COMMUNITY CODE FOR THE PURPOSE OF ENHANCING THE PENALTIES OF VIOLATIONS OF THIS MORATORIUM

WHEREAS, the Gila River Indian Community Council (the "Community Council") is the governing body of the Gila River Indian Community (the "Community" or "GRIC"); and

WHEREAS, the Community Council is empowered through Article XV, § 1(a)(9) and (19) of the Constitution and Bylaws of the Community (March 17, 1960) to enact ordinances and laws necessary or incidental to the exercise of the powers granted to the Community Council; and

WHEREAS, the power to enact ordinances and laws is an inherent function of self-government that the Community has exercised over the years; and

WHEREAS, on January 19, 2005, the Community Council, through Ordinance GR-01-05, adopted the 2005 Community Dance Ordinance; and

WHEREAS, on February 20, 2013, the Community Council, through Ordinance GR-01-13, amended the 2005 Community Dance Ordinance, which is now codified at GRIC Code, Title 8, Chapter 4; and

WHEREAS, the Legislative Standing Committee reviewed the Dance Code and recommended changes in order to enhance public safety measures and to establish rules and regulations; and

WHEREAS, as part of the recommended changes to enhance public safety, the Dance Code provides that, for dances with 50 or more persons, the permittee shall secure four chaperones to monitor the dance; and

WHEREAS, on June 7, 2023, the Community Council adopted the amendments to GRIC Code, Title 8, Chapter 4; and

WHEREAS, the Community continues to experience criminal activity at both permitted and non-permitted dances notwithstanding the 2023 amendments to the dance ordinance; and

WHEREAS, on June 1, 2024, the Community experienced fatalities and injuries to Community members and Gila River Police Officers at a dance within the Community; and

WHEREAS, for the health and safety of the Community it is appropriate to place a moratorium on permitted and non-permitted dances within the exterior boundaries of the Reservation; and

WHEREAS, for the health and safety of the Community it is appropriate to place additional penalties on violations of this moratorium on dances; including revocation of homesite leases; termination of residential housing improvement program housing; civil and criminal trespass citations leading to arrests; and

WHEREAS, the Community Council waives the requirements of Title 8, Chapter 7 of the GRIC Code as the amendments are in the best interests of the Community and time is of the essence to enhance the public safety of the Gila River Indian Community and Community members.

NOW, THEREFORE, BE IT ENACTED, that the Gila River Indian Community Council hereby places a moratorium on permitted and non-permitted dances within the exterior boundaries of the Reservation except those outlined in Title 8.403 (A) (1-4).

BE IT FURTHER ENACTED, that the Community Council amends Title 8.407 by enlarging the penalties to \$5,000 for any violation that does not result in bodily injury and to \$10,000 for any violation that does result in bodily injury.

BE IT FURTHER ENACTED, that the Community Council amends Title 8.407 by adding paragraph B. as follows: "Any person holding a dance at their residence or property and any person attending a dance at their residence or property of another is also subject to criminal trespass charges including disorderly conduct and subject to arrest by the Gila River Police Department. Any person holding a dance at their residence is subject to loss of their homesite; residential lease and Residential Housing Improvement Program housing. Any person or group providing music at a dance is subject to an additional fine of \$1,000 and confiscation of musical instruments, equipment and speakers.

BE IT FURTHER ENACTED, that the Community Council has the authority to revoke homesites and RHIP homes at a duly called Community Council meeting and to request that the Bureau of Indian Affairs terminate any applicable residential lease. The decision by the Community Council is final and not subject to appeal to the judiciary or otherwise.

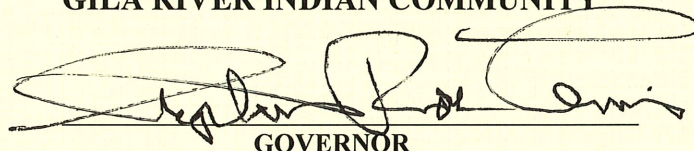
BE IT FURTHER ENACTED, the Community Council waives the requirements of Title 8, Chapter 7 of the GRIC Code (the Notification of Ordinances) as the amendments are in the best interests of the Community and time is of the essence to enhance the public safety of the Gila River Indian Community and Community members and this moratorium and amendment to the dance ordinance is effective immediately.

BE IT FINALLY ENACTED, that the Governor or, in the Governor's absence, the Lieutenant Governor is hereby authorized to take all the necessary steps to carry out the intent of this enactment.

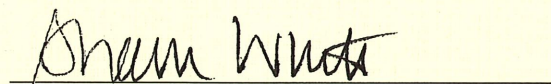
CERTIFICATION

Pursuant to authority contained in Article XV, of the amended Constitution and Bylaws of the Gila River Indian Community, ratified by the Tribe January 22, 1960, and approved by the Secretary of the Interior on March 17, 1960, the foregoing Ordinance was adopted on the **1st of June, 2024**, at a Special Community Council Meeting held at the **Governance Center, Sacaton, Arizona** at which a quorum of **17** Members were present by a vote of: **17 FOR; 0 OPPOSE; 0 ABSTAIN; 0 ABSENT; 0 VACANCIES.**

GILA RIVER INDIAN COMMUNITY


GOVERNOR

ATTEST:


COMMUNITY COUNCIL SECRETARY