RESOLUTION

WHEREAS, The Nez Perce Tribal Executive Committee has been empowered to act for and on behalf of the Nez Perce Tribe, pursuant to the Revised Constitution and By-Laws, Adopted by the General Council of the Nez Perce Tribe, on May 6, 1961 and approved by the Acting Commissioner of Indian Affairs on June 27, 1961; and

WHEREAS, the Nez Perce Tribe (Tribe) has contracted the Bureau of Indian Affairs (BIA), the Tribe's Forestry department functions through a P. L. 93-638 contract and is required to fulfill the terms and agreement outlined in that agreement; and

WHEREAS, the Nez Perce Reservation Wildland Fire Prevention personnel have been trained to facilitate the development of a Youth Fire Setter Intervention Program along with the assistance of other human services entities; and

WHEREAS, the uncontrolled youth-caused fires (both structural and wildfire) pose a threat to the lives, property, cultural and natural resources of the Nez Perce people; and

WHEREAS, education and intervention with said youth has been proven to prevent further fire setting behavior; and

WHEREAS, it is the recommendation of the Fire Prevention Program to support the involvement of Law Enforcement, Schools, Mental Health, Social Services and community members in the development of a Youth Fire Setter Intervention Program coalition to guide the development and implementation of said program, to include the referral of youth between the above entities; and

WHEREAS, it is the recommendation of the Fire Prevention Program to approve the requirement to complete a Youth Fire Setter Intervention Program and twenty (20) hours of community service of any child determined after a screening by a fire prevention officer, fire investigator, resource officer, or law enforcement officer to be responsible, either directly or as an accomplice, for violation of the Nez Perce Tribal Code 4-1-54 through 4-1-58 "Offenses Against Property," and completion of this requirement shall be overseen and verified by the Youth Fire Setter Intervention Program coordinator, and failure to complete this requirement, or the occurrence of any repeat offenses by that child shall result in fines and/or other penalties to the child's parent(s)or legal guardian(s) under Nez Perce Tribal Codes 2-4-21; and

WHEREAS, it is the recommendation of the Fire Prevention Program to support the development, with the guidance of the Office of Legal Counsel to address the willful setting of fires and consequences for youth and/or their parent(s) or legal guardian(s) for engaging in such behavior.

NOW, THEREFORE, BE IT RESOLVED, that the Nez Perce Tribal Executive Committee (NPTEC) hereby approves the development of a Youth Fire Setter Intervention Program based on the above recommendations of the Fire Prevention Program; and

BE IT FURTHER RESOLVED, that the NPTEC Chairman and Secretary are hereby authorized to negotiate and execute the agreement and any amendments thereof on behalf of the Tribe; and

BE IT FINALLY RESOLVED, that the NPTEC Treasurer is hereby authorized to disburse funds accordingly.

CERTIFICATION

The foregoing resolution was duly adopted by the Nez Perce Tribal Executive Committee meeting in Regular Session, July 10, 2012, in the Richard A. Halfmoon Chambers, Lapwai, Idaho, a quorum of its Members being present and voting.

BY: _____
Allen P. Slickpoo, Jr., Secretary

ATTEST:

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Silas C. Whitman, Chairman