

Nisqually Indian Tribe
Tribal Council Resolution No. 28 -2020

A RESOLUTION APPROVING STAY AT HOME ORDER – COVID-19 IMPACT

WHEREAS, the Nisqually Indian Tribe is the successor descendent entity of the Nisqually Nation signatory to the Treaty of Medicine Creek of 1854 (10 Stat. 1132), and unto this day has retained and maintained its Tribal identity, its governing body, and its sovereign powers;

WHEREAS, the Nisqually Indian Tribe is a federally recognized American Indian Tribe organized under its governing Constitution and Bylaws approved by the U.S. Secretary of the Interior on September 9, 1946 and amended on October 28, 1994, pursuant to Section 16 of the Indian Reorganization Act, 25 U.S.C. 476;

WHEREAS, the Nisqually General Council is the duly constituted governing body of the Nisqually Tribe, and the Tribal Council is the duly elected representative body of the General Council by the authority of the Tribe's Constitution and Bylaws, as amended; and

WHEREAS, Article VI of the Nisqually Constitution gives the Tribal Council authority to promulgate and enforce all ordinances governing the conduct of members of the Nisqually Tribe; and

WHEREAS, the Tribe has the inherent authority to regulate the conduct of tribal members and non-Indians on the reservation when that conduct threatens or has some direct effect on the political integrity, economic security, or the health or welfare of the Tribe; and

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death and poses a higher risk to our elders and our community members who have underlying health conditions; and

WHEREAS, on February 29, 2020, Washington Governor Jay Inslee issued Proclamation 20-05, proclaiming that a State of Emergency exists in all counties of Washington State; directing that the plans and procedures of the Washington State Comprehensive Emergency Management Plan be implemented; and directing State agencies and departments to utilize state resources and do everything reasonably possible to assist affected political subdivisions in an effort to respond to and recover from the COVID-19 epidemic; and

WHEREAS, on March 11, 2020, the Tribal Council issued a Proclamation of State of Emergency that found a state of emergency due to COVID-19 was in effect as of February 29, 2020; on March 22, 2020, President Donald Trump issued a major disaster declaration for Washington State; and on March 23, 2020, Washington State Governor Jay Inslee issued a Stay at Home Order for the State of Washington, in order to slow the spread of COVID-19; and


WHEREAS, it is essential to slow virus transmission as much as possible to protect the most vulnerable and to prevent the health care system from being overwhelmed. Based on scientific evidence and best practices, the most effective way to slow the transmission of communicable diseases generally and COVID-19 specifically, is to limit interactions among people to the greatest extent possible.

NOW, THEREFORE, BE IT RESOLVED that the Nisqually Tribal Council hereby approves the attached Stay at Home Order and directs the Nisqually Public Health Officer to execute, publish, and distribute the Order immediately.


Certification

I certify that the above Resolution was adopted at a regular meeting of the Nisqually Tribal Council held on the 24 day of March 2020 at the Nisqually Administration Building, at which time a quorum was present and voting 6 FOR 0 AGAINST 0 ABSTENTIONS.

ATTEST:



E. Ken Choke, Chairman
Nisqually Indian Tribe



Jackie Whittington, Secretary
Nisqually Indian Tribe