

**PUEBLO OF ISLETA**  
P.O. BOX 1270 ISLETA, NM 87022

2001-  
**RESOLUTION NO. 135**

### **JUROR COMPENSATION AND RESTITUTION FOR COURT COSTS**

At a duly called meeting of the Tribal Council of the Pueblo of Isleta, the following resolution was passed:

**WHEREAS**, the Isleta Tribal Council adopted Resolution No: 98-57 on the matter of Court Costs and Juror Compensation for both criminal and civil matters;

**WHEREAS**, the Isleta Tribal Council hereby amends Resolution No. 98-57 with regard to criminal cases in order to ensure that defendants may exercise their right to a jury trial without precondition;

**WHEREAS**, the cost of judicial prosecution of anyone found guilty of a criminal offense is an additional cost and burden upon the Pueblo of Isleta by the criminal conduct at issue and it is appropriate that a person convicted of a criminal offense make full restitution to the Pueblo for the costs associated with the criminal offense committed by such person.

**NOW, THEREFORE, BE IT RESOLVED**, that Resolution No. 98-57 is hereby amended by deleting Subsection A and providing that the remainder of said resolution shall apply to the conduct of civil jury trials only;

**THEREFORE, BE IT FURTHER RESOLVED** that the following rules shall apply with respect to criminal prosecutions by the Pueblo of Isleta in addition to the Pueblo of Isleta Jury Rules and Procedures adopted by Resolution \_\_\_\_\_:

- A. Each member of a jury panel called to serve in a criminal matter who in fact serves upon a jury shall be entitled to compensation at a rate of Fifty Dollars (\$ 50.00) per day.
- B. No monetary charge or other condition shall be imposed upon the right of any criminal defendant to exercise his or her right to be proven guilty of

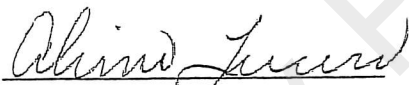
Any offense charged through trial in the Pueblo of Isleta Tribal Court or the defendant's exercise of his or her right to demand a jury trial in any such proceeding with respect to a crime punishable by imprisonment.

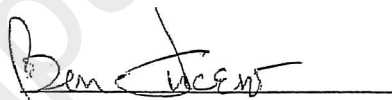
- C. In recognition of the costs and financial burden placed upon the Pueblo of Isleta and its Tribal Members by the criminal conduct of any person convicted in a proceeding before the Pueblo of Isleta Tribal Court, in addition to any penalty for such conduct through the Pueblo of Isleta Tribal Court pursuant to the Pueblo's Law and Order Code, a person convicted of any crime in the Tribal Court shall be required to make restitution to the Pueblo in the amount of (i) Fifty Dollars (\$50.00) per trial day for the time and expense of the Tribal Court Judge and staff; and (ii) the aggregate amount of juror compensation paid with respect to any such criminal trial at which said defendant was convicted.

**THEREFORE, BE IT RESOLVED** that this Resolution and the amendments to Resolution 98-57 made hereby shall be effective upon adoption.

#### CERTIFICATION

We, the undersigned officials of the Pueblo of Isleta, hereby certify that the foregoing Resolution was duly adopted by the Pueblo of Isleta Tribal Council at a regular meeting held on November 14, 2001, a quorum present, with 10 voting for, 0 voting against, and 0 abstaining.

  
Alvino Lucero, Governor  
Pueblo of Isleta

  
Ben Lucero, President  
Isleta Tribal Council

  
Séferino Lente, Secretary  
Isleta Tribal Council