



PUEBLO OF ISLETA

P.O. BOX 1290
ISLETA, NM 87022

PUEBLO OF ISLETA Resolution No. 2011- 014

Prohibiting Convicted Sex Offenders from Certain Premises

At a duly called meeting of Tribal Council, held on April 19th, 2011, the following resolution was presented and adopted:

WHEREAS, the Pueblo of Isleta is a federally recognized Indian tribe with inherent powers of self government;

WHEREAS, Article V, Section 2(e), of the Pueblo of Isleta Constitution authorizes the Tribal Council to enact ordinances to protect the peace, safety, property, health, and general welfare of the members of the Pueblo of Isleta;

WHEREAS, pursuant to authority granted by the Pueblo of Isleta Constitution, on May 11, 2010, Tribal Council enacted the "Pueblo of Isleta Sex Offender Registry and Notification Ordinance" (hereinafter "Ordinance"), enacted to comply with the Adam Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248 (hereinafter "Adam Walsh Act");

WHEREAS, the Ordinance defines "sex offender" and requires such sex offenders to register with the Pueblo of Isleta Police Department;

WHEREAS, Tribal Council finds that many sex offenders pose a risk to the health and safety of community members and that treatment and rehabilitation are often ineffective;

WHEREAS, it has come to the attention of Tribal Council that sex offenders may be entering the Pueblo of Isleta Head Start; and

WHEREAS, neither the Ordinance nor the Adam Walsh Act prohibits a sex offender from entering premises where children are present;

WHEREAS, the Tribal Council finds that it is in the best interest of the Pueblo of Isleta to prohibit sex offenders from the Pueblo of Isleta Head Start, the Pueblo of Isleta Elementary School, and other places where children frequent, in order to protect the peace, safety, health and general welfare of the community, especially the children.

NOW THEREFORE BE IT RESOLVED that sex offenders, as defined in the Ordinance, are hereby prohibited from entering the premises of the following locations, as delineated in the attached maps:

- (1) Isleta Pueblo Elementary School
- (2) Isleta Head Start & Pickle Heights Park
- (3) West Recreation Center
- (4) Recreation Center and Baseball fields
- (5) Village Basketball Park
- (6) TR7 Park
- (7) TR10 Park
- (8) Chical Baseball Field
- (9) Isleta Fun Connection

BE IT FURTHER RESOLVED that a sex offender found to be within the premises as delineated in the attached maps for any amount of time shall be punished as follows:

A. Criminal penalty. Each violation of this Resolution by a sex offender who is an Indian shall be considered a crime and subject to punishment for the first offense as a Class B Offense and in no event punishable less than the maximum penalty imposed by a Class C Offense, and for the second offense as a Class A Offense and in no event punishable less than the maximum penalty imposed by a Class B Offense.

B. Civil Penalty. Each violation of a provision of this Resolution by a sex offender who is not an Indian shall be considered a civil violation subject to enforcement by any means not prohibited by federal law, including but not limited to the following:

1. Punishment as a Class B Forfeiture for the first offense and Class A forfeiture for any subsequent offense;
2. Civil contempt, and/or;
3. Banishment in accordance with Pueblo of Isleta law.

BE IT FURTHER RESOLVED that signs shall be posted at each premises that shall read:

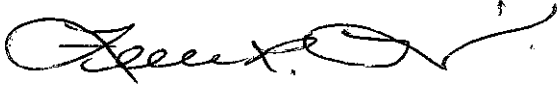
“THE PUEBLO OF ISLETA ENFORCES A SORNA ORDINANCE. CONVICTED SEX OFFENDERS ARE STRICTLY PROHIBITED FROM THESE PREMISES AS A MATTER OF PUEBLO OF ISLETA LAW.”

BE IT FURTHER RESOLVED that this prohibition shall become effective upon adoption of this Resolution and that this prohibition be incorporated into the Ordinance and Law and Order Code in the near future.

BE IT FINALLY RESOLVED that the Tribal Council authorizes the Governor to do all that is necessary to effectuate the intent of this Resolution.

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 the 19th day of April, 2011, with a quorum present, with 10 voting for, 0 opposing, and 0 abstaining.



Tribal Council President

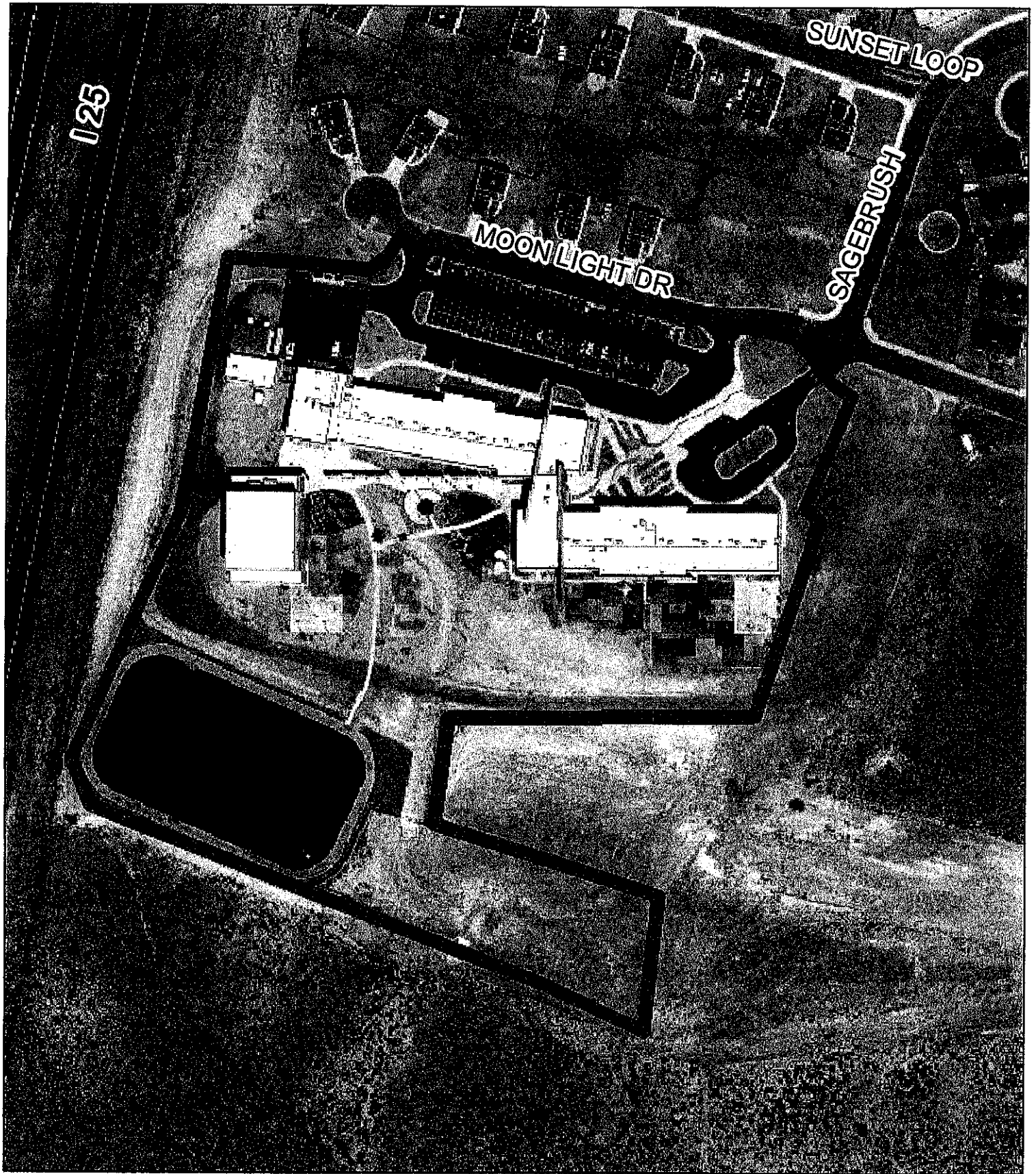


Pueblo of Isleta Governor

ATTEST:

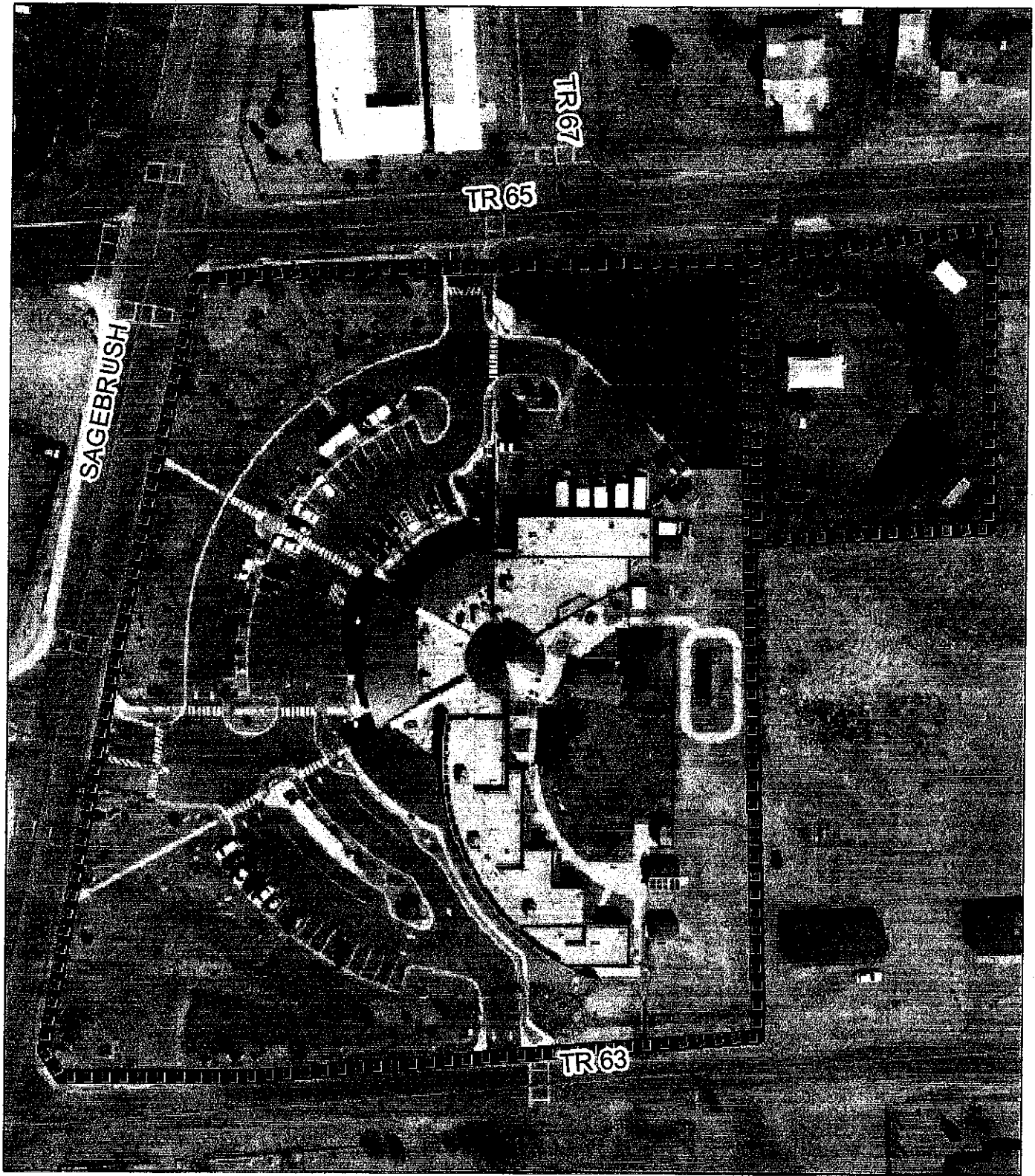


Tribal Council Secretary



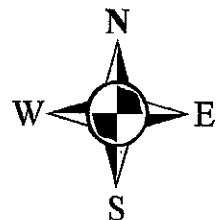
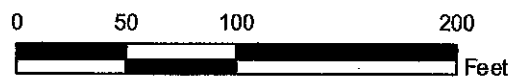
ISLETA PUEBLO Elementary School

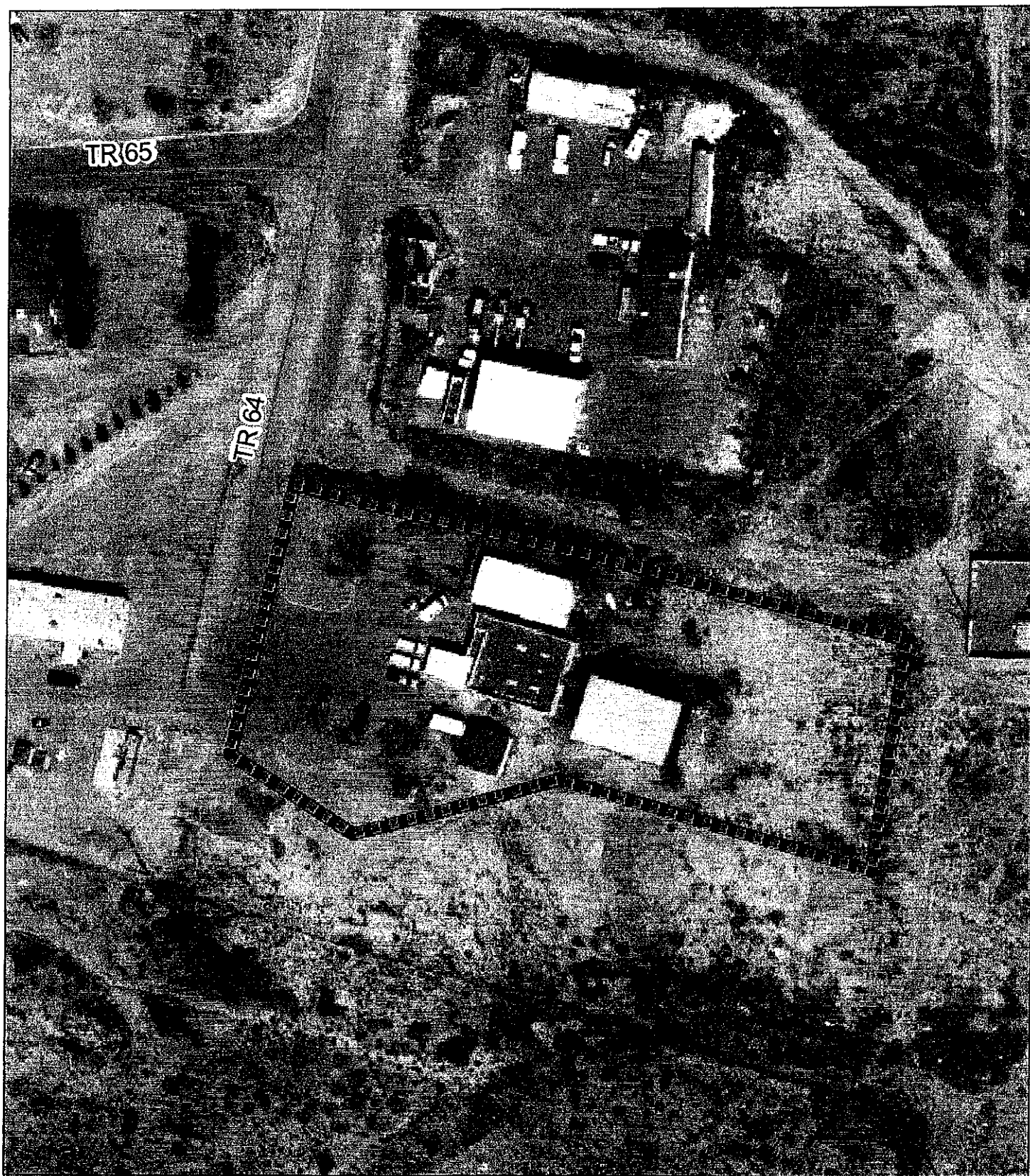




City of San Jose
Department of Public Works
2000

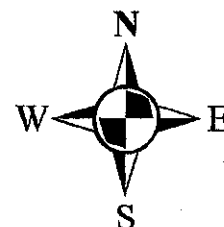
ISLETA Head Start & Pickle Heights Park

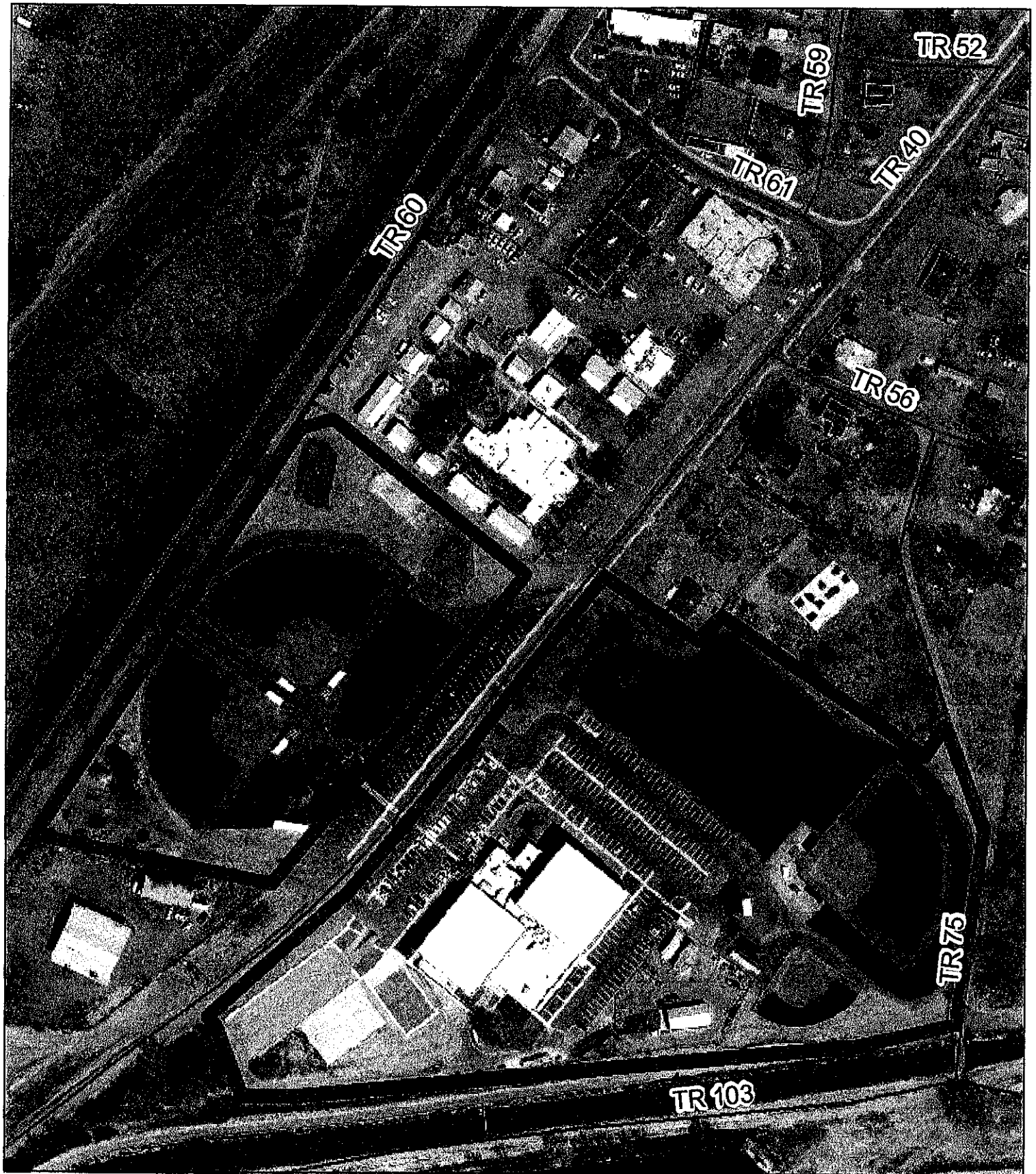




THE UNIVERSITY
OF ALABAMA
SYSTEM

West Rec



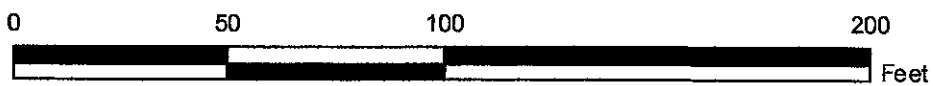


Rec Center and Baseball fields

0 50 100 200
Feet



Village Basketball Park



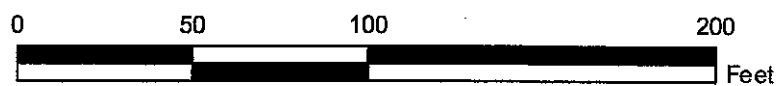


TR 7

TR 7 Park



Georgia Department of
Geographic Information
Systems

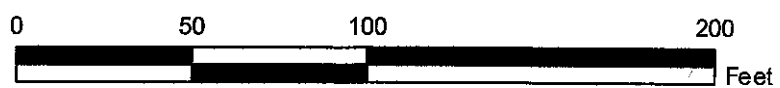




TR 10 Park



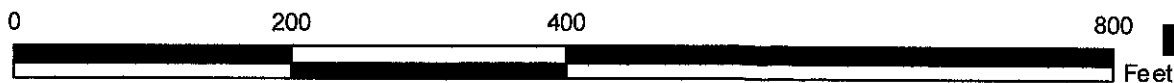
Georgia Department of Transportation
Geographic Information Systems

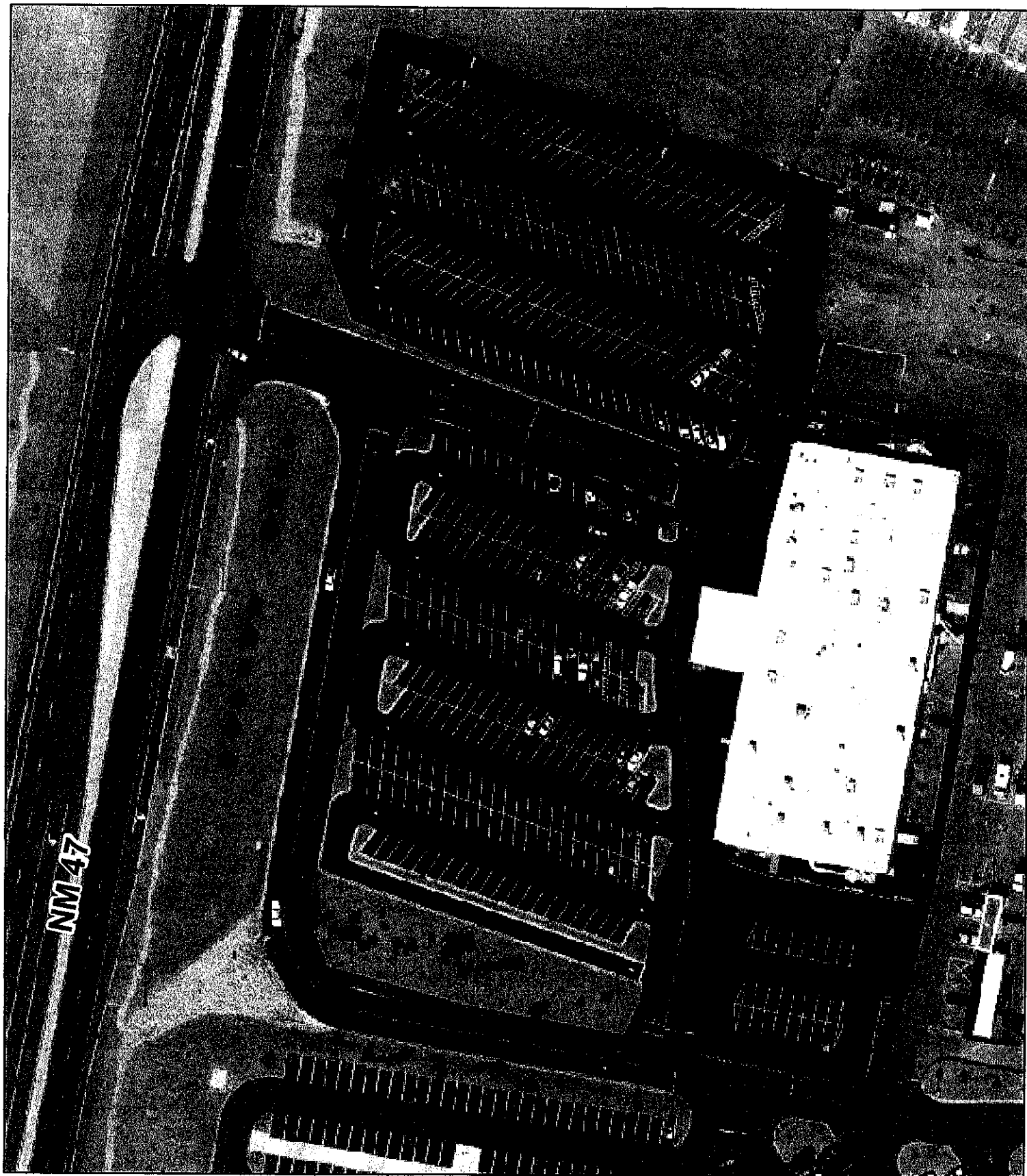




Department of
Geographic Information
Systems

Chical Baseball field





Fun Connection

