SAC AND FOX NATION TRIBAL CODE

TITLE 6A CIVIL INFRACTIONS

TABLE OF CONTENTS

Section Number	Heading
18	Wage and Civil Suit Garnishments

ARTICLE ONE TRAFFIC OFFENSES

Section N	<u>umber</u> <u>Heading</u>
101	Definition
102	Driving While License is Suspended or Revoked
103	Careless Driving
104	Reckless Driving
105	Driving While Intoxicated
106	Duties of Drivers Involved in Accidents Involving Deaths or
	Personal Injuries
107	Duty upon Striking Unattended Vehicle
108	Duty upon Striking Highway Fixtures
109	When Driver Unable to Report
110	Driver's License in Possession
111	Permitting Unauthorized Person to Drive
112	Traffic Control and Signal Devices
113	Following Too Closely
114	Stopping for School Bus
115	Entering Public from Private Road
116	Right of Way at Intersection
117	Failure to Stop at Stop Sign and Yielding Right of Way
118	Driving on Right Side
119	Passing Oncoming Vehicle
120	Passing and Turning on Curve or Crest
121	Unsafe Vehicles
122	Speed Limits
123	When Lights are Required to be On
124	Pedestrians
125	Throwing Trash on Roads and Roadways
126	Illegal Parking
127	No Proof of Insurance

128	Vehicle License: Illegal Tag
129	Seat Belts
130	Transportation of Alcoholic Beverages
131	Text Messaging, Prohibited; Exceptions
132	Reserved
133	Child Passenger Safety Restraining System
134	Accessible Parking
135	Accessible Parking: Revoked or Suspended Devices

ARTICLE TWO OFFENSES AGAINST PUBLIC SAFETY

Section N	umber <u>Heading</u>	
201	Failure to Disperse	
202	Disorderly Conduct	
203	Harassment	
204	Public Nuisance	

ARTICLE THREE WEAPONS OFFENSES

Section Number		Heading
301 302	Firearms Use of V	s Offense Veapon

ARTICLE FOUR PROPERTY OFFENSES

Section Num	<u>Heading</u>
401	Forgery
402	Giving Worthless Check
403	Theft, Conversion or Misappropriation
404	Conversion of Lost or Mislaid Property
405	Desecration
406	Dangerous Drug Offense
407	Littering of Public and Private Property; Penalty
408	Unauthorized Disposal of an Animal Carcass
409	
408	• • • • • • • • • • • • • • • • • • • •

ARTICLE FIVE ANIMAL ORDINANCE

Section Number	<u>Heading</u>
5 04	27 1 17
501	Number and Type of Pets Allowed
502	Barking Dogs
503	No Animals at Large
504	Complaints
505	Action to be Taken Upon Violation of This Ordinance
506	Fines and Costs
507	Animal Abuse or Neglect

ARTICLE SIX GENERAL PROVISIONS AND PROCEDURES

Section Number	Heading
601	Definitions
602	Duties and Authority of Officers
603	Notice of Infraction Form
604	Initiation of Infraction Form
605	Contents
606	Summons
607	Service of Notice
608	Filing of Notice
609	Person Receiving Notice—Identification and Detention
610	Return of Service
611	Response to Notice
612	Failure to Respond; Default Judgment
613	Schedule of Contested Hearings
614	Right to Counsel
615	Contested Hearings—Preliminary Proceedings
616	Contested Hearing
617	Mitigation Hearing
618	Suspension of Monetary Penalty
619	Failure to Pay or Complete Community Service
620	Appeals
621	Cost and Attorney Fees
622	Court Costs

Section 18. Wage and Civil Suit Garnishments

The following suits may be brought under the wage and civil suit procedures:

- (a) Actions for the recovery of money based on contract or tort, including subrogation claims, but excluding libel or slander, where the amount sought to be recovered, inclusive of attorney's fees, Tribal enforcement fees and other court costs, does not exceed one hundred dollars (\$100.00).
- (b) Actions to replevy personal property where the value of personal property sought to be replevied does not exceed one hundred dollars (\$100.00) where the claims for possession of personal property and to recover money are pleaded in the alternative, the joiner of claims is permissible if the value of the property or the total amount of money sought to be recovered, inclusive of attorney's fees, Tribal enforcement fees and other court costs exceeds one hundred dollars (\$100.00).
- (c) Actions to enforce, collect, and pay into the Tribal Court or, to persons damaged thereby, any amount/ amounts of money or other damages awarded in any proceeding for which a final order of judgement and apportionment of awards or damages has been entered.
- (d) The Tribal judge will have full authority to impose garnishment and/or impose liens (except on real estate), in securing these judgements.

Action may be brought under this procedure by any collection agency, collection agent or any assignee of a claim.

[History: L. 1999, September 22; R-34-99:

PUBLIC LAW# T 6 § 18]