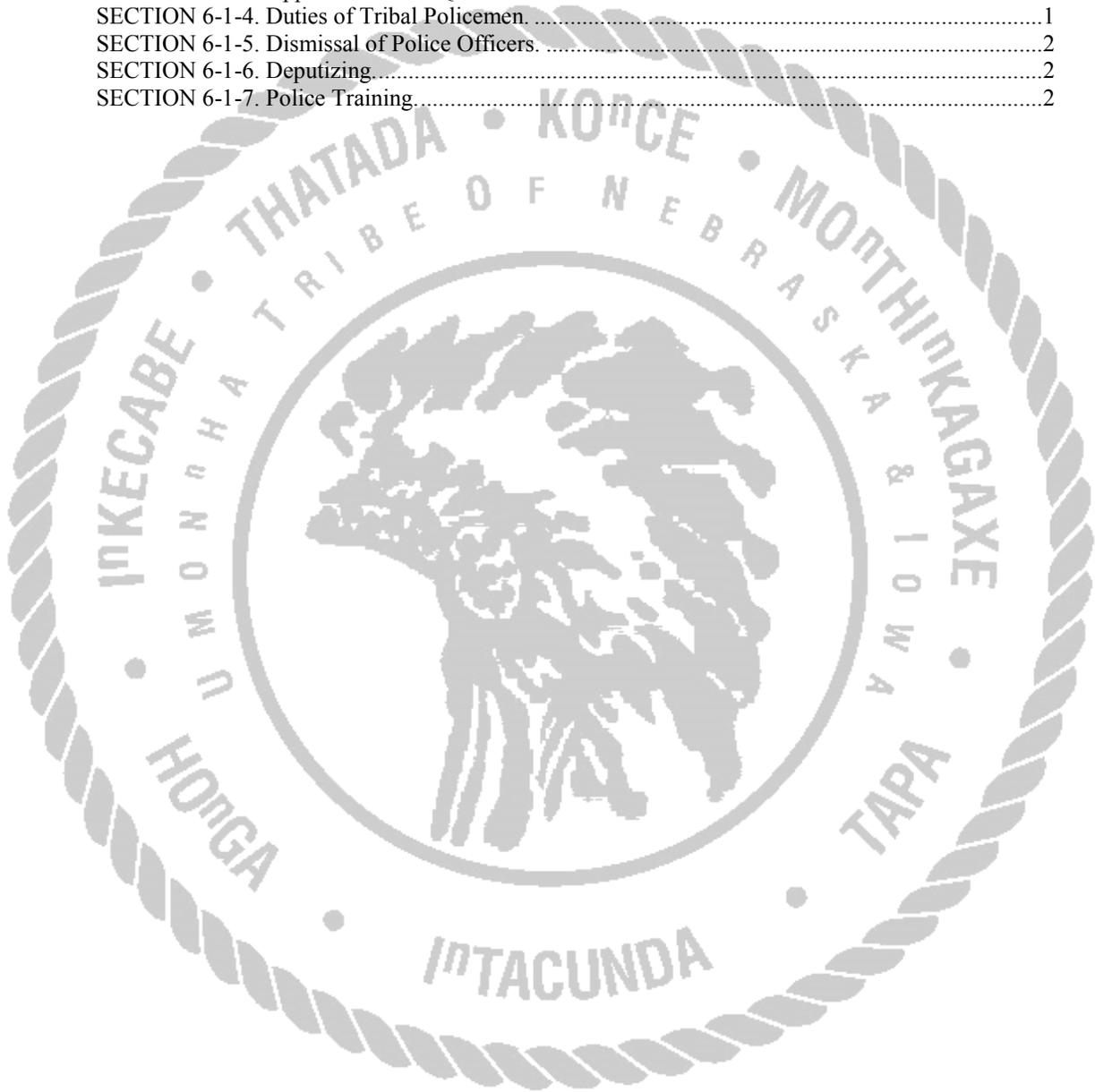


OMAHA TRIBAL CODE (2013)

TITLE 6. POLICE

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TITLE 6. POLICE

SECTION 6-1-1. Authority Over Police Function.

- (a) The Tribal Council shall appoint a Chief of Police upon such terms and conditions of employment as they shall direct.
- (b) The Chief of Police shall establish such ranks and appoint officers thereto within the Tribal Police as are deemed necessary.

SECTION 6-1-2. Chief of Police.

The duties of the Chief of Police shall be as follows:

- (a) To be responsible for and have charge over all Tribal police functions on the Reservation;
- (b) To be in command of all Tribal law enforcement officers and employees;
- (c) To instruct, train and advise Tribal police officers for the efficient maintenance of law and order on the Reservation;
- (d) To report to the Tribal Council on police activities;
- (e) To recommend to the Tribal council persons for appointment to and dismissal from the Tribal police force;
- (f) To provide policemen to the Tribal Courts to perform bailiff service, transportation of prisoners, and service of Court papers;
- (g) To adopt reasonable regulations for police officers to serve as a standard of conduct to insure the efficient maintenance of law and order;
- (h) To insure cooperation with other law enforcement agencies;
- (i) To perform such other law enforcement related activities as the Tribal Council shall direct;
- (j) To designate an acting Chief of Police to serve as Chief of Police in his absence.

SECTION 6-1-3. Appointment and Qualification of Police Officers.

- (a) Tribal police officers shall be hired upon such terms and conditions of employment, as the Tribal Council shall direct. The Tribal Council shall receive the recommendations of the Chief of Police prior to hiring anyone to be a police officer.
 - (1) Individuals selected must be in sound physical and mental condition and of sufficient size and strength to perform the required duties.
 - (2) They must be willing and able to attend police officer training courses as a condition to their hiring and continued employment.
 - (3) They must be of high moral character and have never been convicted of a felony or Class A offense or convicted of any other offense within one year prior to appointment.
 - (4) Preference in hiring shall be given to high school graduates or holders of G.E.D. certificates in situations where qualifications of applicants are otherwise similar.

SECTION 6-1-4. Duties of Tribal Policemen.

The duties of Tribal Policemen shall be:

- (a) To obey promptly all orders of the Chief of Police, ranking police officers, or a judge of the Tribal court when assigned to Court duty.
- (b) To report and investigate all violations of any law or regulation coming to their attention.
- (c) To arrest all persons for violations of any law or regulations when there exists sufficient grounds for doing so.
- (d) To lend assistance to other officers.
- (e) To prevent, whenever possible, violations of the laws.
- (f) To inform themselves as to the Tribal Law and Order Code and all other laws and regulations applicable to the Reservation, and to attend such training sessions as the Tribal Council or Chief of Police may direct.
- (g) To become familiar with and practice at all times principles of good police procedure.
- (h) To use no unnecessary force or violence in making arrests, searches or seizures and to comply with all applicable Tribal Code provisions.
- (i) To abstain from the use of narcotics or the excessive use of alcohol and to refrain from engaging in any act which would reflect discredit on the Tribe or the Tribal police.
- (j) To refrain from the use of profane, vulgar, insolent, or offensive language.
- (k) To report to their superior officers all deaths or accidents of a serious nature or other events or impending events of importance.
- (l) To keep all equipment furnished by the Tribe or the government in good repair and order and to immediately report the loss of any or all such property.
- (m) To obey all regulations that the Chief of Police shall adopt.

SECTION 6-1-5. Dismissal of Police Officers.

Policemen may be suspended or dismissed for noncompliance with the provisions of this Code or other violations of regulations or neglect of duty.

SECTION 6-1-6. Deputizing.

- (a) Tribal police officers may be deputized by another jurisdiction to aid in the effective law enforcement on the Reservation.
- (b) Law enforcement officers and other law enforcement or security related personnel from other jurisdictions or other departments or enterprises of the Tribe may be deputized to aid in the enforcement of this Code.

SECTION 6-1-7. Police Training.

It shall be the goal of the Tribal police to attract and retain experienced, professional police personnel. To this end, the Tribal Council and the Chief of Police shall establish minimum standards of training that all police officers will be encouraged to meet. Further, the Chief of Police shall explore, schedule, and arrange periodic training and retraining programs for Tribal police officers from all available sources. Such programs shall stress not only basic police procedures and techniques, but shall also deal with crime