

SB061_L.002

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB25-061 be amended as follows:

1 Amend printed bill, page 4, strike lines 4 through 24 and substitute:

2 **"2-4-503. Rules of construction.** (1) IF THE GENERAL ASSEMBLY
3 ENACTS A NEW LAW OR MATERIALLY AMENDS AN EXISTING LAW THAT IS
4 SILENT AS TO ITS APPLICATION TO THE TRIBE OR TO TRIBALLY
5 CONTROLLED ENTITIES; PURPORTS TO APPLY STATEWIDE; OR GRANTS A
6 GOVERNMENTAL AGENCY OR ENTITY CIVIL, CRIMINAL OR REGULATORY
7 AUTHORITY, IT IS PRESUMED THAT THE LAW DOES NOT APPLY WITHIN THE
8 EXTERIOR BOUNDARIES OF THE RESERVATION TO THE TRIBE, ITS OFFICIALS
9 AND EMPLOYEES ACTING IN THEIR OFFICIAL CAPACITY, A TRIBALLY
10 CONTROLLED ENTITY, OR TO TRIBAL LANDS.

11 (2) NOTHING IN THIS PART 5 INTENDS TO MODIFY FEDERAL LAW,
12 INCLUDING, BUT NOT LIMITED TO, PUB.L. 98-290, 98 STAT. 201 AND THE
13 RULES PUB.L. 98-290, 98 STAT. 201 ESTABLISHED FOR JURISDICTION
14 WITHIN THE RESERVATION BOUNDARIES.

15 (3) NOTHING IN THIS PART 5 IS INTENDED TO APPLY OUTSIDE OF
16 THE RESERVATION BOUNDARIES.

17 (4) THE CIVIL AND CRIMINAL LAWS OF THE STATE ARE PRESUMED
18 TO APPLY WITHIN A MUNICIPALITY TO INDIANS AND PERSONS OTHER THAN
19 INDIANS AS SET FORTH IN PUB.L. 98-290 STAT. 201; EXCEPT THAT
20 NOTHING IN THIS PART 5 LIMITS THE CONCURRENT JURISDICTION OF THE
21 TRIBE OVER THE CONDUCT OF INDIANS WITHIN A MUNICIPALITY."

22 Page 4, strike lines 26 and 27.

23 Page 5, strike lines 1 through 14 and substitute:

24 "(1) NOTHING IN THIS PART 5 PREVENTS THE TRIBE FROM REQUESTING
25 INCLUSION IN LEGISLATION PENDING BEFORE THE GENERAL ASSEMBLY.

26 (2) THE GOVERNOR AND STATE AGENCIES, IN EXERCISING THE
27 POWERS OF THE".

28 Page 5, line 24, strike "TRIBE OR THE RESERVATION." and substitute
29 "TRIBE."

** *** ** *** **