

“Disclaimer: The Nooksack Indian Tribe attempts to ensure that the most current version of its laws is published. Interest parties should contact the Tribal Council Offices to verify whether subsequent ordinances and/or resolutions were passed that may affect the validity of those posted herein.”

TITLE 65

NOOKSACK INDIAN TRIBE

CONFLICT OF INTEREST AND NEPOTISM CODE

TABLE OF CONTENTS

Chapter 65.01 – Conflict of Interest

65.01.010	Tribal Council Membership on Other Boards.....	3
65.01.020	Prohibited Personal Interests and Conflicts.....	3

Chapter 65.02 – Nepotism

65.02.010	Nepotism.....	5
-----------	---------------	---

Chapter 65.03 – Miscellaneous

65.03.010	Severability	6
65.03.020	Amendments	6
65.03.030	Sovereign Immunity.....	6

LEGISLATIVE HISTORY	6
---------------------------	---

CERTIFICATION.....	7
--------------------	---

Chapter 65.01

CONFLICT OF INTEREST

65.01.010 Tribal Council Membership on Other Boards

Members of the Nooksack Tribal Council shall not be eligible to sit as a voting member on the Board of Directors of any municipality, corporation, association, or other entity established under federal, state, or other law, except as expressly approved by resolution of the Tribal Council.

65.01.020 Prohibited Personal Interests and Conflicts

The Tribal Council or member of a committee or other board established by the Nooksack Tribe shall not engage in activities that appear to or actually involve personal interests or conflicts. The following prohibitions on personal interests and conflicts for the Tribal Council or member of a committee or other board established by the Nooksack Tribe include, but are not limited to, the following:

- A. No member of the Tribal Council or member of a committee or other board established by the Nooksack Tribe shall engage in or accept private employment or render services for private or other government interests when such employment or service is incompatible with the proper discharge of their official duties or would tend to impair their independence or judgment or action in the performance of their official duties.
- B. No such member shall use information to which they have access to advance financial or other private interests of themselves or others.
- C. No such member shall accept any valuable gift, whether in the form of services, loan, thing, or promise from any person who is interested, directly or indirectly in business dealings with the Tribe or entities associated with the Tribe nor grant any improper favor or service.
- D. No such member shall appear on behalf of private interests before any board, committee or agency of the Tribe or represent other interests in any action or proceeding against the interest of the Tribe. A member of the Tribal Council may appear before other governmental or private or Tribal agencies, consistent with this Code, on behalf of their constituents or in the performance of Tribal or civil obligations.
- E. No member of the Tribal Council or other board or committee established by the Nooksack Tribe shall in any manner, directly or indirectly, participate in the deliberation upon or the

determination of, any matter affecting their pecuniary interest or the pecuniary interest of any corporation, partnership, or individual in which they are directly or indirectly interested.

- F. Any member of the Tribal Council or other board or committee established by the Nooksack Tribe shall withdraw from the Tribal Council, committee or board meeting during the deliberation or determination of any matter with respect to which the member is disqualified and the minutes shall so state. The member may be counted present for the purpose of constituting a quorum. Should any such member not comply with these provisions, the member's vote shall automatically be void and not counted.

Chapter 65.02

NEPOTISM

65.02.010 Nepotism

No member of the Tribal Council, or member of a board or committee established by the Nooksack Tribe, shall take part in the deliberation upon or in the determination of, any matter affecting the pecuniary interest of the member's: spouse, son, daughter, sister, brother, mother, father, grandmother, grandfather, and the following in-laws: son, daughter, brother, sister, mother, and father. Such member shall withdraw from the Tribal Council, committee, or board meeting during the deliberation or the determination of any matter with respect to which the member is disqualified and the minutes shall so state. The member may be counted present for the purpose of constituting a quorum. Should any such member not comply with these provisions, the member's vote shall automatically be void and not counted.

Chapter 65.03

MISCELLANEOUS

65.03.010 Severability.

If any provision of this Code, or its application to any person, legal entity or circumstance is held invalid, the remainder of the Code, or the application of the provision to other persons, legal entities, or circumstances, shall not be affected.

65.03.020 Amendments.

The Nooksack Tribal Council may amend this Code by a majority vote of a quorum at a duly called meeting.

65.03.030 Sovereign Immunity.

Nothing in this Code shall be deemed or construed to be a waiver of the sovereign immunity of the Nooksack Indian Tribe, its officials, its entities, or employees acting within their official or individual capacities.