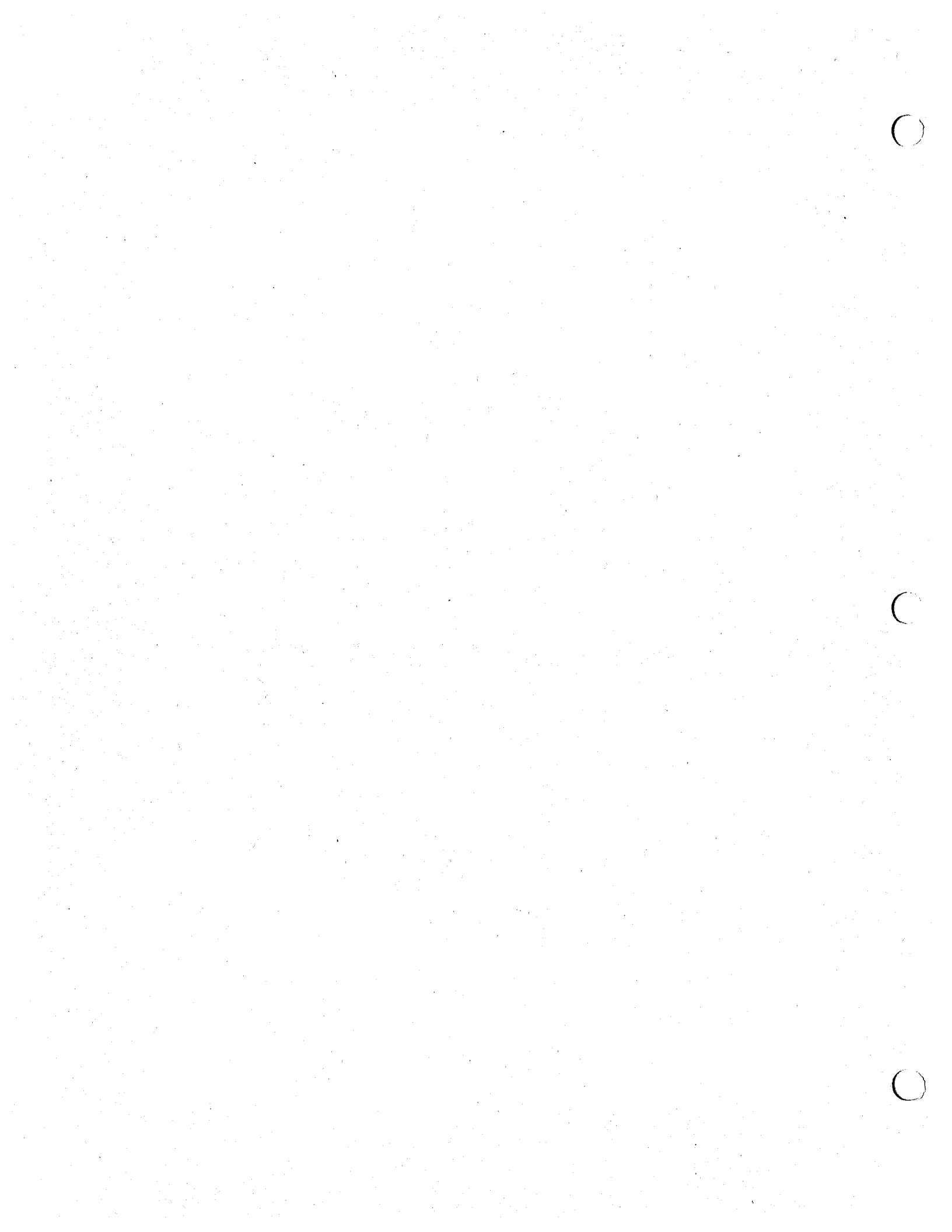




CHAPTER 27

ORDINANCE PENALTIES



CHAPTER 27

ORDINANCE PENALTIES

§1 Penalties For Violation of General Ordinance.

Any person who is found guilty of violating any of the General Ordinances of the Penobscot Nation shall be subject to a fine of not more than \$250 nor imprisonment for a term of not to exceed 30 days or by both, unless a different penalty is specified.

§2 Attachment of Per Capita Distribution

The Tribal Court, after a hearing and upon finding that the tribal member has committed a violation of a tribal law or ordinance, may order the attachment of the defendant's per capita distribution in order to satisfy the fine assessed and/or to pay restitution to the Penobscot Nation or other tribal member[s] for any harm or damage caused by the defendant.

In the event the person found guilty of a violation is financially unable to pay the fine assessed and does not have the right to receive a per capita distribution, the Tribal Court may assess a sentence of Community Service. The total number of hours of the Community Service sentence shall not exceed the amount equivalent to the fine assessed. Each hour of Community Service will be credited toward the assessed fine at a rate equivalent to 120% of the hourly minimum wage as established by the State of Maine.

Historical Notes

At a General Meeting held November 26, 1991, a new section 2 was added and §1 of Chapter XIV was amended. The title of §1 was revised, former title Penalties. Former text of §1 was as follows:

§1 Penalties. Any person who is found guilty of any of the General Ordinances of the Penobscot Nation shall be subject to a fine of not more than \$100 nor imprisonment for a term of not to exceed 30 days or by both unless a different penalty is specified.