

**SWINOMISH INDIAN TRIBAL COMMUNITY  
SWINOMISH INDIAN RESERVATION**

**RESOLUTION NO. 2020-03-\_\_\_\_\_**

**A Resolution Amending Resolution Nos. 2020-03-42, 2020-03-70 and 2020-03-71  
and Declaring a Stay Home Order for  
all Swinomish Indian Tribal Community Residents**

**WHEREAS**, the Swinomish Indian Tribal Community (the “Tribe”) is a federally recognized Indian Tribe organized pursuant to Section 16 of the Indian Reorganization Act of 1934 (25 U.S.C. § 5123); and

**WHEREAS**, the Tribe is organized under a constitution and bylaws originally ratified by the Tribe on November 16, 1935, and approved by the Secretary of the Interior on January 27, 1936, and as most recently amended and ratified by the Tribe on May 23, 2017, and approved by the Secretary of the Interior on July 7, 2017; and

**WHEREAS**, Swinomish Indian Senate (the “Senate”) is the duly enacted governing body of the Swinomish Indian Tribal Community and exercises governmental authority over all lands and waters within the Swinomish Indian Reservation; and

**WHEREAS**, the Senate approved Resolution 2020-03-42 on March 9, 2020, declaring a Public Health Emergency in light of the rapidly spreading COVID-19 virus and potential threat to our community members; and

**WHEREAS**, on March 17, 2020, the Senate amended Resolution 2020-03-42 to close various government and community buildings in an Amended Public Health Emergency Declaration; and

**WHEREAS**, to date, Washington state public health authorities report 2,221 statewide cases of COVID-19 and 110 related deaths in the State of Washington; and

**WHEREAS**, in light of the continuing spread of this highly contagious virus, on March 23, 2020, Governor Inslee noted that prior mitigation efforts were “thoughtful and deliberate” but that “more stringent measures are needed”; and

**WHEREAS**, Governor Inslee issued a state-wide Stay Home – Stay Healthy Order that will remain in effect for two weeks and encouraged all tribes in the state to implement similar orders, noting that tribes have been exceptional partners in the collective efforts to curb the spread of COVID-19; and

**WHEREAS**, the Senate’s primary concern is for the safety and wellbeing of all its community members, especially our elders and other vulnerable persons within our community,

as well as residents of the Swinomish Reservation, recognizing that we face a shared and very serious public health concern; and

**WHEREAS**, the Senate affirms our collective responsibility to protect everyone in our community and on the Reservation by staying home and practicing social distancing at all times; and

**WHEREAS**, in order to provide clear and consistence direction to all residents of the Swinomish Reservation, this Senate Resolution is intended to recognize, support and minimize conflict with the Washington Stay Home – Stay Healthy Order and related guidance from state authorities and to remain in effect from March 24, 2020 until April 7, 2020, unless extended by the Swinomish Indian Senate; and

**WHEREAS**, the Senate is authorized to take this action pursuant to Article VI, Section 1(a), (e), (f), (g), (k), (l), (m), (o), (r) and (s), Section 3, Section 4 and Section 5(c) of the Constitution of the Tribe approved January 27, 1936, as amended and pursuant to the inherent authority of the Swinomish Indian Tribal Community, **NOW THEREFORE**,

**BE IT RESOLVED BY THE SWINOMISH INDIAN SENATE** that all residents of the Swinomish Reservation shall immediately cease leaving their home or place of residence except: (1) to conduct or participate in essential activities, and/or (2) for employment in essential business services. This prohibition shall remain in effect until midnight on April 6, 2020, unless extended beyond that date.

**BE IT FURTHER RESOLVED**, that residents may still leave their home to purchase groceries, get prescriptions, seek medical care, engage in activities essential for the health and safety of family, household members and pets, and participate in outdoor activities such as bike riding, walking, jogging or gardening. Residents may also leave their home to travel to and from employment in essential businesses. **Residents must practice social distancing by staying at least six feet apart from others whenever in public.**

**BE IT FURTHER RESOLVED**, that all non-essential businesses with in-office personnel functions must close. This mandated closure shall begin on midnight March 25, 2020 and remain until midnight on April 6, 2020, unless extended beyond that date. **Essential businesses that may remain operational are defined as follows:**

- **Health care operations**, including:
  - Swinomish Medical Clinic
  - Swinomish Dental Clinic
  - Didg<sup>w</sup>álič Wellness Center (also designated by the State as an essential public facility)
- **Grocery and convenience stores**, including:
  - Swinomish Village Market
  - Swinomish Market at the Casino
  - Swinomish Market at the Links
- **Food supply chains**, including:

- Swinomish Shellfish Company
- Businesses that deliver food and other supplies to grocery and convenience stores
- **Pharmacies and stores that supply medicinal cannabis**, including:
  - Salish Coast Cannabis
- **Security, surveillance, facilities** and other essential personnel necessary to secure and maintain the Swinomish Casino & Lodge and its minimal back-office operations during its closure.
- Any other businesses listed in Washington's Essential Critical Infrastructure Worker publication.

**BE IT FURTHER RESOLVED**, that restaurants may continue to provide take away and delivery services only. Campgrounds may continue to provide long-term RV housing but must cease recreational rentals and close all recreational facilities on site. Construction projects on critical infrastructure, such as housing or essential public facilities, may continue as long as social distancing is maintained on site. Community members may still exercise treaty fishing and hunting rights, provided that tribal hunters and fishers shall observe social distancing.

**BE IT FURTHER RESOLVED**, that this Stay Home Order shall be effective on midnight March 25, 2020 and remain in effect until midnight on April 6, 2020, unless extended beyond that date.

**BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE** that Tribal staff are authorized and directed to take all necessary actions for implementation of this resolution as may be needed to carry out the terms of this Resolution.

**BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE** that it is essential that this Resolution be followed strictly in order to keep community members and Reservation residents healthy and safe, as together we face a highly contagious disease that can result in serious illness or death.

**BE IT FURTHER RESOLVED BY THE SWINOMISH INDIAN SENATE** that the Senate expects and trusts that all community members and Reservation residents will strictly comply with this Resolution.

---

Steve Edwards, Chairman  
Swinomish Indian Senate

## CERTIFICATION

As Secretary of the Swinomish Indian Senate, I hereby certify that the foregoing Resolution was approved at a Special Meeting of the Swinomish Indian Senate held on March 24, 2020, at which time a quorum was present and the resolution was passed by a vote of \_\_\_\_ FOR, \_\_\_\_ AGAINST, and \_\_\_\_ ABSTENTIONS.

---

Barbara James, Secretary  
Swinomish Indian Senate