

TITLE 1 – GENERAL PROVISIONS

CHAPTER 1-2 CODE OF ETHICS FOR TRIBAL COURT JUDICIAL PERSONNEL

1-2-1 Purpose

The purpose of this Code is to provide effective and fair administration of justice and customer service for the benefit of the tribal community by providing for a Code of Ethics for Tribal Court Judicial Personnel. Judicial personnel are defined as tribal court employees engaged in judicial duties other than the Chief Judge or temporary judges who are subject to the Judicial Conduct provisions as outlined in Chapter 1-13 of the Code.

1-2-2 Rule 1: Judicial Employees Shall Perform the Duties of the Judiciary Impartially and Diligently

Judicial duties shall take precedence over all other activities. Official duties include duties prescribed in the Code. Judicial personnel shall maintain the highest standards of professionalism.

- (a) Professionalism: Judicial personnel shall be patient, prompt and courteous to all litigants, jurors, witnesses, and others who come in contact with the Tribal Court.
- (b) Impartiality: Judicial personnel shall perform their duties impartially, and shall not be influenced by relationships, social or economic status, political interest, public opinion, fear of criticism or reprisal.
- (c) Confidentiality: Judicial personnel shall not disclose any confidential information received in the course of official duties except as required in the performance of their duties. Judicial personnel shall not use confidential information for personal gain or advantage.
- (d) Communication with Judges: Judicial personnel shall not communicate personal knowledge about a pending case to the assigned judge that might affect the outcome of the proceeding. Judicial personnel shall not address any judges by a first name basis, only by official title, "Judge" or "Your Honor".

1-2-3 Rule 2: Judicial Employees Shall Avoid Impropriety and the Appearance of Impropriety in All Their Activities

- (a) Compliance with Law: Judicial personnel shall act at all times in a manner that promotes public confidence in the integrity and impartiality of the judiciary by respecting and complying with the law of the tribal community.
- (b) Gifts and Extra Compensation: No Judicial personnel shall directly or indirectly accept gifts, bequests, favors or loans from advocates, attorneys, litigants, or other persons known to do business with the judiciary. Judicial personnel shall not request or

accept any payment in addition to their regular compensation or assistance given as part of their official duties.

(c) Abuse of Position: Judicial personnel shall not engage in activities that would call into question the propriety in carrying out their duties.

1-2-4 Rule 3: Judicial Personnel Shall Refrain from Tribal Political Activity

(a) Judicial personnel should not act as a leader or hold office in a Tribal political organization.

(b) Judicial personnel should not make speeches or publicly endorse a Tribal political organization, candidate or event.

(c) Judicial personnel should not solicit funds for a Tribal political organization, candidate or event.

(d) Judicial personnel may engage in Tribal political activity that does not tend to reflect adversely on the dignity of the judiciary or interfere with the proper performance of official duties.

1-2-5 Sanction for Non-Compliance

Judicial personnel shall be subject to disciplinary action pursuant to Tribes' Personnel Policies Manual for any violation of or non-compliance of this Code.

1-2-6 Effective Date of Compliance

A person to whom this code applies should arrange all personal affairs as soon as reasonably possible to comply with it and should do so in any event within the period of thirty (30) days after employment with the judiciary.

APPENDIX A
LEGISLATIVE HISTORY AND EDITORIAL CHANGES

CODE OF ETHICS FOR THE COURT PERSONNEL

LEGISLATIVE HISTORY AND EDITORIAL CHANGES

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians adopted Ordinance No. 061A revising CLUSITC 1-2-1 to correct citation to Code of Judicial Conduct, in a business Tribal Council meeting on February 23, 2011. Vote was 6 (for), 0 (against) and 1 (absent).

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians enacted the "Code of Ethics for the Court Personnel" Code, Resolution No. 04-063, Ordinance No. 061, at a business Tribal Council Meeting on August 30, 2004. Vote was 7 (for), 0 (against), 0 (abstaining).

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