

## **PUBLIC SAFETY EMERGENCY CURFEW**

### **Section 1001 Imposition of Public Safety Emergency Curfew**

A public safety emergency curfew (the “curfew”) shall be in effect within San Lucy Village as follows:

- (A) Location. The curfew is effective within the approximately 40-acre San Lucy Village as described in Section 2101(B)(2) of 27 Tohono O’odham Code Chapter 2.
- (B) Time and Dates. The curfew is in effect from 9:00 p.m. to 6:00 a.m. beginning at 9:00 p.m. on October 10, 2022 and ending at 6:00 a.m. on November 9, 2022.
- (C) Effect of Curfew.
  - (1) During the hours of 9:00 p.m. to 6:00 a.m., all persons who reside within San Lucy Village shall stay indoors at home or their place of residence.
  - (2) No person who resides outside San Lucy Village shall enter or remain within San Lucy Village between the hours of 9:00 p.m. and 6:00 a.m.

### **Section 1101 Exemptions**

The following persons are exempted from the curfew:

- (A) All law enforcement, firefighters, paramedics or other medical personnel, as well as any other emergency response personnel authorized by the Tohono O’odham Nation.
- (B) Credentialed members of the media.
- (C) Commercial trucking and delivery services.
- (D) Any persons:
  - (1) working at a business in operation during curfew hours;
  - (2) traveling directly to and from work;
  - (3) attending religious services or observing traditional O’odham practices, or traveling to and from those services or practices;
  - (4) seeking medical services, or traveling to and from those services;
  - (5) traveling to provide necessary care for another who cannot care for themselves; or
  - (6) experiencing homelessness; or
  - (7) fleeing or seeking protection from dangerous circumstances, such as seeking shelter from domestic violence.

## **Section 1201 Penalties**

- (A) All penalties for violating Section 1001(C) are civil in nature and applicable to all persons within the San Lucy Village.
- (B) Any person whose actions do not fall under Section 1101 Exemptions is responsible for violating the provisions of Section 1001(C) and is subject to an initial fine of \$50.00 for the first violation.
- (C) Any person who violates Section 1001(C) more than once shall be subject to an additional fine of \$100.00 per violation.
- (D) The Nation's Department of Public Safety and Tohono O'odham Police Department are authorized to enforce this Section and to issue a civil citation for violating Section 1001(C).
- (E) Any person who enters or remains within San Lucy Village in violation of Section 1001(C)(2) may be cited and arrested for trespass and additional offenses under the Nation's laws, be subject to exclusion and removal pursuant to 4 T.O.C. Chapter 2, and be subject to other actions or penalties under applicable law.
- (F) Nothing in this law precludes the enforcement of other applicable Nation's criminal and civil laws to respond to the public safety emergency or to preserve the peace and order of the San Lucy Village.