

**TITLE 2 – GOVERNMENT ADMINISTRATION
PART II – GOVERNMENT ORGANIZATION
CHAPTER 6-1 MEMBERSHIP**

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SUBCHAPTER A GENERAL PROVISIONS

Section 10 Legislative Power (2 PYTC §6-1-10)

Pursuant to Article III of the Constitution of the Pascua Yaqui Tribe, the Tribal Council shall have the power to enact ordinances governing future membership and loss of membership. This provision provides Tribal Council authority over enrollment decisions to include, but not limited to, approval or disapproval of membership, disenrollment or relinquishment of membership, and blood quantum modifications on behalf of the Pascua Yaqui Tribe, subject to Subchapter F, Appeals.

- (A) The Tribal Council shall approve or disapprove proposed resolutions regarding enrollment presented by the Enrollment Director.
- (B) The Enrollment Department shall provide Notice, as provided in Section 160, to applicants and tribal members of any adverse Tribal Council decision, the basis for the decision, and, if applicable under Subchapter F of this Ordinance, the applicant or member’s right to appeal Tribal Council’s decision.

Section 20 Definitions (2 PYTC §6-1-20)

- (A) “Administrative Error” means a mathematical error in the computation of blood quantum and/or improper research in verifying family relationship and history.
- (B) “Adopted Child” means one whose biological parent(s) parental rights have been terminated by a court of competent jurisdiction and given to another.
- (C) “Appeal” means a proceeding undertaken to have an adverse enrollment decision reconsidered by the Pascua Yaqui Tribe Court as specified in this Ordinance.

- (D) “Applicant” means a person who seeks enrollment in the Pascua Yaqui Tribe, or a blood quantum modification, and whose name appears on the application.
- (E) “Blood Quantum” means a specific blood degree of Pascua Yaqui blood required to meet membership requirements.
- (F) “Collateral Relatives” shall consist of siblings, aunts, uncles and cousins who are a blood relation to a member listed on the Original Base or Current Roll, collectively referred to as the Membership Roll of the Pascua Yaqui Tribe, and they possess a minimum of one-quarter (1/4) Yaqui blood and are citizens of the United States.
- (G) “Corrections to the Membership Roll” means increases or decreases of Yaqui blood quantum and deletions from the base or current roll. Corrections do not include additions to the base roll.
- (H) “DNA Identification” means a generally accepted scientific method which may be used to verify family relationships.
- (I) “Direct Lineal Descendant” means one who is the descendent in a straight line from an ancestor who is or was a Pascua Yaqui tribal member.
- (J) “Disenrollment” means an affirmative action by the Tribe to deprive a member of the right of tribal membership.
- (K) “Dual Enrollment” means membership in more than one band, tribe, or community.
- (L) "Enrollment records" means any item or information about or collected from individuals, including, but not limited to, birth certificates, genealogy reports, or other documents that contain the individual's name, or identifying particulars assigned to the individual, such as photographs, which information is collected for the purpose of determining the eligibility for enrollment in the Tribe of an individual or members of an individual's family.
- (M) “Incompetent” means a person who has been legally determined to be incapable of managing personal affairs on their own behalf.
- (N) “Membership Roll” includes collectively the original base roll, dated September 18, 1980, or applied for and was approved for membership under the Open Enrollment Act of 1994, Public Law 103-357.
- (O) “Notarize” means to have a document attested to by a public officer (notary) who witnesses a signature and certifies its authenticity.
- (P) “Notice” means that an individual is made aware of, or a reasonable effort is made by the Enrollment Department to make the individual aware of a recommendation or decision affecting the individual’s application or membership status.
- (Q) “Related” means a person related by blood.
- (R) “Relinquishment of Membership” means the voluntary, total withdrawal from membership of an Indian tribe, including the Pascua Yaqui Tribe, by a tribal member.
- (S) “Sponsor” means a person who has legal authority to act on behalf of another.
- (T) “Tribal member” means an individual who is listed on the membership roll of the Pascua Yaqui Tribe.

SUBCHAPTER B MEMBERSHIP

Section 30 Membership in the Pascua Yaqui Tribe (2 PYTC § 6-1-30)

Pursuant to Article III, Section 1, of the Constitution, membership of the Pascua Yaqui Tribe shall consist of any person:

- (A) Whose name appears on the original base roll dated September 18, 1980, or applied for and was approved for membership under the Open Enrollment Act of 1994, Public Law 103-357; or
- (B) Who is a direct lineal descendant or a collateral Yaqui blood relation to a member listed in letter (A) of this section; and
- (C) Who possesses at least one-quarter (1/4) degree Pascua Yaqui Indian Blood; and
- (D) Who is a United States Citizen; and
- (E) Applies for and is granted membership under the laws of the Pascua Yaqui Tribe and consistent with this section.

Section 40 Membership Roll (2 PYTC § 6-1-40)

- (A) The Pascua Yaqui Tribe's membership roll shall be maintained by the Enrollment Department and include the names of all enrolled members of the Pascua Yaqui Tribe. The roll shall also indicate each member's enrollment number, gender, date of birth, degree of Yaqui blood, and date of enrollment, the name and number of the person's parents and any other pertinent information.
- (B) The Enrollment Department shall cause the membership roll to be kept current. The names of all persons who are deceased, subject to disenrollment, or have relinquished their membership in the Pascua Yaqui Tribe shall be noted on the roll, and the names of all persons whose applications for enrollment have been approved by the Tribal Council shall be added to the current roll.
- (C) Corrections to the membership roll, as defined in Section 20 (G), may be made at any time by the Tribal Council upon recommendation by the Enrollment Director; provided that the names of additional persons may not be added to the original base roll.

SUBCHAPTER C APPLICATION

Section 50 Enrollment Application Form; Filing (2 PYTC § 6-1-50)

- (A) Applications for enrollment must be submitted to the Enrollment Department directly to be considered.
- (B) A separate application is required for each individual seeking enrollment or for whom enrollment is sought. A parent, legal guardian, legal representative, sponsor or social service representative of a minor under age of 18 may file an enrollment application on behalf of the minor. Legal guardians, social service representative or authorized representative of an incompetent applicant may file an enrollment application on behalf of such person.
- (C) The Enrollment Department in its discretion may accept or initiate applications where it is in the best interest of the individual seeking membership.

- (D) In order for an application to be considered by the Enrollment Department, the enrollment application must be completed in its entirety and must contain sufficient personal information to properly determine the applicant's eligibility for enrollment. Applications must include at minimum the following:
- (1) All names by which the applicant is known;
 - (2) The current address of the applicant; and, applicants have a continued responsibility to notify the Enrollment Department of any address change.
 - (3) A family tree that consists of the names of all known Yaqui ancestors and blood relatives whose names appear on the membership roll.
 - (4) The application must be accompanied by the original or certified copy of the applicant's birth certificate or birth document; and, if born outside the United States, proof of United States citizenship.
 - (5) Collateral blood relation applicant must submit additional documentation to prove relations in accordance with section 80.
 - (6) If the Enrollment Department has just cause to believe a document has been altered or amended, or conflicts with other documents/records, the applicant/member may volunteer to submit to DNA testing, at his or her cost. Failure to comply may result in disqualification.

Section 60 Computing Degree of Pascua Yaqui Tribe Indian Blood (2 PYTC §6-1-60)

The following principles shall apply to the computation of blood degree.

- (A) Indian blood shown on the Tribe's Membership Roll shall be considered to be Pascua Yaqui Indian blood.
- (B) If one of the parents is not enrolled in the Pascua Yaqui Indian Tribe, the Department shall consider the blood degree of any family members of the non-enrolled parent in computing the degree of Pascua Yaqui Indian blood for applicants and blood quantum modifications.
- (C) In the event that a determination is made by the Enrollment Department and the Enrollment Screening Committee, based on credible evidence that an applicant does not qualify because a relative should not have qualified but was admitted into membership in error, the applicant may or may not qualify depending on his/her relationship with other biological relatives.

Section 70 Adoptions (2 PYTC § 6-1-70)

- (A) Children who are adopted by non-biological parents must meet the membership criteria established in Article III of the Constitution and must prove their Pascua Yaqui blood lines through one or more of their biological parents.

Section 80 Collateral Relations (2 PYTC § 6-1-80)

- (A) An Applicant who applies for membership through collateral blood relative(s) must prove by way of documentation that the relative(s) is a sibling, aunt, uncle or cousin who is a member of the Pascua Yaqui Tribe listed on the membership roll, and that the applicant possess a minimum of one-quarter (1/4) Yaqui blood and is citizen of the United States.

Section 90 Blood Quantum Modification and Other Changes; Filing (2 PYTC § 6-1-90)

- (A) A request for Blood Quantum Modification or other change for individual and/or affected family members must be in writing and submitted on the Enrollment Department's designated form. The form must be completed and submitted to the Enrollment Department to request changes in blood quantum or any other change to the member's enrollment record. The member requesting the change must attach all supporting documentation.
- (B) The Enrollment Department will process the request and make a recommendation to Tribal Council for or against the request and provide a basis for such recommendation. After all Notice requirements have been met, the Tribal Council will render a decision within sixty (60) calendar days of the Enrollment Department recommendation. The Enrollment Department shall provide Notice to the tribal member of the Tribal Council's decision regarding the change or changes, and inform the member that this decision is final, subject to appeal rights provided in Subchapter F.
- (C) Discovery of an error in a member's enrollment shall be brought to the attention of the Tribal Council before any corrections are made. The Enrollment Department will submit to the Tribal Council all possible errors as well as any and all documentation to verify the need for correction(s). Before any substantial change to a member's record can be made, the member shall be given Notice of the Enrollment Department's recommendation and have the opportunity to present any information they deem relevant. After all Notice requirements have been met, the Tribal Council will render a decision within sixty (60) calendar days of the Enrollment Department recommendation. The Tribal Council's decision will be final, subject to appeal rights provided in Subchapter F.
- (D) The Enrollment Department may initiate blood quantum modifications for individuals without a request upon discovery of an administrative error or upon newly discovered evidence or formal Tribal Council action.

SUBCHAPTER D PROCESSING OF APPLICATION

Section 100 Enrollment Department; Review and Recommendation (2 PYTC § 6-1-100)

- (A) Upon receipt of an application, the Enrollment Department shall record the date of receipt and assign such application an identification number.
- (B) The Enrollment Department shall review and process the enrollment application based on the date of application, family group, and eligibility category.
- (C) The Enrollment Department shall, as appropriate, research, interview, and request in writing from the applicant, or sponsor, any additional information deemed pertinent in establishing the enrollee's eligibility for membership or blood quantum modification.
- (D) An applicant has the burden of coming forward with evidence supporting membership eligibility, blood quantum modification, or any other membership record change.

Section 110 Expedited Application (2 PYTC § 6-1-110)

- (A) An application may be expedited when the Enrollment Department determines that the application requires immediate processing in such cases involving, but not limited to: burial services and Indian Child Welfare Act (ICWA) state court cases or tribal dependency matters.
- (B) The Enrollment Department will process the application immediately, in accordance with this Ordinance, and schedule the matter before Tribal Council at the next regularly scheduled meeting.

Section 120 Establishing Biological Relationships (2 PYTC § 6-1-120)

- (A) To establish his or her biological relationship to a tribal member(s), an applicant or member may volunteer to submit to DNA testing. All DNA testing shall be conducted by an American Association of Blood Banks (AABB) certified facility.
 - (1) If the results of the DNA tests indicate that the likelihood of the alleged parent is 95% or greater, the alleged father/mother is presumed to be the parent of the child.
 - (2) Collateral Testing: Collateral relatives may be tested to determine biological relationships. The results of the DNA testing shall be based on scientific evidence on a case by case basis depending on the conclusion of the DNA experts.
- (B) Applicants or members shall be responsible for the costs of DNA testing.

Section 130 Administrative Closure; Failure to Respond (2 PYTC § 6-1-130)

- (A) When the Enrollment Department determines that an application is incomplete or additional information is required to complete the application process, the Enrollment Department shall send a cover letter to the applicant detailing what is required in order to complete the application process. If no response is received within thirty (30) calendar days, the application shall be declared inactive and administratively closed.
- (B) An application may be re-activated upon receipt of the information and/or documents requested in the cover letter, within one (1) year of the original request and upon a determination by the Enrollment Department that the application is complete and can be processed.
- (C) Applications that are administratively closed shall be archived for one (1) year and discarded in accordance with Enrollment Department records retention policy.

Section 140 Enrollment Department Recommendation (2 PYTC §6-2-140)

- (A) Once the Enrollment Department has processed and completed its review of an application or blood quantum modification, it shall provide a written recommendation, along with a proposed resolution, to the Tribal Council concerning each application.
- (B) Notice of the Enrollment Department's recommendation shall be given to the applicant/member within thirty (30) calendar days of the date of the recommendation.
- (C) The Notice shall state, at a minimum, the recommendation of the Enrollment Department, the basis for the decision, and the fact that the Tribal Council makes all final enrollment decisions.

Section 150 Tribal Council Enrollment Decisions (2 PYTC §6-1-150)

- (A) The Tribal Council shall have final decision making authority regarding enrollment decisions, subject to Subchapter F, Appeal.
- (B) Tribal Council shall render a final decision within sixty (60) calendar days of receipt of proposed resolutions from the Enrollment Department.

Section 160 Notice; Adverse Decision (2 PYTC § 6-1-160)

- (A) Prior to the Enrollment Department making a formal recommendation to Tribal Council, the Enrollment Department shall provide the applicant or member with a thirty (30) calendar day Notice of such recommendation. Notice shall be in writing and delivered in person or sent by certified mail, return receipt requested, to the applicant or member's correct address.

- (B) Upon Tribal Council’s final decision affecting an individual’s application or member status, including, but not limited to, approval or rejection of an application for membership, the relinquishment or disenrollment of membership, or a modification of an individual’s blood quantum Notice shall be in writing and include any and all appeal rights, as provided for in Subchapter F of this Ordinance, and delivered in person or sent by certified mail, return receipt requested.
- (C) In the event a return receipt is not signed and returned within thirty (30) calendar days after mailing, the Enrollment Department shall make a second attempt and send a 2nd Notice by certified mail. If no response is received after thirty (30) calendar days, and no other mailing address or contact information is available, Notice is deemed effective.
- (D) The term “return receipt” as used in this Section includes Electronic Return Receipt as provided by the United States Postal Service for certified mail delivery, and an Electronic Return Receipt document shall be equivalent to a physical green card return receipt document for purpose of proof of Notice.
- (E) The term “returned” in subsection C about, includes the United States Postal Service process for providing and obtaining electronic proof of delivery. Actual return of a physical green card return receipt document is not required.
- (F) All other correspondence may be made by first class mail and deemed effective five (5) days after deposit in the United States mail.

Section 170 Reapplying (2 PYTC § 6-1-170)

- (A) Applicants that have exhausted all avenues for membership and have been rejected for membership, or have been rejected by Tribal Council for Blood Quantum increases, may file a new application only if they meet one of the following requirements:
 - (1) They have substantial documented evidence that supports their new claim.
 - (2) The constitutional criteria for membership has changed since their last application.

SUBCHAPTER E LOSS OF MEMBERSHIP

Section 180 Relinquishment (2 PYTC §6-1-180)

A member who is involved in a criminal, civil, or child dependency matter in Pascua Yaqui Tribal Court will not be approved for relinquishment, until and unless, all matters are resolved to the satisfaction of the Tribal Court and, if applicable, any victim or tribal department involved.

Section 190 Relinquishment of Adult Membership (2 PYTC §6-1-190)

- (A) **Unconditional Relinquishment:** Any adult member of the Pascua Yaqui Tribe may relinquish membership by submitting a notarized written request to the Chair of the Pascua Yaqui Tribe that his or her name be stricken from the tribal membership roll.
- (B) **Conditional Relinquishment:** When a member submits a notarized Conditional Relinquishment Form to the Pascua Yaqui Tribe Enrollment Department, the Enrollment Department will hold the form until they receive confirmation from the other federally recognized tribe that the individual filed an application and is eligible. Once received, the Enrollment Department shall process the relinquishment form in accordance with the Tribal Constitution.

- (C) Once a Tribal Council resolution is approved, the relinquishment is final and the individual shall not be reinstated for a period of 10 years to the Pascua Yaqui Tribe by a majority vote of the Pascua Yaqui Tribal Council.
- (D) Decisions regarding relinquishment are not subject to further Appeal.

Section 200 Relinquishment of Minors or Incompetent Adults (2 PYTC §6-1-200)

- (A) A relinquishment request submitted on behalf of a minor or incompetent individual must be submitted by the Pascua Yaqui parent(s), legal custodial parent(s), or legal guardian(s).
- (B) A custodial parent or legal guardian who is not a tribal member, but is a member of another federally recognized tribe may relinquish the membership of the minor under the following conditions:
 - i. The Pascua Yaqui Tribe Enrollment Department receives confirmation from another federally recognized tribe that the parent or guardian has filed an application on behalf of the minor and said minor is eligible and will be admitted upon relinquishment from the Pascua Yaqui Tribe.
- (C) A non-Indian parent/legal guardian may not relinquish tribal membership on behalf of a minor.
- (D) Minors whose membership has been relinquished by their parents or guardians may apply for membership upon reaching the age of 18 years.

Section 210 Disenrollment (2 PYTC §6-1-210)

Any tribal member who is found to have been erroneously or fraudulently enrolled, or is an enrolled member of another Indian tribe, or any other person who is found not eligible for tribal membership pursuant to the tribe's membership requirements contained in the Pascua Yaqui Tribal Constitution, and/or in this ordinance, shall be subject to dis-enrollment.

Section 220 Dual Enrollment (2 PYTC §6-1-220)

- (A) Dual enrollment as stated in Article III, Section 4 of the Constitution of the Pascua Tribe and in this Ordinance.
- (B) No person otherwise eligible for membership in the Pascua Yaqui Tribe may be enrolled as a member of the tribe, who, at the same time, is enrolled in another Indian tribe.
- (C) Based upon credible information of dual enrollment, the Enrollment Department shall requests that the member furnish proof of relinquishment or initiation of relinquishment of membership within thirty (30) calendar days of the mailing of the request or be subject to disenrollment.
- (D) If the member fails to furnish such proof, the Enrollment Department shall provide Notice to the member of the Department recommendation for disenrollment pursuant to this Ordinance.
- (E) Dually enrolled members shall be immediately suspended from the membership roll of the Pascua Yaqui Tribe pending final resolution. While suspended from membership, such person(s) shall not be eligible for any tribal benefits or entitlements.

Section 230 Fraud, Misrepresentation or Administrative Error (2 PYTC § 6-1-230)

- (A) Individuals who were admitted into membership of the Pascua Yaqui Tribe based on fraud, false or misrepresented information, or administrative error shall be subject to disenrollment procedures.

- (1) Members who are subject to disenrollment procedures shall be given the opportunity to present information to the Enrollment Department on their behalf within sixty (60) calendar days from the date of the Notice.
- (A) A tribal member who alleges that another tribal member or applicant has been or may be enrolled based on fraud, misrepresentation or administrative error must submit that allegation in the form of an affidavit with all supporting documentation describing the basis of such claim.
- (B) If the Enrollment Department/Enrollment Screening Committee determines that the allegation has merit, an investigation shall be initiated.
- (C) The Enrollment Department/Enrollment Screening Committee will thoroughly investigate the challenge and take appropriate action as required.
- (D) If the Enrollment Department request a DNA test of the member in question, the member may volunteer to do so. Failure to provide DNA may result in disenrollment.
- (E) If a member initiates a claim that is found to be knowingly false or fraudulent, the member is subject to criminal prosecution and/or civil liability under the Pascua Yaqui Tribal Code. The Tribe will seek restitution for all administrative, legal, and other cost associated with such claim.

Section 240 Disenrollment Proceedings (2 PYTC §6-1-240)

- (A) If a member fails to comply with Sections 300 and 310 or if the Enrollment Department determines that the member's enrollment was based on fraud, misrepresentation or administrative error, the member is subject to disenrollment.
- (B) The Enrollment Department shall prepare a written recommendation and a resolution to be presented to the Tribal Council regarding the proposed disenrollment.
- (C) Notice of the Enrollment Department's recommendation shall be given to the member within thirty (30) calendar days of the date of the recommendation.
- (D) The Notice shall state, at a minimum, the recommendation of the Enrollment Department, the basis for the decision, and the fact that the Tribal Council makes all final disenrollment decisions.
- (E) The Tribal Council shall act on recommendations and proposed resolutions from the Enrollment Department/ Enrollment Screening Committee within sixty (60) calendar days.

SUBCHAPTER F APPEAL

Section 250 Right of Appeal (2 PYTC § 6-1-250)

- (A) Any applicant or tribal member shall be entitled to appeal to the Pascua Yaqui Tribal Court with respect to any adverse enrollment decision made by the Tribal Council, excluding acceptance of relinquishment.

Section 260 Petition to Tribal Court (2 PYTC § 6-1-260)

- (A) The Member/Applicant may file a petition of review of the Notice of Rejection, Notice of Denial of Blood Quantum Modification, and Notice of Disenrollment with the Pascua Yaqui Tribal Court, within twenty (20) calendar days after service of the Notice. The response must state in short and plain terms the reasons to dispute the decision.

- (B) Scope of Review. The Court shall review membership decisions based on the record from the Enrollment Department and Tribal Council to determine whether the Enrollment Department or Tribal Council's action were arbitrary, capricious, contrary to law or not supported by the evidence.
- (C) The Tribal Court shall not consider evidence outside of the record.

Section 270 Waiver of Right to Appeal (2 PYTC § 6-1-270)

- (A) Failure to appeal a decision in accordance with this Subchapter constitutes a waiver of that right.

SUBCHAPTER G ENROLLMENT RECORDS

Section 280 Custodian of Records (2 PYTC § 6-1-280)

- (A) The Enrollment Director is the custodian of records for all tribal enrollment records and documents.

Section 290 Confidentiality (2 PYTC § 6-1-290)

- (A) Enrollment records, as defined in Section 50 (L), are the property of the Tribe and shall be confidential. The Tribal Council, the Enrollment Department and Enrollment Screening Committee shall maintain confidentiality when reviewing and processing enrollment applications consistent with the performance of their duties and responsibilities as prescribed by this Ordinance.
- (B) The Enrollment Department Director shall be the designated Custodian of Records and shall be responsible for promulgating internal maintenance and retention policies for enrollment records.

Section 300 Disclosure of Records (2 PYTC § 6-1-300)

- (A) Applicants and tribal members may request in writing copies of their application or member record and any supporting documentation submitted along with any written correspondence between the applicant/tribal member and the Enrollment Department.
- (B) Copies of an applicant/member's application/record and written correspondence between them and the Enrollment Department may also be disclosed to an authorized representative, sponsor or legal counsel upon receipt of a written request for such records and a written authorization to release signed by the applicant or member.
- (C) The Enrollment Department shall not disclose any records sealed by a tribal, state or federal court of competent jurisdiction due to adoption or other reason without a court order authorizing such disclosure.
- (D) Enrollment documents may be disclosed to tribal departments or federal or state agencies or officials when:
 - (1) The information is needed for purposes of determining an individual's initial or continuing eligibility for enrollment, aid, services or other benefits accruing on the basis of tribal membership, or
 - (2) The information is needed for purposes of pursuing an investigation or prosecution of alleged or suspected fraud or similar abuse of the enrollment program, or
 - (3) The information is needed for the purpose of fulfilling the Tribe's responsibilities pursuant to the Indian Child Welfare Act and the Pascua Yaqui Tribal Code.
- (E) Accounting for Disclosures.

- (1) The Enrollment Department shall account for any disclosure made to a third party, pursuant to any of the specific exceptions provided by this section. The Enrollment Department shall record the date, nature, and purpose of each disclosure of a record to any third party and the name and address of party to whom the disclosure was made.
- (2) The Enrollment Department shall provide an accounting of all third party disclosures to tribal members/applicants upon request.
- (3) The Enrollment Department may charge an administrative fee for copies.

Section 310 Delayed Birth Certificates (2 PYTC § 6-1-310)

- (A) The Enrollment Department is authorized to obtain delayed birth certificate, in accordance with the Arizona Revised Statute, on behalf of Pascua Yaqui Tribal members from the Arizona State Registrar of Vital Records.
- (B) The Enrollment Department shall submit to the state registrar information and evidentiary documents that support the creation and registration of a delayed birth certificate on behalf of a tribal member.
- (C) To the extent that tribal budget allows, the cost of obtaining delayed birth certificates for elders shall be borne by the tribe.

Section 320 Tribal Identification Cards Issuance and Revocation (2 PYTC § 6-1-320)

- (A) The Enrollment Department is authorized and designated as the sole issuing authority over tribal member identification cards (Tribal ID Card) and Enhanced Tribal Cards (ETC). The Enrollment Department shall develop policy and procedures to administer this program.
- (B) Tribal ID cards and ETCs are the property of the Pascua Yaqui Tribe and possession of such by a tribal member is a privilege, not a right.
- (C) In the event a Tribal ID Card or ETC is used in an attempt or the commission of a felony crime, the Tribal ID card shall be revoked by the Enrollment Department. If a member is convicted of a felony involving trafficking of drugs and/or persons, fraud or a court has order the revocation of the ETC, passport, or other border crossing card, the ETC will be permanently revoked.
- (D) A member can petition the Enrollment Department for a reinstatement of a Tribal ID card or ETC upon a showing that the member has successfully served his or her sentence and upon a showing that the member has not had any other convictions within the last ten (10) years.

DISPOSITION TABLE

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