

THE WIND RIVER TRIBAL COURT

Eastern Shoshone & Northern Arapaho Tribes

Wind River Reservation

Fort Washakie, Wyoming



RULE OF COURT 19-0004

Rule 4-16-17 of the Rules of Criminal Procedure of the Shoshone and Arapaho Law and Order Code (SALOC) authorizes the Chief Judge to promulgate rules governing criminal procedure. Pursuant to this authority the Court hereby establishes the following as pertaining strictly to probation and parole revocations:

“Revocation Time”

When a suspended sentence is imposed after the Defendant admits or is found guilty to be in violation of his/her Probation/Parole Order the Defendant **must** serve the flat time day for day. The Defendant will be given credit for any time served.

In order for the Defendant to be considered a Trustee and receive credit at the rate of three (3) days for one (1) day served or \$12 off their payable days or fine; they may request this only after half their sentence has been served and must be brought to Law and Motion. At the hearing the Defendant can request trustee status and all parties (Defendant, Prosecution, Probation and Corrections) will be allowed input on this decision, but ultimately the presiding judge will rule whether or not the Trustee Status is granted.

Revocation time can run consecutive or concurrently at the discretion of the court during the sentencing hearing.

The implementation of this rule is to remind individuals that probation is a privilege, not a right. Also, pursuant to Section 6-6-4 Suspension of Sentence of the SALOC, “Any sentence may be suspended and the defendant placed on probation. As a condition of any probation, the Court may impose, and at any time modify, conditions of probation including or any other condition found reasonable and appropriate by the Court” (emphasis added).

The Court finds the establishment of this rule to be reasonable and appropriate under Section 6-6-4 and hereby formally adopts the Rule and shall make it available to the public for copy and inspection.

DATED THIS 26TH DAY OF AUGUST, 2019.


Sara R. Robinson, Chief Judge
Wind River Tribal Court