

# CRIMINAL OFFENSES

## CHAPTER THREE

### INCHOATE CRIMES

#### **Section 301. Attempt**

(a) It shall be unlawful to engage in conduct within the Tribal jurisdiction constituting a substantial step toward commission of any offense under Tribal, Federal, or State laws applicable to the jurisdiction in which any part of the offense was to be completed with the kind of culpability otherwise required for the commission of the offense.

(b) Anywhere constituting a substantial step toward the commission of any Tribal or Federal offenses within the Tribal jurisdiction while acting with the kind of culpability otherwise required for the commission of the offense.

(c) Attempts shall be punishable by the same penalties as the completed crime.

[History: PUBLIC LAW #SF-85-62, June 21, 1985.]

#### **Section 302. Criminal Conspiracy**

(a) It shall be unlawful to agree within the Tribal jurisdiction with one or more persons to engage in or cause the performance of conduct with the intent to commit any offense punishable by Tribal, Federal, or State laws applicable to the jurisdiction in which the conduct is agreed to be performed, and any one person commits an overt act in pursuance of the conspiracy.

(b) Anywhere with one or more persons to engage or cause the performance of conduct with the intent to commit any Tribal or Federal offense within the Tribal jurisdiction and anyone person commits an overt act in pursuance of the conspiracy.

(c) Conspiracy to commit an offense carries the same possible punishment as the completed offense.

[History: PUBLIC LAW #SF-85-62, June 21, 1985.]

#### **Section 303. Solicitation.**

(a) It shall be unlawful within the Tribal jurisdiction to entice, advise, incite, order, or otherwise encourage another to commit any offense, with the intent that such other person commit an offense punishable under the laws of the jurisdiction where the conduct was to be performed.

(b) In any place, entice, advise, incite, order, or otherwise encourage another to commit any offense, with the intent that such other person commit an offense punishable by

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Tribal, Federal, or State laws within the Tribal jurisdiction.

(c) Solicitation shall be punishable by a fine not to exceed Two Hundred Fifty Dollars, or by a term of imprisonment in the Tribal jail not to exceed two months, or both.

[History: PUBLIC LAW #SF-85-62, June 21, 1985.]