

An Act

Legislative Act 34-12

ACT RELATING TO SUBSIDIES FOR SMOKESHOP RETAILERS

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title and Codification

This act shall be known as the “Smoke Shop Subsidy Act for Retailers for FY 2013” and codified as _____ (Title) _____ (Section) _____ of the Cherokee Nation Code Annotated.

Section 2. Purpose

This Act is to provide a seventy-five percent (75%) subsidy for Smoke Shop Retailers based upon the lease payments made to landowners where the retailers’ smoke shops are situated. Funding source for these subsidies shall be from the General Fund.

Section 3. Substantive provisions

The following section shall be included in Title 68 of the Cherokee nation Code Annotated:

Subsidy:

A seventy-five percent (75%) subsidy shall be paid to all smoke shop retailers based upon the monthly lease paid to landowners of the property that retailers lease for their smoke shop businesses. These subsidies will be paid by the Cherokee Nation from the General Fund.

Smoke shop retailers shall provide a copy of the current lease agreement to the Cherokee Nation Tax Commission to receive this subsidy.

The Cherokee Nation Tax Commission shall establish specific procedures to facilitate the seventy-five percent (75%) subsidy.

Section 4. Provisions as cumulative

The provisions of this act shall be cumulative to existing law.

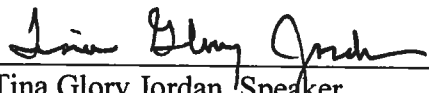
Section 5. Severability

The provisions of this act are severable and if any part of provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

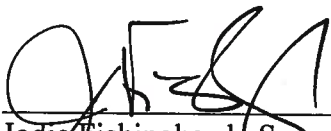
Section 6. Effective Date

This subsidy shall be effective for only the Fiscal Year (FY) 2013, beginning October 1, 2012 and ending September 30, 2013.


Enacted by the Council of the Cherokee Nation on the 17th day of September, 2012.


Tina Glory Jordan, Speaker
Council of the Cherokee Nation

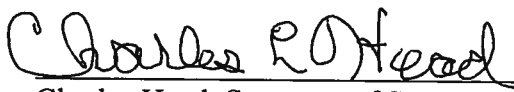
ATTEST:


Jodie Fishinhawk, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 19th day of September, 2012.


Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:


Charles Head, Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Tina Glory Jordan	<u>Yea</u>	Meredith A. Frailey	<u>Yea</u>
Joe Byrd	<u>Yea</u>	Dick Lay	<u>Yea</u>
David Walkingstick	<u>Yea</u>	Cara Cowan Watts	<u>Yea</u>
Jodie Fishinhawk	<u>Yea</u>	Buel Anglen	<u>Yea</u>
Janelle Lattimore Fullbright	<u>Yea</u>	Charles Hoskin, Jr.	<u>Yea</u>
David W. Thornton, Sr.	<u>Yea</u>	Julia Coates	<u>Yea</u>
Don Garvin	<u>Yea</u>	Jack D. Baker	<u>Yea</u>
Lee Keener	<u>Yea</u>	Curtis G. Snell	<u>Yea</u>
Frankie Hargis	<u>Yea</u>		