

An Act

Legislative Act 29-12

AN ACT TO REQUIRE CERTAIN TRIBAL POSITIONS OF AUTHORITY TO BE ENROLLED CITIZENS OF THE CHEROKEE NATION

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title and Codification

This act shall be referred as the "Tribal Citizenship Requirement of Key Positions for the Cherokee Nation" and shall be codified as _____.

Section 2. Purpose

The purpose of this Act is for key position for the Cherokee Nation and job positions who work directly for the Principal Chief of the Cherokee Nation shall be held exclusively by enrolled citizens of the Cherokee Nation.

The positions subject to this legislation are as follows:

- a. Principal Chief's General Counsel
- b. Principal Chief's Chief of Staff
- c. Executive Director of Communications
- d. Executive Director of Government Relations
- e. Chief Executive Officer of Cherokee Nation Businesses

Section 3. Legislative History

- a. "The Council shall have the power to establish laws which it shall deem necessary and proper for the good of the Nation, which shall not be contrary to the provisions of this Constitution."

Article V § 7. Cherokee Nation Constitution.

Section 4. Statutory Provisions

- a. The following positions shall be held only by enrolled citizens of the Cherokee Nation:
 1. Principal Chief's General Counsel
 2. Principal Chief's Chief of Staff
 3. Executive Director of Communications
 4. Executive Director of Government Relations
 5. Chief Executive Officer of Cherokee Nation Businesses

Section 5. Provisions as cumulative

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

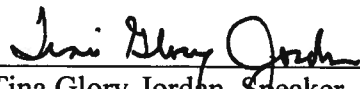
Section 6. Severability

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.

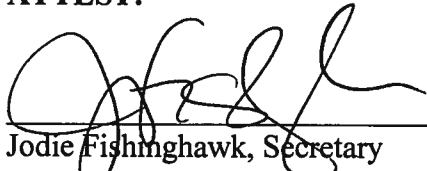
Section 7. Emergency Declared

It being immediately necessary for the welfare of the Cherokee Nation, the Council hereby declares that an emergency exists, by reason whereof this Act shall take effect and be in full force after its passage and approval.

Enacted by the Council of the Cherokee Nation on the 13th day of August, 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 ____ day of _____, 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>Nay</u>	Meredith A. Frailey	<u>Nay</u>
Joe Byrd	<u>Nay</u>	Dick Lay	<u>Yea</u>
David Walkingstick	<u>Nay</u>	Cara Cowan Watts	<u>Yea</u>
Jodie Fishinhawk	<u>Yea</u>	Buel Anglen	<u>Yea</u>
Janelle Lattimore Fullbright	<u>Nay</u>	Charles Hoskin, Jr.	<u>Nay</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>Nay</u>
Frankie Hargis	<u>Nay</u>		



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CHEROKEE NATION®
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Office of the Chief

Bill John Baker
Principal Chief
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S. Joe Crittenden
Deputy Principal Chief
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August 20, 2012

08-22-12A08:32 RCVD

Tina Glory-Jordan, Speaker
Chuck Hoskin, Jr., Deputy Speaker
Council of the Cherokee Nation
Tahlequah, Oklahoma

Dear Speaker Jordon and Council Members:

I am returning the enactments passed by the Tribal Council at the regular meeting held on August 13, 2012, as required by our Constitution. The Cherokee Constitution (Article VI, Section 10) requires that every enactment approved by the majority of the Council be presented to the Principal Chief before it becomes effective. I am returning the Resolutions signed, Legislative Act 29-12 unsigned, Legislative Act 30-12 and 31-12 signed.

1. Resolution No. 77-12, A Resolution Confirming the Nomination of Steve Wilson as a Commissioner of the Cherokee Nation Tax Commission.
2. Resolution No. 78-12, A Resolution Confirming the Nomination of Ruth Ann Weaver as a Commissioner of the Cherokee Nation Gaming Commission.

APPROVED LEGISLATIVE ACTS

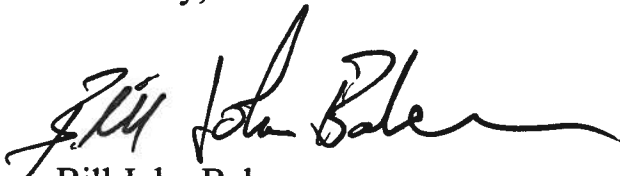
1. Legislative Act 30-12, An Act Repealing and Superseding Cherokee Nation Law Regarding Labor and the Employment Rights Ordinance and Repealing Executive Order No. 12-10-CS, Contract Law and Employment Law, Declaring and Emergency.

2. Legislative Act 31-12, An Act Amending Legislative Act #20-11 Authorizing the Comprehensive Operating Budget for Fiscal Year 2012-Mod. 11; and Declaring an Emergency.

I am returning the following enactment unsigned:

1. Legislative Act 29-12, An Act to Require Certain Tribal Positions of Authority to be Enrolled Citizens of the Cherokee Nation.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill John Baker". The signature is fluid and cursive, with a long horizontal stroke at the end.

Bill John Baker
Principal Chief

Cc: Legal & Legislative Coordinator, Council of the Cherokee Nation
Councilors (17), Council of the Cherokee Nation
Secretary of State, Cherokee Nation