

Committee: <u>Rules</u>	Author: <u>Chrissi Nimmo</u> Mike Shambaugh, Victoria Vazquez, Keith Austin, Daryl Legg,
Date: <u>9-12-22</u>	Committee Date: <u>9-12-22</u> Sponsor:: <u>EO Smith, Candessa Tehee</u>

RESOLUTION NO. 44-22

COUNCIL OF THE CHEROKEE NATION

A RESOLUTION ENDORSING AN INTERGOVEMENTAL DETENTION AGREEMENT BETWEEN CHEROKEE NATION AND LIMESTONE COUNTY, TEXAS

WHEREAS, the Cherokee Nation since time immemorial has exercised the sovereign rights of self-government in behalf of the Cherokee people;

WHEREAS, with more than 430,000 citizens, the Cherokee Nation is the largest federally recognized Indian Tribe with a historic and continual government to government relationship with the United States of America;

WHEREAS, Cherokee Nation has a duty and responsibility to provide public safety across the Cherokee Nation Reservation and part of that duty includes housing inmates who have been convicted of crimes and sentenced to incarceration by the Cherokee Nation District Court;

WHEREAS, since the *Hogner* decision, which recognized that the Cherokee Nation Reservation was never disestablished, the Cherokee Nation has prosecuted more than 5,500 criminal cases;
WHEREAS, the current detention agreements with county and local jails are not sufficient for post-conviction incarceration;

WHEREAS, neither the State of Oklahoma Department of Corrections nor private facilities in the state could or would meet the detention needs of the Cherokee Nation regarding incarceration;


WHEREAS, the Cherokee Nation Marshal and Attorney General have negotiated a post-conviction detention contract with Limestone County, Texas and LaSalle Corrections, LLC to house detainees sentenced to such terms of incarceration by Cherokee Nation District Court;

WHEREAS, the Principal Chief, the Marshal, and the Attorney General have determined that it is necessary for Cherokee Nation to enter this contract in order to ensure public safety on the Reservation;

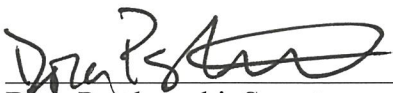
BE IT RESOLVED BY THE CHEROKEE NATION, that the Council of the Cherokee Nation expressly endorses the Intergovernmental Agreement between Cherokee Nation; Limestone County, Texas; and LaSalle Corrections, LLC.

CERTIFICATION


The foregoing resolution was adopted by the Council of the Cherokee Nation at a duly called meeting on the 12th day of September, 2022, having 16 members present, constituting a quorum, by the vote of 15 yea; 1 nay; 0 abstaining.


Mike Shambaugh, Speaker
Council of the Cherokee Nation

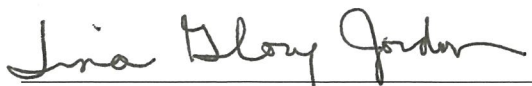
ATTEST:


Dora Patzkowski, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 19th day of September, 2022.


Chuck Hoskin, Jr., Principal Chief
Cherokee Nation

ATTEST:


Tina Glory Jordan, Secretary of State
Cherokee Nation

Cherokee Nation Act/Resolution Proposal Form

Act Resolution

**ADMINISTRATIVE
CLEARANCE**

Dept/Program:

TITLE:

**A RESOLUTION ENDORSING AN
INTERGOVERNMENTAL DETENTION
AGREEMENT BETWEEN CHEROKEE NATION
AND LIMESTONE COUNTY, TEXAS**

Signature/Initial _____ Date _____

Executive Director:

DEPARTMENT CONTACT: Chuck Hoskin Jr.

RESOLUTION PRESENTER: Sara Hill

Signature/Initial _____ Date _____

**Treasurer (Required:
Grants/Contracts/Budgets):**

COUNCIL SPONSOR: Mike Shambaugh, Victoria Vazquez, Keith Austin, Daryl Legg, EO Smith, Candessa Tehee

NARRATIVE:
A resolutions endorsing an intergovernmental detention agreement

Signature/Initial _____ Date _____

Government Relations:

Signature/Initial _____ Date _____

Administration Approval:

[Handwritten Signature] 9/1/22

Signature/Initial _____ Date _____

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

[Handwritten Signature] 9/1/22

Signature/Initial _____ Date _____

Standing Committee & Date:

[Handwritten Signature] 9/12/22

Chairperson:

[Handwritten Signature]

Signature/Initial _____ Date _____