

An Act

Legislative Act 8-07

A LEGISLATIVE ACT AMENDING LA# 01-01, "THE CHEROKEE NATION MOTOR VEHICLE LICENSING AND TAX CODE"; AMENDING DEFINITIONS TO PROVIDE FOR REGISTRATION OF ACTIVE MILITARY PERSONNEL AND COLLEGE STUDENTS.

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title and Codification

This act shall be known as the "Cherokee Nation Motor Vehicle Code Amendment Act of 2006" and codified as _____ (Title) _____ (Section) _____ of the Cherokee Nation Code Annotated.

Section 2. Purpose

The purpose of this act is to amend LA# 01-01, the Cherokee Nation Motor Vehicle Licensing and Tax Code, to amend a definition to provide for registration for active military personnel and college students.

Section 3: Legislative History

Legislative Act #01-01, "The Cherokee Nation Motor Vehicle and Licensing Tax Code" of 2001, as amended by Legislative Acts 27-01, 34-01, 34-02, 04-03, 19-03, 25-04, 29-04, 03-05, 07-06, 12-06 and 17-06.

Section 4. Definitions

Section 103 of LA#01-01 is hereby amended as follows:

F. "Eligible Vehicle" shall mean any personal vehicle, commercial vehicle, motorcycle, recreational vehicle, farm truck, farm tractor, farm trailer or other trailer, which is owned by a tribal citizen who resides within the Reservation Boundaries of the Cherokee Nation and is principally garaged within said boundaries on lands owned, leased or occupied by the Cherokee Nation or any tribal citizen in trust, restricted or fee status. Also included are vehicles belonging to active military personnel and college students whom maintain permanent residency in the 14-county jurisdiction but temporarily domicile in another location. The Commission shall determine the appropriate documentation for active military personnel or college student residency.

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.

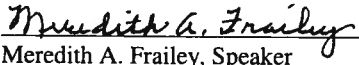
Section 7. Effective Date

The provisions of this act shall become effective thirty (30) days from and after the date of its passage and approval.

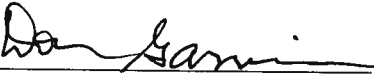
Section 8. Self-Help Contributions

To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.


Enacted by the Council of the Cherokee Nation on the 12th day of February, 2007.


Meredith A. Frailey, Speaker
Council of the Cherokee Nation

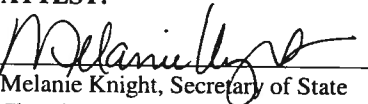
ATTEST:


Don Garvin, Secretary
Council of the Cherokee Nation

Approved this 19th day of February, 2007.


Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:


Melanie Knight, Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Audra Smoke-Conner	<u>Yea</u>	Meredith A. Frailey	<u>Absent</u>
Bill John Baker	<u>Yea</u>	John F. Keener	<u>Yea</u>
Joe Crittenden	<u>Yea</u>	Cara Cowan Watts	<u>Yea</u>
Jackie Bob Martin	<u>Yea</u>	Buel Anglen	<u>Yea</u>
Phyllis Yargee	<u>Yea</u>	William G. Johnson	<u>Yea</u>
David W. Thornton, Sr.	<u>Yea</u>	Charles "Chuck" Hoskin	<u>Yea</u>
Don Garvin	<u>Yea</u>	Taylor Keen	<u>Yea</u>
Linda Hughes-O'Leary	<u>Yea</u>	Jack D. Baker	<u>Yea</u>
Melvina Shotpouch	<u>Yea</u>		

ADMINISTRATIVE CLEARANCE:

Program/Project Manager:

Sharon Swepton 1/11/07
Signature Date

Department Director:

Sharon Swepton 1/11/07
Signature Date

Executive Director:

Signature Date

Controller (if needed):

Signature Date

Government Resources Group:

Sita May 1/14/07
Signature Date

Administration Approval:

Melanie 1/12/07
Signature Date

LEGISLATIVE CLEARANCE

Legislative Aide:

Brittany 1/12/07
Signature/Initial Date

Standing Committee:

Rules

1/23/07

Next Meeting Date

Chairperson:

Frailey
Signature/Initial Date

Returned to Presenter: _____
Date

**Cherokee Nation
Act/Resolution Proposal Form**

Act

Resolution

TITLE: A LEGISLATIVE ACT AMENDING LA# 01-01, "THE CHEROKEE NATION MOTOR VEHICLE LICENSING AND TAX CODE"; AMENDING DEFINITIONS TO PROVIDE FOR REGISTRATION OF ACTIVE MILITARY PERSONNEL AND COLLEGE STUDENTS

Department Contact: Sharon Swepton
Tax Administrator

Resolution Presenter: Sharon Swepton

Sponsor: Meredith A. Frailey

NARRATIVE:

(See Attached Outline for Information Needed)

The purpose of this act is to amend LA# 01-01, the Cherokee Nation Motor Vehicle Licensing and Tax Code, to amend a definition to provide for registration for active military personnel and college students.

