

An Act

LEGISLATIVE ACT 2-06

A LEGISLATIVE ACT AMENDING LA#43-2003 "AN ACT AUTHORIZING EMERGENCY ASSISTANCE PROGRAM AND COMMUNITY SUPPORT PROJECTS", ADDING NEW LANGUAGE AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE CHEROKEE NATION:

SECTION 1. TITLE AND CODIFICATION

This Act shall be known as the Emergency Assistance Program and Community Support Projects Amendment of 2003, and shall be codified as Title ____, Section ____, of the Cherokee Code Annotated.

SECTION 2. PURPOSE

The purpose of this Act is to allow the Tribal Council the opportunity to consider emergency assistance applications, requests, or referrals that have been considered by the Human Services Department of the Cherokee Nation.

SECTION 3. LEGISLATIVE HISTORY

Article 5 Section 7 of the Cherokee Nation Constitution and Legislative Act 43-2003.

SECTION 4. DEFINITIONS

For the purposes of this Title:

- A. Request or Referrals: Means the application process a Cherokee citizen would go through with the Human Services Department of the Cherokee Nation to request emergency assistance

SECTION 5. OPERATIVE PROVISIONS

Amend Section F which shall read as follows:

Requests or Referrals. The Council of the Cherokee Nation may, individually, or as a body, make requests or referrals to the designated Human Services staff for identified needs. Any requests or referrals denied under the program will be reported to the Council member making the initial referral. The Tribal Council may consider for approval any emergency assistance application that has been denied by the Human Services Department of the Cherokee Nation.

SECTION 6. PROVISIONS AS CUMULATIVE

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

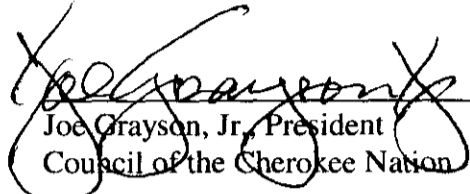
SECTION 7. SEVERABILITY

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 8. 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 upon its approval and signatures.


Enacted by the Council of Cherokee Nation on the 16th day of January, 2006.


Joe Grayson, Jr., President
Council of the Cherokee Nation

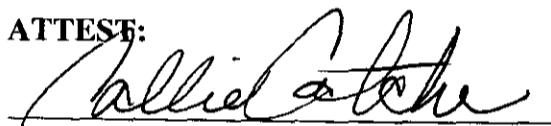
ATTEST:


Don Garvin, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 18th day of January, 2006.


Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:


Callie Catcher, Secretary/Treasurer
Cherokee Nation

YEAS AND NAYS AS RECORDED:

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