



# Council of the Cherokee Nation

Cherokee Nation Complex  
17675 S. Muskogee Ave.  
Tahlequah, OK 74464

## Meeting Minutes - Final RULES COMMITTEE

*Mike Shambaugh, Chair*

*Recording Secretary, Shelli Brittain Coke*  
*Phone: 1-800-995-9465,*  
*E-mail: council-public@cherokee.org*

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Thursday, April 28, 2022

1:00 PM

Tribal Council Offices

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### CALL TO ORDER

**Chair Shambaugh called the meeting to order at 1:05 p.m.**

### INVOCATION

**Councilor Shotpouch gave the invocation.**

### ROLL CALL

*Councilors Austin and Coates attended remotely.*

**Present** 16 - Rex Jordan; Wes Nofire; Daryl Legg; Shawn Crittenden; Dora Patzkowski; Joe Deere; Julia Coates; Johnny Kidwell; Candessa Tehee; Danny Callison; Joshua Sam; Melvina Shotpouch; Mike Dobbins; E. O. "JR." Smith; Mike Shambaugh and Victoria Vazquez

**Late Arrival** 1 - Keith Austin

### APPROVAL OF MINUTES

**Councilor Vazquez moved to approve the March regular session minutes.  
Councilor Patzkowski seconded the motion. The motion carried.**

### REPORTS:

Marshal Service - Shannon Buhl

*Marshal Buhl reported on the newly opened twenty positions for Marshals and a Special Officer. He offered to answer question from the report provided. Councilor Callison requested the information for the Marshal openings be provided to the Council the help get the word out. Chair Shambaugh requested clarification on the Special Officer duties.*

Office of the Attorney General - Sara Hill

*Attorney General Hill provided an update on the Castro Huerta oral argument held yesterday. She offered to answer questions from the report provided. Councilor Nofire*

*inquired about the anticipation of future law changes pertaining to abortion. Councilor Dobbins inquired about the case of the state income tax refund for a Cherokee citizen. Councilor Nofire inquired if the State provides us with a copy of their laws when changed. Chair Shambaugh inquired about a Tulsa World article pertaining to a judge making a rule affirming the Curtis Act.*

FOIA-GRA - Gwen Terrapin

*Ms. Terrapin reported there are four FOIA requests and no GRA requests at this time. All requests are up to date and the website has been updated.*

Election Commission - Marcus Fears

*Mr. Doherty offered to answer questions from the report provided by Mr. Fears. Chair Shambaugh inquired if the Election Commission is in agreement with today's proposed changes to the election code.*

Tax Commission - Sharon Swepston

*Ms. Swepston provided an update on the Catoosa and Stilwell offices. Councilor Deere inquired about staffing at the Catoosa office. Councilor Sam inquired about a timeline for the Stilwell office. Councilor Smith inquired if the staffing would remain the same once the Stilwell location is open. Chair Shambaugh inquired about additional staff in Jay.*

Self-Governance - Ashawna Miles

*Ms. Fox offered to answer questions from the report provided.*

Gaming Commission - Janice Purcell

*Ms. Tia Dill reported in the absence of Ms. Purcell. Councilor Nofire inquired about the rules and regulation for citizens self-banning themselves.*

Human Resources - Samantha Hendricks

*Ms. Alana Casteel offered to answer questions from the report in the absence of Ms. Hendricks. Councilor Tehee inquired about exit interviews. Councilor Callison inquired if once job openings are posted if the Council could be notified to assist in getting the word out. Chair Shambaugh commented on the difficulty in locating the applications on the website.*

## OLD BUSINESS

1. [22-017](#) A RESOLUTION DEMONSTRATING SUPPORT FOR UNITED STATES SENATE BILL 1265 THE "FOURTH AMENDMENT IS NOT FOR SALE" ACT  
**Councilor Nofire made a motion to table indefinitely. Councilor Deere seconded the motion. The motion carried.**
2. [22-028](#) AN ACT REVISING AND RESTATING TITLE 26 ("ELECTIONS") OF THE CHEROKEE NATION CODE ANNOTATED  
*Councilor Vazquez moved to approve substitute version 4 provided. Councilor Patzkowski seconded the motion.*

*Councilor Deere offered a friendly amendment to remove a portion of Section 37A. Following lengthy discussion the friendly amendment was accepted.*

**Councilor Coates made a motion to go through the revisions paragraph by paragraph. Councilor Nofire seconded the motion. The motion failed by the following roll call vote:**

**Yea:** 7 - Wes Nofire; Keith Austin; Julia Coates; Johnny Kidwell ; Joshua Sam; Mike Dobbins and Mike Shambaugh

**Nay:** 10 - Rex Jordan; Daryl Legg; Shawn Crittenden; Dora Patzkowski; Joe Deere; Candessa Tehee; Danny Callison; Melvina Shotpouch; E. O. "JR." Smith and Victoria Vazquez

*Councilor Deere withdrew his friendly amendment to strike a portion of Section 37A. Councilor Nofire offered a friendly amendment to strike the portion pertaining to independent expenditures. The friendly was not accepted by the mover Councilor Vazquez. Councilor Nofire offered a friendly amendment to strike Section 31B Candidate Prerequisites for filing. The friendly was not accepted by mover Councilor Vazquez. Following additional discussion Councilor Crittenden called for the question.*

**The motion to approve substitute version 4 as submitted carried with Councilor Nofire opposed.**

NEW BUSINESS

1. [22-033](#) AN ACT AMENDING TITLE 18 OF THE CHEROKEE NATION CODE ANNOTATED  
  
**Councilor Deere moved to approve. Councilor Patzkowski seconded the motion. All Councilors requested to be added as sponsors. The motion carried.**
  
2. [22-034](#) A RESOLUTION CONFIRMING THE APPOINTMENT OF BARRY REYNOLDS AS A BOARD MEMBER OF CHEROKEE NATION BUSINESSES, LLC  
  
**Councilor Legg moved to approve. Councilor Tehee seconded the motion. All Councilors requested to be added as sponsors. The motion carried.**
  
3. [22-035](#) A LEGISLATIVE ACT AMENDING TITLE 63, CHAPTER 2, CHEROKEE NATION COMPREHENSIVE CARE AGENCY ORGANIC ACT, PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY  
  
**Councilor Dobbins moved to approve. Councilor Vazquez seconded the motion. The motion carried.**
  
4. [22-036](#) A LEGISLATIVE ACT CLARIFYING THE COMPOSITION OF THE BOARD OF DIRECTORS FOR THE CHEROKEE NATION HOME HEALTH SERVICES, INC, PROVIDING FOR PAYMENT, PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY  
  
**Councilor Patzkowski moved to approve. Councilor Vazquez seconded the motion. The motion carried.**

ANNOUNCEMENTS

ADJOURNMENT

**Councilor Deere moved to adjourn. Councilor Jordan seconded the motion.  
The motion carried at 2:52 p.m.**

STAFF PRESENT:

*Janees Taylor  
Gwen Terrapin  
Alana Casteel  
Ashlee Fox*

*Camerin Fite James  
Sara Hill  
Chuck Hoskin Jr.  
Tia Dill*

*Bryan Warner  
Shannon Buhl  
Sharon Swepston*

VISITORS PRESENT:

*Todd Hembree  
Barry Reynolds*

*Teddy Snell  
Harvey Chaffin*

*John Young  
Rick Doherty*

*Remote:  
Dana Geib*