

An Act

Legislative Act 17-22

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

BE IT ENACTED BY THE CHEROKEE NATION:

SECTION 1. TITLE AND CODIFICATION

This Act shall be known, and may be cited as the “**Cherokee Nation Home Health Services, Inc Board Composition and Payment Act of 2022**”.

SECTION 2. PURPOSE

The purpose of this Act is to clarify the Board of Directors composition and provide for payment for serving on the Board of Directors for the Cherokee Nation Home Health Services, Inc.

SECTION 3. LEGISLATIVE HISTORY

None

SECTION 4. SUBSTANTIVE PROVISIONS

§103. Board of Directors.

- A. Number. The Board of Directors for Cherokee Nation Home Health Services, Inc. shall consist of at least three (3) but no more than five (5) regular members.
- B. Selection. The Principal Chief of Cherokee Nation shall appoint the members of the Board, subject to confirmation by majority vote of the Tribal Council of Cherokee Nation
- C. Terms. Board members shall serve for terms of three (3) years and may hold their seat until they are retained or their replacement is seated. In order to stagger the expiration of office, the first group appointed hereunder shall consist of one (1) member appointed for one (1) year, no more than two (2) for a term of two (2) years, and no more than two (2) for a term of three (3) years.
- D. Conflict of Interest. To prevent any potential conflict of interest related to preference in vendors for Cherokee Nation Comprehensive Care Agency, no Board member shall serve on both the Cherokee Nation Comprehensive Care Agency Board of Directors and the Cherokee Nation Home Health Services, Inc. Board of Directors.

§104. Payment to Board of Directors Members

Each board member will be compensated a reasonable fee for serving on the Board of Directors for the Cherokee Nation Comprehensive Care Agency. Such fee shall be determined through the budgeting and appropriations process.

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.

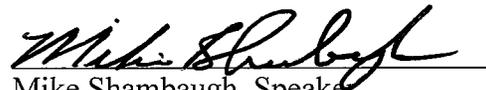
SECTION 7. EMERGENCY DECLARED

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.

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 16th day of May, 2022.


Mike Shambaugh, Speaker
Council of the Cherokee Nation

ATTEST:

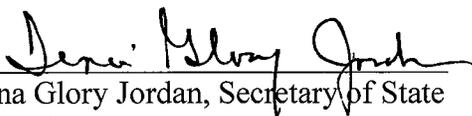

Dora Patzkowski, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 23 day of MAY, 2027.



Chuck Hoskin, Jr., Principal Chief
Cherokee Nation

ATTEST:



Tina Glory Jordan, Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Rex Jordan	<u>Yea</u>	Victoria Vazquez	<u>Absent</u>
Wes Nofire	<u>Absent</u>	Dora Patzkowski	<u>Yea</u>
Candessa Tehee	<u>Yea</u>	Keith Austin	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Joshua Sam	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Melvina Shotpouch	<u>Yea</u>
E.O. Smith	<u>Yea</u>	Danny Callison	<u>Yea</u>
Mike Dobbins	<u>Yea</u>	Julia Coates	<u>Yea</u>
Joe Deere	<u>Yea</u>	Johnny Kidwell	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

**ADMINISTRATIVE
CLEARANCE**

**Cherokee Nation
Act/Resolution Proposal Form**

Act Resolution

Dept/Program:

TITLE:

**“Cherokee Nation Home Health Services, Inc
Board Composition and Payment Act of 2022”**

Signature/Initial Date

Executive Director:

DEPARTMENT CONTACT: Camerin Fite James

RESOLUTION PRESENTER: Sara Hill, Elizabeth Odell

Signature/Initial Date

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

COUNCIL SPONSOR: Mike Shambaugh, Victoria Vazquez, Dora
Patzkowski, Mike Dobbins

Signature/Initial Date

Government Relations:

NARRATIVE:

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OF THE BOARD OF DIRECTORS FOR THE CHEROKEE
NATION HOME HEALTH SERVICES, INC, PROVIDING FOR
PAYMENT, PROVIDING FOR SEVERABILITY AND
DECLARING AN EMERGENCY**

Signature/Initial Date

Administration Approval:

Devin King 4/11/22

Camerin Fite 4/10/22

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Stoke 4/12/22

Signature/Initial Date

Standing Committee & Date:

Rules 4/28/22

Chairperson:

Shambaugh

APR 12 '22 AM 9:40