



# Council of the Cherokee Nation

Cherokee Nation Tribal Council  
17763 S. Muskogee Ave.  
Tahlequah, OK 74464

## Legislation Details (With Text)

**File #:** 09-070      **Version:** 1      **Name:** Amended Cigarette and Tobacco Tax Rate Act of 2009

**Type:** Legislative Act      **Status:** Passed

**File created:** 5/18/2009      **In control:** Rules Committee

**On agenda:** 5/28/2009      **Final action:** 6/15/2009

**Enactment date:** 6/15/2009      **Enactment #:** LA-15-09

**Title:** A LEGISLATIVE ACT AMENDING TITLE 68 CHAPTER 4 OF THE CHEROKEE NATION CODE ANNOTATED - TOBACCO TAX AMENDING § 42 Tax on Cigarettes and § 43 Tax on Tobacco Products

**Sponsors:** Buel Anglen

**Indexes:** tobacco

**Code sections:** Title 68 - Revenue and Taxation

**Attachments:** 1. LA-15-09

Date	Ver.	Action By	Action	Result
6/22/2009	1	OFFICE OF THE CHIEF	Signed	
6/15/2009	1	TRIBAL COUNCIL	Approved	Pass
5/28/2009	1	RULES COMMITTEE	Approved and Forwarded to Council	Pass

**A LEGISLATIVE ACT AMENDING TITLE 68 CHAPTER 4 OF THE CHEROKEE NATION CODE ANNOTATED - TOBACCO TAX AMENDING § 42 Tax on Cigarettes and § 43 Tax on Tobacco Products**  
**BE IT ENACTED BY THE CHEROKEE NATION:**

**Section 1. Title and Codification**

This act shall be known as the "Amended Cigarette and Tobacco Tax Rate Act of 2009" and codified as \_\_\_\_\_ (Title) \_\_\_\_\_ (Section) \_\_\_\_\_ of the Cherokee Nation Code Annotated (CNCA).

**Section 2. Purpose**

The purpose of this Act is to amend the Cigarette and Tobacco Tax Rates to reflect the tax rate established in the current Cherokee Nation/State Tobacco Compact.

**Section 3. Substantive provisions**

**A. The following sections of CNCA Title 68 shall be amended as follows:**

**§ 42. Tax on cigarettes**

There is hereby levied upon the sale, use, gift, possession or consumption of cigarettes occurring in Cherokee country a tax which shall be assessed at the rate established by the Cherokee Nation/State of Oklahoma Tobacco Tax Compact, as amended or superseded by agreement of both parties.

**§ 43. Tax on tobacco products**

There is hereby levied upon the sale, use, gift, possession, or consumption of tobacco product occurring in Cherokee country a tax which shall be assessed at the rate established by the Cherokee Nation/State of Oklahoma Tobacco Tax Compact, as amended or superseded by agreement of both parties.

**Section 4. Provisions as cumulative**

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

**Section 5. Severability**

The provisions of this act are severable and if any part of a 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 6. Effective Date**

The provisions of this act shall become effective upon the date of its passage and approval.