



Legislation Text

File #: 06-165, Version: 1

A LEGISLATIVE ACT RELATED TO TITLE 26 "ELECTIONS", AS AMENDED BY LA#39-05; ADDING PROVISIONS CONCERNING STAGGERED TERMS; AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title:

This act shall be known as the "Election Code Amendment Act of 2006" and codified as Title 26 Sections 62(D), 73(B) of the Cherokee Nation Code Annotated.

Section 2. Purpose

The purpose of this Act is to amend how the absentee ballots are handled.

Section 3. Legislative History

Title 26, "Elections", of the Cherokee Nation Code Annotated as amended by Legislative Act 39-05.

Section 4. Definitions

Staggered Terms: The Cherokee Nation Tribal Council seats shall be elected in staggered terms.

Section 5. Amendment

Legislative Act 39-05 is hereby amended as follows:

~~§ 5(D) Council Persons Elected by District. In Council Districts that have two or more Council seats by apportionment, each apportioned seat shall be designated numerically. Candidates shall select the seat in which they wish to run for office. Each seat shall be elected separately in staggered fashion for a four (4) year term as set forth in this Act.~~

§ 5(D) Staggered Terms. The Cherokee National Tribal Council seats shall be elected in staggered terms. In order to achieve this, beginning in the 2007 Election, the Council seats shall be elected as follows:

District 1: Cherokee District 1 (Western Cherokee & Eastern Wagoner County)

_____ year term

District 2: Cherokee District 2 (Northeast Cherokee County)

_____ year term

District 3: Cherokee District 3 (Southern Cherokee County)

_____ year term

District 4: Adair-South (Southern Adair County)

_____ year term

District 5: Adair-North (Northern Adair County)

_____ year term

District 6: Sequoyah-East (Eastern Sequoyah County)

_____ year term

District 7: Sequoyah-West (Western Sequoyah County)

_____ year term

District 8: Muskogee/Three Rivers (Muskogee County)

_____ year term

District 9: Mayes (Mayes County)

_____ year term

District 10: Will Rogers (Rogers County)

_____ year term

District 11: Tulsa (Tulsa County)

_____ year term

District 12: Washington (Washington County)

_____ year term

District 13: Craig (Craig & Nowata Counties)

_____ year term

District 14: Delaware South (Southern Delaware County)

_____ year term

District 15: Delaware North (Northern Delaware & Ottawa Counties)

_____ year term

At Large: Seat One

_____ year term

At Large: Seat Two

_____ year term

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 after its passage and approval.

Enacted by the Council of the Cherokee Nation on the _____ day of _____, 2006.