



Council of the Cherokee Nation

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

Legislation Text

File #: 13-095, Version: 1

A LEGISLATIVE ACT RELATING TO AND APPROVING A COMPACT WITH THE STATE OF OKLAHOMA TO BE KNOWN AS THE "CHEROKEE NATION/STATE OF OKLAHOMA IN JURISDICTION MOTOR VEHICLE LICENSING ACT"

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title and Codification

This Act shall be known as the "Cherokee Nation In Jurisdiction Motor Vehicle Licensing Compact Act" and codified as _____, Title _____, Section _____ of the Cherokee Nation Code Annotated (CNCA).

Section 2. Purpose

Legislative Act 01-01 authorized the Principal Chief to negotiate a motor vehicle licensing compact with the State of Oklahoma but stated that any such compact so negotiated would not be effective until approved by the Tribal Council. The Cherokee Nation, by and through the Principal Chief, and the State of Oklahoma, by and through the Governor, negotiated the terms of such a compact for the mutual benefit of both sovereign governments, subject to the approval by the Council of the Cherokee Nation and the Joint Committee of the Oklahoma Legislature on State-Tribal Relations. Said Compact was approved by the Cherokee Nation Tribal Council in LA-36-01. The term of the previous compact has expired and the Principal Chief and the State of Oklahoma have negotiated a new compact for the mutual benefit of both sovereign governments. The purpose of this Act is to approve and authorize the Principal Chief to execute the Tribal-State Motor Vehicle Licensing Compact Between the Cherokee Nation and The State of Oklahoma, hereafter referred to as the "Compact" that has been negotiated with the Governor of the State of Oklahoma.

Section 3. Approval of Compact; Authority to Execute

The Compact has been negotiated by the Principal Chief and the Governor of the State of Oklahoma, a copy of which is attached hereto and incorporated herein by reference, is hereby approved. The Principal Chief is hereby authorized to execute said Compact on behalf of the Cherokee Nation and to take any and all actions necessary and appropriate to carry out the provisions thereof. Provided, said Compact shall not become effective until executed by the Governor of the State of Oklahoma.

Section 4. Legislative History

LA-01-01
LA-36-01
LA-09-02

Section 5. Provisions as cumulative

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

Section 6. Act shall supersede Legislative Act(s): 36-01 and 09-02

This Act shall supersede Legislative Acts 36-01 and 09-02.

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. Effective Date

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.