



# Council of the Cherokee Nation

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

## Legislation Details (With Text)

**File #:** 10-081 **Version:** 1 **Name:** Election Code Amendment Act of 2010  
**Type:** Legislative Act **Status:** Tabled in Committee  
**File created:** 7/1/2010 **In control:** RULES COMMITTEE  
**On agenda:** 7/12/2010 **Final action:** 7/12/2010  
**Enactment date:** **Enactment #:**  
**Title:** A LEGISLATIVE ACT RELATED TO TITLE 26 "ELECTIONS", AS AMENDED BY LA#39-05 AND LA-14-08; AMENDING REPRESENTATIVE DISTRICTS (15 Districts)  
**Sponsors:** Jodie Fishinghawk  
**Indexes:** Election, Election Law, Representative Districts  
**Code sections:** Title 26 - Elections  
**Attachments:**

Date	Ver.	Action By	Action	Result
7/12/2010	1	RULES COMMITTEE	Special Action	Pass
7/12/2010	1	RULES COMMITTEE	Tabled	Pass

### **A LEGISLATIVE ACT RELATED TO TITLE 26 "ELECTIONS", AS AMENDED BY LA#39-05 AND LA-14-08; AMENDING REPRESENTATIVE DISTRICTS** **BE IT ENACTED BY THE CHEROKEE NATION:**

#### **Section 1. Title and Codification**

This act shall be known as the "Election Code Amendment Act of 2010" and codified under Title 26 Section 62(D), 73(B) of the Cherokee Nation Code Annotated (CNCA).

#### **Section 2. Purpose**

The purpose of this Act is to establish 15 council districts within the Cherokee Nation.

#### **Section 3. Legislative History**

Title 26, "Elections", of the Cherokee Nation Code Annotated as amended by Legislative Act 39-05 and 14-08.

#### **Section 4. Definitions**

Representative Districts: means the geographical area within the Cherokee Nation Jurisdictional Boundaries that have a reasonably equal apportionment of citizen population.

#### **Section 5. Amendment**

**§ 5 (A) District Boundaries.** There shall be established fifteen (15) representative districts within the jurisdictional boundaries of the Cherokee Nation. These districts include only that portion of any existing county which lies within the jurisdictional boundary of the Cherokee Nation and is

established as follows:

- District 1: Cherokee - East
- District 2: Cherokee - West
- District 3: Three Rivers
- District 4: Redbird
- District 5: Sequoyah
- District 6: Trail of Tears - South
- District 7: Trail of Tears - North
- District 8: Delaware 1
- District 9: Craig
- District 10: Mayes
- District 11: Delaware 2
- District 12: Cooweescoowee
- District 13: Keeler
- District 14: Tulsa County
- District 15: Will Rogers

**§ 5 (C) Apportionment.** Apportionment of representation having been first conducted in 1990, shall be conducted every twelve years thereafter, and shall be concluded no later than June 30 of the year preceding a regular election year. ~~Apportionment shall be conducted by the Election Commission and approved by the Council by amendment of this Section.~~ Said apportionment shall be attained by first dividing the combined total population of all citizens of the Cherokee Nation residing within the jurisdictional boundaries of the Cherokee Nation by fifteen (15). This figure must then be divided into the total population of all citizens of the Cherokee Nation residing within each district

**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. Effective Date: 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 immediately upon its approval and signatures.