



NCA 17-189

CLASSIFICATION: #19. ELECTIONS

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 19 §2-105. B. ENTITLED "Election Board Duties"

Be it enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. AMENDMENT. This amendment shall be codified in Title 19, Chapter 2, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:

SECTION TWO. AMENDMENT. MCNCA Title 19 §2-105. B. is hereby amended to read as follows:

B. Election Board Duties. The Election Board shall be charged with the responsibility of conducting all Muscogee (Creek) Nation elections and administering and enforcing the provisions of this Title. Duties shall include but are not limited to the following:

1. The Election Board shall promulgate, repeal, or modify such rules or regulations as deemed necessary to facilitate and assist in achieving and maintaining uniformity in the application, operation and correctness, impartiality and efficiency in the administration of this Title; provided that such rules or regulations, to be binding and effective, must be consistent with this Title and must have been officially adopted by the Election Board.
2. The Election Board shall promote and encourage voter registration and voter participation in elections.
3. The Election Board may employ consultants, advisors, planners and other experts by written contract in accordance with Tribal and federal law.


4. The Election Board may employ legal counsel by written agreement subject to National Council approval by Tribal Law or Resolution. Legal Counsel shall be independent and free from political interference from any other entity or Department of the Nation and shall have charge over legal matters the Election Board designates through the approved agreement.

5. ~~Requirements for approval of Legal Counsel's written agreement by National Council by Tribal Law or Resolution is hereby waived for Fiscal Year 2011 and Fiscal Year 2012, and the Election Board may hire legal counsel immediately provided there is no waiver of sovereign immunity to the Agreement.~~

SECTION THREE. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this 28th day of October, 2017.

IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Lucian Tiger III, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

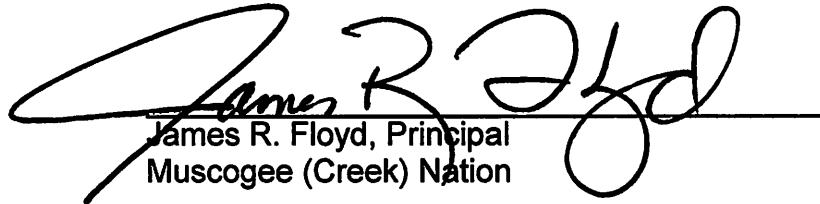
I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of Sixteen members with Fifteen members attending this meeting on the 28th day of October, 2017 and that the above is in conformity with the provisions therein adopted by a vote of 14 in favor, 0 against, and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.



Kristie A. Sewell, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this 1st day of November, 2017 to the above Law, **NCA 17-189** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.


James R. Floyd, Principal
Muscogee (Creek) Nation

