



NCA 18-117

CLASSIFICATION: #19. ELECTIONS

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 19, § 10-101, ENTITLED "Absentee ballots authorized"

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

SECTION ONE. FINDINGS. The National Council finds that:

A. The Muscogee (Creek) Nation Election Board is requesting an amendment to MCNCA Title 19, § 10-101 to include early in person voting.

SECTION TWO. AMENDMENT. This amendment shall be codified in Title 19, Chapter 10 of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification said amendment and its inclusion in pocket parts of the Code of Laws for the Muscogee (Creek) Nation, the Attorney General is 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 of 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 THREE. AMENDMENT. MCNCA Title 19, § 10-101 is hereby amended to read as follows:

§ 10-101. Absentee ballots authorized; **Early in person voting authorized**

A. Absentee ballots shall be authorized for all elections unless specifically denied by law. In accordance with Article IV, Section 9, of the Constitution of the Muscogee (Creek) Nation, citizens who fail to timely declare a home district upon registering to vote shall be ineligible to vote.

B. **Early in person voting shall be authorized for all elections unless expressly prohibited by law. The Election Board shall direct, administer, operate and conduct the early in person voting process in accordance with the authority,**

powers and limitations granted within this Title and the Constitution of the Muscogee (Creek) Nation.

1. **Early in person voting shall take place on the Wednesday and Thursday immediately preceding the day of an election between the hours of 7:00 A.M. and 7:00 P.M.**
2. **It shall be the duty of the Election Board to establish the specific locations for early in person voting sites or locations within the Muscogee (Creek) Nation. The number and specific locations of such early in person voting sites shall be established by Election Board Resolution, subject to approval by Tribal Resolution.**
3. **Precinct Committee Members shall exercise and perform all duties required for the facilitation and implementation of early in person voting. The Election Board shall assign to Precinct Committee Members any necessary authority, duties and responsibilities for the purpose of conducting and managing the early in person voting process.**
4. **All existing voting processes and legal requirements, including but not limited to voter registration, identification, and voting procedures, shall remain in full force and effect unless specifically repealed or amended herein.**
5. **The Election Board shall implement and maintain a system and process that prohibits persons from voting multiple times in an election.**
6. **All early in person ballots cast in elections shall be counted at the same time election day in person ballots are counted, using the same counting procedure set forth in Chapter 7 of this Title.**

SECTION FOUR. 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 **25th** day of **August, 2018.**


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 **Thirteen** members attending this meeting on the **25th** day of **August, 2018** and that the above is in conformity with the provisions therein adopted by a vote of **12** 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. Jackson, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this **30th** day of **August**, 2018 to the above Law, **NCA 18-117** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



James R. Floyd, Principal Chief
Muscogee (Creek) Nation





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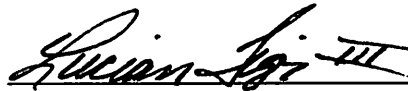
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4. All existing voting processes and legal requirements, including but not limited to voter registration, identification, and voting procedures, shall remain in full force and effect unless specifically repealed or amended herein.
5. The Election Board shall implement and maintain a system and process that prohibits persons from voting multiple times in an election.
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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

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

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James R. Floyd, Principal Chief
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