

TABLED

Cherokee Council House
Cherokee, North Carolina

MAY 02 2019

Date

ORDINANCE NO. 5164 (2019)

WHEREAS, Executive Orders are issued by the Principal Chief as an implied authority of the Charter and Governing Document for the Principal Chief to carry out the daily administration and operations of the Eastern Band of Cherokee Indian's tribal government; and

WHEREAS, there is not a current recording system to ensure these governmental orders have a proper numbering system for reference and publishing for public record.

NOW, THEREFORE, BE IT ORDAINED by the Tribal Council of the Eastern Band of Cherokee Indians assembled, at which a quorum is present that the Eastern Band of Cherokee Indians does hereby amend the Cherokee Code, Chapter 117 – Tribal Government, to read as follows:

Sec. 117-52. - Executive Orders.

- (a) Executive orders are Principal Chief directives that are issued to assist in the daily administration and operation of the Tribe.
- (b) Executive orders remain effective until rescinded or replaced.
- (c) After the Principal Chief signs an Executive order, such order shall:
 1. be assigned a number by the Executive Office consistent with the year that the executive order was issued and in consecutive order so that a record of all orders issued is available for public record; and
 2. be issued to the lead executive authority over the entity for which the executive order will be carried out such as the Secretary of the executive branch division or other top executive administrator of any other tribal entity; and
 3. be available to the public pursuant to Cherokee Code Chapter 132.

BE IT FINALLY ORDAINED that this ordinance shall be effective upon ratification by the Principal Chief and any prior ordinances or parts thereof that conflict with this ordinance is hereby rescinded.

Submitted by: Principal Chief Richard Sneed