

# TABLED

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CHEROKEE COUNCIL HOUSE  
CHEROKEE, NORTH CAROLINA

OCT 10 2011

(DATE)

ORDINANCE NO. 13 (2011)

WHEREAS, the Tribal Gaming Commission (TGC) was established to regulate all forms of gaming on the Tribe's Indian lands; and

WHEREAS, the TGC's budget is partially funded by the TCGE as an operating expense, by the Tribal Bingo Enterprise for actual direct expenses related to the regulation of its gaming activities, and by licensing fees, regulatory fines, or additional funding from the Tribal Council; and

WHEREAS, as a Tribal commission, the TGC should be subject to the same financial accountability as Tribal divisions, programs, enterprises, and other commissions; and

WHEREAS, Cherokee Code Section 16-2.13 should be amended to add a section which requires that the annual budget of the TGC shall not exceed the yearly percentage allowed by the EBCI Tribal Administration for every other Tribal program; and

WHEREAS, this section shall also be amended that any and all salaries, benefits, program expenses, etc., shall be kept in line with the fiscal limitations established by the EBCI Tribal administration.

NOW, THEREFORE BE IT ORDAINED by the Eastern Band of Cherokee Indians Tribal Council, at which a quorum is present, that Cherokee Code Section 16-2.13 be amended as follows:

Sec. 16-2.13. Budget.

(New section as deemed by Attorney General of EBCI)

**The annual operating budget of the TGC shall not exceed the yearly percentage established by the EBCI Tribal Administration, and shall be in line with what Tribal programs are mandated to abide by for fiscal budget preparation. Any and all salaries, benefits, program expenses, etc. shall be within the fiscal limitations established by the EBCI Tribal Administration.**

BE IT FURTHER ORDAINED that all other sections of Cherokee Code Chapter 16-2.13 – Tribal Gaming Commission – shall remain in full force and effect, and that all other ordinances inconsistent with this ordinance are hereby rescinded.

BE IT FINALLY ORDAINED this ordinance shall become effective upon ratification by the Principal Chief.

Submitted by: Solomon "Slick" Saunooke