

TABLED

Cherokee Council House  
Cherokee, North Carolina

OCT 17 2019

Date

ORDINANCE NO. 18 (2019)

WHEREAS, Tribal Council has the power to exclude other persons from Cherokee trust lands when necessary to protect the integrity and law and order on Tribal lands and territory or the welfare of its members.; and

WHEREAS, there is not a current process for a remedial action should a person reform his or her behavior enough to permit re-integration onto Tribal lands; and

WHEREAS, to support recovery from substance use disorder, such process for remedial actions should be available for those that can meet such burden of proof.

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 as follows:

#### Chapter 2 – EXCLUSION POWERS OF TRIBE

##### **Sec. 2-4. - Terms of exclusion.**

The Tribal Council may exclude persons from Cherokee trust lands for limited periods of time, indefinite periods of time or permanently. Nothing in this Chapter shall serve to bind Tribal Council in the future from re-considering a person's exclusion order from Cherokee trust lands and lifting said exclusion order should a change of circumstances warrant such action. An order of exclusion may be lifted by majority vote.

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effective upon ratification by the Principal Chief and any prior or part thereof that conflicts with this ordinance is rescinded.

*Submitted by: Kallup McCoy, II*