

TABLED

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA
NOV 12 2020

Date: _____

ORDINANCE NO.: 334 (2020)

Short Title: *An ordinance to create the Education Committee.*

WHEREAS, the Tribal Council of the Eastern Band of Cherokee Indians is duly authorized to direct the management and control of all tribal property, including money of the Tribe and profits accruing therefrom (Charter and Governing Document Section 16); and

WHEREAS, the Tribal Council also has the power to delegate its duties to committees as it sees fit and allowed pursuant to the Cherokee Code; and

WHEREAS, the education of enrolled members is top priority of the Tribe and tribal funds should be used carefully and diligently to maximize the educational opportunities afforded to enrolled members; and

WHEREAS, there is a need to formally create, authorize, and set out the responsibilities of a committee to oversee the use of Education & Training, higher education funds used to pay for higher education costs of enrolled members; and

WHEREAS, this committee shall be known as the Education Committee, heretofore created and operated pursuant to Tribal Council authority exhibited in resolutions and budget ordinances, but not expressly created in Tribal law; and

WHEREAS, Cherokee Code Chapter 117 sets out the powers and responsibilities of many tribal committees and should be amended to formalize this committee and reflect the Tribe's commitment to fair, higher education funding; and

NOW THEREFORE BE IT ORDAINED, by the Tribal Council of the Eastern Band of Cherokee Indians, in council assembled at which a quorum is present, that in order to facilitate the prudent and fair use of the Tribe's resources for the purpose of higher education funding, Cherokee Code Chapter 117 is hereby amended by adding to it a new section to be designated as § 117-43, as follows:

Sec. 117-43. – Education Committee.

(a) The authority, powers, duties, and obligations of the Cherokee Central Schools Board and Investment Committee shall not be affected by this section.

(b) The committee shall be comprised of five members who have active roles and knowledge of higher education institutions and training programs and work in a professional setting with enrolled members who are attending high school.

- 47 (c) The committee members are:
48 (1) One representative from the Ray Kinsland Leadership Institute or their designee who
49 shall be a voting member.
50 (2) The Principal of Cherokee High School who shall be a voting member.
51 (3) One representative from the Cherokee Central School Board, who shall be a voting
52 member.
53 (4) Executive leadership of the Education Division who shall be non-voting members
54 a. For purposes of this section, Executive Leadership includes the Director of
55 Youth and Adult Education and the Education & Training Manager.
56 (5) The Vice Chief who shall be a non-voting member.
57 (d) The committee shall:
58 (1) In concert with executive leadership establish regulations pursuant to Cherokee Code
59 Chapter 150 by which Tribal funds are used to pay for the costs of higher education
60 for enrolled members.
61 a. For purposes of this section, higher education shall mean education,
62 vocational, or job-related training at an institution that meets the
63 accreditation standards established by the committee.
64 (1) The committee may establish policies and procedures for its own internal operation.

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67 BE IT FINALLY ORDAINED, that all ordinances and resolutions inconsistent with this ordinance
68 are rescinded, and this ordinance shall become effective upon ratification by the
69 Principal Chief.
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71 Submitted by _____ Education and Training _____