

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

DATE

ORDINANCE NO. _____ (2024)

WHEREAS, the Eastern Band of Cherokee Indians established the Tribal Employment Rights Office (hereinafter TERO), under Cherokee Code Section 92-2, to promote growth and increase contracting opportunities for Native American owned businesses; and

WHEREAS, it has been determined by the Tribal Employment Rights Commission (hereinafter TERC) that amendments must be made to Cherokee Code CC Ch. 14 and Ch.15 to expand the Tribes current expungement ordinance; and

WHEREAS, current Cherokee Code Ch. 14 Sec. 14-95.35. *Conditional discharge and expunction of records for first offense of youthful offenders*, does not provide adequate coverage of charges to allow tribal members a second chance to clear their records and enter the workforce; and

WHEREAS, there is a need to include non-violent and drug crimes for adults to make the current code more effective in removing barriers to employment; and

NOW, THEREFORE, BE IT ORDAINED, by the Eastern Band of Cherokee Indians, in Tribal Council assembled, at which a quorum is present, that Cherokee Code Section 15-16, shall be amended as follows in the attachment.

BE IT FURTHER ORDAINED that all ordinances or resolutions that are inconsistent with this ordinance are hereby rescinded.

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

*Submitted by the Tribal Employment Rights Commission (TERC)
with support by the EBCI Legal Aid Office (LAO)*