

CHEROKEE COUNCIL HOUSE
CHEROKEE, NORTH CAROLINA

Date: DEC 04 2025

ORDINANCE NO. 75 (2025)

An ordinance to amend C.C. Section 17-12 to provide that the Cannabis Control Board shall select a member of the Board to serve as its Chairman.

WHEREAS, Cherokee Code (C.C.) Chapter 17 establishes and governs the Cannabis Control Board ("CCB"); and

WHEREAS, C.C. Section 17-12 expresses the terms of the members appointed to the CCB, who are nominated by the Principal Chief; and

WHEREAS, Section 17-12 should be amended to clarify that the persons nominated by the Principal Chief are subject to confirmation by Tribal Council, that they may serve until their replacement is appointed, and to express that the members of the Board shall select one of the Board members to serve as Chairman of the Board.

NOW THEREFORE BE IT ORDAINED by the Eastern Band of Cherokee Indians in Tribal Council assembled, at which a quorum is present, that C.C. Section 17-12 shall be amended to read as follows:

Sec. 17-12. Terms, chair, removal.

- (a) The term of office of each member of the Board is four years, provided, however, that each Board member may serve until their replacement is confirmed and appointed.
- (b) The Principal Chief shall nominate the members of Board, who shall be subject to confirmation by Tribal Council. ~~and designate one member to serve as Chair, who shall preside over all official activities of the Board.~~
- (c) The members of the Board shall select by a majority vote one of the Board members to serve as Chairman of the Board. The Chairman shall preside over all official activities of the Board.
- (e d) Tribal Council may remove any member for misfeasance, malfeasance, or nonfeasance in office. Removal may be made after:
- (1) The member has been served with a copy of the charges against the member; and

1 (2) A public hearing before Tribal Council is held upon the charges, if requested by the
2 member charged. The request for a public hearing must be made to the Chair of Tribal
3 Council within ten days after service upon such member of the charges. If a hearing is not
4 requested, a member is removed effective ten days after service of charges upon the member.
5 A record of the proceedings at the public hearing must be open to public inspection.
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7 BE IT FINALLY ORDAINED that all ordinances that are inconsistent with this ordinance are
8 rescinded, and that this ordinance shall become effective when ratified by the
9 Principal Chief.
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11 *Submitted by Michael McConnell, Attorney General.*