

ORDINANCE NO. 322 (2026)*AN ORDINANCE TO AMEND CHEROKEE CODE SECTION 113-4(b)(2) TO RESTORE THE ORIGINAL HUNTING LICENSE PROVISIONS FOR FIRST DESCENDANTS AND NON-ENROLLED SPOUSES*

WHEREAS, the Eastern Band of Cherokee Indians has the inherent authority and responsibility to regulate the taking of wildlife on Tribal lands; and

WHEREAS, Cherokee Code Chapter 113 establishes the laws governing hunting and trapping on Tribal lands, including eligibility for Tribal hunting licenses; and

WHEREAS, the original language of Cherokee Code Section 113-4(b)(2) provided that first descendants of EBCI enrolled members and non-enrolled spouses of EBCI enrolled members, who reside on Tribal trust lands, may be issued a hunting license by the Fisheries and Wildlife Management Program upon payment of \$10.00, with the license remaining in effect for one year; and

WHEREAS, Ordinance No. 13 (2025) amended Section 113-4(b)(2) by removing the requirement that these applicants reside on Tribal trust lands and replacing the specified \$10.00 payment with a general fee provision; and

WHEREAS, the Tribal Council desires to restore the original wording of Section 113-4(b)(2), including the residency requirement, the \$10.00 payment, and the one-year license term;

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 Cherokee Code Section 113-4(b)(2) is hereby amended to read as follows:

Sec. 113-4. Licenses and permits

Those first-First descendants of EBCI enrolled members and non-enrolled spouses of EBCI enrolled members who reside on Tribal trust lands may be issued a hunting license by the Fisheries and Wildlife Management Program after a payment of \$10.00 a-fee. The license shall be in effect for a period of one year.

Section 2. Purpose and Intent.

The purpose of this amendment is to restore the original wording of Cherokee Code Section 113-4(b)(2) as it existed before the amendments made by Ordinance No. 13 (2025). Eligibility under this subsection is limited to first descendants of EBCI enrolled members and non-enrolled spouses of EBCI enrolled members who reside on Tribal trust lands.

Section 3. Remaining Provisions.

Except as expressly amended by this Ordinance, all other provisions of Cherokee Code Chapter 113 shall remain in full force and effect.

BE IT FINALLY ORDAINED, that this Ordinance shall become effective upon ratification by the Principal Chief and all other ordinances inconsistent with this one are hereby rescinded to the extent of the inconsistency.

Submitted by Vice Chief Alan B Ensley (WFL O'EOG GSPB)