

**CHICKASAW TRIBAL LEGISLATURE
REGULAR SESSION
David Stout Building
Ada, Oklahoma
March 21, 2003**

AGENDA ITEM #1 CALL MEETING TO ORDER

Chairperson Wanda Blackwood Scott called the meeting to order at 9:01 a.m.

AGENDA ITEM #2 ROLL CALL

Members present: Beth Alexander
Linda Briggs
Melvin Burris
Scott Colbert
Tim Colbert
Mary Jo Green
Donna Hartman
Dean McManus
Mooniene Ogee
Judy Goforth Parker
Wanda Blackwood Scott
Wilson Seawright
Steve Woods

Staff present: Doretta Sellers, Recording Secretary
Bill Quincy, Sergeant-At-Arms Pro Tempore
Robert Cheadle, Legislative Counsel
David Mitchell, Legislative Legal Assistant

Guest present: James A. Humes, Overton "Buck" Cheadle, Kelley Isom, Wilma Watson, Mike Watson, Josie Crow, Traile G. Glory, Georgia Malone, Rita Loder, Misty Barker, Jimme Sweat, Angie Aaturich, Betty Kemp, Ramona McKee

AGENDA ITEM #3 INVOCATION

The invocation was given by Dr. Goforth Parker.

AGENDA ITEM #4 SERGEANT-AT-ARMS PRO TEMPORE - Honor Guard Bill Quincy

Chairperson Blackwood Scott introduced Mr. Quincy as the Sergeant-At-Arms Pro Tempore.

AGENDA ITEM #5 READING OF MINUTES - February 21, 2003

A motion was made by Mrs. Briggs to approve the February 21, 2003 minutes. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve the minutes of February 21, 2003 carried unanimously.

AGENDA ITEM #6: UNFINISHED BUSINESS

There was no unfinished business.

AGENDA ITEM #7: REPORTS OF COMMITTEES

(A) LEGISLATIVE COMMITTEE REPORT by Chairman Linda Briggs

General Resolution Number 20-031, Suspension of the Rules (Regular Session in April, 2003)

Pursuant to Title 16, Chapter 2, Subsection 16-201.A of the Chickasaw Nation Code, regular sessions of the Chickasaw Tribal Legislature are held on the third Friday of each month. In April, 2003, the third Friday falls on a tribal holiday. This Resolution suspends the rules and declares that the April regular session will be held on April 17, 2003, at 9:00 AM in the David Stout Building, Ada, Oklahoma.

A motion was made by Mrs. Briggs to approve GR20-031. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-031 carried unanimously.

General Resolution Number 20-038, Request for the Governor of the Chickasaw Nation to Communicate with the State of Oklahoma Regarding the Naming of a Bridge

The Oklahoma Legislature has asked the Oklahoma Department of Transportation to name a certain bridge "Shrock's Ferry." However, Ms. Betty Smith, a Chickasaw citizen and lineal descendant of Benson Pikey, has researched the situation and has found that the bridge is located at the old Pikey crossing, not Shrock's Ferry. The Oklahoma Department of Transportation has delayed the official naming of the bridge and has, by letter, invited the Chickasaw Nation to express

its desire in the matter. This resolution requests that the Governor of the Chickasaw Nation, in his capacity of Chief Executive Officer and utilizing proper diplomatic protocol, communicate with the Oklahoma Department of Transportation regarding the naming of the bridge. This resolution also establishes the support of the Chickasaw Tribal Legislature that the bridge be named “Pikey’s Crossing.”

A motion was made by Mrs. Briggs to approve GR20-038. The motion was seconded by Mrs. McManus

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-038 carried unanimously.

Permanent Resolution Number 20-005, Overtime and Compensatory Time for Legislative Staff

This resolution repeals Permanent Resolution Number 12-24 regarding overtime and compensatory time for Legislative staff.

A motion was made by Mrs. Briggs to approve PR20-005. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve PR20-005 carried unanimously.

Mrs. Briggs concluded her report.

(B) FINANCE COMMITTEE REPORT by Chairman Scott Colbert

No report.

(C) HUMAN RESOURCES COMMITTEE REPORT by Chairman Steve Woods

General Resolution Number 20-032, Gubernatorial Appointment to the Board of Directors of Chickasaw Nation Bank, Neal McCaleb

This resolution approves Governor Bill Anoatubby's appointment of Mr. Neal McCaleb to the Board of Directors of the Chickasaw Nation Bank. The terms of office of each board member shall be determined by the bank charter, which will be submitted to federal banking authorities for final approval.

A motion was made by Mr. Woods to approve GR20-032. The motion was seconded by Mrs. Briggs.

Mr. Seawright referred to the last sentence of the resolution and asked if the bank's charter had not already been approved by the federal banking agencies.

Dr. Goforth Parker stated the bank's charter had already been approved. The wording used in this resolution is the same wording used in previous resolutions.

A motion was made by Mr. Tim Colbert to delete, "once it is approved by federal banking agencies," from the last paragraph. The motion was seconded by Dr. Goforth Parker.

Chairperson Blackwood Scott announced the vote would be taken to vote on the resolution as amended.

Members voting yes:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Donna Hartman,
Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
12 yes votes

Member voting no:

Beth Alexander
1 no vote

The motion to approve GR20-032 as amended carried.

Mr. Seawright asked for the terms of office for the Board of Directors of Chickasaw Nation Bank.

General Resolution Number 20-033, Gubernatorial Appointment to the Board of Commissioners of the Housing Authority of the Chickasaw Nation, Larry A. Ennis

This resolution approves Governor Bill Anoatubby's appointment of Mr. Larry A. Ennis to the Board of Commissioners of the Chickasaw Housing Authority. Mr. Ennis will fill a seat which is currently vacant (formerly held by Ms India McIver). Mr. Ennis' term of office will end on January 23, 2004.

A motion was made by Mr. Woods to approve GR20-033. The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-033 carried unanimously.

General Resolution Number 20-034, Gubernatorial Appointment to the Chickasaw Tax Commission, Lynn Worcester

This resolution approves Governor Bill Anoatubby's appointment of Ms. Lynn Worcester to the Chickasaw Tax Commission. Ms. Worcester, who currently manages the tribe's Property and Supply Department, was a member of the Commission in the late 1980's and early 1990's.

A motion was made by Mr. Woods to approve GR20-034. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-034 carried unanimously.

Mr. Woods concluded his report.

(D) LAND DEVELOPMENT COMMITTEE REPORT by Chairman Judy Goforth Parker

General Resolution Number 20-035, Authorization for Acquisition of Property in Garvin County (Adjoins Bedre' Facility)

This resolution approves the Chickasaw Nation's request to acquire a tract of vacant land in Garvin County, Oklahoma, containing 5.02 acres. This property shall be placed U.S.A. in Trust of the Chickasaw Nation after acquired.

A motion was made by Dr. Goforth Parker to approve GR20-035. The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott

13 yes votes

The motion to approve GR20-035 carried unanimously.

General Resolution Number 20-036, Agricultural Lease No. G09-1479 in Coal County

This resolution approves Agricultural Lease No. G09-1479 for grazing purposes in favor of James G. Betts, Coalgate, Oklahoma, on property owned by the Chickasaw Nation in Coal County, Oklahoma, containing ten (10) acres. This lease will cover a term of three (3) years, beginning on January 1, 2003 and ending on December 31, 2005, with a per annum payment of \$80.00, including brush and weed control valued at \$120.00 for a total of \$200.00 per year.

A motion was made by Dr. Goforth Parker to approve GR20-036. The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-036 carried unanimously.

General Resolution Number 20-037, Business Lease No. G09-1472 in Pittsburg County

This resolution approves Business Lease No. G09-1472 for access purposes in favor of Richard Black, McAlester, Oklahoma, on property owned by the Chickasaw and Choctaw Nations, in Pittsburg County, Oklahoma, containing 20 acres, more or less. The lease will cover a term of three (3) years beginning January 1, 2003 and ending on December 31, 2005, with a per annum payment of \$200.00, of which the Chickasaw Nation interest will be \$50.00 per annum.

A motion was made by Dr. Goforth Parker to approve GR20-037. The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion to approve GR20-037 carried unanimously.

Dr. Goforth Parker concluded her report.

(E) EDUCATION COMMITTEE REPORT by Chairman Mooniene Ogee

Mrs. Ogee stated the committee met with representatives of th Education Department and requested the report given at the committee meeting be sent to the committee members.

She reported there were 494 Supplemental Grants, 234 BIA Grants, 602 Clothing Grants, 258 Undergraduate Scholarships, and 47 Graduate Scholarships awarded for the 2003 Spring semester.

(F) HISTORICAL AND CULTURAL COMMITTEE REPORT by Chairman Dean McManus

Mrs. McManus reported the tour to Bloomfield Academy and several cemeteries was cancelled due to the weather. She further reported Mr. Kirk Perry gave a presentation on the Cultural Center to be built in Sulphur. A resolution will be forthcoming to assist with the funding for this project.

(G) HEALTH CARE COMMITTEE REPORT by Mary Jo Green

No report.

(H) HISTORIC CAPITOL AD HOC COMMITTEE REPORT by Chairman Wanda Blackwood Scott

No report.

(I) ELECTION RULES AND PROCEDURES AD HOC COMMITTEE REPORT by Steve Woods

Permanent Resolution Number 20-006, Amendments to Title 2 and Title 8 of the Chickasaw Nation Code (Chickasaw Election Commission and Election Rules and Regulations)

This resolution amends Title 2 and Title 8 of the Chickasaw Nation Code pertaining to the Election Secretary/Tribal Registrar, Election Commission and Election Rules and Regulations. The Election Commission and Election Secretary/Tribal Registrar participated in the drafting of this resolution.

Mr. Seawright stated he had several proposed amendments. Discussion over the proposed amendments and items already amended may be lengthy. He recommended to table PR20-006.

A motion was made by Mr. Seawright to table PR20-006. The motion was seconded by Mrs. Ogee.

Mr. Tim Colbert stated he agreed with Mr. Seawright. He noted a discrepancy on pages two and three where the Election Secretary was setting his/her own general policy.

Mrs. Ogee voiced her concern of changes she felt should be made because the Ethics Commission was not in place.

Mrs. Hartman asked why the numbering of the sections had changed.

Mr. Cheadle explained the Code is set up in Titles, Chapters, and Articles. Title 2 is listed

as Chapters 10 and 11 instead of Chapter 10 and Chapter 11. There is no uniformity in the Code because it has been written by several individuals. In order to keep the numbering system uniform, one would need to go to the point system.

A roll call vote was taken to table PR20-006.

Members voting yes:

Beth Alexander, Tim Colbert, Donna Hartman,
Mooniene Ogee, Wilson Seawright
5 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Mary Jo Green, Dean McManus, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
8 no votes

The motion to table PR20-006 failed.

Mr. Tim Colbert referred to Section 2-1044, Duties of Commission, which listed the duties, rights, and responsibilities of the Election Commission and the Election Secretary. He asked what if the Election Commission did not agree with the Election Secretary.

Mr. Cheadle explained the question was raised of who was in charge and responsible. He recalled it was to be joint responsibility of the Commission and Election Secretary.

Mr. Scott Colbert suggested making amendments to PR20-006 so it can be approved today.

Mr. Woods read the amendments to PR20-006.

A motion was made by Mr. Woods to approve PR20-006. Mrs. Briggs seconded the motion.

Mr. Scott Colbert stated when he was on the Tribal Court, 80% of the cases that came through the Court were in regards to the elections. He suggested that amendments be made to PR20-006, but not change the substance of the present status of the law, and then send the document back to committee for further discussion.

Chairperson Blackwood Scott asked for Mr. Cheadle's advise on Mr. Scott Colbert's recommendation.

Mr. Cheadle explained April 1 is the deadline for amendments to the Election Rules and Regulations. In the past amendments made after the deadline was declared Emergency Legislation. He advised it would be possible to send the amendments back to committee which would change the substance of the law.

Mrs. Alexander stated if 80% of the Court cases dealt with the elections, more time should be spent on this resolution. She felt this legislation was confusing and enough time was not spent on this legislation.

Mr. Woods stated the committee met four times and there was participation from other Legislators besides those on the committee. The committee met with the Election Commissioners and many of the changes were at the request of the Election Commissioners and the Election Secretary/Tribal Registrar. Mr. Woods stated that he agreed with Mr. Scott Colbert in that the Legislature should look at the items that can be agreed on and approved. The items that need to be debated can be voted on one at a time, and the items that are controversial can go back to committee for further discussion and more participation.

Mr. Seawright stated he had 15 amendments to offer. He would offer them one at a time.

The first amendment was to strike the words “and Election Secretary” from Section 2-1044 (2-1031.4). He explained the intent was that the elections would be conducted by the Election Commission. The section would read, “The Election Commission shall conduct all elections of the Nation. In keeping with such duties, they shall have the following rights and responsibilities:”

A motion was made by Mr. Seawright to strike the phrase, “and Election Secretary” from section 2-1044 (2-1031.4). The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Scott Colbert, Tim Colbert,
Donna Hartman, Mooniene Ogee, Wilson Seawright
6 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Mary Jo Green,
Dean McManus, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
7 no votes

The motion failed.

Mr. Seawright’s next proposal was to reinstate the original language in Section 2-1044 (2-1031.4) 3. which read, “Oversee the registration of voters and maintain current voter lists.” He stated this is an important aspect of the elections and too important to not have a law that would address, especially since it was not addressed in any other section of the Code.

A motion was made by Mr. Seawright to amend Section 2-1044 (2-1031.4) to read, “Oversee the registration of voters and maintain current voter lists.” The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods
9 yes votes

Members voting no:

Scott Colbert, Tim Colbert, Mary Jo Green,

Wanda Blackwood Scott
4 no votes

The motion carried.

Mr. Tim Colbert suggested to strike Part 3., which reads, “Set general policy to be carried out by the Election Secretary/Tribal Registrar. He noted the Election Secretary/Tribal Registrar could not set his/her own policy.

A motion was made by Mr. Tim Colbert to delete Section 2-1044 (2-1031.4) Part 3. The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

A motion was made by Mr. Scott Colbert to renumber the Section 2-1044 (2-1031.4) because of the previous amendment. The motion was seconded by Dr. Goforth Parker.

Mr. Tim Colbert suggested correcting the numbering system as amendments are made.

A motion was made by Ms. Briggs to correct the numbering system as changes were made. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mrs. Alexander stated in Section 2-1044 (2-1031.4), titled Duties of Commission, should not include the Election Secretary. She recommended either remove the Election Secretary from this section or amend the title to include the Election Secretary.

A motion was made by Mrs. Alexander to amend the title of Section 2-1044 (2-1031.4) from “Duties of Commission” to “Duties of Commission and Election Secretary/Tribal Registrar.” The motion was seconded by Dr. Goforth Parker.

Mr. Cheadle explained it was his understanding this section was to include the duties of the Commission, however the first sentence reads, “the Election Commission and Election Secretary shall conduct all elections of the Nation. He recommended adding, “In keeping with such duties the

Election Commission shall have the following rights and responsibilities:”

A motion was made by Mr. Tim Colbert to amend the second sentence of Section 2-1044 (2-1031.4) to read, “In keeping with such duties the Election Commission shall have the following rights and responsibilities:” The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

A motion was made by Mr. Tim Colbert to reinsert the redlined version of Section 2-1044 (21031.4) Part 3. The motion was seconded by Dr. Goforth Parker.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mr. Seawright recommended deleting “as requested” at the end of Section 2-1044 (2-1031.4) Part 4, which would read, “Assist the Legislature in developing rules and regulations necessary to conduct Chickasaw Nation elections.” He felt the Election Commission should have the freedom to offer changes/improvements at their discretion and not be forced by law to wait for a request.

A motion was made by Mr. Seawright to delete “as requested” at the end of Section 2-1044 (2-1031.4) Part 4. The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Tim Colbert, Mary Jo Green,
Donna Hartman, Mooniene Ogee, Wilson Seawright
6 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Dean McManus, Steve Woods, Wanda Blackwood Scott
6 no votes

(Mr. Scott Colbert was not present for the vote.)

The motion failed.

The next amendment Mr. Seawright proposed was to reinstate Part 7, with the original language which read: Be responsible for ensuring a mechanism for the storage of and safekeeping of all election ballots and all documents after the close of the election pursuant to procedures established by the Election Commission. He stated the Election Commission is responsible to “conduct the elections” and that would include responsibility for safekeeping of ballots and documents.

A motion was made by Mr. Seawright to reinstate Section 2-1044 (2-1031.4) Part 7. with the original language. The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Tim Colbert, Donna Hartman,
Mooniene Ogee, Wilson Seawright
5 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Mary Jo Green, Dean McManus, Steve Woods,
Wanda Blackwood Scott
7 no votes

(Mr. Scott Colbert was not present for the vote.)

The motion failed.

Mr. Seawright recommended to reinstate “prior to being employed,” in section 2-1045 (2-1031.5). The sentence would read, “An Election Secretary/Tribal Registrar shall be a single full-time position appointed by the Governor and confirmed by the Legislature prior to being employed.” He also recommended adding a second sentence to read, “Legislative confirmation shall be required of any person serving as Election Secretary/Tribal Registrar, on an interim basis.”

A motion was made by Mr. Seawright to reinstate “prior to being employed” in the first sentence and add as the second sentence, “Legislative confirmation shall be required of any person serving as Election Secretary/Tribal Registrar, on an interim basis.” The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Mary Jo Green, Donna Hartman,

Mooniene Ogee, Wilson Seawright
8 yes votes

Members voting no:

Tim Colbert, Dean McManus, Steve Woods,
Wanda Blackwood Scott
4 no votes

Member abstaining:

Judy Goforth Parker
1 abstention

The motion carried.

Referring to Section 2-1046 (2-1031.6) Part A., Mr. Seawright proposed to reinstate “supervise.” The sentence would read, “The Election Commission and Election Secretary/Tribal Registrar shall conduct *and supervise* the election ballot counting in the Nation’s headquarters as prescribed in this Article D and Title 8 of the Chickasaw Nation Code. He explained the intent was to allow the Election Commission to conduct and supervise the election.

A motion was made by Mr. Seawright to reinstate “supervise” in Section 2-1046 (2-1031.6) Part A. The motion was seconded by Mr. Tim Colbert.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mr. Seawright recommended to reinstate the original language to Section 2-1046 (2-1031.6), Part B., which would read, “A member of the Election Commission shall have the authority to determine the validity of the signature on the envelope. In case of suspected invalidity of a signature, the determination that is signature is invalid shall be made by the majority vote of three (3) or more members of the Election Commission.” He felt this was a decision making activity and it should be reserved for the commission members.

A motion was made by Mr. Seawright to reinstate the original language to Section 2-1046 (2-1031.6), Part B. The motion was seconded by Mrs. Ogee.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,

Wilson Seawright, Wanda Blackwood Scott
5 yes votes

Member voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods
8 no votes

The motion failed.

Mr. Seawright recommended keeping the original language of Section 2-1047 (2-1031.5) by deleting “Election Secretary/Tribal Registrar and.” The sentence would read, “The Election Commission shall prescribe methods of sealing all ballots, all certificates of vote, and all other materials used in recording the count of the ballots in such a manner that any tampering with or altering of same after the sealing has been accomplished can be detected.” He felt this was a duty that is clearly reserved for the Election Commission.

A motion was made by Mr. Seawright to strike “Election Secretary/Tribal Registrar and,” in the first sentence of Section 2-1045 (2-1031.5). The motion was seconded by Mrs. Ogee.

Mrs. Ogee recommended to delete “can be detected” and put a period after the word “accomplished.”

A motion was made by Mrs. Ogee to amend Section 2-1045 (2-1031.5) by deleting “can be detected” and put a period after the word “accomplished,” in section 2-1045 (2-1031.5). The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,
Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods, Wanda Blackwood Scott
9 no votes

The motion to delete “can be detected” and put a period after the word “accomplished” in Section 2-1045 (2-1031.5) failed.

A vote was taken on the amendment made by Mr. Seawright.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,

Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods, Wanda Blackwood Scott
9 no votes

The motion to strike “Election Secretary/Tribal Registrar and,” in the first sentence of Section 2-1045 (2-1031.5) failed.

A motion was made by Mr. Seawright to amend the last sentence in Section 2-1048 (2-1031.8), Part B, to read, “Selections will also be made by the Election Commission, on the basis of the best and lowest bid from such election or CPA firms.” The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,
Wilson Seawright, Steve Woods
5 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Wanda Blackwood Scott
8 no votes

The motion failed.

In Section 2-1048 (2-1031.8), Part C., Mr. Seawright proposed to delete, “Secretary/Tribal Registrar” and the word “his” from the language. The sentence would read, “The Chickasaw Election Commission shall submit their recommendation to the Chickasaw Tribal Legislature of their decision of the firm chosen to assist in the conduction of tribal elections.” This would reinstate the Election Commission would make that decision instead of the Tribal Registrar/Election Secretary.

A motion was made by Mr. Seawright to amend the section to read, “The Chickasaw Election Commission shall submit their recommendation to the Chickasaw Tribal Legislature of their decision of the firm chosen to assist in the conduction of tribal elections.” Mrs. Ogee seconded the motion.

Members voting yes:

Beth Alexander, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Wilson Seawright
7 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Judy Goforth Parker, Steve Woods,
Wanda Blackwood Scott
6 no votes

The motion carried.

Mr. Seawright proposed to restore Section 8-102, Part 3 to its original language by adding the phrase, “all aspects of” to the sentence. It would read, “Commission” means the Election Commission created to conduct all aspects of Chickasaw Tribal elections as established and defined in Title 2 of this Code.”

A motion was made by Mr. Seawright to amend Section 8-102, Part 3. to read, “Commission” means the Election Commission created to conduct all aspects of Chickasaw Tribal elections as established and defined in Title 2 of this Code.” The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,
Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods, Wanda Blackwood Scott
9 no votes

The motion failed.

In Section 8-102, Part 8., Mr. Seawright felt the phrase that was added, “no later than the,” was a vague definition. He recommended to delete the phrase. The sentence would read, “Mail Out Date” is the date that ballots shall be mailed to the Voters. It shall be first Monday of August of each year.”

A motion was made by Mr. Seawright to delete “no later than the” in Section 8-102, Part 8. The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Scott Colbert, Donna Hartman,
Mooniene Ogee, Judy Goforth Parker,
Wilson Seawright
6 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Tim Colbert,
Mary Jo Green, Dean McManus,
Steve Woods, Wanda Blackwood Scott
7 no votes

The motion failed.

In Section 8-103 Mr. Seawright proposed to change the installation of officials from 1:30 p.m. back to 10:00 a.m.

Mr. Woods explained the reason the time was changed was because the Election Secretary/Tribal Registrar asked for additional time in order to prepare the room and reception for the ceremony.

A roll call vote was taken.

Members voting yes:

Beth Alexander, Donna Hartman, Wilson Seawright
3 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Mary Jo Green, Dean McManus, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
8 no votes

Member abstaining:

Mooniene Ogee
1 abstention

(Mr. Tim Colbert was not present for the vote.)

The motion failed.

Mr. Seawright stated his next amendment was to add to the last sentence of Section 8-103, "with the advise and consent of the Chickasaw Election Commission." It would read, "The location of the ceremony shall be in a place determined annually by the Election Secretary/Tribal Registrar with the advice and consent of the Chickasaw Election Commission."

A motion was made by Mr. Seawright to amend the last sentence of Section 8-103 to read, "The location of the ceremony shall be in a place determined annually by the Election Secretary/Tribal Registrar with the advice and consent of the Chickasaw Election Commission." The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Mary Jo Green, Donna Hartman,

Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
12 yes votes

(Mr. Tim Colbert was not present for the vote.)

The motion carried unanimously.

A motion was made by Mr. Seawright to amend the first sentence of Section 8-208 to read, “When Election Commission has determined an elective office is vacant, the Election Commission shall request the Legislature, by resolution, declare the vacancy to exist, set the dates for a special election in accordance with Section 8-502 and request the Governor to call for such special election.” The motion was seconded by Mrs. Ogee.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,
Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Mary Jo Green, Dean McManus, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
8 no votes

(Mr. Tim Colbert was not present for the vote.)

The motion failed.

Mr. Seawright stated the proposed language in Section 8-402, Part A. changes the date for the mailing of ballots and creates a vague definition of “Mail-out date” which contradicts the established definition in Section 8-102. His amendment was to restore the original language so the ballots are mailed on the first Monday of August. The sentence would read, “Official ballots shall be mailed to each qualified Voter on the first Monday of August; provided, however, that all qualified Voters who reside outside of the contiguous 48 states shall be mailed their ballots two weeks prior to the first Monday in August.”

A motion was made by Mr. Seawright to restore the original language in Section 8-402, Part A. The motion was seconded by Mrs Ogee.

Members voting yes:

Beth Alexander, Donna Hartman, Mooniene Ogee,
Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Mary Jo Green,
Dean McManus, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
7 no votes

Members abstaining:

Tim Colbert, Scott Colbert
2 abstentions

The motion failed.

Mr. Seawright noted because this motion failed, there is a contradiction in the law. One place it states “prior to Monday” and in another place it states “prior to Friday.”

A motion was made by Mr. Scott Colbert to amend the first sentence of Section 8-402, Part A to, “Official ballots shall be mailed to each qualified voter no later than the first Monday of August...” The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mrs. Alexander noted in Section 8-303, Part B., which read, “Voter registration shall close the day prior to the Mail Out Date to Voters outside the United States and shall remain closed until the day after the counting of the ballots...” that one will not know the day voter registration closes because in Section 8-102, Part 8, states that it is no later than the first Monday of August of each year. She stated she was looking for a set date so all will know when voter registration closes.

Mr. Scott Colbert suggested amending said section to, “Voter registration shall close at 4:30 p.m. on the Friday prior to the first Monday in August...”

A motion was made by Mr. Scott Colbert to amend Section 8-303, Part B to read, “Voter registration shall close at 4:30 p.m on the Friday prior to the first Monday in August...” The motion was seconded by Mr. Tim Colbert.

Ms. Rita Loder, Election Secretary/Tribal Registrar explained voter registration could not be closed out Friday and the ballots be mailed Monday because the information has to be sent to the company that prints the ballots.

Mr. Woods asked if it would be best to change the date to 15 days prior to the normal mail out date.

Ms. Loder was in agreement with Mr. Woods' suggestion.

Mr. Woods stated this section should address the regular and special elections.

Mrs. Hartman noted special elections are addressed in the code except for the dates and time table.

Mr. Scott Colbert stated he felt the original language would work for the regular and special elections.

A motion was made by Mr. Tim Colbert to amend Section 8-303, Part B to the original language. The motion was seconded by Mrs. Green.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mr. Seawright proposed to reinstate, "and supervise," in Section 8-412 because the Election Commission must have the authority to supervise, because a third party will conduct the election. The first sentence will read, "The Election Commission and the Election Secretary/Tribal Registrar shall conduct and supervise the ballot counting in the Nation's headquarters on Tuesday immediately following the third Monday in August of the election year, starting at or about 11:00 a.m."

A motion was made by Mr. Seawright to reinstate, "and supervise," in Section 8-412. The motion was seconded by Mrs. Ogee.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,
Scott Colbert, Tim Colbert, Mary Jo Green,
Donna Hartman, Dean McManus, Mooniene Ogee,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Wanda Blackwood Scott
13 yes votes

The motion carried unanimously.

Mrs. Ogee asked that the law be amended to add no cell phones will be in the room while ballots are being counted.

A motion was made by Mrs. Ogee to amend Section 8-419 by adding as a last sentence, "Cell phones or any other electronic communication devices shall not be allowed in the room during counting." The motion was seconded by Mrs. Hartman.

Ms. Loder explained the watchers did not use cell phones. A cell phone was used by the supervisor who oversees the third party which conducts the election and she uses a cell phone to

communicate with her office.

Members voting yes:

Beth Alexander, Donna Hartman,
Mooniene Ogee, Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods,
Wanda Blackwood Scott
9 yes votes

The motion failed.

Mrs. Hartman noted the contribution amount went from \$1,000.00 to \$5,000.00. She felt that this amount was excessive.

Mrs. Briggs explained the Judicial and Governor's race had to mail to the whole Chickasaw Nation, unlike a mail out within a district. The cost is excessive for a single mail out.

A motion was made by Mrs. Alexander to amend Section 8-1001, Part A. 1 to amend the contribution amount to \$1,000.00. The motion was seconded by Mrs. Hartman.

Members voting yes:

Beth Alexander, Donna Hartman,
Mooniene Ogee, Wilson Seawright
4 yes votes

Members voting no:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Dean McManus,
Judy Goforth Parker, Steve Woods,
Wanda Blackwood Scott
9 no votes

The motion failed.

A roll call vote was taken to approve PR20-006 as amended.

Members voting yes:

Linda Briggs, Melvin Burris, Scott Colbert,
Tim Colbert, Mary Jo Green, Donna Hartman,
Dean McManus, Judy Goforth parker,
Steve Woods, Wanda Blackwood Scott

10 yes votes

Members voting no:

Beth Alexander, Mooniene Ogee, Wilson Seawright
3 no votes

The motion carried.

Mr. Scott concluded his report.

(J) COURT DEVELOPMENT AD HOC SUB COMMITTEE REPORT By Chairman Scott Colbert

This agenda item was not addressed.

AGENDA ITEM #8 NEW BUSINESS (Comments from Citizens)

Comments were made by Mr. James Humes regarding removing the state government from the businesses within the jurisdiction of the Chickasaw Nation and use the taxes to provide governmental services to the Chickasaw people. He explained if a Chickasaw buys land within the 12½ county jurisdiction area of the Chickasaw Nation, outside an incorporated limit, this returns the land to the Chickasaw Nation, and the Nation should issue the landholder a title to that land.

Ms. Betty Kemp thanked the Legislators for the passage of GR20-038 and that she would be taking the resolution to Ms. Betty Smith. She stated in the February Purcell Community Council had questions regarding the \$500 the community councils are suppose to receive. They feel the procedure and application are more complicated than necessary. It does not express the need which was expressed to the Legislature. She invited the Legislators to attend the Tuesday community council meeting to discuss this matter. She also informed the Legislators that she was a member of the National Society Daughters of American Colonist and volunteered to furnish a centerpiece for their convention which would be a doll in Chickasaw dress.

Mr. Burris thanked the Legislators for their support of the Allen School project.

Mr. Mike Watson voiced his concerns regarding the Election Rules and Regulations. He felt the legislation which defines the duties of the Election Commission should be specific, and there should be a cut off date for registration.

AGENDA ITEM #9 ADJOURNMENT

The Chickasaw Tribal Legislature adjourned at 11:50 a.m.

Respectfully submitted,

Dean McManus, Secretary
Chickasaw Tribal Legislature

Prepared by,

Doretta Sellers, Recording Secretary
Chickasaw Tribal Legislature