

**CHICKASAW TRIBAL LEGISLATURE
REGULAR SESSION
David Stout Building
Ada, Oklahoma
June 20, 2003**

AGENDA ITEM #1 CALL MEETING TO ORDER

Chairperson Wanda Blackwood Scott called the meeting to order at 9:06 a.m.

AGENDA ITEM #2 ROLL CALL

Members present: Beth Alexander
 Linda Briggs
 Melvin Burris
 Scott Colbert (Late arrival 9:07 a.m.)
 Tim Colbert
 Mary Jo Green
 Donna Hartman
 Dean McManus
 Mooniene Ogee
 Judy Goforth Parker
 Wanda Blackwood Scott
 Steve Woods

Member absent: Wilson Seawright

Chairperson Scott declared a quorum.

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

Guest present: James A. Humes, Traile G. Glory, Mike Watson, Wilma Watson,
 Josie Crow, Jade Eason, Misty Barker, Robin Phillips, Rita Loder,
 Wyas Parker, Ramona McKee, Aaron Duck, Cheri L. Bellefeuille
 Eldred

AGENDA ITEM #3 INVOCATION

The invocation was given by Dr. Goforth Parker.

AGENDA ITEM #4 SERGEANT-AT-ARMS PRO TEMPORE Honor Guard Jim Perry

Chairperson Scott introduced Mr. Perry.

**AGENDA ITEM #5 READING OF MINUTES - May 16 2003
 April 21, 2003
 April 17, 2003 (Tabled 5/16/03)**

A motion was made by Mrs. Green to approve the May 16, 2003 minutes with the

amendment to correct Dr. Goforth Parker's name. Mrs. Briggs seconded the motion.

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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve the minutes of May 16, 2003, as amended, carried unanimously.

Mrs. Green noted a correction to page five of the April 21, 2003 minutes.

A motion was made by Mrs. Green to approve the minutes of April 21, 2003 as amended. Mrs. Briggs seconded the motion.

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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve the minutes of April 21, 2003, as amended, carried unanimously.

A motion was made by Mrs. Green to approve the April 17, 2003 minutes. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve the minutes of April 17, 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

Permanent Resolution Number 20-010, Amendments to Title 2, Chapter 7, Article B,

Section 2-702.9 of the Chickasaw Nation Code (Ethics in Government Act)

This resolution provides a date for the implementation of the Chickasaw Nation Ethics in Government Act of 2002. Such date shall be July 1, 2003.

A motion was made by Mrs. Briggs to approve PR20-010. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-010 carried unanimously.

Mrs. Briggs concluded her report.

(B) FINANCE COMMITTEE REPORT by Chairman Scott Colbert

General Resolution Number 20-061, Capital Improvements Plan for 2003

This resolution approves the Capital Improvements Plan for 2003 with an addendum.

A motion was made by Mrs. Briggs to approve GR20-061. The motion was seconded by Mrs. Green.

Mrs. Hartman stated she would like GR20-061 to be tabled because she had questions to ask Mr. David Hatton regarding the additional expenditures in the addendum.

A motion was made by Mrs. Hartman to table GR20-061. The motion was seconded by Mrs. Alexander.

Members voting yes:

Beth Alexander, Tim Colbert,
Donna Hartman, Mooniene Ogee
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

The motion to table GR20-061 failed.

Mr. Scott Colbert read the addendum to the Capital Improvements Plan.

Mrs. Hartman noted the total amount for the Capital Improvements Plan was \$25.7 million.

Mrs. Briggs called for the question.

Members voting yes:

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

Members voting no:

Beth Alexander, Donna Hartman, Mooniene Ogee
3 no votes

The motion to approve GR20-061 carried.

Mrs. Briggs concluded her report.

(C) HUMAN RESOURCES COMMITTEE REPORT by Chairman Steve Woods

General Resolution Number 20-062, Approval of Application for Funding Family Violence Prevention and Services

This resolution authorizes and approves the Chickasaw Nation's application for the Family Violence Prevention Services Program funding through the Office of Community Services, Administration for Children and Families, U.S. Department of Health and Human Services.

A motion was made by Mr. Woods to approve GR20-062. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve GR20-062 carried unanimously.

General Resolution Number 20-067, Gubernatorial Appointment to the Chickasaw Nation Election Commission, Mark Riesen

This resolution approves Governor Bill Anoatubby's appointment of Mark Riesen to the Chickasaw Nation Election Commission caused by the resignation of Ms. Karen West.

A motion was made by Mrs. Green to approve GR20-067. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve GR20-067 carried unanimously.

Mr. Woods concluded his report.

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

**General Resolution Number 20-063, Roadway Right-Of-Way in Johnston County
(Adjoins Tishomingo Clinic)**

This resolution approves a road widening project by the Chickasaw Nation Roads Program in Johnston County, Oklahoma. This access road adjoins Tishomingo Clinic.

A motion was made by Dr. Goforth Parker to approve GR20-063. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve GR20-063 carried unanimously.

General Resolution Number 20-064, Business Lease No. G09-1429 in Pittsburg County

The Bureau of Indian Affairs is proposing a Business Lease No. G09-1429 on property owned by the Chickasaw and Choctaw Nations in Pittsburg County, Oklahoma, containing 20 acres in favor of Lake Eufaula Rod & Gun Club. The proposed lease will cover a term of 5 years beginning February 1, 2002 and ending on January 31, 2007, with a per annum payment of \$150.00, of which \$37.50 shall be paid to the Chickasaw Nation.

A motion was made by Dr. Goforth Parker to approve GR20-064. The motion was seconded by Mrs. Briggs.

Members voting yes:

Beth Alexander, Linda Briggs, Melvin Burris,

Scott Colbert, Mary Jo Green, Donna Hartman,
Dean McManus, Mooniene Ogee, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
11 yes votes

Member voting no:

Tim Colbert
1 no vote

The motion to approve GR20-064 carried.

General Resolution Number 20-065, Authorization for Acquisition of Property in Garvin County (Adjoining Bedré Property to the East)

This resolution approves the Chickasaw Nation's request to acquire a tract of land in Garvin County, Oklahoma, containing 5 acres which includes a 1,800 square foot building. Said property shall be placed U.S.A. in Trust for the Chickasaw Nation after acquisition.

A motion was made by Dr. Goforth Parker to approve GR20-065. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve GR20-065 carried unanimously.

General Resolution Number 20-066, Utility Right-of-Way in Bryan County, Repeals General Resolution 20-054

This resolution authorizes and approves the right-of-way to Western Farmer's Electric Co-op, Anadarko, Oklahoma, for constructing and maintaining an electrical service line across property owned by the Chickasaw and Choctaw Nations in Bryan County, Oklahoma, and repeals GR20-054. The total compensation to be paid is \$5,500.00 of which \$1,375.00 shall be paid to the Chickasaw Nation for said right-of-way.

A motion was made by Dr. Goforth Parker to approve GR20-066. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve GR20-066 carried unanimously.

Dr. Goforth Parker concluded her report.

(E) EDUCATION COMMITTEE REPORT by Chairman Mooniene Ogee

Mrs. Ogee reported the committee was discussing new scholarships for students.

(F) HEALTH CARE COMMITTEE REPORT by Chairman Mary Jo Green

Mrs. Green reported Hospital Administrator Mr. Bill Lance will give a Power Point presentation at the next committee meeting.

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

Mrs. McManus reported the committee members will be touring the sites where historical markers will be placed. The first tour is scheduled for June 30.

(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

No report.

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

Permanent Resolution Number 20-011, Amendments to Title 2, Chapter 7, Article A of the Chickasaw Nation Code (Chickasaw Nation Ethics Commission)

The Chickasaw Tribal Legislature created the Chickasaw Nation Ethics Commission through the passage of PR19-014 in March, 2002. The Resolution authorizes appeals from decisions of the Ethics Commission to be made in the Courts of the Chickasaw Nation. This resolution defines how such appeals are to be made. The Supreme Court assisted in the drafting of this resolution.

A motion was made by Mrs. Briggs to approve PR20-011. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-011 carried unanimously.

Permanent Resolution Number 20-012, Amendments to Title 5, Chapter 1, Articles A, D and E, and Chapter 2, Article B of the Chickasaw Nation Code, (Courts and Procedures)

This resolution provides amendments to several Chapters, Articles and Sections of Title 5 of the Chickasaw Nation Code. The amendments reflect position titles provided by Amendment V to the Constitution. The Supreme Court participated in the drafting of this resolution.

A motion was made by Mr. Woods to approve PR20-012. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-012 carried unanimously.

Permanent Resolution Number 20-013, Amendments to Title 1, Chapter 1, Section 1-102 of the Chickasaw Nation Code (Definitions)

This resolution corrects definitions listed in Title 1, Chapter 1, Section 1-102 of the Chickasaw Nation to reflect terms as they are currently used and also amends formatting of those definitions.

A motion was made by Dr. Goforth Parker to approve PR20-013. 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, Mooniene Ogee, Judy Goforth Parker,
Steve Woods, Wanda Blackwood Scott
11 yes votes

The motion to approve PR20-013 carried unanimously.

(Mrs. McManus was not present for the vote.)

Permanent Resolution Number 20-014, Title 6, Chapter 3, Article H of the Chickasaw Nation Code (Guardianships and Conservatorships; Children and Incompetents)

This resolution adopts a code pertaining to the authority of Chickasaw Nation Courts to assign guardians and conservators for minor children and incompetents. The Supreme Court assisted in the writing of this resolution.

A motion was made by Mrs. Briggs to approve PR20-014. The motion was seconded by Mr. Woods

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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-014 carried unanimously.

Permanent Resolution Number 20-015, Amendment to Title 2, Chapter 10, Article J, Section 2-1091.6 of the Chickasaw Nation Code (Chickasaw Historical Society)

Section 2-1091.6 regards the Board of Directors of the Chickasaw Historical Society and names certain *ex officio* members. This resolution amends the term “Presiding Judge” to read “Chief Justice” to correctly reflect the title given in Amendment V to the Constitution. The Supreme Court participated in the drafting of this resolution.

A motion was made by Mrs. Briggs to approve PR20-015. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-015 carried unanimously.

Permanent Resolution Number 20-016. Amendments to Title 16, Chapter 6 of the Chickasaw Nation Code (Impeachment)

This resolution provides amendments to Sections 16-208 and 16-210 so that they accurately reflect position titles provided by Amendment V. This resolution also corrects formatting errors. The Supreme Court participated in the preparation of this resolution.

A motion was made by Mrs. Briggs to approve PR20-016. 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, Steve Woods, Wanda Blackwood Scott

12 yes votes

The motion to approve PR20-016 carried unanimously.

Permanent Resolution Number 20-017, Amendments to Title 5, Chapter 1, Article A of the Chickasaw Nation Cod (rules of Professional Conduct; Canons of Judicial Ethics)

This resolution charges the Chickasaw Nation Supreme Court with the responsibility of promulgating rules of professional conduct for attorneys practicing law before the courts of the Chickasaw Nation and canons of judicial ethics for Judges and Justices of the Chickasaw Nation, and any other personnel of the Judicial Department as designated by the Supreme Court, to be codified as appendixes to Title 5, Chapter 1, Article 1 of the Chickasaw Nation Code. Further, this resolution charges the Chickasaw Nation Supreme Court with the responsibility to promulgate such rules and canons and present them to the Legislature for codification within ninety (90) days of the passage of this resolution. The Supreme Court participated in the preparation of this resolution.

A motion was made by Mrs. Briggs to approve PR20-017.

Mr. Scott Colbert recommended to amend page 39, 5. to add "C1" and add "subsection (a) through (e)." The sentence will read, "A judge disqualified by the terms of Paragraph C.1 above, except in the circumstances specifically set out in Subparagraphs a through e,..."

A motion was made by Mrs. Briggs to approve PR20-017 as amended. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-017, as amended, carried unanimously.

Permanent Resolution Number 20-018, Title 5, Chapter 2, Articles H through O of the Chickasaw Nation Code (Chickasaw Nation Civil Code)

This resolution provides civil code provisions needed by the judicial system. The Supreme Court participated in the preparation of this resolution.

Mrs. Briggs noted on page one of the resolution the word "expended" should be corrected to "extended."

A motion was made by Mrs. Briggs to approve PR20-018 as corrected. 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, Steve Woods, Wanda Blackwood Scott
12 yes votes

The motion to approve PR20-018, as corrected, carried unanimously.

Mr. Scott Colbert concluded his report.

AGENDA ITEM #8 NEW BUSINESS (Comments from Citizens)

Chairperson Scott asked the members of the Chickasaw Supreme Court to introduce themselves. Present were, Supreme Court Justice Cheri Bellefeuille Eldred, Court Advocate Aaron Duck, and Court Clerk Jade Eason.

Mrs. Ogee stated a historical marker is to be erected at Pikey's Crossing. She asked the Legislature for a commending letter to the Oklahoma State Legislature for their decision in naming the crossing Pikey's Crossing instead of Shrock's Farry Crossing.

Mr. Jim Humes presented a resolution from the Oklahoma Metro Chickasaw Community Council requesting the Legislature to schedule a three month trial period for the Legislature to hold their monthly session on a Saturday, at 10:00 a.m., to determine if there was increased participation by the members of the Chickasaw Nation and other interested observers. Mr. Humes also noted there is a racist group by the name of One Nation that is attacking Indians. They receive their information from former Senator Slate Gordon, who tried to remove sovereignty from the tribes, and a website that belongs to a group called Citizens Equal Rights Alliance. He urged the Legislature to take action against One Nation.

AGENDA ITEM #9 ADJOURNMENT

The Chickasaw Tribal Legislature adjourned at 10:08 a.m.

Respectfully submitted,

Dean McManus, Secretary
Chickasaw Tribal Legislature

Prepared by,

Doretta Sellers, Recording Secretary
Chickasaw Tribal Legislature