

**CHICKASAW TRIBAL LEGISLATURE
REGULAR SESSION
David Stout Building
Ada, Oklahoma
November 19, 2004**

AGENDA ITEM #1 CALL MEETING TO ORDER

Chairperson Linda Briggs called the meeting to order at 9:00 a.m.

AGENDA ITEM #2 ROLL CALL

Members present: Beth Alexander
Linda Briggs
Melvin Burr is
Scott Colbert
Tim Colbert
Holly Easterling
Mary Jo Green
Donna Hartman
Dean McManus
Judy Goforth Parker
Wanda Blackwood Scott
Wilson Seawright
Steve Woods

Staff present: Doretta Sellers, Recording Secretary
Harold Stick, Sergeant-At-Arms
Robert Cheadle, Legislative Counsel

Guests present: James A. Humes, Melvin Stoner, Kathleen Stoner, Pat Whaley,
Traile G. Glory, Wilma Watson, Mike Watson, Sue Simmons,
Juanita Tate, Ron Frazier, Paul Yates, Tony Choate, D. Brown, L.
John, N. Jeannie D. Coplin

AGENDA ITEM #3 INVOCATION

Invocation was given by Mary Jo Green.

**AGENDA ITEM #4 READING OF MINUTES - October 15, 2004
September 17, 2004
September 2, 2004
August 20, 2004**

Mr. Seawright corrected the spelling of a guest s name in the minutes of September 17, 2004. Mrs. Alexander noted a correction in the terminology of the vote record on page seven in the August 20, 2004 minutes.

A motion was made by Mrs. Alexander to approve the October 15, 2004 minutes; September 17, 2004 minutes as amended, September 2, 2004 minutes; and the August 20, 2004 minutes as amended. The motion was seconded by Dr. Goforth Parker.

Members voting yes:

Beth Alexander, Melvin Burris, Holly Easterling,
Mary Jo Green, Donna Hartman, Dean McManus,
Judy Goforth Parker, Wilson Seawright,
Steve Woods, Linda Briggs
10 yes votes

Members voting no:

Scott Colbert, Tim Colbert, Wanda Blackwood Scott
3 no votes

The motion carried.

AGENDA ITEM #5: UNFINISHED BUSINESS

There was no unfinished business.

AGENDA ITEM #6: REPORTS OF COMMITTEES

(A) LEGISLATIVE COMMITTEE REPORT by Chairman Steve Woods

General Resolution Number 22-008, Authorization to Enter into Chickasaw Nation and State of Oklahoma Gaming Compact

This resolution authorizes the Governor of the Chickasaw Nation to begin the process and enter a compact with the state government to allow the Chickasaw Nation to conduct certain gaming activities as are allowed under the new state constitutional amendment ratified by the state s voters in State Question 712.

A motion was made by Mr. Woods to approve GR22-008. Ms. Wanda Blackwood Scott seconded the motion.

Mr. Seawright offered an amendment which would allow the Legislature to review the final compact before the Governor entered into negotiations with the State. The amendment included adding the wording following the approval of final compact by the Legislature after Chickasaw Nation.

A motion was made by Mr. Seawright to approve the amendment. Mrs. Hartman seconded the motion.

Members voting yes:

Beth Alexander, Tim Colbert,
Donna Hartman, Wilson Seawright
4 yes votes

Members voting no:

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

The motion to amend failed.

A roll call vote was taken on GR22-008.

Members voting yes:

Melvin Burris, Scott Colbert, Tim Colbert,
Holly Easterling, Mary Jo green, Dean McManus,
Judy Goforth Parker, Wanda Blackwood Scott,
Steve Woods, Linda Briggs
10 yes votes

Members voting no:

Beth Alexander, Donna Hartman, Wilson Seawright
3 yes votes

The motion to approve GR22-008 carried.

Mr. Woods concluded his report.

(B) FINANCE COMMITTEE REPORT by Chairman Scott Colbert

**General Resolution Number 22-009, Assurances for the Indian Community
Development Block Grant Program U.S. Department of Housing and Urban
Development Southern Plains Office of Native American Programs**

This resolution approves the Chickasaw Nation s application for an Indian Community Development Block Grant for a community facility funded by the U.S. Department of Housing and Urban Development, for the establishment of a Community Center Phase I to be located in Ada, Pontotoc County, Oklahoma. Further, it provides assurances required by the funding agency.

**A motion was made by Mrs. Green to approve GR22-009. The motion was
seconded by Ms. Wanda Blackwood Scott.**

Members voting yes:

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

The motion to approve GR22-009 carried unanimously.

Mr. Scott Colbert concluded his report.

(C) HUMAN RESOURCES COMMITTEE REPORT by Chairman Dean McManus

General Resolution Number 22-006, Application for Membership, National Congress of American Indians

This resolution approves the Chickasaw Nation's application for membership in the National Congress of American Indians. This is the same application which is submitted to the Legislature for approval each year, and is drafted in accordance with the specifications and requirements of the NCAI. The NCAI has been instrumental in supporting issues of importance to Native Americans. As an independent group, NCAI is representative of the largest concentration of Native Americans, and is often called upon by Congress to provide information and testimony on important Indian subjects. The Chickasaw Nation has been a member in good standing in the NCAI since the early 1980's. This resolution names the representatives of the Chickasaw Nation to NCAI.

A motion was made by Mrs. McManus to approve GR22-006. The motion was seconded by Dr. Goforth Parker

Members voting yes:

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

The motion to approve GR22-006 carried unanimously.

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

General Resolution Number 22 - 003, Authorization for Acquisition and Lease of Real Property in Pontotoc County

This resolution approves the Chickasaw Nation's request to acquire real property, in Ada, Pontotoc County, Oklahoma, containing 3.367 acres, more or less. The Governor is authorized to request the Bureau of Indian Affairs to place the property U.S.A. in Trust for the Chickasaw Nation after acquisition, if such action is advantageous.

Dr. Goforth Parker explained the committee received additional information regarding GR22-003, and was not in support of it.

GR22-003 failed for lack of a motion.

General Resolution Number 22-004, Authorization for Acquisition of Real Property in Murray County

This resolution approves the Chickasaw Nation's request to acquire real property, in Sulphur, Murray County, Oklahoma. The Governor is authorized to request the Bureau of Indian Affairs to place the property U.S.A. in Trust for the Chickasaw Nation after acquisition, if such action is advantageous.

A motion was made by Dr. Goforth Parker to approve GR22-004. The motion was seconded by Mrs. Green.

Mr. Seawright noted he would not support this resolution because no asking or appraisal price was submitted. Chairperson Briggs noted that in the future the asking price may be given. Mrs. Alexander reiterated Mr. Seawright's comments and noted she would not support the resolution.

A roll call vote was taken on GR22-004.

Members voting yes:

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

Members voting no:

Beth Alexander, Donna Hartman, Wilson Seawright
3 no votes

The motion to approve GR22-004 carried.

**General Resolution Number 22-005, Utility Right-of-Way in Garvin County
(Electric Services to Pauls Valley Senior Site)**

This resolution approves a ten foot (10') Right-of-Way utility easement to Oklahoma Gas & Electric (OG&E) to construct and maintain an underground electric line across property owned by the Chickasaw Nation, described as a strip of land located in Garvin County, Oklahoma. Compensation for this Right-of-Way is waived for providing electric services to the Pauls Valley Senior Site.

Dr. Goforth Parker noted an amendment to add the word "feet" after "792.09".

A motion was made by Dr. Goforth Parker to approve GR22-005 as amended. The motion was seconded by Mrs. Alexander.

Members voting yes:

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

The motion to approve GR22-005, as amended, carried unanimously.

Mr. Tim Colbert requested a listing of properties purchased along with the market value and appraisal price.

Dr. Goforth Parker concluded her report.

(E) EDUCATION COMMITTEE REPORT by Chairman Wanda Blackwood Scott

No report.

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

No report.

(G) HISTORICAL AND CULTURAL COMMITTEE REPORT by Chairman Scott Colbert

No report.

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

Ms. Wanda Blackwood Scott invited everyone to view the capitol building and concluded her report.

(I) COURT DEVELOPMENT AD HOC COMMITTEE REPORT by Chairman Tim Colbert

General Resolution Number 22-007, Resolution in Support of Interagency Cooperative Agreements for the Lighthouse Police Department to Promote Goals of Law Enforcement

It is anticipated that these Interagency Cooperative Agreements will be negotiated and entered into with potentially all tribal, federal, state and local law enforcement agencies within our thirteen county area and the BIA. This would include county, city and highway patrol along with the BIA. These cooperative agreements will enable the law enforcement officers of each entity to establish guidelines to work together cooperatively, establish procedures to cross deputize or cross commission the officers of each to the other, and also provide guidelines for purposes of mutual aid.

A motion was made by Mr. Tim Colbert to approve GR22-007. The motion was seconded by Mr. Seawright

Members voting yes:

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

The motion to approve GR22-007 carried unanimously.

Permanent Resolution Number 22-001, Amendments to Title 5, Chapter 2, Article L, Section 5-212.15 of the Chickasaw Nation Code (Fees and Mileage for Jurors)

Section 5-212.15 of the Chickasaw Nation Code establishes the amount of fees and mileage paid to jurors in civil cases in the Chickasaw Nation courts. This resolution amends the section to include jurors in criminal cases to be paid a like amount.

A motion was made by Mr. Tim Colbert to approve PR22-001. The motion was seconded by Dr. Goforth Parker

Members voting yes:

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

The motion to approve PR22-001 carried unanimously.

Permanent Resolution Number 22-002, Amendment to Title 5, Chapter 1, Article A, Section 5-101.5 of the Chickasaw Nation Code (Court Administrative Provisions)

The Chickasaw Tribal Legislature has previously enacted an oath of allegiance for members of the Chickasaw Bar Association in conjunction with the Supreme Court. This resolution changes the format of the section of the Chickasaw Nation Code that provides such oath but does not make any amendments to the language.

A motion was made by Mr. Tim Colbert to approve PR22-002. The motion was seconded by Mrs. Green.

Members voting yes:

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

The motion to approve PR22-002 carried unanimously.

Permanent Resolution Number 22-003, Amendments to Title 2, Chapter 5 Article G of the Chickasaw Nation Code (Right to Work Act)

Employees of the Chickasaw Nation should be guaranteed the right to work without the requirement that they pay dues or have membership in any society, union or other entity. This Act makes any contract requiring membership or payment of dues to be null and void and creates a civil fine mechanism and judicial application available to address violations of the Act.

A motion was made by Mr. Seawright to approve PR22-003. The motion was seconded by Mrs. Alexander.

Members voting yes:

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

The motion to approve PR22-003 carried unanimously.

Permanent Resolution Number 22-004, Amendments to Title5, Chapter 2, Article N of the Chickasaw Nation Code (Contempts of Court)

This resolution amends Title 5 of the Chickasaw Nation Code so that the courts of the Chickasaw Nation may hold persons in contempt of court in certain situations.

A motion was made by Mr. Tim Colbert to approve PR22-004. The motion was seconded by Mrs. Alexander.

Members voting yes:

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

The motion to approve PR22-004 carried unanimously.

Mr. Tim Colbert concluded his report.

AGENDA ITEM #7 NEW BUSINESS (Comments from Citizens)

Comments were made by Mr. James Humes, Ms. Kathleen Stoner, Mr. Mike Watson, Ms. Juanita Tate, and Mrs. Hartman.

AGENDA ITEM #8 ADJOURNMENT

The Legislative Session adjourned at 10:10 a.m.

Respectfully Submitted,

Prepared by:

Judy Goforth Parker, Secretary
Chickasaw Tribal Legislature

Doretta Sellers, Recording Secretary
Chickasaw Tribal Legislature