

Cherokee Nation Code Annotated

Title 18: Corporations

Chapter 2: Cherokee Nation Limited Liability Company Act

Article 11: Government-Owned Limited Liability Companies

§ 266. Sovereign immunity of Cherokee Nation wholly-owned limited liability companies

Cite as: 18 CNCA § 266

A. All limited liability companies which are wholly-owned by Cherokee Nation, or any agency or subdivision thereof, or any entity which is wholly-owned by Cherokee Nation or any agency or subdivision thereof, formed pursuant to this act are hereby expressly cloaked with the mantle of sovereign immunity of Cherokee Nation to the fullest extent allowed under applicable law.

B. Except as prohibited in the operating agreement, any waiver of sovereign immunity by a limited liability company wholly-owned by Cherokee Nation, or any agency or subdivision thereof, or any entity which is wholly-owned by Cherokee Nation or any agency or subdivision thereof, must be effected by resolution of the Council and approved by the Principal Chief. Said resolution shall state the time the waiver is to be in effect, and such effective time shall run past any change in the elected Council.

Historical Data

LA 32-04, eff. July 16, 2004.