

Cherokee Nation Code Annotated

Title 19: Council

Chapter 4: Officers and Meetings

§ 37.5. Executive Session

Cite as: 19 CNCA § 37.5

A. The Tribal Council and its Committees shall be able to go into Executive Session for the following reasons:

1. When discussion shall concern employment, retention or discharge of personnel;
2. When the question or the moral turpitude of any citizen of Cherokee Nation is discussed;
or
3. When the decorum of the audience shall prejudice orderly administration of business.

B. Prior to going into Executive Session the specific reason and justification must be stated and made a part of the minutes of the meeting.

C. No subject other than the items specifically stated may be discussed in Executive Session.

D. Upon entering into Executive Session, no vote shall be taken nor any course of action be agreed upon by the Council.

E. All Executive Sessions shall be recorded. Upon leaving Executive Session, the tape shall be sealed and kept in a secure location by the Council staff. The recording shall not be made available to any party unless ordered by the Court of law with appropriate jurisdiction.

F. Nothing in this act shall prevent Councilors from privately meeting to obtain proprietary or sensitive information, provided that a quorum is not established at such meetings.

Historical Data

LA 38-04, eff. September 16, 2004.