

Cherokee Nation Code Annotated

Title 19: Council

Chapter 6: Subpoena and Investigations

§ 56. Mandatory compliance

Cite as: 19 CNCA § 56

A. In case of disobedience to any subpoena issued and served under this section or to Cherokee Nation Tribal Council requirement for information, or of the refusal of any person to testify to any matter regarding which he may be interrogated lawfully in a proceeding before the Tribal Council, the Tribal Council or its designated representative may apply to the District Court or to any Judge thereof for an order to compel compliance with the subpoena or the furnishing of information or the giving of testimony. Forthwith the Court or the Judge shall cite the respondent to appear and shall hear the matter as expeditiously as possible.

B. If the disobedience or refusal is found to be unlawful, the Court, or the Judge, shall enter an order requiring compliance. Disobedience of such an order shall be punished as contempt of court in the some manner and by the same procedure as is provided for like conduct committed in the course of judicial proceedings.

C. The Tribal Council shall have the authority to freeze the funding authorities of any department or agency within Cherokee Nation whose directors, employees, appointed or elected officials fail to comply with any subpoena issued and served under this section or fail to furnish information or refuse to testify to Cherokee Nation Tribal Council as required herein.

Historical Data

LA 18–00, eff. June 12, 2000.