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FEB 25 2010  
CLERK OF THE CONGRESS

OSAGE NATION CONGRESS

27<sup>th</sup> Special Session of the 1<sup>st</sup> Congress

BILL NUMBER ONCA 10-28

AS INTRODUCED

February 26, 2010

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FEB 25 2010

LEGISLATIVE SERVICES  
OSAGE NATION CONGRESS



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SPONSOR: Eddy Red Eagle, Jr.

SPONSOR SIGNATURE: 

**An Act**

To amend the Osage Nation Election Code, ONCA 08-27, by adding Chapter 13 and Section 13.1 on Minerals Council Elections; and to establish an alternate effective date.

*Be it enacted by the Congress of the Osage Nation:*

**SECTION 1. ADDING CHAPTER 13 AND SECTION 13.1**

Page 34, Line 1213: Insert the following chapter and section into ONCA 08-27, the Osage Nation Election Code:

**“CHAPTER 13 - OSAGE MINERALS COUNCIL**

**SECTION 13.1. MINERALS COUNCIL ELECTIONS**

- A. Purpose - Section 2, Article XIII requires the Osage Nation Congress to “enact an election Code governing all necessary election procedures.” The Constitution also stipulates that “the Osage Minerals Council is recognized as an independent agency within the Osage Nation” and that the Council may “promulgate its own rules and regulations as long as such rules and regulations are not inconsistent with the laws neither of the Osage Nation nor with the rules and regulations established by the United States Congress in the 1906 Allotment Act.”
- B. Understanding both requirements, the Osage Nation Congress hereby delegates the promulgation and adoption of rules and regulations governing Minerals Council elections to the Minerals Council subject to the requirements set out in subsection (C) of this section.
- C. Minerals Council election rules and regulations shall:
  - 1. Ensure a fair and open election:

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2. Contain prohibitions against electioneering and fraud;
3. Provide for a separate committee, group, or entity to oversee the election;
4. Be consistent with the Osage Constitution and laws of the Osage Nation; and
5. Be adopted by Minerals Council resolution.

**SECTION 2. DECLARATION OF ALTERNATE EFFECTIVE DATE**

This bill is effective upon signature of the Principal Chief or upon signature of the Speaker of the Osage Nation Congress following legislative override.