



NCA 11-204

CLASSIFICATION: #36. TAXATION AND REVENUE

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 36 §7-501 D, ENTITLED "Use of tax revenue" TO AMEND THE PERCENTAGE OF EXCISE TAXES FROM LIQUOR AND BEER SALES TO THE NATION TO INCLUDE ONE PERCENT (1%) TOWARDS A FUTURE WOMEN'S DOMESTIC VIOLENCE CENTER

Be it Enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. NEW LAW. The following new Law is hereby enacted:

Section 1-101. Findings. The National Council finds that:

A. The Muscogee (Creek) Nation has taken a strong stand to promote the protection and safety of all victims of domestic violence which includes enacting laws that makes domestic violence a crime and designating certain days that recognize Awareness and Survivors of Domestic Violence.

B. A Women's Domestic Violence Center can provide further support, peer counseling, safe emergency housing, information and services to Muscogee women or mothers of Muscogee children who need support.

C. A Women's Domestic Violence Center needs to be established within the Muscogee (Creek) Nation boundaries so that services can be provided to our Muscogee Women and Children to help them heal from the violence, pain, and trauma they have endured.

D. The Muscogee (Creek) Nation Women's Domestic Violence Center can be established by designating one percent (1%) of the excise taxes from liquor and beer sales distributed to the Nation towards a future center.

SECTION TWO. AMENDMENT. This amendment shall be codified in Title 36, Chapter 7, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Codification Committee is hereby authorized: (1) to approve any changes related to the manner in which sections,

articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:


SECTION THREE. AMENDMENT. MCNCA Title 36, §7-501. Excise tax imposed upon distribution of liquor and/or beer and use of such tax. D. is hereby amended to read as follows:

D. Use of tax revenue. Of the six percent (6%) excise tax imposed and levied hereunder, one percent (1%) shall be **deposited in a fund account established by the Controller to be** earmarked for expenditure on the establishment and maintenance of drug and alcohol prevention and treatment programs within the jurisdictional boundaries of the Muscogee (Creek) Nation, **one percent (1%) shall be deposited in a fund account established by the Controller to be earmarked for expenditure on a future Emergency Shelter for women;** one percent (1%) shall be deposited in the Nation's Capital Improvements Fund Account; and the remaining **three** ~~four~~ percent (**43**%) shall be transferred to the Muscogee (Creek) Nation Controller for deposit in to the General Fund and shall be available for appropriation by the National Council for essential government functions and/or services.

SECTION FOUR. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this **17th** day of **December** **2011.**


IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Roger Barnett, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION


I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of twenty-six members with **Twenty-five** members attending this meeting on the **17th day of December, 2011** and that the above is in conformity with the provisions therein adopted by a vote of **20** in favor, **4** against, **0** abstention, and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.



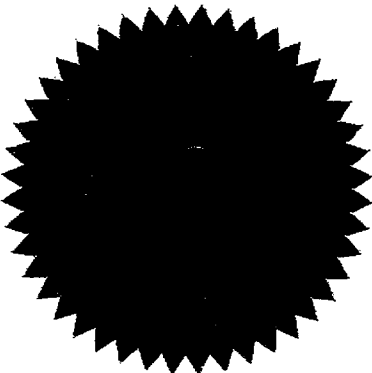
Terry A. Fish, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature this ~~4th~~ **4th** day of ~~January~~ **January**, 2012, to the above Law, **NCA 11-204** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



George Tiger, Principal Chief
Muscogee (Creek) Nation





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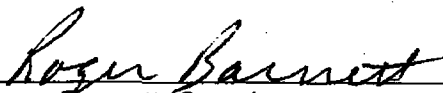
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SECTION FOUR. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this 17th day of December 2011.

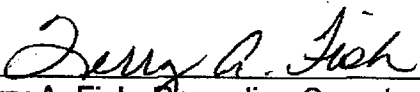
IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Roger Barnett, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

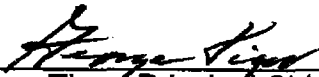
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Terry A. Fish, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature this **4th** day of **January**, 2012, to the above Law, **NCA 11-204** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



George Tiger, Principal Chief
Muscogee (Creek) Nation

