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OSAGE NATION CONGRESS

2d Session of the 1st Congress

BILL NUMBER ONCA 07-28

ENROLLED

April 9, 2007

SPONSOR: Congresswoman Littleton

An Act

To amend the Osage Criminal Code; declare an emergency, and establish an effective date.

Be it enacted by the Congress of the Osage Nation:

SECTION 1. AMENDING SECTION 540 OF THE OSAGE CRIMINAL CODE

Subsection (b) of Section 540, entitled Dangerous Drug Offense, of the Osage Criminal Code shall be amended to read:

“Controlled or counterfeit substances shall consist of the substances listed in 21 U.S.C. 812 ~~as amended~~ **as it existed on March 15, 2007** and ~~to~~ **shall** include addition of a drug product containing more than nine (9) grams of ephedrine, pseudo-ephedrine or phenylpropanolamine or their salts, isomers, or salts of isomers to Schedule V, and any other chemical substance, natural or artificial, defined as a controlled or dangerous substance, the possession, sale, distribution or use of which is prohibited by Federal law, except peyote. It shall not be unlawful for any registered members of the Native American Church to transport, buy, sell, possess, or use peyote in any form in connection with recognized bona fide practices, sacraments, or services of the Native American Church consistent with the American Indian Religious Freedom Act and its amendments.”

SECTION 2. PRIOR AMENDMENTS SUPERCEDED

Any prior amendments to Section 540 of the Osage Criminal Code are hereby superseded by this Act.

SECTION 3. DECLARATION OF EMERGENCY AND EFFECTIVE DATE

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

47 ENACTED by the Osage Nation Congress on this 10TH day of March, 2007.

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50 IN WITNESS WHEREOF, the Speaker of the Osage Nation Congress has
51 hereto attached his signature.

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CERTIFICATION

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I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING IS A TRUE EXTRACT
61 FROM THE MINUTES OF THE Osage Nation Congress comprised of twelve
62 members and one ex-officio member with 13 members attending this meeting on
63 the 10TH day of March, 2007, and that the above is in conformity with the
64 provisions therein adopted by a vote of 12 in favor, 0 against, and 0 absent.

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Faren Revard Anderson yes

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Jerri Jean Branstetter yes

68

Shannon Edwards yes

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Mark Freeman yes

70

Debra Littleton yes

71

Archie Mason yes

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Raymond Red Corn yes

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Eddy Red Eagle, Jr. yes

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Doug Revard yes

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Anthony Shackelford yes

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Mark Simms yes

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William Supernaw yes

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Said Bill has not been rescinded or amended in any way and the above is the signature of
80 the Speaker of the Osage Nation Congress.

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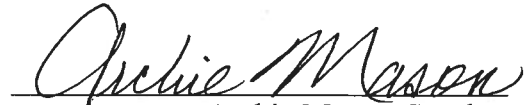
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Archie Mason, Speaker
Osage Nation Congress

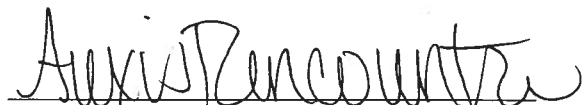


Alexis Rencountre, Clerk
Osage Nation Congress

EFFECTIVE DATE CERTIFICATION

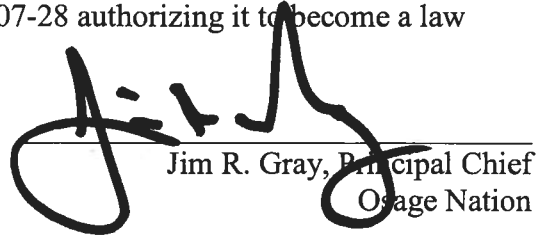
I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING EFFECTIVE DATE was approved by a two-thirds vote of the Osage Nation Congress in accordance with the Constitution of the Osage Nation Article VI, Section 13. This provision was adopted by a vote of 12 in favor, 0 against, and 0 absent.

- 100 Faren Revard Anderson yes
- 101 Jerri Jean Branstetter yes
- 102 Shannon Edwards yes
- 103 Mark Freeman yes
- 104 Debra Littleton yes
- 105 Archie Mason yes
- 106 Raymond Red Corn yes
- 107 Eddy Red Eagle, Jr. yes
- 108 Doug Revard yes
- 109 Anthony Shackelford yes
- 110 Mark Simms yes
- 111 William Supernaw yes


 Alexis Rencountre, Clerk
 Osage Nation Congress

APPROVAL

I, the Principal Chief of the Osage Nation, hereby affix my signature this 13th day of April, 2007, to the above Bill No. ONCA 07-28 authorizing it to become a law under the Constitution of the Osage Nation.


 Jim R. Gray, Principal Chief
 Osage Nation

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