

Cherokee Nation Code Annotated

Title 51: Officers and Employees

Chapter 9: Impeachment Procedures for Elected and Appointed Officials

§ 604. Grounds for impeachment

Cite as: 51 CNCA § 604

A. Officials shall be liable and subject to impeachment for willful neglect of duty, corruption in office, habitual drunkenness, incompetency or any conviction of a felony, or a crime under the laws of Cherokee Nation that if committed in some other jurisdiction would be a felony, or a misdemeanor involving moral turpitude or offenses against Cherokee Nation committed while in office.

B. **"Willful neglect"** within the meaning of this act shall include the filing of frivolous allegations of impeachment under 51 CNCA § 605. The filing of allegations of impeachment that fails to achieve approval of at least a simple majority of the Council or to any committee or subcommittee to which the impeachment allegations are assigned, pursuant to 51 CNCA § 605, shall create the rebuttable presumption that such allegations were frivolous.

Historical Data

LA 10-02, eff. March 15, 2002. Amended LA 05-12, eff. February 28, 2012.