

PROPOSED CONSTITUTIONAL AMENDMENT

**ONCR 23-07.**

- A. **Proposed Amendment:** Shall the Constitution of the Osage Nation be amended to allow Executive appointees to be confirmed or rejected during a special session of the Osage Nation Congress?
- B. **Proposed Changes to the Constitution:** If approved, Article VII, Section 15 of the Constitution of the Osage Nation shall be amended to read as follows (new language appears in bold italics, removed language appears as stricken):

**Article VII, Section 15. Appointments**

The Principal Chief may appoint executive staff, in accordance with the budget approved by the Congress. The Principal Chief shall also appoint, subject to advice and consent by the Osage Nation Congress, the members of each board, commission or other instrumentality in the executive branch whose election or appointment is not provided by this constitution or by law. All appointees shall serve at the pleasure of the Principal Chief and shall be exempt employees, not subject to the Merit System established at Article VI, Section 22.

Should the legislature be in regular session, the Principal Chief shall submit for confirmation the name of an appointee within forty-eight (48) hours after the appointment is made. Failure of the Osage Nation Congress to confirm the appointment, prior to the end of the session, shall constitute rejection.

If the legislature is not in regular session, the Principal Chief may make interim appointments, which ***may be confirmed or rejected in a special session. Interim appointments that are not confirmed or rejected in a special session*** shall expire at the end of the next regular session unless submitted to and confirmed by the Osage Nation Congress during that session.

A person not confirmed by the Osage Nation Congress shall not be appointed to the same office during any recess of the legislature.

- C. **Purpose:** The purpose of this constitutional amendment is to allow executive branch interim appointees to be confirmed or rejected during a special session of the Congress. As the Constitution reads now, interim appointees can only be confirmed or rejected during a regular session of Congress.