

FINAL RECORD OF CONCLUSION
KAHNAWÀ:KE LEGISLATIVE COMMISSION
6, Kenténha/October 2022
 Microsoft Teams Meeting
1:30 pm – 3:00 pm

MEETING TYPE:	KLCC Regular
CHAIRPERSON:	Leslie Skye
NOTETAKERS:	Leslie Skye and Chris Bush-Diabo
ATTENDEES:	Ietsénhaienhs Tonya Perron, Joe Delaronde, Kevin Fleischer, Suzanne Jackson & Lisa Phillips
ABSENT:	Winona Polson-Lahache (vacation), Ietsénhaienhs Jessica Lazare (regrets), Lynda Delisle (regrets)
ITEM	DESCRIPTION
1. Administrative DECISION/UPDATE	<p>a) Approval ROC: 09/01/2022 – Approved: Joe Delaronde & Seconded: Leslie Skye b) KLCC Executive Assistant 4th Posting – No deadline. Open until the position filled. c) KLCC Lawyer & FAO Package – Requesting approval from FAO for position & to secure financial resources. Confirm with HR for a PSA or Indeterminate position and seek approval of job description from HR. ACTION: Leslie will keep KLCC informed.</p>
2. Deferred Agenda Items as at 9.1.2022 KLCC Regular Meeting	<p><i>Update from Oct. 4th Council Strategic Discussion: Leslie & Tonya</i></p> <p>a) Regulations Process for Regulatory Boards and Commissions</p> <ul style="list-style-type: none"> -There are two regulatory boards and a commission that have the authority through their enabling Kahnawà:ke Laws (Alcoholic Beverages Law, Gaming Law, and the Cannabis Control Law) to enact regulations without having to go to the Council of Chiefs to enact their regulations with an MCED. -They also do not have to publicly post their regulations for any community feedback. -The CDMP for Regulations only requires community consultation if they affect public policy. -There is no Public Policy definition. <p>DECISION: <i>The Council of Chiefs agreed that as the governing body, they will define Public Policy.</i></p> <p>DECISION: <i>The Alcoholic Beverages Control Board, Gaming Commission and the Cannabis Control Board now must post their regulations for community feedback and go to the Council of Chiefs for an MCED to enact all regulations.</i></p> <p>DECISION: <i>KLCC agreed that more Council Strategic Discussion is required on this subject.</i></p> <p>Comments from KLCC:</p> <ul style="list-style-type: none"> -We have just removed the ‘Community’ from the CDMP should these two Boards and Commission be allowed to bypass the CDMP for Regulations. The CDMP was created after the community requested more involvement as to how decisions were made by the Council of Chiefs, calling for a more community-based process to create and enact laws. -All three Laws that have been given the authority to enact regulations by their respective Boards and Commission are Type II Laws. The Type II Laws are supposed to prevent ‘special interest groups’ from passing legislation that would benefit themselves or is in their own best interest. Regulations is part of legislation and is based on enacted legislation with the two being linked or tied together. -The recent Regulations for the Cannabis Control Law followed the CDMP for Regulations.

	<p>-Because it was questioned if there was something legally wrong with this, it was suggested that a Legal Analysis be completed by Suzanne Jackson as the KLCC Legal Representative. <i>ACTION: Suzanne Jackson to complete a legal analysis of the outcome if the two Boards and Commission do not follow the CDMP for Regulations and will present it to KLCC at next month's meeting on November 3, 2022.</i></p> <p>b) Political Assessment – Item Deferred</p> <p>c) Objections to Categorization – Item Deferred</p>
<p>3. Legislative Updates</p>	<p>a) Amendment to Kahnawà:ke Animal Control Law Pending Council of Chiefs approval of Mandate, Purpose & Scope Delay for TDCs acceptance of specific sections to draft law</p> <p>b) Proposal for a Kahnawà:ke Occupational Safety and Health Law Delay to begin the Communication Plan Experiencing staff issues <i>Suggestion: Bring to Council Strategic Discussion for staffing issues and an explanation of there being two separate laws required for this proposal.</i></p> <p>c) Proposal for a Kahnawà:ke Tobacco Law <u>October 5, 2022 - Kiosk held by MCK/KTA to review redraft of law</u> CDMP WAITING LIST: Amendment to MCK Election Law & Kahnawà:ke Gaming Law MCK Election Law: Two submissions for amendments to this Law. KLCC removed one submission because the Proponent failed to submit the Legislation Request Form after being informed twice of this requirement to be considered an official request. The Proponent was given a three-week deadline to submit the Legislation Request Form. <i>ACTION: Leslie to send written notification of KLCCs decision to remove their submission because they failed to submit their Legislation Request Form by the deadline date of September 30, 2022.</i> Kahnawà:ke Gaming Law: Two submissions for an amendment to this Law. Both submissions will follow the Multiple Request procedure going through the CDMP <u>together with one Proponent being selected to collaborate with other members on the TDC.</u> RECENT SUBMISSIONS: Proposal for the creation of a Kahnawà:ke Right of Way Law & a Kahnawà:ke Legislative Act Proposed Kahnawà:ke Right of Way Law: Proponents have not been informed of the categorization since it is on a Waiting List. <i>ACTION: Leslie to inform proponents of categorization for the creation of a Kahnawà:ke Right of Way and remind them that they are on a waiting list.</i> Proposed Kahnawà:ke Legislative Act: The submission for a proposed Kahnawà:ke Legislative Act was rejected by the KLCC because the proponent failed to submit the Legislation Request Form after being informed three times that this was a requirement to be considered an official request. The person that submitted the request via email was given a three-week deadline to submit the Legislation Request Form. <i>ACTION: Leslie to send written notification of KLCCs decision to reject their submission because they failed to submit their Legislation Request Form by the deadline date of September 30, 2022.</i></p>
<p>4. Next Meeting & Adjournment</p>	<p>KLCC Regular Monthly meeting on 3, Kentenhkó:wa/November 2022, Microsoft Teams from 1:30 – 3:00 pm. Meeting adjourned at 3:08 pm.</p>