

# An Act

## LEGISLATIVE ACT 10-20

### AN ACT AMENDING LEGISLATIVE ACT #15-19 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2020 – Mod. 10A; AND DECLARING AN EMERGENCY

BE IT ENACTED BY THE CHEROKEE NATION:

#### SECTION 1. TITLE AND CODIFICATION

This legislative act shall be titled and codified as “**An Act Amending Legislative Act #15-19 Authorizing the Comprehensive Operating Budget for FY 2020 – Mod. 10A**”.

#### SECTION 2. PURPOSE

The purpose of this amendment is to authorize and approve the use of funds, subject to the availability of such funds, in accordance with Section 4, changing the amounts of certain cost centers approved in the “Comprehensive Budget Act for Fiscal Year 2020” or subsequent amendment. The cumulative total of the budget is increased by **\$ 78,827,866** for a total budget authority of **\$ 1,453,507,365**. The following items are identified as components of such change:

Grants Received & Authorized per LA 15-19 (detail attached)	\$ 494
Modification Request (see Section 4 below)	<u>78,827,372</u>
<b>Cumulative change in budget authority</b>	<b><u>\$ 78,827,866</u></b>

#### SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #15-19 are applicable to this amendment.

#### SECTION 4. FUNDING AUTHORIZATIONS

The changes reflect increases to cost centers set forth in the program budget justifications incorporated herein. This modification request changes the total amount of the comprehensive budget authorization by an increase of **\$ 78,827,372** to wit:

A. An increase in the **Federal Other** budget authority of **\$ 78,827,372**.

**SECTION 5. PROVISIONS AS CUMULATIVE**

The provisions of this Act shall be cumulative to existing law.

**SECTION 6. SEVERABILITY**

The provisions of this Act are severable and if any part or provision hereof shall be held void, the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

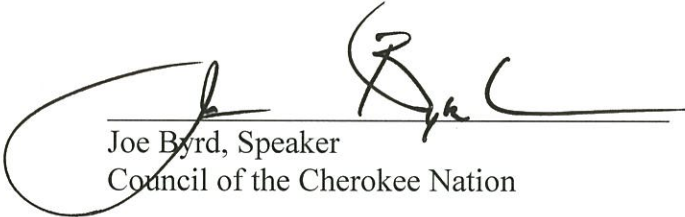
**SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED**

It being immediately necessary for the welfare of the Cherokee Nation, the Council hereby declares that an emergency exists, by reason whereof this Act shall take effect immediately upon its approval and signatures.


**SECTION 8. SELF-HELP CONTRIBUTIONS**

To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Enacted by the Council of the Cherokee Nation on the 25<sup>th</sup> day of June, 2020

  
\_\_\_\_\_  
Joe Byrd, Speaker  
Council of the Cherokee Nation

ATTEST:

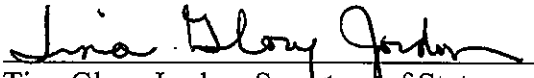
  
\_\_\_\_\_  
Janees Taylor, Secretary  
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 1<sup>st</sup> day of July, 2020



Chuck Hoskin Jr., Principal Chief  
Cherokee Nation

ATTEST:



Tina Glory Jordan, Secretary of State  
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Rex Jordan	<u>Yea</u>	Harley Buzzard	<u>Yea</u>
Joe Byrd	<u>Yea</u>	Victoria Vazquez	<u>Yea</u>
Wes Nofire	<u>Yea</u>	Dora Smith Patzkowski	<u>Yea</u>
Dr. Mike Dobbins	<u>Yea</u>	Joe Deere	<u>Yea</u>
E.O. "Jr" Smith	<u>Yea</u>	Keith Austin	<u>Yea</u>
Daryl Legg	<u>Absent</u>	Janees Taylor	<u>Yea</u>
Canaan Duncan	<u>Yea</u>	Mary Baker Shaw	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Julia Coates	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

CHEROKEE NATION  
 PROPOSED FY 2020 AMENDMENT  
 Sorted by Funding Source

Funding Source	Ref # by FS	Program/Purpose	Data		
			Amend. Change to Sources	Amend. Expenses Total Change	Net Change
40-DHHS-General	1	3401230 NARCH9 Program Director	2,064	2,064	\$ -
	2	3401232 NARCH9 Policy and Protocols	(3,662)	(3,662)	\$ -
	3	3401233 NARCH9 Breast Cancer Project	(290)	(290)	\$ -
<b>40-DHHS-General Total</b>			<b>\$ (1,888)</b>	<b>\$ (1,888)</b>	<b>\$ -</b>
75-Federal Other	4	3757600 COPS 2017	2,382	2,382	\$ -
<b>75-Federal Other Total</b>			<b>\$ 2,382</b>	<b>\$ 2,382</b>	<b>\$ -</b>
<b>Grand Total</b>			<b>\$ 494</b>	<b>\$ 494</b>	<b>\$ -</b>

## June Operating Grants - Reporting Only

CHEROKEE NATION  
 PROPOSED FY 2020 AMENDMENT  
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2020- Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
75-Federal Other	1	3750990 CARES Act COVID 19	LA 09-20	78,827,372	78,827,372	\$ -
<b>75-Federal Other Total</b>				<b>\$ 78,827,372</b>	<b>\$ 78,827,372</b>	<b>\$ -</b>
<b>Grand Total</b>				<b>\$ 78,827,372</b>	<b>\$ 78,827,372</b>	<b>\$ -</b>

## Operating Mod 10A Request

# COMPREHENSIVE BUDGET FOR FISCAL YEAR 2020

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	134,902,765	1,868,464	136,771,229	113,835,006	5,513,982	17,422,241	136,771,229	0
Motor Fuels Tax Funding Src	10,834,078	17,476,357	28,310,435	19,695,466	99,469	8,515,500	28,310,435	0
Motor Vehicle Tax Funding Src	33,348,835	1,099,204	34,448,039	32,529,694	634,762	1,283,583	34,448,039	0
Permanent Fund Funding Source	10,100	-	10,100	10,100	-	-	10,100	0
DOI General Funding Source	12,674,880	538,897	13,213,777	12,091,900	1,121,877	-	13,213,777	0
DOI Self Gov Funding Source	18,619,391	79,600	18,698,991	17,018,371	1,610,599	70,021	18,698,991	0
DOI Self Gov Roads Funding Src	5,708,071	-	5,708,071	5,608,337	36,175	63,559	5,708,071	0
Dept of Transportation Fnd Src	88,299,335	-	88,299,335	87,217,443	236,366	845,526	88,299,335	0
DOI PL102-477 Funding Source	82,445,439	-	82,445,439	67,293,716	2,016,247	13,135,476	82,445,439	0
IHS Self Gov Health Funding Sr	513,849,988	791,174	514,641,162	480,391,792	34,249,370	-	514,641,162	0
IHS Self Gov TEH Funding Src	18,762,630	-	18,762,630	18,459,701	302,929	-	18,762,630	0
IHS Self Gov Office Funding Src	381,515	-	381,515	341,321	40,194	-	381,515	0
IHS Discretionary Funding Src	500,000	-	500,000	75,000	-	425,000	500,000	0
DHHS General Funding Source	60,612,448	604,234	61,216,682	56,960,035	4,256,647	-	61,216,682	0
USDA Funding Source	21,891,187	1,029,668	22,920,855	22,064,423	856,432	-	22,920,855	0
Dept of Education Funding Src	827,240	82,222	909,462	838,729	55,733	15,000	909,462	0
HUD Funding Source	42,097,304	339,140	42,436,444	41,597,324	499,980	339,140	42,436,444	0
Housing Proceeds Funding Src	-	-	-	-	-	-	-	0
EPA Funding Source	2,209,279	-	2,209,279	1,989,508	219,771	-	2,209,279	0
Dept of Labor Funding Source	8,690,619	-	8,690,619	7,858,368	832,251	-	8,690,619	0
Federal Other Funding Source	100,000,000	-	100,000,000	89,670,014	10,329,986	-	100,000,000	0
State of Oklahoma Funding Src	12,297,102	490,284	12,787,386	12,331,286	355,900	100,200	12,787,386	0
Private Funding Source	1,567,217	-	1,567,217	1,440,295	126,922	-	1,567,217	0
Indirect Cost Pool Funding Src	2,018,647	-	2,018,647	1,991,537	27,110	-	2,018,647	0
Fringe Pool Funding Source	57,945,373	4,500	57,949,873	57,949,873	-	-	57,949,873	0
Internal Lease Pool Funding Sr	-	-	-	-	-	-	-	0
Enterprise Funding Source	5,781,419	-	5,781,419	5,781,419	-	-	5,781,419	0
Other Funding Source	3,498,763	450,200	3,948,963	3,740,157	208,806	-	3,948,963	0
Debt Service Funding Source	231,500	17,000	248,500	241,348	7,152	-	248,500	0
Capital Projects Funding Sourc	-	-	-	-	-	-	-	0
<b>Total</b>	<b>\$ 1,337,002,310</b>	<b>\$ 43,006,420</b>	<b>\$ 1,380,008,730</b>	<b>\$ 1,273,363,650</b>	<b>\$ 63,638,660</b>	<b>\$ 43,006,420</b>	<b>\$ 1,380,008,730</b>	<b>\$ -</b>

### Non Grant Requests

Oper Mod #9	232,203,629	05/28 E&F/Council
<b>Oper Mod #10A</b>	<b>78,827,372</b>	<b>06/25 E&amp;F/Council</b>
<b>Total after pending Mod's</b>	<b>\$ 1,691,039,731</b>	

### CAPITAL RECONCILIATION

LA 14-19	\$ 232,215,126
Cap Mod #1	5,000,000
Cap Mod #2	317,240
<b>Total Capital</b>	<b>\$ 237,532,366</b>

Operating (LA 15-19)	1,453,507,365	Cumulative Oper
Capital (LA 14-19)	237,532,366	Cumulative Cap
<b>Grand Total</b>	<b>\$ 1,691,039,731</b>	

**Summary:**

After reviewing the submission of the operating modification by administration, I find no technical issues surrounding these requests, nor do I have any unmentioned concerns related to their respective carryover estimates. If I can provide any additional information, please do not hesitate to contact me.

Respectfully,



Jody S. Reece CPA, CIA, CMA  
Executive Director of Financial Oversight  
Office: 918-453-5573  
Cell: 918-525-2017  
Email: [jody-reece@cherokee.org](mailto:jody-reece@cherokee.org)

CHEROKEE NATION - FY2020 BUDGET REQUEST FORM

PART-1

Budget Period:	10/01/2019 - 09/30/2020	Budget Preparer	Phone: 5354
Contract Period:		Name:	Daniel Stroup
Contract Number:		Accounting Unit Director/Manager	Phone: 5305
Accounting Fund:	3-Special Revenue	Name:	Jamie Cole
Funding Source:	75-Federal Other	Executive Director	Phone: 5052
AJ Description:	CARES Act COVID 19	Name:	Tralynna Sherrill Scott
Accounting Unit:	3750990	1st Person Responsible	
	Place IDC Rate in Part 4 Below	Employee #	106333
Date/Time Printed:	24-Jun-20 09:25 AM		

Notes: Budget mod for Cherokee Nation COVID 19 CARES Act to reflect the total of the allocations received.

PART-2

Staffing Summary:	FY 2020 REVISION 2	FY 2020 REVISION 1	Incr \ (Decr)
# of Regular Full-Time Employee Equivalents:			-
# of Regular Part-Time Employee Equivalents:			-
# of Temp. Full-Time Employee Equivalents:			-
# of Temp. Part-Time Employee Equivalents:			-
# of Other Employee Equivalents:			-
<b>TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS</b>			-

PART-3

Revenues: (Show as positive #)	Account #			Incr \ (Decr)
Grants / contracts revenue	400000	\$410,906,001	\$332,078,629	\$ 78,827,372
Please enter a valid account number - >>>				\$ -
Please enter a valid account number - >>>				\$ -
Please enter a valid account number - >>>				\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!				
<b>Total Revenues</b>		<b>\$ 410,906,001</b>	<b>\$ 332,078,629</b>	<b>\$ 78,827,372</b>

PART-4

Expenditures:	Account #	Subject to IDC ?		Subject to IDC ?		Incr \ (Decr)
		YES	NO	YES	NO	
DO NOT COPY TO, COPY ABOVE, OR REMOVE THIS LINE!						
Salaries & wages	600000	\$40,000,000		\$0		\$ 40,000,000
Fringe benefits	610000	\$13,520,000		\$0		\$ 13,520,000
Contract services >=\$5K	650000		\$10,000,000		\$100,000,000	\$ (90,000,000)
Subgrants >=\$5K	660050		\$200,000,000		\$0	\$ 200,000,000
Client services	670000		\$27,500,000		\$0	\$ 27,500,000
Client food	670230	\$5,000,000		\$0		\$ 5,000,000
Supplies	680000	\$14,263,988		\$0		\$ 14,263,988
COVID 19	680999	\$15,456,687		\$208,104,940		\$ (192,648,253)
Reserved by appropriation	760060		\$60,000,000		\$0	\$ 60,000,000
Capital acquisitions >=\$5K	770000		\$15,000,000		\$0	\$ 15,000,000
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!						
<b>Expenditures NOT Subject to IDC</b>			<b>\$ 312,500,000</b>		<b>\$ 100,000,000</b>	<b>\$ 212,500,000</b>
<b>Expenditures SUBJECT to IDC</b>		<b>\$ 88,240,675</b>		<b>\$ 208,104,940</b>		<b>\$ (119,864,265)</b>
Indirect Cost Rate (if blank or zero, must explain in Notes above)		<b>11.52%</b>		<b>11.52%</b>		
Indirect Cost Allocation	970000	<b>\$ 10,165,326</b>		<b>\$ 23,973,689</b>		<b>\$ (13,808,363)</b>
<b>Total Expenditures</b>			<b>\$ 410,906,001</b>		<b>\$ 332,078,629</b>	<b>\$ 78,827,372</b>

Revenues OVER \ (UNDER) Expenditures		\$ -		\$ -	\$ -
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Transfers In\Out - (Show ALL as Positive Numbers)

Operating Transfers IN					
Other financing sources	900000				\$ -
Cash in: tribally required	900010				\$ -
Cash in: grant required	900020				\$ -
Cash in: motor fuel tax	900040				\$ -
Cash in: vehicle tax	900050				\$ -
Cash in: interprogram contract	900060				\$ -
Cash in: debt service	900070				\$ -

Operating Transfers OUT					
Other financing uses	900001				\$ -
Cash out: tribally required	900011				\$ -
Cash out: grant required	900021				\$ -
Cash out: motor fuel tax	900041				\$ -
Cash out: vehicle tax	900051				\$ -
Cash out: interprogram contract	900061				\$ -
Cash out: debt service	900071				\$ -

Transfers In\Out - Net		\$ -		\$ -	\$ -
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Take to Narrative ==>		\$ 410,906,001		\$ 332,078,629	
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Revenues,



# Cherokee Nation Act/Resolution Proposal Form

Act       Resolution

AN ACT AMENDING LEGISLATIVE ACT #15-19 AUTHORIZING  
THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2020  
TITLE: OPERATING – MOD 10 ; AND DECLARING AN EMERGENCY

DEPARTMENT CONTACT: Daniel Stroup

RESOLUTION PRESENTER: \_\_\_\_\_

COUNCIL SPONSOR: \_\_\_\_\_

**NARRATIVE:**

**ADMINISTRATIVE  
CLEARANCE**

Dept/Program: \_\_\_\_\_

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Executive Director: \_\_\_\_\_

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Treasurer: (Required:  
Grants/Contracts/Budgets)

*[Handwritten Signature]* *6/5/20*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Government Resources: \_\_\_\_\_

Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Administration Approval:

*[Handwritten Signature]* *6/10/2020*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

**LEGISLATIVE CLEARANCE:**

Legal & Legislative Coordinator:

*[Handwritten Signature]* *6/10/20*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Standing Committee & Date:

*Exec. & Finance*

Chairperson:

*[Handwritten Signature]* *6/25/20*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Returned to Presenter: \_\_\_\_\_

Date \_\_\_\_\_

JUN 10 '20 PM 2:49