

An Act

LEGISLATIVE ACT 02-17

AN ACT AMENDING LEGISLATIVE ACT #23-16 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2017 – Mod. 3; 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 #23-16 Authorizing the Comprehensive Operating Budget for FY 2017 – Mod. 3**”.

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 2017” or subsequent amendment. The cumulative total of the budget is increased by **\$ 132,762** for a total budget authority of **\$ 664,510,388**. The following items are identified as components of such change:

Grants Received & Authorized per LA-23-16 (detail attached)	\$ 132,762
Modification Request (see Section 4 below)	<u>0</u>
Cumulative change in budget authority	<u>\$ 132,762</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #23-16 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 a decrease of **\$ 0**.

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.

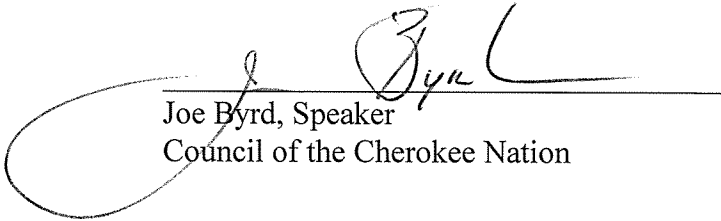
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

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

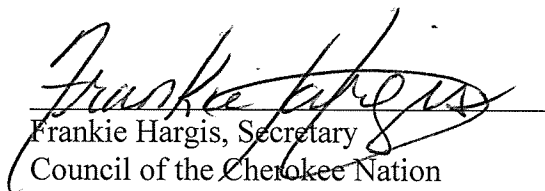
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Enacted by the Council of the Cherokee Nation on the 16th day of January, 2017.



Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:



Frankie Hargis, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 18th day of January, 2017.



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



Chuck Hoskin, Jr., 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>
David Walkingstick	<u>Yea</u>	Dick Lay	<u>Yea</u>
Don Garvin	<u>Yea</u>	Buel Anglen	<u>Yea</u>
David W. Thornton, Sr.	<u>Yea</u>	Keith Austin	<u>Yea</u>
Bryan Warner	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Frankie Hargis	<u>Yea</u>	Jack D. Baker	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Wanda Hatfield	<u>Absent</u>
Curtis Snell	<u>Absent</u>		

CHEROKEE NATION
 PROPOSED FY 2017 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2017 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
40-DHHS-General	1	3401140 BH Collaborative for Rural AI Comm	New	9,818	9,818	\$ -
40-DHHS-General Total				\$ 9,818	\$ 9,818	\$ -
75-Federal Other	2	3755100 COPS Meth Research Initiative	New	25,683	25,683	\$ -
	3	3757100 VOCA BelieveIn, Honor, Respect	New	136,960	136,960	\$ -
	4	3757200 CTAS ICW	New	149,979	149,979	\$ -
75-Federal Other Total				\$ 312,622	\$ 312,622	\$ -
80-Oklahoma	5	3801110 OAG VOCA	LA 23-16	(190,338)	(190,338)	\$ -
80-Oklahoma Total				\$ (190,338)	\$ (190,338)	\$ -
85-Private	6	3855500 NCAI Native Vote	New	660	660	\$ -
85-Private Total				\$ 660	\$ 660	\$ -
Grand Total				\$ 132,762	\$ 132,762	\$ -

Operating Grants - Reporting Only

COMPREHENSIVE BUDGET FOR FISCAL YEAR 2017

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	92,280,848	1,491,430	93,772,278	77,331,734	4,279,156	12,161,388	93,772,278	0
Motor Fuels Tax Funding Srce	9,094,252	17,299,025	26,393,277	18,360,434	91,332	7,941,511	26,393,277	0
Motor Vehicle Tax Funding Srce	24,803,219	1,126,604	25,929,823	23,417,717	475,929	2,036,177	25,929,823	0
Permanent Fund Funding Source	10,100	0	10,100	10,100	0	0	10,100	0
DOI General Funding Source	10,392,025	0	10,392,025	9,492,530	899,495	0	10,392,025	0
DOI Self Gov Funding Source	14,567,470	79,600	14,647,070	13,511,924	1,131,646	3,500	14,647,070	0
DOI Self Gov Roads Funding Srce	9,386,614	0	9,386,614	9,253,572	112,841	20,201	9,386,614	0
Dept of Transportation Fnd Srce	72,048,214	0	72,048,214	71,750,077	198,294	99,843	72,048,214	0
DOI PL102-477 Funding Source	25,723,581	0	25,723,581	24,937,482	786,099	0	25,723,581	0
IHS Self Gov Health Funding Sr	283,690,939	1,300,439	284,991,378	266,366,217	18,531,937	93,224	284,991,378	0
IHS Self Gov TEH Funding Srce	7,353,615	0	7,353,615	7,094,460	259,155	0	7,353,615	0
IHS Self Gov Offic Funding Srce	322,788	0	322,788	291,326	31,462	0	322,788	0
IHS Discretionary Funding Srce	40,000	0	40,000	35,000	0	5,000	40,000	0
DHHS General Funding Source	40,671,547	557,804	41,229,351	37,064,568	2,901,309	1,263,474	41,229,351	0
USDA Funding Source	19,306,570	818,085	20,124,655	19,431,320	693,335	0	20,124,655	0
Dept of Education Funding Srce	1,075,546	63,957	1,139,503	1,088,296	51,207	0	1,139,503	0
HUD Funding Source	41,573,581	1,199,190	42,772,771	40,955,793	717,239	1,099,739	42,772,771	0
Housing Proceeds Funding Srce	0	0	0	0	0	0	0	0
EPA Funding Source	1,758,050	0	1,758,050	1,583,819	174,231	0	1,758,050	0
Dept of Labor Funding Source	10,229,719	0	10,229,719	9,416,859	812,860	0	10,229,719	0
Federal Other Funding Source	3,949,942	0	3,949,942	3,514,080	185,862	250,000	3,949,942	0
State of Oklahoma Funding Srce	1,223,946	0	1,223,946	1,128,947	94,999	0	1,223,946	0
Private Funding Source	349,107	159,738	508,845	460,609	48,236	0	508,845	0
Indirect Cost Pool Funding Srce	46,575,174	27,900	46,603,074	46,603,074	0	0	46,603,074	0
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	4,617,237	0	4,617,237	4,617,237	0	0	4,617,237	0
Enterprise Funding Source	3,222,404	934,739	4,157,143	4,023,957	133,186	0	4,157,143	0
Other Funding Source	276,590	17,000	293,590	277,000	16,590	0	293,590	0
Debt Service Funding Source	186,456	12,253,224	12,439,680	12,439,680	0	0	12,439,680	0
Capital Projects Funding Sourc	179,740,643	483,035	180,223,678	167,381,485	4,480	12,837,713	180,223,678	0
Total	\$ 904,470,177	\$ 37,811,770	\$ 942,281,947	\$ 871,839,297	\$ 32,630,880	\$ 37,811,770	\$ 942,281,947	\$ -

Non Grant Requests

CAPITAL RECONCILIATION	
LA-22-16	\$ 277,754,636
Capital Mod # 1	76,837
Total Capital	\$ 277,831,473

Oper Mod #2 Req 59,914 12/12 Council

Total after pending Mod's \$ 942,341,861

Operating (LA23-16) \$ 664,510,388 Cumulative Oper
 Capital (LA-22-16) 277,831,473 Cumulative Cap
Grand Total \$ 942,341,861



CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight

Mem o

To: Janees Taylor, Chairman, Executive & Finance Committee
From: Jody S. Reece
CC: Executive & Finance Committee
Date: 10/28/2016
Re: Review of Operating Budget Modification #3 – Total \$ 132,762

Per your request, I have reviewed the administration's budget modification request for this month's Executive & Finance Committee Meeting. Below is a summary of my review:

A. Grant Reporting:

<u>Funding Source</u>	<u># of Budgets - Reason</u>	<u>Amount</u>
40 – DHHS General	1 – Carryover reconciliation	\$ 9,818
75 – Federal Other	3 – Carryover reconciliation and new awards	312,622
80 – Oklahoma	1 – Grant ended	(190,338)
85 – Private	1 – New award	660
TOTAL GRANTS		<u>\$ 132,762</u>

General Fund Cash Match for Grants (1010315) – The original budget of \$2,686,072 included \$2,033,774 in Cash Out: Grant Required and \$652,298 in Appropriated for Cash Match (future grants).

Original Appropriated for Cash Match (future grants)	\$ 652,298
Used:	0
Balance Available For Future Grant Matching	<u>\$ 652,298</u>

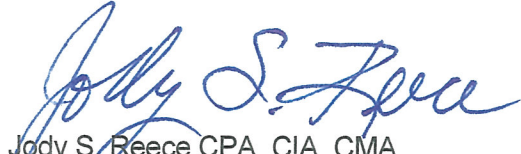
B. MOD #3 Request - (0 budgets) Increase in budget authority - \$ 0

1. Grants Reporting Only

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 further information, please do not hesitate to contact me.

Respectfully,

A handwritten signature in blue ink that reads "Jody S. Reece". The signature is fluid and cursive, with the first letters of each name being capitalized and prominent.

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

Cherokee Nation Act/Resolution Proposal Form

ADMINISTRATIVE CLEARANCE

Dept/Program:

Signature/Initial _____ Date _____

Executive Director:

Signature/Initial _____ Date _____

Treasurer: (Required: Grants/Contracts/Budgets)

Gaylon Thompson 11.21.16
Signature/Initial _____ Date _____

Government Resources:

Signature/Initial _____ Date _____

Administration Approval:

Ed J. Baker 11.28.16
Signature/Initial _____ Date _____

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

Brittany 11/29/16
Signature/Initial _____ Date _____

Standing Committee & Date:

Executive Finance
12/13/16

Chairperson:

Taylor
Signature/Initial _____ Date _____

Returned to Presenter: _____

Date _____

Act

Resolution

TITLE: AN ACT AMENDING LEGISLATIVE ACT #23-16 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2017 OPERATING - MOD 03 ; AND DECLARING AN EMERGENCY

DEPARTMENT CONTACT: Gaylon Thompson

RESOLUTION PRESENTER: _____

COUNCIL SPONSOR: _____

NARRATIVE: