

An Act

LEGISLATIVE ACT 08-25

AN ACT AMENDING LEGISLATIVE ACT #34-24 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2025 – Mod. 5 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 #34-24 Authorizing the Comprehensive Operating Budget for FY 2025 – Mod. 5**”.

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 2025” or subsequent amendment. The cumulative total of the budget is increased by **\$ 6,093,449** for a total budget authority of **\$ 3,089,843,264**. The following items are identified as components of such change:

Grants Received & Authorized per LA 34-24 (detail attached)	\$ 5,798,315
Modification Request (see Section 4 below)	<u>295,134</u>
Cumulative change in budget authority	<u>\$ 6,093,449</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #34-24 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 **\$ 295,134** to wit:

- A. An increase in the **Tribally Funded** budget authority of **\$ 0**.
- B. An increase in the **DOI PL 102-477** budget authority of **\$ 250,000**.
- C. An increase in the **DOI Self Governance** budget authority of **\$ 345,134**.
- D. A decrease in the **HUD** budget authority of **\$ (300,000)**.

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.

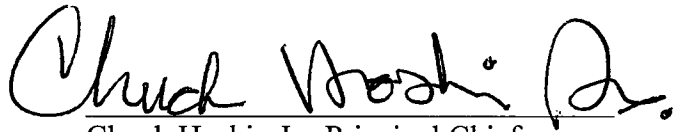
Enacted by the Council of the Cherokee Nation on the 10th day of February, 2025


Mike Shambaugh, Speaker
Council of the Cherokee Nation

ATTEST:

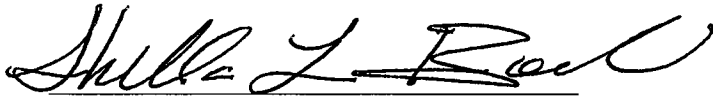

Johnny Jack Kidwell, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 14th day of February, 2025



Chuck Hoskin Jr., Principal Chief
Cherokee Nation

ATTEST:



Shella Bowlin, Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Sasha Blackfox-Qualls

Yea

Candessa Tehee

Yea

Lisa Hall

Yea

Dr. Mike Dobbins

Absent

E.O. "Jr" Smith

Yea

Daryl Legg

Yea

Josh Sam

Yea

Codey Poindexter

Yea

Mike Shambaugh

Yea

Melvina Shotpouch

Yea

Kendra McGeady

Yea

Dora Patzkowski

Yea

Joe Deere

Absent

Kevin Easley, Jr.

Yea

Danny Callison

Yea

Johnny Jack Kidwell

Yea

Julia Coates

Absent

CHEROKEE NATION
PROPOSED FY 2025 AMENDMENT
Sorted by Funding Source

			Data		
Funding Source	Ref # by FS	Program/Purpose	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
20-DOI GENERAL	1	32051900 BIA Retail Incubator Grant	(65,159)	(65,159)	\$ -
20-DOI GENERAL Total			\$ (65,159)	\$ (65,159)	\$ -
40-DHHS GENERAL	2	34013400 CN Coalition Action Network	71,076	71,076	\$ -
	3	34015100 RAD X Cherokee PROTECT	29,389	29,389	\$ -
	4	34016300 RAD-X Cherokee PROTECT-04S1	965,846	965,846	\$ -
	5	34017410 Contributing to Healthy Native Babies	477,596	477,596	\$ -
	6	34017500 Harvard POC HCV Ag Dx	2,857	2,857	\$ -
	7	34017700 CN HCV Engagement and Linkage	152,121	152,121	\$ -
	8	34018300 ICON 2024	280,648	280,648	\$ -
	9	34053600 CURE Program	1,065,537	1,065,537	\$ -
40-DHHS GENERAL Total			\$ 3,045,070	\$ 3,045,070	\$ -
45-USDA	10	34577000 Agriculture Marketing Service	840	840	\$ -
45-USDA Total			\$ 840	\$ 840	\$ -
62-EPA	11	36226100 SWIFR	1,492,425	1,492,425	\$ -
62-EPA Total			\$ 1,492,425	\$ 1,492,425	\$ -
76-Dept of Homeland Security	12	37697000 THSG 2020	110,489	110,489	\$ -
	13	37697600 THSG 2024	450,000	450,000	\$ -
	14	37698500 THSG 2023	26,676	26,676	\$ -
76-Dept of Homeland Security Total			\$ 587,165	\$ 587,165	\$ -
78-Dept of Justice	15	37898300 CTAS Purpose Area 3 2024	180,678	180,678	\$ -
	16	37898700 2020 COPS Equipment	62,934	62,934	\$ -
78-Dept of Justice Total			\$ 243,612	\$ 243,612	\$ -
79-Other	17	37960000 National Endowment for Arts	17,932	17,932	\$ -
79-Other Total			\$ 17,932	\$ 17,932	\$ -
85-PRIVATE	18	38571300 Climate Beacon Newsroom Initiative	20,000	20,000	\$ -
	19	38572100 Mentorship Chickasaw Nation	116,758	116,758	\$ -
	20	38572200 Fish and Wildlife Services	16,500	16,500	\$ -
	21	38573000 Google Sponsorship Del Co RWD 10	250,000	250,000	\$ -
	22	38574000 Culture Outreach Afterschool Program	73,172	73,172	\$ -
85-PRIVATE Total			\$ 476,430	\$ 476,430	\$ -
Grand Total			\$ 5,798,315	\$ 5,798,315	\$ -

January Operating Grants - Reporting Only

CHEROKEE NATION
PROPOSED FY 2025 AMENDMENT
Sorted by Funding Source

			Data		
Funding Source	Ref # by FS	Program/Purpose	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
	(blank)		-	-	\$ -
Total			\$ -	\$ -	\$ -
01-TRIBE FUNDED	1	10102960 Unappropriated Reserve	-	(250,000)	\$ 250,000
	2	10105850 Speaker Services	-	250,000	\$ (250,000)
	3	10170000 Public Health and Wellness	-	-	\$ -
01-TRIBE FUNDED Total			\$ -	\$ -	\$ -
22-DOI SELF GOV	4	32222200 SG General Assistance	345,134	345,134	\$ -
22-DOI SELF GOV Total			\$ 345,134	\$ 345,134	\$ -
23-DOI PL 102-477	5	32323000 PL102 477 Combined Interest	250,000	250,000	\$ -
23-DOI PL 102-477 Total			\$ 250,000	\$ 250,000	\$ -
56-HUD	6	35619750 Housing Management CA	(300,000)	(300,000)	\$ -
56-HUD Total			\$ (300,000)	\$ (300,000)	\$ -
Grand Total			\$ 295,134	\$ 295,134	\$ -

Operating Mod #5 Request

COMPREHENSIVE BUDGET
FOR FISCAL YEAR 2025

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Capital Projects	430,735,595	81,725,746	512,461,341	512,312,261	149,080	0	512,461,341	-
Department of Education	2,243,429	87,222	2,330,651	2,114,680	195,971	20,000	2,330,651	-
Department of Labor	18,702,982	0	18,702,982	17,178,187	1,524,795	0	18,702,982	-
Dept of Transportation Compact	96,544,512	0	96,544,512	96,072,471	372,041	100,000	96,544,512	-
DHHS General	100,269,111	0	100,269,111	91,593,201	8,675,910	0	100,269,111	-
DOI General	22,466,632	0	22,466,632	20,646,831	1,819,801	0	22,466,632	-
DOI PL 102-477	449,973,061	0	449,973,061	396,489,696	4,957,619	48,525,746	449,973,061	-
DOI Self Governance	59,074,069	79,600	59,153,669	53,984,988	4,818,681	350,000	59,153,669	-
Enterprise	6,495,056	25,976,096	32,471,152	32,196,799	274,353	0	32,471,152	-
EPA	4,942,904	0	4,942,904	4,636,430	306,474	0	4,942,904	-
Federal Other	684,004,213	80,867	684,085,080	650,731,414	2,120,970	31,232,696	684,085,080	-
HUD	72,978,387	1,877,501	74,855,888	71,381,952	396,435	3,077,501	74,855,888	-
Indirect Cost	94,403,971	0	94,403,971	94,403,971	0	0	94,403,971	-
IHS Discretionary	10,000,000	0	10,000,000	150,000	0	9,850,000	10,000,000	-
IHS Self Governance Health	894,802,689	0	894,802,689	794,505,177	65,203,745	35,093,767	894,802,689	-
IHS Self Governance Office	516,648	0	516,648	470,810	45,838	0	516,648	-
IHS Self Governance TEH	39,246,754	0	39,246,754	38,758,667	488,087	0	39,246,754	-
Internal Lease Pool	7,550,915	0	7,550,915	7,550,915	0	0	7,550,915	-
Motor Fuel Tax	11,680,384	26,668,134	38,348,518	28,027,831	120,687	10,200,000	38,348,518	-
Motor Vehicle Tax	40,924,088	975,064	41,899,152	40,681,238	1,217,914	0	41,899,152	-
Other	268,000	17,000	285,000	277,963	7,037	0	285,000	-
Permanent Funds	9,100	0	9,100	9,100	0	0	9,100	-
Private	2,358,825	0	2,358,825	2,285,360	73,465	0	2,358,825	-
State of Oklahoma	977,433	0	977,433	878,242	99,191	0	977,433	-
Tribe Funded	407,100,813	44,077,641	451,178,454	395,088,484	10,576,427	45,513,543	451,178,454	-
USDA	85,266,857	2,398,382	87,665,239	80,678,980	6,986,259	0	87,665,239	-
Total	\$ 3,543,536,428	\$ 183,963,253	\$ 3,727,499,681	\$ 3,433,105,648	\$ 110,430,780	\$ 183,963,253	\$ 3,727,499,681	\$ -

Non Grant Requests

CAPITAL RECONCILIATION	
LA 33-24	\$ 622,099,706
Cap Mod #1	32,908,963
Cap Mod #2	1,741,362

Oper Mod #5	\$ 295,134	01/30 E&F
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Oper Mod #4	18,798,480	01/13 Council
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Total after pending Mod's	\$ 3,746,593,295
Operating - cumulative total	\$ 3,089,843,264
Capital - cumulative total	656,750,031
Grand Total	\$ 3,746,593,295

CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight



M e m o

To: Josh Sam, Chairman - Executive & Finance Committee
From: Jody S. Reece
CC: Executive & Finance Committee
Date: 01/14/2025
Re: Review of 2025 Operating Budget Mod #5 – Total \$ 6,093,449

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</u>	<u>Amount</u>
DOI General	1	\$ (65,159)
DHHS General	8	3,045,070
U.S.D.A.	1	840
EPA	1	1,492,425
Dept of Homeland Security	3	587,165
Dept of Justice	2	243,612
Other	1	17,932
Private	5	<u>476,430</u>

Total Grant Reporting **\$ 5,798,315**

Cash Match for Grants (10103150) – Start of Year

Cash Out: Grant Required	\$ 1,297,921
Appropriated for Cash Match (future grants)	<u>2,202,079</u>
Original Total Budget	<u>\$ 3,500,000</u>

Original Appropriated for Cash Match – for future grants	\$2,202,079	
Used: 37733000 DOT Federal Transit Program	(80,867)	Mod 3
34571000 USDA Nutrition Education Plan	(23,128)	Mod 3
34535400 USDA EBT for Children	(1,112,071)	Mod 4
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Balance Available for Future Grant Matching	<u>\$ 986,013</u>	

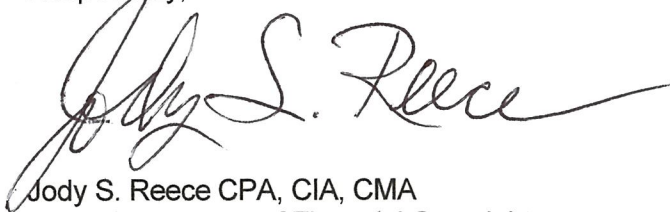
B. MOD #5 Request - Increase in budget authority - \$ 295,134

1. Unappropriated Reserve – 10102960 – Tribally Funded: Modification requesting a decrease in reserved by appropriation of \$(250,000) to provide the funding for the budget in item 2. The new budgeted reserved by appropriation total is \$40,519,834.
2. Speaker Services – 10105850 – Tribally Funded: Modification requesting an increase in expenditure authorization of \$250,000 for Client Services. The new budgeted expenditure total is \$977,961.
3. Public Health and Wellness – 10170000 – Tribally Funded: Modification requesting an increase in expenditure authorization of \$585,968 that is funded by a decrease in reserved by appropriation of \$(585,968). Updated staffing and moved four staff from Special Diabetes Program for Indians (SDPI) budget that is ending December 31st. Also moving one staff from American Resue Plan Act (ARPA) budget. The budgeted expenditure/transfer total remains at \$49,694,713 with the new reserved by appropriation balance at \$44,364,992.
4. SG General Assistance – 32222200 – DOI Self Governance: Modification requesting an increase in expenditure authorization of \$345,134 to adjust for actual carryover. The new budgeted expenditure total is \$1,770,134.
5. PL 102-477 Combined Interest – 32323000 – PL 102-477: New budget requesting expenditure authorization of \$250,000 to promote childcare services. Normal operating expenditures are budgeted along with a capital expenditure for the purchase of a skid steer to be used at all childcare centers.
6. Housing Management CA – 35619750 – NAHASDA: Modification requesting a decrease in expenditure authorization of \$ (300,000) to adjust for actual carryover. The new budgeted expenditure total is \$466,271.

Summary:

After reviewing the submission of the operating modification by the administration, I have no technical issues surrounding these requests, nor do I have any 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
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