

An Act

LEGISLATIVE ACT 11-25

AN ACT AMENDING LEGISLATIVE ACT #33-24 AUTHORIZING THE COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2025 – Mod. 4; 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 #33-24 Authorizing the Comprehensive Capital Budget for fiscal year 2025 – Mod. 4**”.

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 Capital Budget Act for Fiscal Year 2025” or subsequent amendment. The cumulative total of the capital budget is decreased by \$ 34,129,455 for a total capital budget authority of \$ 689,753,367. The following items are identified as the components of such change:

Grants Received & Authorized per L.A. 33-24 (detail attached)	\$	0
Modification Request (per Section 4 below)		<u>34,129,455</u>
Cumulative change in budget authority	\$	<u>34,129,455</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #33-24 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 capital budget authorization by an increase of \$ 34,129,455 to wit:

- A. A decrease in the **DOI PL 102-477** budget authority of \$ (761,785).
- B. An increase in the **Capital Projects** budget authority of \$ 34,891,240.

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.

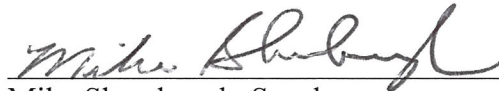
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

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.

Passed by the Cherokee Council on the 14th day of April, 2025



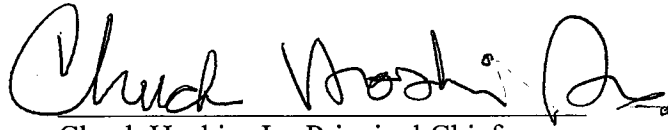
Mike Shambaugh, Speaker
Council of the Cherokee Nation

ATTEST:



Johnny Jack Kidwell, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 23rd day of April, 2025



Chuck Hoskin, Jr., Principal Chief
Cherokee Nation

ATTEST:



Shella Bowlin, Secretary of State
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Sasha Blackfox-Qualls	<u>Yea</u>	Melvina Shotpouch	<u>Yea</u>
Candessa Tehee	<u>Yea</u>	Kendra McGeady	<u>Yea</u>
Lisa Hall	<u>Yea</u>	Dora Patzkowski	<u>Yea</u>
Dr. Mike Dobbins	<u>Absent</u>	Joe Deere	<u>Yea</u>
E.O. "Jr." Smith	<u>Yea</u>	Kevin Easley, Jr.	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Danny Callison	<u>Yea</u>
Josh Sam	<u>Absent</u>	Johnny Jack Kidwell	<u>Yea</u>
Codey Poindexter	<u>Yea</u>	Julia Coates	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

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
23-DOI PL 102-477	1	32323300 Pryor CDC Road Project	(761,785)	(761,785)	\$ -
23-DOI PL 102-477 Total			\$ (761,785)	\$ (761,785)	\$ -
96-CAPITAL PROJECTS	2	79646000 Pryor CDC Construction	(9,672,623)	(9,672,623)	\$ -
	3	79647000 Tahlequah CDC Expansion	325,605	325,605	\$ -
	4	79648000 Sallisaw CDC Construction	(2,989,472)	(2,989,472)	\$ -
	5	79649000 Stilwell CDC Expansion	311,278	311,278	\$ -
	6	79671000 Salina Clinic Construction	(12,100,384)	(12,100,384)	\$ -
	7	79686000 Stilwell Wellness Center	(485,780)	(485,780)	\$ -
	8	79690200 Behavioral Hlth Resid Tx Ctr	(497,384)	(497,384)	\$ -
	9	79692000 Justice Center Construction	50,000,000	50,000,000	\$ -
	10	79693000 District Court Construction	10,000,000	10,000,000	\$ -
96-CAPITAL PROJECTS Total			\$ 34,891,240	\$ 34,891,240	\$ -
Grand Total			\$ 34,129,455	\$ 34,129,455	\$ -

Capital Mod #4 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	2,270,244	87,222	2,357,466	2,138,058	199,408	20,000	2,357,466	-
Department of Labor	18,040,152	0	18,040,152	15,578,327	1,524,795	937,030	18,040,152	-
Dept of Transportation Compact	96,544,512	0	96,544,512	96,072,471	372,041	100,000	96,544,512	-
DHHS General	100,304,406	0	100,304,406	91,636,598	8,667,808	0	100,304,406	-
DOI General	26,939,793	0	26,939,793	25,106,963	1,832,830	0	26,939,793	-
DOI PL 102-477	450,223,061	0	450,223,061	396,725,688	4,971,627	48,525,746	450,223,061	-
DOI Self Governance	59,527,087	79,600	59,606,687	54,439,454	4,817,233	350,000	59,606,687	-
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	685,222,097	80,867	685,302,964	651,949,407	2,120,861	31,232,696	685,302,964	-
HUD	70,803,933	1,877,501	72,681,434	69,214,553	389,380	3,077,501	72,681,434	-
Indirect Cost	94,336,057	187,030	94,523,087	94,523,087	0	0	94,523,087	-
IHS Discretionary	10,000,000	0	10,000,000	150,000	0	9,850,000	10,000,000	-
IHS Self Governance Health	915,676,734	0	915,676,734	815,354,187	65,228,780	35,093,767	915,676,734	-
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	2,618,825	0	2,618,825	2,544,078	74,747	0	2,618,825	-
State of Oklahoma	1,433,679	0	1,433,679	1,301,413	132,266	0	1,433,679	-
Tribe Funded	406,585,532	44,827,641	451,413,173	395,039,797	10,710,142	45,663,234	451,413,173	-
USDA	97,800,121	2,548,073	100,348,194	93,115,095	7,233,099	0	100,348,194	-
Total	\$ 3,580,695,677	\$ 185,049,974	\$ 3,765,745,651	\$ 3,469,811,190	\$ 110,884,487	\$ 185,049,974	\$ 3,765,745,651	\$ -

Non Grant Requests

CAPITAL RECONCILIATION

LA 33-24	\$ 622,099,706
Cap Mod #1	32,908,963
Cap Mod #2	1,741,362
Cap Mod #3	(1,126,119)
Cap Mod #4	34,129,455
Total Capital	\$ 689,753,367

Oper Mod #7	68,609,594	03/27 E&F
Cap Mod #4	34,129,455	03/27 E&F

Oper Mod #6a	\$ 24,076,579	03/10 Council
Cap Mod #3	\$ (1,126,119)	03/10 Council

Total after pending Mod's

\$ 3,891,435,160

Operating - cumulative total	\$ 3,201,681,793
Capital - cumulative total	689,753,367

Grand Total \$ 3,891,435,160



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: 03/12/2025
Re: Review of Capital Budget Modification #4 – **Total \$ 34,129,455**

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>Reason(s)</u>	<u>Amount</u>
None	-	\$ 0
TOTAL GRANTS		\$ 0

B. MOD #4 Request - Increase in budget authority - \$ 34,129,455

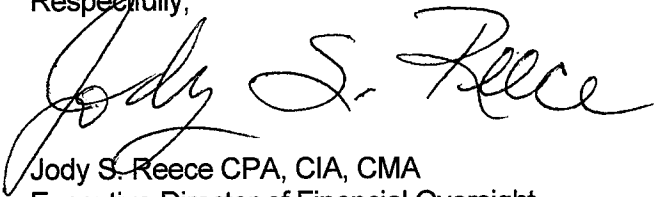
1. Pryor CDC Road Project – 32323300 – DOI PL 102-477: Modification requesting a decrease in expenditure authorization of \$(761,785) to reflect actual carryover amount. The new budget expenditure total is \$2,498,092.
2. Pryor CDC Construction – 79646000 – Capital Projects: Modification requesting a decrease in expenditure authorization of \$(9,672,623) to reflect actual budget carryover with offsetting reduction in the required transfer in from the PL 102-477 operating budget. The new budget expenditure total is \$7,077,377.
3. Tahlequah CDC Construction – 79647000 – Capital Projects: Modification requesting an increase in expenditure authorization of \$325,605 to reflect actual budget carryover with offsetting increase in the required transfer in from the PL 102-477 operating budget. The new budget expenditure total is \$2,498,092.
4. Sallisaw CDC Construction – 79648000 – Capital Projects: Modification requesting a decrease in expenditure authorization of \$(2,989,472) to reflect actual budget carryover with offsetting reduction in the required transfer in from the PL 102-477 operating budget. The new budget expenditure total is \$20,435,528.
5. Stilwell CDC Construction – 79649000 – Capital Projects: Modification requesting an increase in expenditure authorization of \$311,278 to reflect actual budget carryover with offsetting increase in the required transfer in from the PL 102-477 operating budget. The new budget expenditure total is \$661,278.

6. Salina Clinic Construction – 79671000 – Capital Projects: Modification requesting a decrease in expenditure authorization of \$(12,100,384) to reflect actual carryover amount. The new budget expenditure total is \$21,899,616.
7. Stilwell Wellness Center – 79686000 – Capital Projects: Modification requesting a decrease in expenditure authorization of \$(485,780) to reflect actual carryover amount. The new budget expenditure total is \$12,423,183.
8. Behavioral Hlth Resid Tx Ctr – 79690200 – Capital Projects: Modification requesting a decrease in expenditure authorization of \$(497,384) to reflect actual carryover amount. The new budget expenditure total is \$38,357,801.
9. Justice Center Construction – 79692000 – Capital Projects: New budget requesting expenditure authorization of \$50,000,000 pursuant to LA 07-25 The CN USA Trust Settlement Investment Act of 2025. Transfer in from General Fund Operations as reported in the operating budget mod.
10. District Court Construction – 79693000 – Capital Projects: New budget requesting expenditure authorization of \$10,000,000 pursuant to LA 07-25 The CN USA Trust Settlement Investment Act of 2025. Transfer In from General Fund Operations as reported in the operating budget mod.

Summary:

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

Respectfully,



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