

# An Act

## LEGISLATIVE ACT 20-14

### AN ACT AMENDING LEGISLATIVE ACT #22-13 AUTHORIZING THE COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2014 – Mod. 8; 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 #22-13 Authorizing the Comprehensive Capital Budget for FY 2014 – Mod. 8**”.

#### 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 2014” or subsequent amendment. The cumulative total of the capital budget is increased by \$ 3,334 for a total capital budget authority of \$ 103,440,185. The following items are identified as the components of such change:

Grants Received & Authorized per L.A. 22-13 (detail attached)	\$ 3,334
Modification Request (per Section 4 below)	<u>0</u>
<b>Cumulative change in budget authority</b>	<b><u>\$ 3,334</u></b>

#### SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #22-13 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 \$ 0 to wit:

A. An increase in the **Capital Projects** budget authority 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.

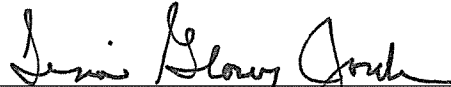
**SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED**

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**

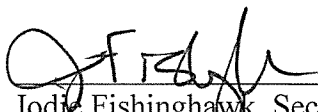
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Passed by the Cherokee Council on the 11<sup>th</sup> day of August, 2014



\_\_\_\_\_  
Tina Glory Jordan, Speaker  
Council of the Cherokee Nation

ATTEST:



\_\_\_\_\_  
Jodie Fishinhawk, Secretary  
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 20<sup>th</sup> day of August, 2014



Bill John Baker, Principal Chief  
Cherokee Nation

ATTEST:



(for) Chuck Hoskin, Jr., Secretary of State  
Cherokee Nation

YEAS AND NAYS AS RECORDED:

Tina Glory-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>	Cara Cowan Watts	<u>Yea</u>
David W. Thornton, Sr.	<u>Yea</u>	Lee Keener	<u>Yea</u>
Janelle Fullbright	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Frankie Hargis	<u>Yea</u>	Jack Baker	<u>Yea</u>
Jodie Fishinghawk	<u>Absent</u>	Julia Coates	<u>Yea</u>
Curtis Snell	<u>Yea</u>		

CHEROKEE NATION  
 PROPOSED FY 2014 AMENDMENT  
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2014 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
75-Federal Other	1	3753300 Federal Transit Program	June Grants	3,334	3,334	\$ -
<b>75-Federal Other Total</b>				<b>\$ 3,334</b>	<b>\$ 3,334</b>	<b>\$ -</b>
<b>Grand Total</b>				<b>\$ 3,334</b>	<b>\$ 3,334</b>	<b>\$ -</b>

## Capital Grants - Reporting Only

**COMPREHENSIVE BUDGET  
FOR FISCAL YEAR 2014**

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	91,581,515	1,791,757	93,373,272	81,196,117	4,597,234	7,579,921	93,373,272	0
Motor Fuels Tax Funding Srce	10,822,938	15,196,108	26,019,046	15,901,006	171,764	9,946,276	26,019,046	0
Motor Vehicle Tax Funding Srce	20,457,224	450,000	20,907,224	19,168,539	460,260	1,278,425	20,907,224	0
Permanent Fund Funding Source	10,530	0	10,530	10,530	0	0	10,530	0
DOI General Funding Source	12,830,540	0	12,830,540	12,035,464	795,076	0	12,830,540	0
DOI Self Gov Funding Source	14,578,666	79,600	14,658,266	13,380,553	1,266,913	10,800	14,658,266	0
DOI Self Gov Roads Funding Src	23,844,432	0	23,844,432	23,616,471	141,088	86,873	23,844,432	0
Dept of Transportation Fnd Src	47,825,387	0	47,825,387	47,566,718	158,826	99,843	47,825,387	0
DOI PL102-477 Funding Source	16,989,155	521,902	17,511,057	16,335,214	1,175,843	0	17,511,057	0
IHS Self Gov Health Funding Sr	257,862,322	28,140	257,890,462	237,740,309	17,500,153	2,650,000	257,890,462	0
IHS Self Gov TEH Funding Src	8,342,737	0	8,342,737	7,966,189	376,548	0	8,342,737	0
IHS Self Gov Offic Funding Src	322,788	0	322,788	284,719	38,069	0	322,788	0
IHS Discretionary Funding Srce	68,400	0	68,400	30,000	0	38,400	68,400	0
DHHS General Funding Source	37,832,446	516,894	38,349,340	34,569,529	3,179,811	600,000	38,349,340	0
USDA Funding Source	17,613,133	775,440	18,388,573	17,611,934	776,639	0	18,388,573	0
Dept of Education Funding Srce	1,258,838	80,307	1,339,145	1,220,995	118,150	0	1,339,145	0
HUD Funding Source	47,830,510	247,211	48,077,721	45,745,805	1,881,916	450,000	48,077,721	0
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0
EPA Funding Source	1,900,581	0	1,900,581	1,697,756	202,825	0	1,900,581	0
Dept of Labor Funding Source	6,926,722	0	6,926,722	6,255,505	671,217	0	6,926,722	0
Federal Other Funding Source	2,775,748	33,834	2,809,582	2,679,854	129,728	0	2,809,582	0
State of Oklahoma Funding Srce	1,140,306	0	1,140,306	1,032,315	107,991	0	1,140,306	0
Private Funding Source	441,113	183,222	624,335	563,142	61,193	0	624,335	0
Indirect Cost Pool Funding Src	40,912,737	69,165	40,981,902	40,712,895	0	0	40,712,895	269,007
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	4,202,608	0	4,202,608	4,202,608	0	0	4,202,608	0
Enterprise Funding Source	1,247,473	450,000	1,697,473	1,237,276	0	0	1,237,276	460,197
Other Funding Source	199,471	17,000	216,471	204,836	11,635	0	216,471	0
Debt Service Funding Source	0	2,650,000	2,650,000	2,650,000	0	0	2,650,000	0
Capital Projects Funding Sourc	20,269,441	3,900,000	24,169,441	19,919,399	0	4,250,042	24,169,441	0
<b>Total</b>	<b>\$ 690,087,761</b>	<b>\$ 26,990,580</b>	<b>\$ 717,078,341</b>	<b>\$ 655,535,678</b>	<b>\$ 33,822,879</b>	<b>\$ 26,990,580</b>	<b>\$ 716,349,137</b>	<b>\$ 729,204</b>

CAPITAL RECONCILIATION	
LA-22-13 CAP	\$ 92,360,612
Mod-1 Capital	5,000,000 10/21 Council
Mod-2 Capital	1,554,468 02/10 Council
Mod-3 Capital	521,902 03/10 Council
Mod-4b Capital	150,000 04/14 Council
Mod-5a Capital	3,300,000 05/12 Council
Mod-6 Capital	167,130 06/16 Council
Mod-7 Capital	382,739 07/14 Council
Mod-8 Capital	3,334 07/31 E&F
<b>Total Capital</b>	<b>\$ 103,440,185</b>

Non Grant Requests	
Mod-10 Oper Req	3,697,580 07/14 Council
Mod-7 Cap Req	49,646 07/14 Council
<b>Mod-11a Oper Req</b>	<b>1,755,594 07/31 E&amp;F</b>
<b>Total after pending Mod's</b>	<b>\$ 721,851,957</b>

<b>Operating (LA21-13)</b>	<b>\$ 618,411,772</b>	<i>Cumulative Oper</i>
<b>Capital (LA-22-13)</b>	<b>103,440,185</b>	<i>Cumulative Cap</i>
<b>Grand Total</b>	<b>\$ 721,851,957</b>	

# CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece CPA, CIA, CMA

Executive Director of Financial Oversight



## M e m o

**To:** Jodie Fishinghawk, Chair, Executive & Finance Committee &  
Janees Taylor, Co-Chair, Executive & Finance Committee

**From:** Jody S. Reece

**CC:** Executive & Finance Committee

**Date:** 07/16/2014

**Re:** Review of Capital Budget Modification #8 – Total \$3,334

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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:

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### A. Capital Grants Received (Reporting Only):

<u>Funding Source</u>	<u>Reason</u>	<u>Amount</u>
Federal Other	Correction to Cash Match – Original calculation was Based on 10% of Federal award and it should be 10% of total project	\$ 3,334
	<b>TOTAL GRANTS</b>	<b>\$ 3,334</b>

### B. Capital Mod #8 (0 budgets) Increase in budget authority - \$ 0:

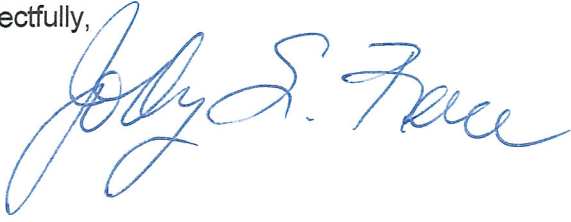
1. No authorizations this month.

#### Summary:

After reviewing the submission by administration of Mod #8 to the Capital Budget, I find no technical issues surrounding these requests, nor do I have any 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. Fane". The signature is written in a cursive style with a large initial "J" and "F".

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Attachments

Jod.

# Cherokee Nation Act/Resolution Proposal Form

Act       Resolution

**ADMINISTRATIVE CLEARANCE**

Dept/Program:

AN ACT AMENDING LEGISLATIVE ACT #22-13 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2014 CAPITAL - MOD 8; AND DECLARING AN EMERGENCY

**TITLE:**

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

**Executive Director:**

DEPARTMENT CONTACT: Gaylon Thompson

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

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

**Treasurer:** (Required: Grants/Contracts/Budgets)

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

**NARRATIVE:**

*Jamelle* 7/11/14  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

**Government Resources:**

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

**Administration Approval:**

*[Signature]* 7/14/14  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

**LEGISLATIVE CLEARANCE:**

Legal & Legislative Coordinator:  
*[Signature]*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

Standing Committee & Date:  
*Executive Finance*

Chairperson: *7/31/14*  
*Fishinhawk*  
Signature/Initial \_\_\_\_\_ Date \_\_\_\_\_

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