

An Act

LEGISLATIVE ACT 27-14

AN ACT AMENDING LEGISLATIVE ACT #25-14 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2015 – Mod. 1; 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 #25-14 Authorizing the Comprehensive Operating Budget for FY 2015 – Mod. 1”.

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 2015” or subsequent amendment. The cumulative total of the budget is increased by **\$ 0** for a total budget authority of **\$ 611,661,823**. The following items are identified as components of such change:

Grants Received & Authorized per LA-25-14 (detail attached)	\$	0
Modification Request (see Section 4 below)		<u>0</u>
Cumulative change in budget authority	\$	<u><u>0</u></u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #21-13 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 budget authorization by an increase of **\$ 0** to wit:

- A. An increase in the **General Fund** budget authority of **\$ 0**, with only offsetting changes within funding source.

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.

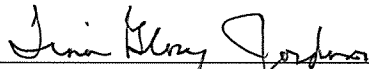
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

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 13th day of October, 2014




Tina Glory Jordan, Speaker
Council of the Cherokee Nation

ATTEST:



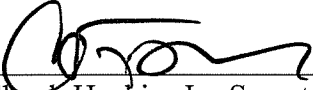
Jodie Fishingham, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 27th day of October, 2014



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



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>Absent</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>Yea</u>	Julia Coates	<u>Yea</u>
Curtis Snell	<u>Yea</u>		

CHEROKEE NATION
 PROPOSED FY 2015 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2015 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
01-Cherokee Nation	1	1010279 Ochelata Clinic	New	-	429,213	\$ (429,213)
	2	1010280 General Fund Operations	LA 25-14	-	(429,213)	\$ 429,213
01-Cherokee Nation Total				\$ -	\$ -	\$ -
Grand Total				\$ -	\$ -	\$ -

Operating Mod #1 Request

COMPREHENSIVE BUDGET FOR FISCAL YEAR 2015

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	106,795,044	1,793,051	108,588,095	90,332,376	5,107,950	13,147,769	108,588,095	0
Motor Fuels Tax Funding Srce	8,565,704	15,731,843	24,297,547	16,212,364	143,672	7,941,511	24,297,547	0
Motor Vehicle Tax Funding Srce	19,520,221	350,000	19,870,221	18,018,161	503,635	1,348,425	19,870,221	0
Permanent Fund Funding Source	10,300	0	10,300	10,300	0	0	10,300	0
DOI General Funding Source	12,040,032	0	12,040,032	11,217,417	822,615	0	12,040,032	0
DOI Self Gov Funding Source	13,994,069	79,600	14,073,669	12,706,877	1,363,292	3,500	14,073,669	0
DOI Self Gov Roads Funding Src	14,608,615	0	14,608,615	14,388,311	182,498	37,806	14,608,615	0
Dept of Transportation Fnd Src	64,604,642	0	64,604,642	64,349,416	155,383	99,843	64,604,642	0
DOI PL 102-477 Funding Source	17,062,009	0	17,062,009	15,873,894	1,188,115	0	17,062,009	0
IHS Self Gov Health Funding Sr	270,307,709	0	270,307,709	247,118,245	20,539,464	2,650,000	270,307,709	0
IHS Self Gov TEH Funding Src	7,569,145	65,000	7,634,145	7,259,357	374,788	0	7,634,145	0
IHS Self Gov Offic Funding Src	322,788	0	322,788	282,355	40,433	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	35,375,027	519,647	35,894,674	32,551,159	3,343,515	0	35,894,674	0
USDA Funding Source	17,071,941	775,440	17,847,381	16,670,117	777,264	400,000	17,847,381	0
Dept of Education Funding Srce	1,139,817	67,154	1,206,971	1,097,307	109,664	0	1,206,971	0
HUD Funding Source	41,252,212	1,005,997	42,258,209	39,241,942	1,801,267	1,215,000	42,258,209	0
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0
EPA Funding Source	1,716,670	0	1,716,670	1,501,282	215,388	0	1,716,670	0
Dept of Labor Funding Source	6,249,663	0	6,249,663	5,590,961	658,702	0	6,249,663	0
Federal Other Funding Source	1,545,673	0	1,545,673	1,441,551	104,122	0	1,545,673	0
State of Oklahoma Funding Srce	1,151,996	0	1,151,996	1,036,471	115,525	0	1,151,996	0
Private Funding Source	409,410	183,222	592,632	531,064	61,568	0	592,632	0
Indirect Cost Pool Funding Src	44,854,978	360,900	45,215,878	44,999,090	0	0	44,999,090	216,788
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	4,552,592	0	4,552,592	4,552,592	0	0	4,552,592	0
Enterprise Funding Source	1,369,960	850,000	2,219,960	2,219,960	0	0	2,219,960	0
Other Funding Source	197,942	17,000	214,942	203,582	11,360	0	214,942	0
Debt Service Funding Source	0	2,650,000	2,650,000	2,650,000	0	0	2,650,000	0
Capital Projects Funding Source	12,391,029	2,400,000	14,791,029	14,791,029	0	0	14,791,029	0
Total	\$ 704,719,188	\$ 26,848,854	\$ 731,568,042	\$ 666,882,180	\$ 37,620,220	\$ 26,848,854	\$ 731,351,254	\$ 216,788

Non Grant Requests

Mod-1 Oper Req	-	09/25 E&F
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CAPITAL RECONCILIATION

LA-24-14 CCAB	\$ 119,689,431
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Total Capital	\$ 119,689,431
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Total after pending Mod's	\$ 731,351,254
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Operating (LA25-14)	\$ 611,661,823	Cumulative Oper
Capital (LA-24-14)	119,689,431	Cumulative Cap

Grand Total	\$ 731,351,254
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CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight

Mem o

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

From: Jody S. Reece

CC: Executive & Finance Committee

Date: 09/10/2014

Re: Review of Operating Budget Modification #1 – **Total \$ 0**

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</u>	<u>Amount</u>
No new grants posted yet for 2015		\$ 0
-		0
	TOTAL GRANTS	\$ 0

General Fund Cash Match for Grants (1010315) – The original budget of \$2,700,072 included \$1,851,460 in Cash Out: Grant Required and \$848,612 in Appropriated for Cash Match for future grants.

Original Appropriated for Cash Match (future grants)	\$ 848,612
Used: ---	(-----) -
Balance Available	<u>\$ 848,612</u>

B. MOD #1 Request - (2 budgets) Increase in budget authority - \$ 0

1. Ochelata Clinic – 1010279 – General Fund: New budget requesting expenditure authorization of \$429,313. This budget includes new positions for a physician and registered nurse along with some operating expenditures. Someone from Administration and/or Health will need to explain how this ties in with the Bartlesville budget as well as anticipated future needs from the General Fund versus Indian Health Service (IHS) funding.
2. General Fund Operations – 1010280 – General Fund: Modification requesting a decrease in expenditure authorization of \$429,313 from Reserved by Appropriation to fund the new budget in item 1. There will be \$10,566,762 remaining in General Fund - Reserved by Appropriation.

Summary:

After reviewing the submission of Mod #1 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 "Judy S. France". The signature is written in a cursive style with a large, looping initial "J" and a distinct "S" before the last name.

CHEROKEE NATION - FY2015 BUDGET REQUEST FORM

For Internal Purposes Only - Not For Distribution

PART-1

Budget Period:	10/01/2014 - 09/30/2015	Budget Preparer	Phone:	918-273-7544
Contract Period:		Name:	CINDY L COLLINS	
Contract Number:		Accounting Unit Director/Manager	Phone:	918-273-7544
Accounting Fund:	1-General Fund	Name:	CINDY L COLLINS	
Funding Source:	01-Cherokee Nation	Executive Director	Phone:	453-5557
AU Description:	OCHELATA CLINIC	Name:	CONNIE DAVIS	
Accounting Unit:	1010279	1st Person Responsible		
		Employee #	100985	
Date/Time Printed:	10-Sep-14 08:20 AM			

Notes:

PART-2

Staffing Summary:	FY 2015 ORIG REQUEST	FY 2014 BUDGET	Incr \ (Decr)
# of Regular Full-Time Employee Equivalents:	2.00		2.00
# of Regular Part-Time Employee Equivalents:			-
# of Temp. Full-Time Employee Equivalents:			-
# of Temp. Part-Time Employee Equivalents:			-
# of Other Employee Equivalents:			-
TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS	2.00	-	2.00

PART-3

Revenues: (Show as positive #)	Account #	Incr \ (Decr)
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!		
Total Revenues		\$ -

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	\$231,657				\$ 231,657
Fringe benefits	610000	\$76,679				\$ 76,679
Staff development & training	620000	\$500				\$ 500
CME Training	620300	\$3,000				\$ 3,000
Travel-staff	630000	\$1,000				\$ 1,000
Supplies on agreement: RX	660010		\$50,000			\$ 50,000
Supplies on agreement: medical	660020		\$7,500			\$ 7,500
Supplies	680000	\$10,000				\$ 10,000
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!						
Expenditures NOT Subject to IDC			\$ 57,500		\$ -	\$ 57,500
Expenditures SUBJECT to IDC		\$ 322,836		\$ -		\$ 322,836
Indirect Cost Rate (If blank or zero, must explain in Notes above)		15.14%		14.23%		
Indirect Cost Allocation	970000	\$ 48,877		\$ -		\$ 48,877
Total Expenditures			\$ 429,213		\$ -	\$ 429,213

Revenues OVER \ (UNDER) Expenditures		\$ (429,213)		\$ -	\$ (429,213)
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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 ==>		\$ 429,213		\$ -	
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Excess\ (Deficit) of Revenues, Expenditures and Net Transfers		\$ (429,213)		\$ -	\$ (429,213)
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0 PAYROLL WORKSHEET

Accounting Unit Description: **OCHELATA CLINIC** For Budget Period: **10/01/2014 - 09/30/2015** For Internal Purposes Only - Not For Distribution Printed Date: **10-Sep-14**
 Accounting Unit Name: **1010279** Prepared by: **CINDY L COLLINS** Printed Time: **08:20 AM**

Job Title	Position Vacant=V New=N Existing=E	Salary Class: Salary = S Hourly = H MOA/PA = N	Grade Range	Emp. #	Pay Rate	Expected Hours To Pay on this AU		Expected Wages (Gross)	Series-Status	Fringe Rate%	% Charged to this AU	On Multiple AUs	Expected Wages (Gross)	Expected Fringe Benefits
						Regular	Overtime							
1 PHYSICIAN	N	S	H01		\$86.54	2,080		\$180,003	Full Time	33.10%	100%		\$180,003	\$59,561
2 RN	N	S	N04		\$21.03	2,080		\$43,742	Full Time	33.10%	100%		\$43,742	\$14,479
3										0.00%			\$0	\$0
4										0.00%			\$0	\$0
5										0.00%			\$0	\$0
6										0.00%			\$0	\$0
7										0.00%			\$0	\$0
8										0.00%			\$0	\$0
9										0.00%			\$0	\$0
10										0.00%			\$0	\$0
11										0.00%			\$0	\$0
12										0.00%			\$0	\$0
13										0.00%			\$0	\$0
14										0.00%			\$0	\$0
15										0.00%			\$0	\$0
16										0.00%			\$0	\$0
17										0.00%			\$0	\$0
18										0.00%			\$0	\$0
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31										0.00%			\$0	\$0
32										0.00%			\$0	\$0
33										0.00%			\$0	\$0
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39										0.00%			\$0	\$0
40										0.00%			\$0	\$0
41										0.00%			\$0	\$0
42										0.00%			\$0	\$0
43										0.00%			\$0	\$0
44										0.00%			\$0	\$0
45										0.00%			\$0	\$0
46										0.00%			\$0	\$0
47										0.00%			\$0	\$0
48										0.00%			\$0	\$0
49										0.00%			\$0	\$0
50										0.00%			\$0	\$0
51 Anticipated Turnover														
52 AU 3% Merit Increase													\$6,712	\$2,222
53 Christmas Bonus - Regular Full Time													\$1,200	\$397
54 Christmas Bonus - Regular Part Time														\$0
Totals														
													\$231,657	\$76,679

Please input these totals on the Budget Request Form!

CHEROKEE NATION - FY2015 BUDGET REQUEST FORM

For Internal Purposes Only - Not For Distribution

PART-1

Budget Period:	10/01/2014 - 09/30/2015	Budget Preparer	Phone:	918-453-5305
Contract Period:		Name:	Jamie Cole	
Contract Number:		Accounting Unit Director/Manager	Phone:	918-453-5305
Accounting Fund:	1-General Fund	Name:	Jamie Cole	
Funding Source:	01-Cherokee Nation	Executive Director	Phone:	918-207-3902
AU Description:	General Fund Operations	Name:	Lacey Horn	
Accounting Unit:	1010280	1st Person Responsible	Employee #	101613
Date/Time Printed:	10-Sep-14 08:20 AM	Place IDC Rate in Part 4 Below		

Notes: \$429,213 from Reserved by appropriation for the Ochelata Clinic, AU 1010279.

PART-2

Staffing Summary:	FY 2015 REVISION 1	FY 2015 ORIG REQUEST	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:			-
TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS			-

PART-3

Revenues: (Show as positive #)	Account #			Incr \ (Decr)
Interest income	440010	\$50,000	\$50,000	\$ -
Dividends from Component Units	460000	\$37,500,000	\$37,500,000	\$ -
Carryover: "appropriated" PY	490000	\$3,065,544	\$3,065,544	\$ -
Carryover: "unappropriated" PY	490010	\$22,917,240	\$22,917,240	\$ -
Please enter a valid account number - >>>				\$ -
Total Revenues		\$ 63,532,784	\$ 63,532,784	\$ -

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	\$0		\$0		\$ -
Fringe benefits	610000	\$0		\$0		\$ -
Contract services >=\$5K	650000		\$6,300		\$6,300	\$ -
Subgrants >= \$5K	660050		\$500,000		\$500,000	\$ -
Property taxes	710000		\$15,000		\$15,000	\$ -
Property insurance	710010	\$0		\$0		\$ -
Direct billed: general liab ins	710120	\$0		\$0		\$ -
Bank service charge	760020		\$25,000		\$25,000	\$ -
Reserved by appropriation	760060		\$10,566,762		\$10,995,975	\$ (429,213)
Unallowable costs	760070		\$454,000		\$454,000	\$ -
Please enter a valid account number - >>>						\$ -
Please enter a valid account number - >>>						\$ -
DO NOT COPY TO, COPY BELOW, OR REMOVE THIS LINE!						
Expenditures NOT Subject to IDC			\$ 11,567,062		\$ 11,996,275	\$ (429,213)
Expenditures SUBJECT to IDC		\$ -		\$ -		\$ -
Indirect Cost Rate (if blank or zero, must explain in Notes above)		15.13%		15.13%		
Indirect Cost Allocation	970000	\$ -		\$ -		\$ -
Total Expenditures			\$ 11,567,062		\$ 11,996,275	\$ (429,213)

Revenues OVER \ (UNDER) Expenditures		\$ 51,965,722		\$ 51,536,509	\$ 429,213
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Transfers In/Out - (Show ALL as Positive Numbers)

Operating Transfers IN					
Other financing sources	900000				\$ -
Cash in: tribally required	900010		\$147,649		\$ -
Cash in: grant required	900020			\$147,649	\$ -
Cash in: motor fuel tax	900040				\$ -
Cash in: vehicle tax	900050		\$998,425		\$ -
Cash in: interprogram contract	900060				\$ -
Cash in: debt service	900070				\$ -

Operating Transfers OUT					
Other financing uses	900001				\$ -
Cash out: tribally required	900011		\$10,271,432		\$ -
Cash out: grant required	900021			\$10,271,432	\$ -
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		\$ (9,125,358)		\$ (9,125,358)	\$ -
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Take to Narrative ==>		\$ 21,838,494		\$ 22,267,707	
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Excess\ (Deficit) of Revenues, Expenditures and Net Transfers		\$ 42,840,364		\$ 42,411,151	\$ 429,213
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Cherokee Nation Act/Resolution Proposal Form

Act Resolution

ADMINISTRATIVE CLEARANCE

Dept/Program:

Signature/Initial Date

Executive Director:

Signature/Initial Date

Treasurer: (Required:
Grants/Contracts/Budgets)

Janelle 9/10/14

Signature/Initial Date

Government Resources:

Signature/Initial Date

Administration Approval:

Ch. Hobbs 9-11-14

Signature/Initial Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

B. Brittain 9/11/14

Signature/Initial Date

Standing Committee & Date:

Executive Finance 9/25/14

Chairperson:

Fishinghawk

Signature/Initial Date

Returned to Presenter:

Date

TITLE: AN ACT AMENDING LEGISLATIVE ACT #25-14 AUTHORIZING
THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2015
OPERATING – MOD 1; AND DECLARING AN EMERGENCY

DEPARTMENT CONTACT: Gaylon Thompson

RESOLUTION PRESENTER: _____

COUNCIL SPONSOR: _____

NARRATIVE:

09-11-14P03:07 RCVD