

## An Act

### LEGISLATIVE ACT 26-20

#### AN ACT AMENDING LEGISLATIVE ACT #16-20 AUTHORIZING THE COMPREHENSIVE CAPITAL BUDGET FOR FISCAL YEAR 2021 – 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 #16-20 Authorizing the Comprehensive Capital Budget for FY 2021 – 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 Capital Budget Act for Fiscal Year 2021” or subsequent amendment. The cumulative total of the capital budget is increased by **\$ 249,530** for a total capital budget authority of **\$ 218,421,120**. The following items are identified as the components of such change:

Grants Received & Authorized per L.A. 16-20 (detail attached)	\$	0
Modification Request (per Section 4 below)		<u>249,530</u>
<b>Cumulative change in budget authority</b>	<b>\$</b>	<b><u>249,530</u></b>

#### SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #16-20 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 **\$ 249,530**.

A. An increase in the **General Fund** budget authority of **\$ 249,530**.

**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.

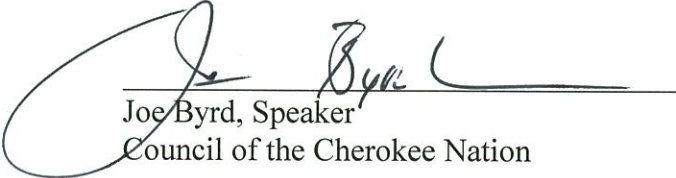
**SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED**

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 16<sup>th</sup> day of November, 2020

  
\_\_\_\_\_  
Joe Byrd, Speaker  
Council of the Cherokee Nation

ATTEST:

  
\_\_\_\_\_  
James Taylor, Secretary  
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 18 day of November 2020



Chuck Hoskin, Jr., Principal Chief  
Cherokee Nation

ATTEST:



Tina Glory Jordan, 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>
Wes Nofire	<u>Yea</u>	Dora Smith Patzkowski	<u>Yea</u>
Mike Dobbins	<u>Yea</u>	Joe Deere	<u>Yea</u>
E. O. "Jr." Smith	<u>Absent</u>	Keith Austin	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Canaan Duncan	<u>Yea</u>	Julia Coates	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Mary Baker Shaw	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		



**COMPREHENSIVE BUDGET  
FOR FISCAL YEAR 2021**

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	116,280,954	18,840,298	135,121,252	112,890,721	4,486,611	17,743,920	135,121,252	0
Motor Fuels Tax Funding Srce	10,947,620	18,029,395	28,977,015	20,410,008	76,007	8,491,000	28,977,015	0
Motor Vehicle Tax Funding Srce	33,190,903	1,099,686	34,290,589	32,274,428	623,323	1,392,838	34,290,589	0
Permanent Fund Funding Source	9,100	0	9,100	9,100	0	0	9,100	0
DOI General Funding Source	14,758,239	0	14,758,239	13,693,365	1,064,874	0	14,758,239	0
DOI Self Gov Funding Source	18,626,967	79,600	18,706,567	14,981,272	1,214,874	2,510,421	18,706,567	0
DOI Self Gov Roads Funding Src	4,658,360	0	4,658,360	4,621,055	32,305	5,000	4,658,360	0
Dept of Transportation Fnd Src	75,905,514	0	75,905,514	75,580,524	224,990	100,000	75,905,514	0
DOI PL102-477 Funding Source	95,587,677	0	95,587,677	91,565,270	1,929,581	2,092,826	95,587,677	0
IHS Self Gov Health Funding Sr	544,528,926	12,034,146	556,563,072	514,154,467	30,374,459	12,034,146	556,563,072	0
IHS Self Gov TEH Funding Src	18,740,302	0	18,740,302	18,457,407	282,895	0	18,740,302	0
IHS Self Gov Office Funding Src	388,823	0	388,823	351,730	37,093	0	388,823	0
IHS Discretionary Funding Srce	75,000	0	75,000	75,000	0	0	75,000	0
DHHS General Funding Source	59,966,908	603,199	60,570,107	56,527,293	4,042,814	0	60,570,107	0
USDA Funding Source	17,343,957	793,901	18,137,858	17,411,590	726,268	0	18,137,858	0
Dept of Education Funding Srce	816,788	82,222	899,010	835,668	48,342	15,000	899,010	0
HUD Funding Source	36,834,884	300,000	37,134,884	35,174,013	460,871	1,500,000	37,134,884	0
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0
EPA Funding Source	2,551,226	0	2,551,226	2,332,508	218,718	0	2,551,226	0
Dept of Labor Funding Source	15,740,463	0	15,740,463	14,597,130	1,143,333	0	15,740,463	0
Dept of Treasury Funding Source	250,000,000	0	250,000,000	223,528,579	12,502,492	13,968,929	250,000,000	0
Federal Other Funding Source	10,392,816	370,133	10,762,949	10,505,242	257,707	0	10,762,949	0
State of Oklahoma Funding Srce	1,600,698	0	1,600,698	1,479,271	121,427	0	1,600,698	0
Private Funding Source	2,709,047	0	2,709,047	2,693,918	15,129	0	2,709,047	0
Indirect Cost Pool Funding Src	56,953,842	4,500	56,958,342	56,958,342	0	0	56,958,342	0
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	5,750,439	0	5,750,439	5,750,439	0	0	5,750,439	0
Enterprise Funding Source	2,436,773	1,400,000	3,836,773	3,646,694	190,079	0	3,836,773	0
Other Funding Source	208,000	17,000	225,000	220,134	4,866	0	225,000	0
Debt Service Funding Source	0	0	0	0	0	0	0	0
Capital Projects Funding Sourc	80,586,419	6,200,000	86,786,419	86,786,419	0	0	86,786,419	0
<b>Total</b>	<b>\$ 1,477,590,645</b>	<b>\$ 59,854,080</b>	<b>\$ 1,537,444,725</b>	<b>\$ 1,417,511,587</b>	<b>\$ 60,079,058</b>	<b>\$ 59,854,080</b>	<b>\$ 1,537,444,725</b>	<b>\$ -</b>

**Non Grant Requests**

CAPITAL RECONCILIATION	
LA 16-20	\$ 218,171,590
Cap Mod #1	249,530

Oper Mod #1	33,808,794	10/29 E&F
Cap Mod #1	249,530	10/29 E&F

**Total after pending Mod's**      **\$ 1,571,503,049**

Operating (LA 17-20)	1,353,081,929	Cumulative Oper
Capital (LA 16-20)	218,421,120	Cumulative Cap
<b>Grand Total</b>	<b>\$ 1,571,503,049</b>	

CHEROKEE NATION  
 PROPOSED FY 2021 AMENDMENT  
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2021 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
01-Cherokee Nation	1	1012505 Land Acquisition & Improvements	New	249,530	249,530	\$ -
<b>01-Cherokee Nation Total</b>				<b>\$ 249,530</b>	<b>\$ 249,530</b>	<b>\$ -</b>
<b>Grand Total</b>				<b>\$ 249,530</b>	<b>\$ 249,530</b>	<b>\$ -</b>

## Capital Mod #1 Request



# 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:** 10/15/2020  
**Re:** Review of Capital Budget Modification #1 – **Total \$ 249,530**

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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. Grant Reporting:

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

### B. MOD #1 Request - Increase in budget authority - \$ 249,530

1. Land Acquisitions & Improvements – 1012505 – General Fund: New budget requesting expenditure authorization of \$249,530 for land acquisitions and improvements to existing properties owned by Cherokee Nation. The funding revenue is from unexpected one-time revenue for oil/gas.

#### Summary:

After reviewing the submission of the Capital Mod by 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,



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 FY 2021 Comprehensive Budget Narrative

Department/Program	Executive Director		ED Phone #
14 - Government Resources	Tina Glory Jordan		918-453-5101
Accounting Unit	Accounting Unit Name		
1012505	Land Acquisitions & Improvements		
Program Director/Manager		Pgm Dir/Mgr Phone #	Period Budget Covers
Ginger Reeves		918-453-5675	10/01/2020 - 09/30/2021
FY 2020 BUDGET	FY 2021 ORIG REQUEST	\$ Increase/(Decrease) Requested – Approved	% Increase/(Decrease) (Request – Approved) / Approved
\$ -	\$ 249,530	\$ 249,530	100.00%
Staffing Plan (FTE)	FY 2021 ORIG REQUEST	FY 2020 BUDGET	Net Change in Staffing
Regular Full-Time	-	-	-
Regular Part-Time	-	-	-
Temporary Full-Time	-	-	-
Temporary Part-Time	-	-	-
IPA/MOA/Other	-	-	-
Total	-	-	-

**PROGRAM NARRATIVE:**

The office of Real Estate Services maintains and leases both surface and mineral acreage located on certain properties outside the 14 county reservation area by negotiations and oversight of same. These proceeds are from an unexpected one-time revenue for oil/gas. This budget will be set aside for land acquisitions and improvements to existing properties owned by Cherokee Nation.

**SIGNIFICANT CHANGES:**

New budget.

CHEROKEE NATION - FY2021 BUDGET REQUEST FORM

PART-1

Budget Period:	10/01/2020 - 09/30/2021	Budget Preparer	Phone: 918-453-5273
Contract Period:		Name:	Amanda Chuculate
Contract Number:		Accounting Unit Director/Manager	Phone: 918-453-5675
Accounting Fund:	1-General Fund	Name:	Ginger Reeves
Funding Source:	01-Cherokee Nation	Executive Director	Phone: 918-453-5101
AU Description:	Land Acquisitions & Improvements	Name:	Tina Glory Jordan
Accounting Unit:	1012505	1st Person Responsible	
Date/Time Printed:	07-Oct-20 03:31 PM	Employee #	105365

Notes: New budget derived from unexpected revenue.

PART-2  
Staffing Summary:

	FY 2021 ORIG REQUEST	FY 2020 BUDGET	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:			-
<b>TOTAL NUMBER OF EMPLOYEE-EQUIVALENTS</b>			-

PART-3

Revenues: (Show as positive #)	Account #		Incr \ (Decr)
Other Income	499000	\$249,530	\$ 249,530
Please enter a valid account number - >>>			\$ -
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!			\$ -
<b>Total Revenues</b>		<b>\$ 249,530</b>	<b>\$ 249,530</b>

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				\$ -
Fringe benefits	610000	\$0				\$ -
Land	770050		\$150,000			\$ 150,000
Land improvements >= \$5K	770060		\$99,530			\$ 99,530
Please enter a valid account number - >>>						\$ -
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!						\$ -
<b>Expenditures NOT Subject to IDC</b>			<b>\$ 249,530</b>			<b>\$ 249,530</b>
<b>Expenditures SUBJECT to IDC</b>						
Indirect Cost Rate (If blank or zero, must explain in Notes above)		11.52%		12.90%		
Indirect Cost Allocation	970000	\$ -		\$ -		\$ -
<b>Total Expenditures</b>			<b>\$ 249,530</b>			<b>\$ 249,530</b>

<b>Revenues OVER \ (UNDER) Expenditures</b>		<b>\$ -</b>		<b>\$ -</b>		<b>\$ -</b>
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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					\$ -

<b>Transfers In\Out - Net</b>		<b>\$ -</b>		<b>\$ -</b>		<b>\$ -</b>
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<b>Take to Narrative ==&gt;</b>		<b>\$ 249,530</b>		<b>\$ -</b>		<b>\$ -</b>
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<b>Excess\ (Deficit) of Revenues, Expenditures and Net Transfers</b>		<b>\$ -</b>		<b>\$ -</b>		<b>\$ -</b>
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# Cherokee Nation Act/Resolution Proposal Form

Act       Resolution

<b><u>ADMINISTRATIVE CLEARANCE</u></b>	
<b>Dept/Program:</b>	
Signature/Initial	Date
<b>Executive Director:</b>	
Signature/Initial	Date
<b>Treasurer: (Required: Grants/Contracts/Budgets)</b>	
DocuSigned by:  10/15/2020	
Signature/Initial	Date
<b>Government Resources:</b>	
Signature/Initial	Date
<b>Administration Approval:</b>	
	
Signature/Initial	Date
	
<b><u>LEGISLATIVE CLEARANCE:</u></b>	
<b>Legal &amp; Legislative Coordinator:</b>	
Signature/Initial	Date
<b>Standing Committee &amp; Date:</b>	
<b>Chairperson:</b>	
Signature/Initial	Date
<b>Returned to Presenter:</b>	
	Date

**TITLE:** AN ACT AMENDING LEGISLATIVE ACT #16-20 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2021 CAPITAL - MOD 01 ; AND DECLARING AN EMERGENCY

**DEPARTMENT CONTACT:** Daniel Stroup

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

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

**NARRATIVE:**

OCT 15 '20 PM 2:28

# Cherokee Nation Act/Resolution Proposal Form

Act       Resolution

<b><u>ADMINISTRATIVE CLEARANCE</u></b>	
Dept/Program:	
Signature/Initial	Date
<b>Executive Director:</b>	
Signature/Initial	Date
<b>Treasurer: (Required: Grants/Contracts/Budgets)</b>	
DocuSigned by: <i>Indyanna Stein</i> 10/15/2020	
Signature/Initial	Date
<b>Government Resources:</b>	
Signature/Initial	Date
<b>Administration Approval:</b>	
<i>[Signature]</i>	
Signature/Initial	Date
<i>[Signature]</i> 10/15/20	
<b><u>LEGISLATIVE CLEARANCE:</u></b>	
<b>Legal &amp; Legislative Coordinator:</b>	
<i>[Signature]</i> 10/15/20	
Signature/Initial	Date
<b>Standing Committee &amp; Date:</b>	
<i>Executive + Finance</i>	
<b>Chairperson:</b> 10/29/20	
<i>[Signature]</i>	
Signature/Initial	Date
<b>Returned to Presenter:</b>	
Date	

**TITLE:** AN ACT AMENDING LEGISLATIVE ACT #16-20 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2021 CAPITAL - MOD 01 ; AND DECLARING AN EMERGENCY

**DEPARTMENT CONTACT:** Daniel Stroup

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

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

**NARRATIVE:**

OCT 15 '20 PM 2:28