

An Act

LEGISLATIVE ACT 31-17

AN ACT AMENDING LEGISLATIVE ACT #26-17 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2018 – Mod. 2; 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 #26-17 Authorizing the Comprehensive Operating Budget for FY 2018 – Mod. 2”.

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 2018” or subsequent amendment. The cumulative total of the budget is increased by \$ 19,993 for a total budget authority of \$ 651,795,233. The following items are identified as components of such change:

Grants Received & Authorized per LA-26-17 (detail attached)	\$ 19,993
Modification Request (see Section 4 below)	<u>0</u>
Cumulative change in budget authority	<u>\$ 19,993</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #26-17 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. \$ 0 Request (Grants Reporting Only)

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.

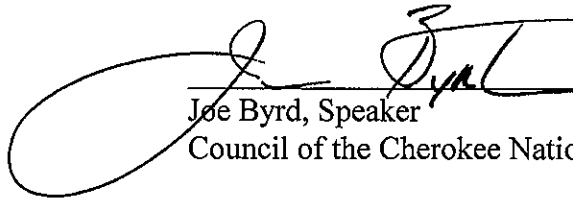
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

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

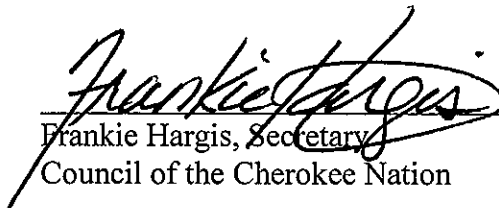
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Enacted by the Council of the Cherokee Nation on the 13th day of November, 2017




Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:




Frankie Hargis, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 21 day of November, 2017



Bill John Baker, Principal Chief
Cherokee Nation

ATTEST:



Chuck Hoskin, Jr., 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>
David Walkingstick	<u>Yea</u>	Dick Lay	<u>Yea</u>
Dr. Mike Dobbins	<u>Yea</u>	Buel Anglen	<u>Yea</u>
E.O. "Jr" Smith	<u>Yea</u>	Keith Austin	<u>Yea</u>
Bryan Warner	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Frankie Hargis	<u>Absent</u>	Mary Baker Shaw	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Wanda Hatfield	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

CHEROKEE NATION
 PROPOSED FY 2018 AMENDMENT
 Sorted by Funding Source

				Data		
Funding Source	Ref # by FS	Program/Purpose	FY 2018 Prior LA	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
40-DHHS-General	1	3401110 Title IV-E Development	New	43,540	43,540	\$ -
40-DHHS-General Total				\$ 43,540	\$ 43,540	\$ -
62-EPA	2	3622470 ATTAINS Mentorship Exchange	New	100,000	100,000	\$ -
62-EPA Total				\$ 100,000	\$ 100,000	\$ -
75-Federal Other	3	3754400 Violence against Women	LA 26-17	(95,745)	(95,745)	\$ -
	4	3757000 VOCA One Fire	LA 26-17	(27,802)	(27,802)	\$ -
75-Federal Other Total				\$ (123,547)	\$ (123,547)	\$ -
Grand Total				\$ 19,993	\$ 19,993	\$ -

Operating Grants - Reporting Only

**COMPREHENSIVE BUDGET
FOR FISCAL YEAR 2018**

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	97,000,563	661,398	97,661,961	80,319,041	4,933,723	12,409,197	97,661,961	0
Motor Fuels Tax Funding Srce	9,288,770	17,324,706	26,613,476	18,538,315	104,469	7,970,692	26,613,476	0
Motor Vehicle Tax Funding Srce	25,351,689	1,126,604	26,478,293	24,674,532	513,403	1,290,358	26,478,293	0
Permanent Fund Funding Source	10,100	0	10,100	10,100	0	0	10,100	0
DOI General Funding Source	10,526,657	0	10,526,657	9,603,640	923,017	0	10,526,657	0
DOI Self Gov Funding Source	13,363,665	79,600	13,443,265	12,301,800	1,133,965	7,500	13,443,265	0
DOI Self Gov Roads Funding Src	8,312,217	0	8,312,217	8,162,149	129,867	20,201	8,312,217	0
Dept of Transportation Fnd Src	72,048,214	0	72,048,214	71,786,009	162,362	99,843	72,048,214	0
DOI PL102-477 Funding Source	26,756,697	0	26,756,697	25,711,458	1,045,239	0	26,756,697	0
IHS Self Gov Health Funding Sr	286,180,066	206,647	286,386,713	265,999,613	20,387,100	0	286,386,713	0
IHS Self Gov TEH Funding Src	8,972,850	0	8,972,850	8,677,485	295,365	0	8,972,850	0
IHS Self Gov Office Funding Src	322,788	0	322,788	288,476	34,312	0	322,788	0
IHS Discretionary Funding Srce	75,000	0	75,000	35,000	0	40,000	75,000	0
DHHS General Funding Source	37,445,992	557,804	38,003,796	34,913,353	3,090,443	0	38,003,796	0
USDA Funding Source	19,244,537	851,419	20,095,956	19,349,897	746,059	0	20,095,956	0
Dept of Education Funding Srce	1,130,919	67,222	1,198,141	1,140,593	57,548	0	1,198,141	0
HUD Funding Source	32,078,682	312,422	32,391,104	31,847,310	507,794	36,000	32,391,104	0
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0
EPA Funding Source	1,753,607	0	1,753,607	1,561,310	192,297	0	1,753,607	0
Dept of Labor Funding Source	10,420,024	0	10,420,024	9,506,751	913,273	0	10,420,024	0
Federal Other Funding Source	5,003,159	35,729	5,038,888	4,705,006	133,882	200,000	5,038,888	0
State of Oklahoma Funding Srce	1,274,965	0	1,274,965	1,176,942	98,023	0	1,274,965	0
Private Funding Source	303,285	152,987	456,272	410,951	45,321	0	456,272	0
Indirect Cost Pool Funding Src	47,229,321	900	47,230,221	47,230,221	0	0	47,230,221	0
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	5,427,293	0	5,427,293	5,427,293	0	0	5,427,293	0
Enterprise Funding Source	3,376,189	886,000	4,262,189	4,060,725	201,464	0	4,262,189	0
Other Funding Source	225,000	17,000	242,000	234,124	7,876	0	242,000	0
Debt Service Funding Source	0	0	0	0	0	0	0	0
Capital Projects Funding Source	149,627,298	0	149,627,298	149,420,651	0	206,647	149,627,298	0
Total	\$ 872,749,547	\$ 22,280,438	\$ 895,029,985	\$ 837,092,745	\$ 35,656,802	\$ 22,280,438	\$ 895,029,985	\$ -

CAPITAL RECONCILIATION	
LA 25-17	\$ 246,713,097
Total Capital	\$ 246,713,097
Non Grant Requests	
Oper Mod #1 Req	3,478,345
Oper Mod #2 Req	-
	10/26 E&F
Total after pending Mod's	\$ 898,508,330
Operating (LA 26-17)	651,795,233
Capital (LA 25-17)	246,713,097
Grand Total	\$ 898,508,330



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: 10/11/2017
Re: Review of Operating Budget Modification #2 – Total \$ 19,993

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 - Reason</u>	<u>Amount</u>
40 – DHHS General	1 – Carryover reconciliation	\$ 43,540
62 – EPA	1 – New award	100,000
75 – Federal Other	2 – Carryover reconciliation and new award	(123,547)
TOTAL GRANTS		<u>\$ 19,993</u>

General Fund Cash Match for Grants (1010315)

Cash Out: Grant Required	\$ 1,977,583
Appropriated for Cash Match (future grants)	<u>708,489</u>
Original Total Budget	<u>\$ 2,686,072</u>
Original Appropriated for Cash Match (future grants)	\$ 708,489
Used: None	0
Balance Available For Future Grant Matching	<u>\$ 708,489</u>

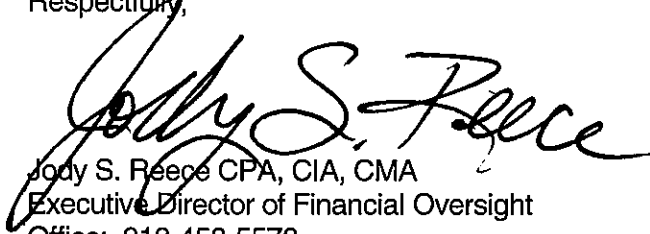
B. MOD #2 Request - (0 budgets) Increase in budget authority - \$ 0

1. \$ 0 Request (Grants Reporting Only this month)

Summary:

After reviewing the submission of the operating modification 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 additional information, please do not hesitate to contact me.

Respectfully,

A handwritten signature in black ink that reads "Jody S. Reece". The signature is fluid and cursive, with the first name "Jody" being the most prominent.

Jody S. Reece CPA, CIA, CMA
Executive Director of Financial Oversight
Office: 918-453-5573
Cell: 918-525-2017
Email: jody-reece@cherokee.org

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Cherokee Nation Act/Resolution Proposal Form

ADMINISTRATIVE CLEARANCE

Dept/Program:

Signature/Initial Date

Executive Director:

Signature/Initial Date

Treasurer: (Required: Grants/Contracts/Budgets)

RC for LAH 10/5/17
Signature/Initial Date

Government Resources:

Signature/Initial Date

Administration Approval:

Edm John Fisher 10-6-17
Signature/Initial Date

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

[Signature] 10/11/17
Signature/Initial Date

Standing Committee & Date:

Executive + Finance

Chairperson: 10/26/17

Taylor
Signature/Initial Date

Returned to Presenter: _____
Date

Act Resolution

TITLE: AN ACT AMENDING LEGISLATIVE ACT #26-17 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2018 OPERATING - MOD 02 ; AND DECLARING AN EMERGENCY

DEPARTMENT CONTACT: Gaylon Thompson

RESOLUTION PRESENTER: _____

COUNCIL SPONSOR: _____

NARRATIVE: