

An Act

Legislative Act: 02-25

**AN ACT AMENDING TITLE 15 OF THE
CHEROKEE NATION CODE ANNOTATED**

BE IT ENACTED BY THE CHEROKEE NATION:

Section 1. Title and Codification

This act shall be known as “The Contract Publication Act Amendment of 2024” and shall be codified in Title 15, Chapter 1, Section 3 of the Cherokee Nation Code Annotated.

Section 2. Purpose

The purpose of this Act is to enhance accountability and align the Nation’s reporting practices with federal standards through the adoption of the Simplified Acquisition Threshold, as established by the Federal Acquisition Regulation, to reduce administrative burdens, enhance efficiency, and ensure consistency.

Section 3. Legislative History

LA-20-03

Section 4. Substantive Provisions

Title 15, Chapter 1, Section 3 shall be amended as follows:

§ 3. Reports relating to contracts

A. ~~Each Executive Director of a Department~~ The Director of Purchasing of the Cherokee Nation shall submit to the Treasurer, by November 1 of each year, a report listing all acquisitions where the total value of the contract exceeds exceeding Five Thousand Dollars (\$5,000.00) of the Department the Simplified Acquisition Threshold, as established and periodically adjusted by the Federal Acquisition Regulation, for the preceding fiscal year which will include the following information:

1. Professional service contracts;
2. Nonprofessional service contracts; and
3. Contracts for the leasing of property including real property contracts and any lease agreements for products or equipment.

B. The report shall contain:

1. The name of the supplier;
 2. A description of each acquisition;
 3. The purchase price of the acquisition; and
 4. The total amount expended to date for the preceding fiscal year for the acquisition.
- C. The report shall specifically identify sole source, sole brand acquisitions, and acquisitions by TERO vendors.
- D. The ~~Executive~~ Director of Purchasing the Department of the Cherokee Nation shall submit the report to the Treasurer and to the Office of the Controller. The ~~Executive Director of any Department~~ Treasurer shall submit the report to any Member of the Cherokee Nation Council if a Member so requests.
- E. The ~~Secretary~~ Treasurer shall review the report for compliance with statutes and rules or other provisions of law applicable.
- F. All contract awards given by the Cherokee Nation to individuals, businesses or agencies where the total value exceeds over One Hundred Thousand Dollars (\$100,000.00) the Simplified Acquisition Threshold, will be published annually in January on the Cherokee Nation website and in the Cherokee Phoenix.

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 of 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.

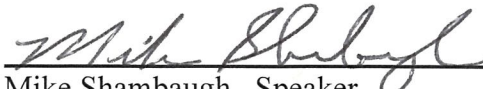
Section 7. Effective Date

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 and be in full force immediately upon its passage and approval.


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.

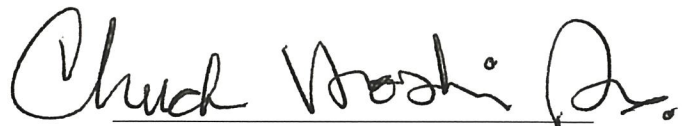
Enacted by the Council of the Cherokee Nation on the 10th day of February, 2025.


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 14th day of February, 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 Teehee	<u>Yea</u>	Kendra McGeady	<u>Yea</u>
Lisa Hall	<u>Yea</u>	Dora Smith Patzkowski	<u>Yea</u>
Mike Dobbins	<u>Absent</u>	Joe Deere	<u>Absent</u>
E.O. "Jr." Smith	<u>Yea</u>	Kevin Easley, Jr.	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Danny Callison	<u>Yea</u>
Joshua Sam	<u>Yea</u>	Julia Coates	<u>Absent</u>
Codey Poindexter	<u>Yea</u>	Johnny Kidwell	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

Cherokee Nation Act/Resolution Proposal Form

Act Resolution

**ADMINISTRATIVE
CLEARANCE**

Dept/Program:

TITLE:

**AN ACT AMENDING TITLE 15 OF THE
CHEROKEE NATION CODE ANNOTATED**

Signature/Initial _____ Date _____

Executive Director:

DEPARTMENT CONTACT: Chuck Hoskin Jr.

RESOLUTION PRESENTER: Canaan Duncan

Signature/Initial _____ Date _____

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

COUNCIL SPONSOR: Josh Sam, Kendra McGeedy
Joe Deere

NARRATIVE:

Signature/Initial _____ Date _____

Government Relations:

Signature/Initial _____ Date _____

Administration Approval:

[Signature] 1/15/25

Signature/Initial _____ Date _____

LEGISLATIVE CLEARANCE:

Legal & Legislative Coordinator:

[Signature] 1/15/25

Signature/Initial _____ Date _____

Standing Committee & Date:

[Signature] 1/30/25

Chairperson:

[Signature]

Signature/Initial _____ Date _____

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