

An Act

LEGISLATIVE ACT 41-01

**AN ACT AMENDING LEGISLATIVE ACT #37-01 AUTHORIZING MOTOR
FUEL TAX ROAD PROJECTS FOR FISCAL YEAR 2002;
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 #37-01 Authorizing Motor Fuel Tax Road Projects for Fiscal Year 2002."

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 2002" or subsequent amendment. The cumulative total of the budget is increased by \$112,018 for a total budget authority of \$239,015,449.

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act 37-01 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 amendment changes the total amount of the comprehensive budget authorization by \$112,018, to wit:

An increase to the **Motor Fuel Tax Fund** budget authority of \$112,018 for the following Road Projects:

| | | |
|--------------------------------|-------------------|------------------|
| 1) George Walters Road | (Sequoyah County) | \$ 17,330 |
| 2) Hanson Road | (Sequoyah County) | \$ 15,037 |
| 3) Wyandotte/Locust/Ross Road | (Mayes County) | \$ 36,360 |
| 4) Ballou Road | (Mayes County) | \$ 4,051 |
| 5) Colvin Road | (Mayes County) | \$ 5,907 |
| 6) Tom Buffington Heights Road | (Craig County) | <u>\$ 33,333</u> |
| Total | | <u>\$112,018</u> |

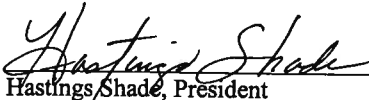
SECTION 5. SEVERABILITY

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.

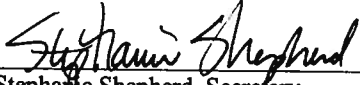
SECTION 6. EFFECTIVE DATE: EMERGENCY DECLARED

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.

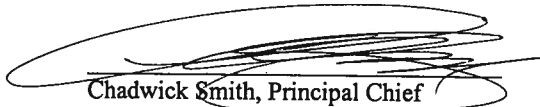
Passed by the Cherokee Council on the 13TH day of NOVEMBER, 2001.


Hastings Shade, President
Council of the Cherokee Nation

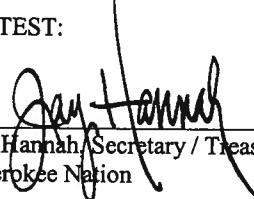
ATTEST:


Stephanie Shepherd, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this 19th day of November, 2001.


Chadwick Smith, Principal Chief
Cherokee Nation

ATTEST:


Jay Hannah, Secretary / Treasurer
Cherokee Nation

YEAS AND NAYS AS RECORDED:

| | | | |
|-------------------------|------------|------------------------|---------------|
| John A. Ketcher | <u>YEA</u> | Melvina Shotpouch | <u>ABSENT</u> |
| Don Crittenden | <u>YEA</u> | Stephanie Shepherd | <u>YEA</u> |
| Harold "Jiggs" Phillips | <u>YEA</u> | John F. Keener | <u>YEA</u> |
| Jackie Bob Martin | <u>YEA</u> | Harold DeMoss | <u>YEA</u> |
| Mary Flute-Cooksey | <u>YEA</u> | Dorothy Jean McIntosh | <u>---</u> |
| David W. Thornton, Sr. | <u>YEA</u> | Nick Lay | <u>YEA</u> |
| Don Garvin | <u>YEA</u> | Charles "Chuck" Hoskin | <u>YEA</u> |
| Barbara Starr-Scott | <u>---</u> | | |