

An Act

LEGISLATIVE ACT 25-19

AN ACT AMENDING LEGISLATIVE ACT #15-19 AUTHORIZING THE COMPREHENSIVE OPERATING BUDGET FOR FISCAL YEAR 2020 – Mod. 3; 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 #15-19 Authorizing the Comprehensive Operating Budget for FY 2020 – Mod. 3**”.

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 2020” or subsequent amendment. The cumulative total of the budget is increased by **\$ 1,150,254** for a total budget authority of **\$ 967,199,356**. The following items are identified as components of such change:

Grants Received & Authorized per LA 15-19 (detail attached)	\$ 1,150,254
Modification Request (see Section 4 below)	<u>0</u>
Cumulative change in budget authority	<u>\$ 1,150,254</u>

SECTION 3. LEGISLATIVE HISTORY

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #15-19 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. **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.

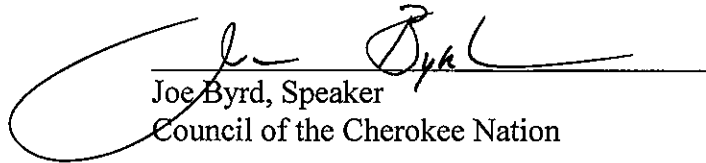
SECTION 7. EFFECTIVE DATE: EMERGENCY DECLARED

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

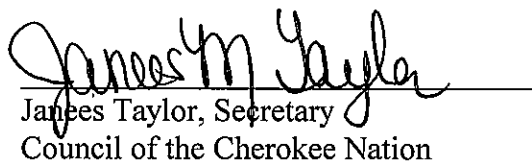
To the extent that this Act involves programs or services to citizens of the Nation or others, self-help contributions shall be required, unless specifically prohibited by the funding agency, or a waiver is granted due to physical or mental incapacity of the participant to contribute.

Enacted by the Council of the Cherokee Nation on the 16th day of December, 2019



Joe Byrd, Speaker
Council of the Cherokee Nation

ATTEST:



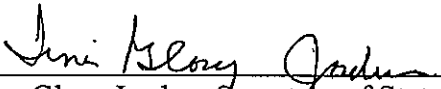
James Taylor, Secretary
Council of the Cherokee Nation

Approved and signed by the Principal Chief this _____ day of _____, 2019



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>
Dr. Mike Dobbins	<u>Yea</u>	Joe Deere	<u>Yea</u>
E.O. "Jr" Smith	<u>Yea</u>	Keith Austin	<u>Yea</u>
Daryl Legg	<u>Yea</u>	Janees Taylor	<u>Yea</u>
Canaan Duncan	<u>Yea</u>	Mary Baker Shaw	<u>Yea</u>
Shawn Crittenden	<u>Yea</u>	Julia Coates	<u>Yea</u>
Mike Shambaugh	<u>Yea</u>		

CHEROKEE NATION
 PROPOSED FY 2020 AMENDMENT
 Sorted by Funding Source

			Data		
Funding Source	Ref # by FS	Program/Purpose	Amend. Change to Sources	Amend. Expenses Total Change	Net Change
01-Cherokee Nation	1	1010575 Community Technical Assistance	-	-	\$ -
01-Cherokee Nation Total			\$ -	\$ -	\$ -
40-DHHS-General	2	3401290 WSU Caring Contracts	(43,688)	(43,688)	\$ -
	3	3401490 Hospital Preparedness Pgm Coop	399,367	399,367	\$ -
40-DHHS-General Total			\$ 355,679	\$ 355,679	\$ -
45-USDA	4	3455200 Rural Community Development Initiative	-	-	\$ -
45-USDA Total			\$ -	\$ -	\$ -
75-Federal Other	5	3758800 COPS 2019	794,575	794,575	\$ -
75-Federal Other Total			\$ 794,575	\$ 794,575	\$ -
Grand Total			\$ 1,150,254	\$ 1,150,254	\$ -

November Grants - Reporting Only

COMPREHENSIVE BUDGET FOR FISCAL YEAR 2020

Funding Source	Revenues	Transfers In	Total	Direct Exp.	Indir. Exp.	Transfers Out	Total	NET
Tribally Funded Funding Source	127,384,556	1,841,064	129,225,620	111,876,095	5,158,938	12,190,587	129,225,620	0
Motor Fuels Tax Funding Src	10,834,078	17,476,357	28,310,435	19,695,466	99,469	8,515,500	28,310,435	0
Motor Vehicle Tax Funding Src	32,881,436	1,126,604	34,008,040	32,083,955	640,502	1,283,583	34,008,040	0
Permanent Fund Funding Source	10,100	0	10,100	10,100	0	0	10,100	0
DOI General Funding Source	11,101,361	538,897	11,640,258	10,557,384	1,082,874	0	11,640,258	0
DOI Self Gov Funding Source	13,964,126	79,600	14,043,726	12,874,957	1,136,269	32,500	14,043,726	0
DOI Self Gov Roads Funding Src	5,708,071	0	5,708,071	5,608,337	36,175	63,559	5,708,071	0
Dept of Transportation Fnd Src	88,299,335	0	88,299,335	87,217,215	236,594	845,526	88,299,335	0
DOI PL102-477 Funding Source	74,091,986	0	74,091,986	59,463,332	1,493,178	13,135,476	74,091,986	0
IHS Self Gov Health Funding Sr	470,861,797	791,174	471,652,971	440,737,425	30,915,546	0	471,652,971	0
IHS Self Gov TEH Funding Src	13,829,320	0	13,829,320	13,547,199	282,121	0	13,829,320	0
IHS Self Gov Offic Funding Src	381,515	0	381,515	341,321	40,194	0	381,515	0
IHS Discretionary Funding Src	500,000	0	500,000	75,000	0	425,000	500,000	0
DHHS General Funding Source	53,264,544	584,980	53,849,524	50,050,183	3,799,341	0	53,849,524	0
USDA Funding Source	20,600,187	1,029,668	21,629,855	20,789,877	839,978	0	21,629,855	0
Dept of Education Funding Src	1,263,996	82,222	1,346,218	1,263,393	67,825	15,000	1,346,218	0
HUD Funding Source	32,000,967	266,667	32,267,634	31,499,098	501,869	266,667	32,267,634	0
Housing Proceeds Funding Src	0	0	0	0	0	0	0	0
EPA Funding Source	2,160,484	0	2,160,484	1,947,705	212,779	0	2,160,484	0
Dept of Labor Funding Source	18,197,904	0	18,197,904	16,994,887	1,203,017	0	18,197,904	0
Federal Other Funding Source	9,003,788	240,363	9,244,151	8,793,433	350,518	100,200	9,244,151	0
State of Oklahoma Funding Src	1,603,230	0	1,603,230	1,472,765	130,465	0	1,603,230	0
Private Funding Source	1,812,812	0	1,812,812	1,800,150	12,662	0	1,812,812	0
Indirect Cost Pool Funding Src	57,945,373	4,500	57,949,873	57,949,873	0	0	57,949,873	0
Fringe Pool Funding Source	0	0	0	0	0	0	0	0
Internal Lease Pool Funding Sr	5,211,049	0	5,211,049	5,211,049	0	0	5,211,049	0
Enterprise Funding Source	3,361,060	450,200	3,811,260	3,604,044	207,216	0	3,811,260	0
Other Funding Source	211,500	17,000	228,500	221,348	7,152	0	228,500	0
Debt Service Funding Source	0	0	0	0	0	0	0	0
Capital Projects Funding Sourc	96,997,185	13,135,476	110,132,661	109,341,487	0	791,174	110,132,661	0
Total	\$ 1,153,481,760	\$ 37,664,772	\$ 1,191,146,532	\$ 1,105,027,078	\$ 48,454,682	\$ 37,664,772	\$ 1,191,146,532	\$ -

CAPITAL RECONCILIATION		Non Grant Requests	
LA 14-19	\$ 232,215,126	Oper Mod #3	grants reporting only 11/13 E&F
Cap Mod #1	5,000,000	Cap Mod #1	5,000,000 10/31 E&F
Total Capital	\$ 237,215,126	Oper Mod #2	8,267,950 10/31 E&F
		Total after pending Mod's	\$ 1,204,414,482
Operating (LA 15-19)	967,199,356	Operating (LA 15-19)	Cumulative Oper
Capital (LA 14-19)	237,215,126	Capital (LA 14-19)	Cumulative Cap
Grand Total	\$ 1,204,414,482	Grand Total	\$ 1,204,414,482

CHEROKEE NATION TRIBAL COUNCIL

Jody S. Reece, CPA, CIA, CMA

Executive Director of Financial Oversight



M e m o

To: Janees Taylor, Chairman, Executive & Finance Committee
From: Jody S. Reece
CC: Executive & Finance Committee
Date: 10/29/2019
Re: Review of Operating Budget Modification #3 – Total \$ 1,150,254

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</u>	<u>Amount</u>
General Fund	1 revised in-kind transfer	\$ 0
DHHS General	2	\$ 355,679
USDA	1 revised in-kind transfer	0
Federal Other	1	794,575
Total Grant Reporting		<u>\$ 1,150,254</u>

General Fund Cash Match for Grants (1010315) – Start of Year

Cash Out: Grant Required	\$ 1,839,411
Appropriated for Cash Match (future grants)	<u>1,178,939</u>
Original Total Budget	<u>\$ 3,018,350</u>

Original Appropriated for Cash Match (future grants)	\$ 1,178,839
Used: 3453458 – USDA Nutrition Ed Grant	<u>(3,788)</u> Oct reporting
Balance Available for Future Grant Matching	<u>\$ 1,175,151</u>

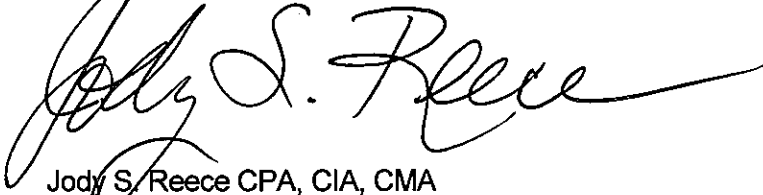
B. MOD #3 Request - Increase in budget authority - \$ 0

1. Grants Reporting Only

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.

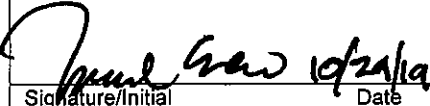
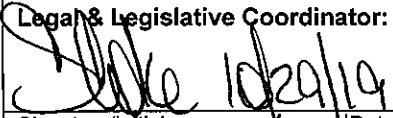
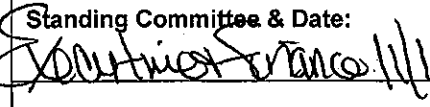
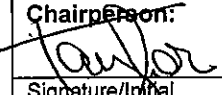
Respectfully,

A handwritten signature in black ink that reads "Jody S. Reece". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

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 Act/Resolution Proposal Form

Act Resolution

<u>ADMINISTRATIVE CLEARANCE</u>	
Dept/Program:	
Signature/Initial	Date
Executive Director:	
Signature/Initial	Date
Treasurer (Required: Grants/Contracts/Budgets):	
Signature/Initial	Date
Government Relations:	
Signature/Initial	Date
Administration Approval:	
	10/29/19
Signature/Initial	Date
<u>LEGISLATIVE CLEARANCE:</u>	
Legal & Legislative Coordinator:	
	10/29/19
Signature/Initial	Date
Standing Committee & Date:	
 11/2/19	
Chairperson:	
	
Signature/Initial	Date

TITLE:

**AN ACT AMENDING LEGISLATIVE ACT 15-19
AUTHORIZING THE COMPREHENSIVE
OPERATING BUDGET FOR FISCAL YEAR 2020
AND DECLARING AN EMERGENCY**

DEPARTMENT CONTACT: Tralynna Scott

RESOLUTION PRESENTER: Jamie Cole

COUNCIL SPONSOR: _____

NARRATIVE:
An act amending Legislative Act 15-19 Authorizing the Comprehensive Operating Budget for fiscal year 2020- Mod. 03; and declaring an emergency

OCT 29 '19 PM 4:01