



# Council of the Cherokee Nation

Cherokee Nation Tribal Council  
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## Legislation Details (With Text)

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**Title:** AN ACT AMENDING LEGISLATIVE ACT #26-06 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2007 - MOD 9; AND DECLARING AN EMERGENCY  
**Sponsors:** Bill John Baker, Linda Hughes-O'Leary  
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Date	Ver.	Action By	Action	Result
8/13/2007	1	TRIBAL COUNCIL	Tabled	Pass
7/23/2007	1	OFFICE OF THE CHIEF	Signed	
7/16/2007	1	TRIBAL COUNCIL	Approved	Pass
6/29/2007	1	EXECUTIVE AND FINANCE COMMITTEE	Approved with Amendments	Pass

**AN ACT AMENDING LEGISLATIVE ACT #26-06 AUTHORIZING THE COMPREHENSIVE BUDGET FOR FISCAL YEAR 2007 - MOD 9; 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 #26-06 Authorizing the Comprehensive Budget for Fiscal Year 2007 - Mod. 9**”.

**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 2007” or subsequent amendment. The cumulative total of the budget is increased by **\$12,152,861** for a total budget authority of **\$450,323,945**. The following items are identified as estimated General Fund sources in excess of appropriated uses to wit:

	Previous Balance	Estimated Sources	Estimated Uses	Adjusted Balance
A. General Fund	\$14,447,055	\$7,989,918	<\$8,947,611>	\$13,489,362
B. Motor Fuels Tax	\$301,346	\$0	<\$0>	\$301,346

**SECTION 3. LEGISLATIVE HISTORY**

The provisions of compliance, policy of accountability, authorities and severability provided in Legislative Act #26-06 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 an increase of **\$12,152,861** to wit:

- A. An increase in the **General Fund** budget authority of **\$8,947,611** related to the tobacco sur-tax earmarked for diabetes/cancer treatment and prevention as well as tobacco compact refunds for substance abuse treatment and several program subsidies and new initiatives.
- B. An increase in the **Indirect Cost Pool** budget authority for certain space cost increases offset by an indirect cost recovery increase resulting in a **\$0** net impact.
- C. An increase in the **Motor Vehicle Tax Fund** budget authority of **\$1,408,194** related to increased tag revenues as well as registration fees for the current fiscal year.
- D. An increase in the **DOI Public Law 102-477 Fund** budget authority of **\$1,797,056** to authorize the carryover spending authority on the Training and Employment Program.

#### **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.