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OSAGE NATION CONGRESS
25th Special Session of the 1st Congress

BILL NUMBER ONCA 10-24

ENGROSSED

January 8, 2010

RECEIVED
TIME: 1:49 AM/PM
JAN 08 2010
CLERK OF THE CONGRESS

SPONSOR: Mark Freeman

CO-SPONSOR: Eddy Red Eagle

An Act

To amend ONCA 09-62 and ONCA 09-65, to modify the appropriations; to declare an emergency and establish an effective date.

Be it enacted by the Congress of the Osage Nation:

SECTION 1. AMENDING SECTION 6 OF ONCA 09-62

Section 6 of ONCA 09-62 shall be amended to read:

For the fiscal year beginning October 1, 2009, and ending September 30, 2010, there is appropriated the sum of one hundred six thousand five hundred seven dollars (\$106,507) to the Grayhorse Village Five-Man Board from the General Treasury fund from the sources listed below. These funds are appropriated as donations to the Grayhorse Village Five-Man Board as follows:

	OSAGE NATION BUDGET
GRAYHORSE FIVE-MAN BOARD	FOR FISCAL YEAR 2010
LINE ITEMS	
Revenue:	
Tribal	106,507
Expenses:	
Non-Administrative Expense:	
Other	106,507

The Grayhorse Village Five-Man Board shall comply with the purchasing and procurement procedures of the Osage Nation, including the bidding requirements for construction projects, before funds may be released by the Treasurer.

48 **SECTION 2. AMENDING SECTION 7 OF ONCA 09-62**

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Section 7 of ONCA 09-62 shall be amended to read:

For the fiscal year beginning October 1, 2009, and ending September 30, 2010, there is appropriated the sum of seventy six thousand nine hundred twenty three dollars (\$76,923) to the Hominy Village Five-Man Board from the General Treasury fund from the sources listed below. These funds are appropriated as donations to the Hominy Village Five-Man Board as follows:

OSAGE NATION BUDGET	
HOMINY VILLAGE FIVE-MAN BOARD	
FOR FISCAL YEAR 2010	
LINE ITEMS	
Revenue:	
Tribal	76,923
Non-Administrative Expense:	
Other	76,923

The Hominy Village Five-Man Board shall comply with the purchasing and procurement procedures of the Osage Nation, including the bidding requirements for construction projects before funds may be released by the Treasurer.

SECTION 3. AMENDING SECTION 5 OF ONCA 09-65

Section 5 of ONCA 09-65 shall be amended to read:

For the fiscal year beginning October 1, 2009, and ending September 30, 2010, there is appropriated one million six hundred forty one thousand one hundred forty two dollars (\$1,641,142) to the Gaming Commission from the General Treasury fund from the sources listed below. These funds are appropriated to carry out the responsibilities and duties of the Gaming Commission in accordance with all authorizing legislation as follows:

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GAMING COMMISSION		OSAGE NATION BUDGET
LINE ITEMS		FOR FISCAL YEAR 2010
Revenue:		
Tribal		1,303,142
Other: License & Fees		338,000
Expenses:		
Gaming Commissioner 13/2		65,584
Director of Operations 11/7+		53,662
Director of Auditing 14/1		75,084
Assistant Director of Auditing 10/2		41,885
Assistant Internal Auditor 6/2		27,979
Assistant Internal Auditor 6/2		27,979
Assistant Internal Auditor 6/1		27,102
Audit Clerk 5/1		24,325
Vendor Licensing Supervisor 6/6		31,487
Vendor Licensing Specialist 5/1		24,325
Compliance Officer 5/1		34,325
Compliance Officer 5/1		24,325
Compliance Officer 5/3		25,891
Compliance Officer 5/1		24,325
Compliance Officer 5/1		24,325
Compliance Officer 5/1		24,325
IT Compliance Officer 7/0		29,148
IT Compliance Officer 7/0		29,148
Background Investigations Supervisor 7/3		32,072
Background Investigator 6/3		28,856
Background Investigator 5/2		25,119
Background Investigator 5/1		24,325
Background Investigator 5/1		24,325
Background Investigator 5/1		24,325
Background Investigator 5/1		24,325
Background Investigator 5/1		24,325
Background Investigator 7/1		30,130
Staff Secretary 4/2		22,425
Employee Benefits/Payroll Taxes		278,036
Supplies		23,515
Telephone		16,500
Postage and Shipping		4,500
Outside Printing and Artwork		8,000
Dues and Subscriptions		1,500
Transportation		50,000
Travel		31,372
Conferences, Conventions, Special Events		41,800
Rental and Equipment Maintenance		5,000
Occupancy		21,220
Insurance		5,000
Indirect Cost		183,916
Non-Administrative Expenses:		
Advertising		500
Screening		1,650
Equipment Acquisition		10,970
Legal		100,000
Background Fee Expense		6,537

140 **SECTION 4. AMENDING SECTION 6 OF ONCA 09-65**

141
 142 On Page 4, Line 162 of ONCA 09-65, Strike “Tribal” and Insert in its place
 143 “Other”.

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 145 **SECTION 5. AMENDING SECTION 7 OF ONCA 09-65**

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 147 Section 7 of ONCA 09-65 shall be amended to read:

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 149 For the fiscal year beginning October 1, 2009, and ending September 30, 2010,
 150 there is appropriated one hundred forty two thousand six hundred ten dollars (\$142,610)
 151 to the Health and Wellness Board from the General Treasury fund from the sources listed
 152 below. These funds are appropriated to carry out the responsibilities and duties of the
 153 Health and Wellness Board in accordance with all authorizing legislation as follows:
 154

HEALTH & WELLNESS BOARD	OSAGE NATION BUDGET FOR FISCAL YEAR 2010
LINE ITEMS	
Revenue:	
Tribal	142,610
Expenses:	
Supplies	500
Telephone	150
Postage and Shipping	200
Outside Printing and Artwork	11,500
Transportation	14,750
Lodging/Per Diem	2,580
Conferences, Conventions, Special Events	1,600
Occupancy	780
Indirect Cost	4,408
Non-Administrative Expenses:	
Consultants	42,742
Part-Time Temp - Office	25,000
Stipend Board Member	9,600
Stipend Board Member	9,600
Stipend Board Member	9,600
Stipend Board Member	9,600

186 **SECTION 6. INSERT NEW SECTION IN ONCA 09-65**

187
188 Page 3, Line 150 of ONCA 09-65, Insert the following:

189
190 **SECTION 6. GAMING ENTERPRISE BOARD**

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192 For the fiscal year beginning October 1, 2009, and ending September 30,
193 2010, there is appropriated the sum of four hundred two thousand six hundred
194 eighty two dollars (\$402,682) to the Gaming Enterprise Board from the General
195 Treasury fund from the sources listed below. These funds are appropriated to
196 carry out the responsibilities and duties of the Gaming Enterprise Board in
197 accordance with all authorizing legislation as follows:

GAMING ENTERPRISE BOARD	OSAGE NATION BUDGET FOR FISCAL YEAR 2009
LINE ITEMS	
Revenue:	
Tribal	402,682
Expenses:	
Secretary Administrative Assistant	23,047
Employee Benefits/Payroll Taxes	9,178
Supplies	850
Telephone	5,040
Postage and Shipping	300
Outside Printing and Artwork	500
Dues and Subscriptions	5,000
Transportation	25,000
Lodging & Per Diem	11,500
Conferences, Conventions, Special Events	4,000
Rental and Equipment Maintenance	500
Occupancy	1,500
Insurance	250
Indirect Cost	11,917
Non-Administrative Expenses:	
1 Chairman (1700 per month)	20,400
2 Board Members (1200 per month each)	28,800
Advertising	500
Equipment Acquisition	4,000
Attorney Fees	250,000
Drug Testing	400

232 **SECTION 7. BUDGET MODIFICATION LIMITATIONS**

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234 The line items contained in the budgets within this amending appropriation bill
235 are exempted from the ten percent (10%) line item shift restriction in Section 3-108(E) of
236 the ONCA 06-02, except for the line items that are wages, salaries, or benefits. The line
237 item shifts are restricted to each individual department, program or entity budget,
238 therefore shifting from one budget to another budget shall be prohibited. The line items
239 which are wages, salaries or benefits contained in the budgets within this amending
240 appropriation bill may only be shifted to other line items if the shift will reduce the wage,
241 salary or benefit line item that is the subject of the shift. Line item shifting to increase
242 wages, salaries or benefits is specifically prohibited.

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244 **SECTION 8. DECLARATION OF EMERGENCY AND EFFECTIVE DATE**

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246 An emergency exists. The bill is effective upon signature of the Principal Chief
247 or upon signature of the Speaker of the Osage Nation Congress following legislative
248 override.

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254 ENACTED by the Osage Nation Congress on this _____ day of
255 _____, 2010.

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258 IN WITNESS WHEREOF, the Speaker of the Osage Nation Congress has
259 hereto attached his signature.

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Archie Mason, Speaker
Osage Nation Congress

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I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING IS A TRUE
EXTRACT FROM THE MINUTES OF THE Osage Nation Congress comprised of
twelve members and one ex-officio member with _____ members attending this
meeting on the _____ day of _____, 2010, and that the above is in
conformity with the provisions therein adopted by a vote of _____ in favor, _____
against, and _____ absent.

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Faren Revard Anderson

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Jerri Jean Branstetter

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Shannon Edwards

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Mark Freeman

278 Debra Atterberry
279 Archie Mason
280 Raymond Red Corn
281 Eddy Red Eagle, Jr.
282 Doug Revard
283 Anthony Shackelford
284 Mark Simms
285 William Supernaw

286
287 Said Bill has not been rescinded or amended in any way and the above is the
288 signature of the Speaker of the Osage Nation Congress.

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292 _____
293 Alexis Rencountre, Clerk
294 Osage Nation Congress

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298 **EFFECTIVE DATE CERTIFICATION**

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300 I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING EFFECTIVE DATE
301 was approved by a two-thirds vote of the Osage Nation Congress in accordance with the
302 Constitution of the Osage Nation Article VI, Section 13. This provision was adopted by
303 a vote of _____ in favor, _____ against, _____ abstentions, and _____ absent.

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305 Faren Revard Anderson
306 Jerri Jean Branstetter
307 Shannon Edwards
308 Mark Freeman
309 Debra Atterberry
310 Archie Mason
311 Raymond Red Corn
312 Eddy Red Eagle, Jr.
313 Doug Revard
314 Anthony Shackelford
315 Mark Simms
316 William Supernaw

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319 _____
320 Alexis Rencountre, Clerk
321 Osage Nation Congress

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APPROVAL

I, the Principal Chief of the Osage Nation, hereby affix my signature this _____ day of _____, 2010, to the above Bill No. ONCA 10-24 authorizing it to become a law under the Constitution of the Osage Nation.

Jim R. Gray, Principal Chief
Osage Nation

LINE ITEM VETO ACKNOWLEDGEMENT

I, the Principal Chief of the Osage Nation, affix my signature below to signify that a line item veto has been exercised and is present within the foregoing appropriation bill.

Jim R. Gray, Principal Chief
Osage Nation