

1 OSAGE NATION CONGRESS

2 2d Session of the 1st Congress

3
4
5 BILL NUMBER ONCA 07-32

6 ENROLLED

7
8
9 April 9, 2007

10
11 SPONSOR: Congressman William "Kugee" Supernaw

12
13 CO-SPONSOR: Congresswoman Shannon L. Edwards

14
15 **An Act**

16 Amending ONCA 07-06 to establish a procedure for selecting the Congressional members of the Audit
17 Committee; Declaring an Emergency and Establishing an Effective Date.

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19 *Be it enacted by the Congress of the Osage Nation:*

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21 **SECTION 1. AMENDING SECTION 1**

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23 Section 1 is amended to read as follows:

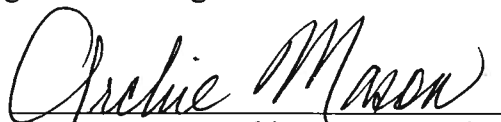
24
25 A Joint Audit Committee ~~consisting of~~ **three (3)** members shall be established
26 consisting of two members of Congress **elected by majority vote of the members one**
27 **office at a time via secret ballot during each Hun-kah Session,** and the Assistant
28 Chief, representing the Executive Branch. ~~The IA Director or staff shall take direction~~
29 ~~only from this committee.~~ All requests for **Internal Audit** services shall be made in
30 Audit Committee meetings and must be approved by the Audit Committee.

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32 **SECTION 2. DECLARING OF EMERGENCY AND EFFECTIVE DATE**

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34 An emergency exists. This bill is effective upon signature of the Principal Chief
35 or upon signature of the Speaker of the Osage Nation Congress following legislative
36 override.

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39 ENACTED by the Osage Nation Congress on this 10th day of March 2007.

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

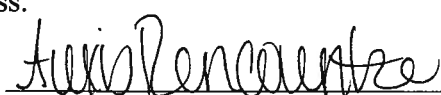
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45 
46 Archie Mason, Speaker
47 Osage Nation Congress

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3 **CERTIFICATION**

4 I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING IS A TRUE EXTRACT
5 FROM THE MINUTES OF THE Osage Nation Congress comprised of twelve
6 members and one ex-officio member with 13 members attending this meeting on
7 the 10TH day of March, 2007, and that the above is in conformity with the
8 provisions therein adopted by a vote of 12 in favor, 0 against, and 0 absent.

- 9 Faren Revard Anderson yes
10 Jerri Jean Branstetter yes
11 Shannon Edwards yes
12 Mark Freeman yes
13 Debra Littleton yes
14 Archie Mason yes
15 Raymond Red Corn yes
16 Eddy Red Eagle, Jr. yes
17 Doug Revard yes
18 Anthony Shackelford yes
19 Mark Simms yes
20 William Supernaw yes

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

24 
25 _____
26 Alexis Rencountre, Clerk
27 Osage Nation Congress
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29

30 **EFFECTIVE DATE CERTIFICATION**

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32 I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING EFFECTIVE DATE
33 was approved by a two-thirds vote of the Osage Nation Congress in accordance
34 with the Constitution of the Osage Nation Article VI, Section 13. This provision
35 was adopted by a vote of 11 in favor, 1 against, and 0 absent.

- 36
37 Faren Revard Anderson yes
38 Jerri Jean Branstetter yes
39 Shannon Edwards no
40 Mark Freeman yes
41 Debra Littleton yes
42 Archie Mason yes
43 Raymond Red Corn yes
44 Eddy Red Eagle, Jr. yes
45 Doug Revard yes
46 Anthony Shackelford yes

KA.SN.KA
Jim Gray
Principal Chief

Osage Nation
Office of the Principal Chief

KA.SN.KA O.SA.DZA
John D. Red Eagle
Assistant Principal Chief



EXECUTIVE VETO MESSAGE

April 15, 2007

The Honorable Archie Mason, Speaker of the Osage Nation Congress and Members of the 1st Osage Nation Congress

Dear Mr. Speaker and Members of the 1st Osage Nation Congress:

I hereby transmit pursuant to the provisions of Section 11 of Article VII and Section 13 of Article VI of the Osage Nation Constitution, a statement of items to which I object and which I do not approve, contained in Bill ONCA 07-32, entitled:

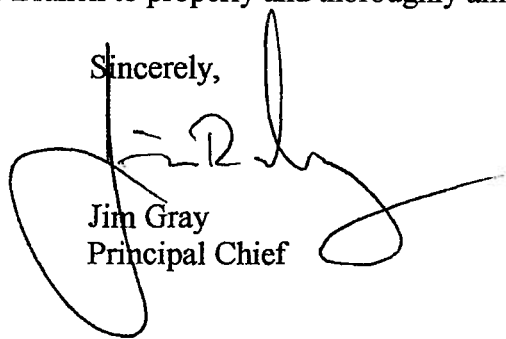
“An Act Amending 07-06 to establish a procedure for selecting the Congressional members of the Audit Committee; Declaring an Emergency and Establishing an Effective Date.”

I vetoed ONCA 07-06 primarily due to constitutional concerns and legal conflicts contained within certain provisions of the bill. The serious nature of the flaws contained in the original bill prevented me from signing it, yet the flaws remain and my concerns go unanswered upon review of ONCA 07-32. The amendments presented in ONCA 07-32 do not address any of the difficulties, concerns and uncertainties expressed in my previous Executive Veto Message dated December 7, 2006.

ONCA 07-32 merely prescribes how the members of Congress are chosen to sit on the Audit Committee. It does nothing to address the separation of powers issues embedded structurally throughout the current law. With or without the proposed amendments provided in ONCA 07-32, the current law violates Article V, Section 2 of the Osage Nation Constitution.

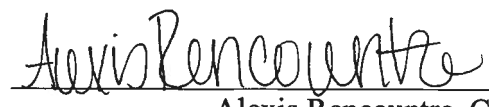
As stated in my previous veto, I agree with the need to establish an independent internal auditing department within the Executive Branch of government. I believe that ONCA 07-06 can be amended to fulfill original congressional intent and address the difficulties, concerns and uncertainties associated with the way the law is currently written. However, ONCA 07-32 falls well short of that objective and I must return it unsigned. I urge the Osage Nation Congress to work with the Executive Branch to properly and thoroughly amend ONCA 07-06.

Sincerely,


Jim Gray
Principal Chief

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Mark Simms yes
William Supernaw yes



Alexis Rencountre, Clerk
Osage Nation Congress

APPROVAL

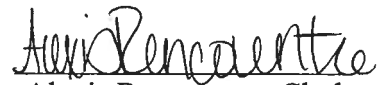
I, the Principal Chief of the Osage Nation, hereby affix my signature this _____ day of _____, 2007, to the above Bill No. ONCA 07-32 authorizing it to become a law under the Constitution of the Osage Nation.

Jim R. Gray, Principal Chief
Osage Nation

VETO OVERRIDE CERTIFICATION

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 twelve members attending this meeting on the 17th day of April, 2007, and that the foregoing veto override was approved by a three-fourths vote of the Osage Nation Congress in accordance with the Constitution of the Osage Nation Article VI, Section 13. This provision was adopted by a vote of 10 in favor, 2 against, and 0 abstentions.

Faren Revard Anderson	yes
Jerri Jean Branstetter	yes
Shannon Edwards	yes
Mark Freeman	no
Debra Littleton	no
Speaker Archie Mason	yes
Raymond Red Corn	yes
Eddy Red Eagle, Jr.	yes
Doug Revard	yes
Anthony Shackelford	yes
Mark J. Simms	yes
William "Kugee" Supernaw	yes


Alexis Rencountre, Clerk
Osage Nation Congress