

OSAGE NATION CONGRESS

3rd Session of the 1st Congress

BILL NUMBER ONCA 07 - 55

ENROLLED

September 27, 2007

SPONSOR: Shannon Edwards

An Act

To provide an appropriation to the Executive Branch Agencies, Boards, Committees and Commissions of the Osage Nation and a consent to spending by the Independent Osage Mineral Management Agency for Fiscal Year 2008; Declaring an Emergency; and Establishing an Effective Date

Be it enacted by the Congress of the Osage Nation:

SECTION 1. SHORT TITLE

This Act may be cited as the "Fiscal Year 2008 Osage Nation Executive Agencies, Boards, Committees and Commissions Appropriation and Independent Agency Consent Act."

SECTION 2. FINDINGS; PURPOSE

- A. The Osage Nation Congress is mandated by the Constitution of the Osage Nation, Article VI, Section 23 to enact, by law, an annual expenditure of funds which shall include an appropriation of operating funds for each branch of the government for each fiscal year.
- B. Article VII, Section 5 of the Osage Constitution states the Executive Branch shall consist of all administrative departments, agencies, and instrumentalities of the Osage Nation including, but not limited to public trusts, boards, village committees, authorities, and commissions.
- C. Article VII, Section 14 of the Osage Constitution allows for the establishment by law of Tribal Enterprise Boards in the Executive Branch.
- D. The Constitution of the Osage Nation further provides for the creation of an independent mineral management agency within the Osage Nation designated the Osage Minerals Council.
- E. The Osage Constitution recognizes the territorial villages within the Osage Nation and proclaims that to the extent any action taken by a village is inconsistent with the laws of the Nation; such action shall be deemed void.

17 F. This legislation seeks to fulfill any requirement of the Osage Nation Constitution or of federal law
 49 regarding annual expenditure of funds by the Independent Agency, and all Osage Nation Tribal
 50 Enterprise boards, committees, authorities and commissions effective October 1, 2007 pursuant to
 51 Article VI, Section 23 of the Osage Nation Constitution.

52 **SECTION 3. INDEPENDENT AGENCY CONSENT OF SPENDING**

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 54 A. For the fiscal year beginning October 1, 2007 and ending September 30, 2008, there is
 55 approved for expenditure by the Osage Minerals Council any sum allocated to that agency by
 56 virtue of the establishment and perpetuation of the Osage Mineral Estate reserved to the Osage
 57 Nation.
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59 **SECTION 4. OSAGE NATION EXECUTIVE BRANCH COMMISSIONS APPROPRIATION**

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 61 For the fiscal year beginning October 1, 2007 and ending September 30, 2008 there is hereby
 62 appropriated the sum of two million nine hundred eighteen thousand eight hundred sixty two
 63 dollars (\$2,918,862) to the following Commissions from the General Treasury fund from the
 64 following sources:
 65

	Federal Funding	State Funding	Other Funding	Tribal Funding	Total Funding
Gaming Commission	-	-	440,700	1,752,163	2,192,863
Tax Commission	-	-		725,999	725,999
Total	-	-	440,700	2,478,162	2,918,862

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 71 To carry out the duties and responsibilities of the Commissions pursuant to Osage Law as follows and as
 72 set out in detailed justification on file in the Treasury Department:
 73

	Salaries & Wages	Fringe Benefits	Travel	Supplies	Other	Indirect Cost	Equipment	Construction	Contractual	Direct Services	Donations	Total Expenses
Gaming Commission	817,563	290,505	175,680	25,750	96,425	256,440	95,000	-	435,500	-	-	2,192,863
Tax Commission	235,117	76,883	21,600	43,000	120,693	90,706	10,000	-	128,000		-	725,999
Total	1,052,680	367,388	197,280	68,750	217,118	347,147	105,000	-	563,500	-		2,918,863

SECTION 5. OSAGE NATION EXECUTIVE BRANCH TRIBAL ENTERPRISE BOARDS APPROPRIATION

For the fiscal year beginning October 1, 2007 and ending September 30, 2008 there is hereby appropriated Eight hundred nineteen thousand seven hundred twelve dollars (\$819,712) to the following Enterprise Boards from Tribal Revenue and the General Treasury fund as follows:

	Federal Funding	State Funding	Other Funding	Tribal Funding	Total Funding
Osage Gaming Enterprise Bd	-	-	-	759,487	759,487
Osage Bus Enterprise Bd	-	-	-	-	-
Osage Nation Enterprise Bd	-	-	-	60,225	60,225
Total	-	-	-	819,712	819,712

To carry out the duties of the Tribal Enterprise Boards pursuant to Osage Nation law as follows and as set out in detailed justification on file in the Treasury Department:

	Salaries & Wages	Fringe Benefits	Travel	Supplies	Other	Indirect Cost	Equipment	Construction	Contractual	Direct Services	Donations	Total Expenses
Osage Gaming Enterprise Bd	115,953	34,336	65,000	5,000	114,612	61,086	25,000	-	338,500	-	-	759,487
Osage Business Enterprise Bd	-	-	-	-	-	-	-	-	-	-	-	-
Osage Nation Enterprise Bd	-	-	15,225	-	20,000	-	-	-	25,000	-	-	60,225
Total	115,953	34,336	80,225	5,000	134,612	61,086	25,000	-	363,500	-	-	819,712

SECTION 6. OSAGE NATION OTHER EXECUTIVE BRANCH BOARDS, VILLAGE COMMITTEES AND OTHER AUTHORITIES APPROPRIATIONS

For the fiscal year beginning October 1, 2007 and ending September 30, 2008 there is hereby appropriated the sum of one hundred twenty five thousand (\$125,000.00) to the following Executive Branch Boards, village committees, and other authorities from Tribal Revenue and the General Treasury fund as follows:

	Federal Funding	State Funding	Other Funding	Tribal Funding	Total Funding
O N Grayhorse Indian Village Comm	-	-	-	50,000	50,000
O N Hominy Indian Village Comm	-	-	-	50,000	50,000
O N Pawhuska Indian Village Comm	-	-	-	-	-
Osage Foundation Bd	-	-	-	-	-
Osage Anti-Meth Task Force	-	-	-	25,000	25,000
Total	-	-	-	125,000	125,000

To carry out the duties of the Boards, village committees and other authorities pursuant to Osage Nation law and as set out in detailed justification on file in the Treasury Department:

	Salaries & Wages	Fringe Benefits	Travel	Supplies	Other	Indirect Cost	Equipment	Construction	Contractual	Direct Services	Donations	Total Expenses
ON Grayhorse Indian Village Comm	-	-	-	-	50,000	-	-	-	-	-	-	50,000
ON Hominy Indian Village Comm	-	-	-	-	50,000	-	-	-	-	-	-	50,000
ON Pawhuska Indian Village Comm	-	-	-	-	-	-	-	-	-	-	-	-
Osage Foundation Bd	-	-	-	-	-	-	-	-	-	-	-	-
Osage Anti-Meth Task Force	-	-	7,000	5,000	5,000	-	-	-	8,000	-	-	25,000
Total	-	-	7,000	5,000	105,000	-	-	-	8,000	-	-	125,000

SECTION 7. DECLARATION OF EMERGENCY AND EFFECTIVE DATE

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

ENACTED by the Osage Nation Congress on this 27TH day of September, 2007.

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

Archie L. Mason
 Archie Mason, Speaker
 Osage Nation Congress


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 13 members attending this meeting on the 26TH day of September, 2007, and that the above is in conformity with the provisions therein adopted by a vote of 12 in favor, 0 against, and 0 abstentions.

- Faren Revard Anderson yes
- Jerri Jean Branstetter yes
- Shannon Edwards yes
- Mark Freeman yes
- Debra Littleton yes
- Archie Mason yes
- Raymond Red Corn yes
- Eddy Red Eagle, Jr. yes
- Doug Revard yes
- Anthony Shackelford yes
- Mark Simms yes

163 William Supernaw yes

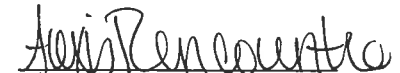
165 Said Bill has not been rescinded or amended in any way and the above is the signature of the Speaker of
166 the Osage Nation Congress.

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169 Alexis Rencountre, Clerk
170 Osage Nation Congress
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173 **EFFECTIVE DATE CERTIFICATION**

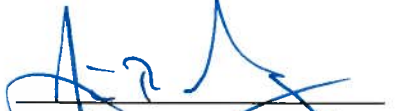
174
175 I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING EFFECTIVE DATE
176 was approved by a two-thirds vote of the Osage Nation Congress in accordance with the Constitution of
177 the Osage Nation Article VI, Section 13. This provision was adopted by a vote of 12 in favor, 0 against,
178 and 0 abstentions.
179

180 Faren Revard Anderson yes
181 Jerri Jean Branstetter yes
182 Shannon Edwards yes
183 Mark Freeman yes
184 Debra Littleton yes
185 Archie Mason yes
186 Raymond Red Corn yes
187 Eddy Red Eagle, Jr. yes
188 Doug Revard yes
189 Anthony Shackelford yes
190 Mark Simms yes
191 William Supernaw yes
192

193 
194 Alexis Rencountre, Clerk
195 Osage Nation Congress
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199 **APPROVAL**

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201 I, the Principal Chief of the Osage Nation, hereby affix my signature this 2nd day of October, 2007,
202 to the above Bill No. ONCA 07-55 authorizing it to become a law under the Constitution of the Osage
203 Nation.
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206 
207 Jim R. Gray, Principal Chief
Osage Nation