

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 17, 2009

The Honorable Archie Mason, Speaker of the Osage Nation Congress
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 09-07, entitled:

“An Act to amend the “Fiscal Year 2009 Government Operations Departments and Programs Appropriation Act”, ONCA 08-43, to Provide an appropriation modification and supplemental appropriation to the Education Department in the amount of nine hundred fifty four thousand seven hundred ten dollars (\$954,710); to declare an emergency; and establish an effective date.”

Osage Nation Budget, Education Department for Fiscal Year 2009, Page 2, Administrative Expenses Section, Lines 62 through 80 inclusive.

My reason for vetoing this section is as follows:

Section Administrative Expenses, Line 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79 and 80 of Osage Nation Education Department Budget

I have vetoed all of lines 62 through 80 because adjustments made within this section were not as requested by the Executive Branch and are budgeting decisions which fall clearly within the realm of the Executive Branch and the individuals charged with the management of the Department, and not a function of legislative appropriations.

Osage Nation Budget, Education Department for Fiscal Year 2009, Page 2, Non-Administrative Expenses Section, Lines 82 through 95 inclusive.

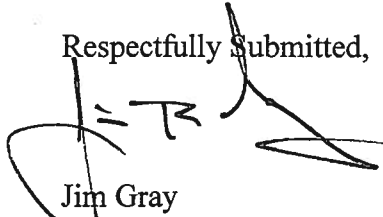
My reason for vetoing this section is as follows:

Section Non-Administrative Expenses, Line 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94 and 95 of Osage Nation Education Department Budget

I have vetoed all of lines 82 through 95 because adjustments made within this section were not as requested by the Executive Branch and are budgeting decisions which fall clearly within the realm of the Executive Branch and the individuals charged with the management of the Department, and not a function of legislative appropriations.

With the exceptions of Section Administrative Expenses, Page 2, Lines 62 through 80, of Osage Nation Education Department Budget and Section Non-Administrative Expenses, Page 2, Lines 82 through 95 of Osage Nation Education Department Fiscal Year 2009 Budget, as specified above, Enrolled ONCA 09-07 is approved.

Respectfully Submitted,



Jim Gray
Principal Chief

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

OSAGE NATION CONGRESS

6th Session of the 1st Congress

BILL NUMBER ONCA 09-07

ENROLLED

April 14, 2009

SPONSOR: Shannon Edwards

An Act

To amend the "Fiscal Year 2009 Government Operations Departments and Programs Appropriation Act", ONCA 08-43, to Provide an appropriation modification and supplemental appropriation to the Education Department in the amount of nine hundred fifty four thousand seven hundred ten dollars (\$954,710); to declare an emergency; and establish an effective date.

Be it enacted by the Congress of the Osage Nation:

SECTION 1. AMENDING SECTION 26

Section 26 of ONCA 08-43 is amended to read as follows:

For the fiscal year beginning October 1, 2008 and ending September 30, 2009, there is appropriated the sum of five million five hundred twenty eight thousand one hundred seventy eight dollars (\$5,528,178) to the Education Department from the General Treasury fund from the sources listed below. These funds are appropriated to carry out the responsibilities and duties of the Education Department in accordance with all authorizing legislation as follows:

51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100

OSAGE NATION BUDGET		
DEPARTMENT: <u>Education Department</u>		FOR FISCAL YEAR 2009
LINE ITEMS		
REVENUE:		
Federal		310,330
State		
Tribal		4,867,848
Other: Trusts and Foundations		350,000
TOTAL REVENUE		5,528,178
Administrative Expenses:		
Salaries/Wages		159,607
Director (\$51,699 annually) 9 months funding	38,774	
Scholarship Coordinator	36,916	
Training Coordinator	30,589	
Youth Coordinator	26,664	
Outreach Coordinator	26,664	
Employee Benefits		49,459
Supplies		9,000
Telephone		6,500
Postage and Shipping		4,000
Outside Printing and Artwork		2,000
Dues and Subscriptions		3,500
Transportation		12,613
Travel		9,000
Conferences, Conventions, Special Events, Meetings		4,500
Miscellaneous		3,000
Rental and Equipment Maintenance		9,050
Occupancy		42,920
Insurance		8,837
Indirect Cost		54,200
Total Administrative Expenses:		378,186
Non-Administrative Expenses:		
Equipment		24,600
Professional Fees:		
Field Facilitators		46,800
Higher Education Scholarships, Tuition, Fees, & Room & Board.		4,281,555
Adult Vocational Training Tuition and Fees (\$50,000 Federal Funds)		100,000
Summer High School Employment Program (Federal Funds)		41,337
Grade Incentive/Chief Leadership awards.		276,200
Higher Education Internship Program		200,000
Nationwide Tutoring (Pilot Program April-Sept 2009)		52,500
Education Department Enrichment, Tutoring and NIEA Activities		47,000
Osage Reservation K-12, School Supplies & Educational Events (Federal Funding) \$74,874		80,000
Total Non-Administrative Expenses:		5,149,992
TOTAL BUDGET COST		5,528,178

101 **SECTION 2. DECLARATION OF EMERGENCY AND EFFECTIVE DATE**

102
103 An emergency exists. The bill is effective upon signature of the Principal Chief
104 or upon signature of the Speaker of the Osage Nation Congress following legislative
105 override.

106
107
108
109
110 ENACTED by the Osage Nation Congress on this 14TH day of April, 2009.

111
112
113 IN WITNESS WHEREOF, the Speaker of the Osage Nation Congress has
114 hereto attached his signature.

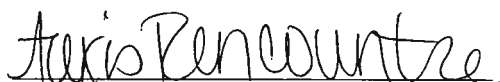
115
116
117 

118 Archie Mason, Speaker
119 Osage Nation Congress
120
121

122 I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING IS A TRUE
123 EXTRACT FROM THE MINUTES OF THE Osage Nation Congress comprised of
124 twelve members and one ex-officio member with 13 members attending this meeting on
125 the 13TH day of April, 2009, and that the above is in conformity with the provisions
126 therein adopted by a vote of 12 in favor, 0 against, and 0 absent.

127
128 Faren Revard Anderson yes
129 Jerri Jean Branstetter yes
130 Shannon Edwards yes
131 Mark Freeman yes
132 Debra Atterberry yes
133 Archie Mason yes
134 Raymond Red Corn yes
135 Eddy Red Eagle, Jr. yes
136 Doug Revard yes
137 Anthony Shackelford yes
138 Mark Simms yes
139 William Supernaw yes
140

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

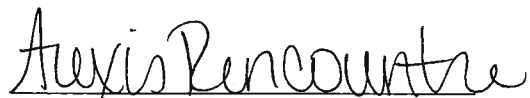
143
144 

145 Alexis Rencountre, Clerk
146 Osage Nation Congress
147
148
149
150

EFFECTIVE DATE CERTIFICATION

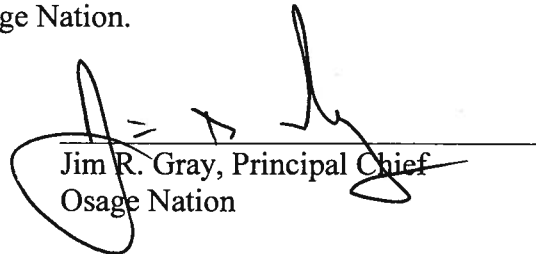
I, THE UNDERSIGNED, CERTIFY THAT THE FOREGOING EFFECTIVE DATE was approved by a two-thirds vote of the Osage Nation Congress in accordance with the Constitution of the Osage Nation Article VI, Section 13. This provision was adopted by a vote of 12 in favor, 0 against, and 0 absent.

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


Alexis Rencountre, Clerk
Osage Nation Congress

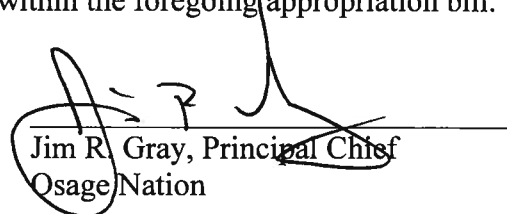
APPROVAL

I, the Principal Chief of the Osage Nation, hereby affix my signature this _____ day of _____, 2009, to the above Bill No. ONCA 09-07 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