



KIOWA TRIBE

P.O. Box 369 • Carnegie, Oklahoma • 73015
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OFFICE OF THE LEGISLATURE

RESOLUTION NO. KL-CY-2017-004

SIGNATORY AUTHORITY ACT OF 2017

At a duly called Session of the Legislature of the Kiowa Tribe held this 10th day of June 2017, the following Resolution and Law were adopted.

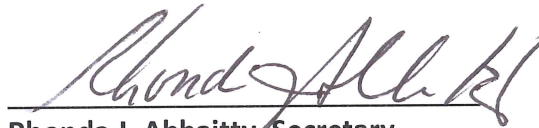
WHEREAS; the Legislature is vested with the authority to pass laws and resolutions pursuant to Article VI, Section 6(a) of the Constitution of the Kiowa Tribe; and,

WHEREAS; the Legislature has the responsibility to establish laws that preserve and protect the financial assets of the Tribe, and to require accountability and oversight of the expenditure of the Tribe's funds.

NOW THEREFORE IT BE IT RESOLVED; that the Legislature hereby enacts the attached law entitled, "Signatory Authority Act of 2017".

CERTIFICATION

The foregoing Resolution No. **KL-CY-2017-004** was duly voted upon at a duly called **Session II** of the Legislature of the Kiowa Tribe held this **10th** day of **June 2017**, the following Resolution and Law were adopted, with a vote of **(5)** in favor, and **(0)** opposed, **(0)** abstaining, and **(0)** absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.


Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature



RESOLUTION NO KL-CY-2017-004


SPONSOR: RENEE M. PLATA, SPEAKER OF THE KIOWA TRIBE LEGISLATURE

CO-SPONSOR(S): RHONDA J. AHHAITY, SECRETARY OF THE KIOWA LEGISLATURE; ANITA ONCO-JOHNSON, LEGISLATOR

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhonda J. Ahhaitty, Secretary	x			
Renee M. Plata,	x			
Ronald C. Poolaw, Sr.	x			
Dave Geimausaddle	x			
Anita L. Onco-Johnson	x			

DELIVERY OF THE RESOLUTION AND LAW TO THE CHAIRMAN

Resolution No. **KL-CY-2017-004** was presented to the Chairman of the Kiowa Tribe on the 13th day of **June 2017**, pursuant to the Article VI, Section 8(a)(iv) of the Constitution of the Kiowa Tribe, and will become effective after signature by the Chairman or veto override by the Legislature, and as otherwise required by the Constitution.


Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature

CHAIRMAN'S ACTION:

APPROVED

VETO - RETURNED TO LEGISLATURE WITH EXPLANATION:

On this ____ day of _____, 2017.

**Matthew Komalty, Chairman
of the Kiowa Tribe**

Presented by the Chairman to the Legislature on the ____ day of _____, 2017.

LEGISLATURE'S ACTION:

Override of Chairman's veto:

YES

NO

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhonda J. Ahhaitty, Secretary				
Renee M. Plata, Speaker				
Ronald C. Poolaw, Sr.				
Dave Geimausaddle				
Anita L. Onco-Johnson				

CERTIFICATION

The foregoing **Resolution No. KL-CY-2017-004** was duly voted upon at a duly called **Session II** of the Legislature of the Kiowa Tribe held this **10th** day of **June 2017**, the following Resolution and Law were adopted, with a vote of **(5)** in favor, and **(0)** opposed, **(0)** abstaining, and **(0)** absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.



**Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature**

Section 1.1 Short Title

This enactment shall be known as the “SIGNATORY AUTHORITY ACT OF 2017” (“Act”).

Section 1.2 Purpose

This Act sets forth uniform standards and procedures for signatory authority for all government operations and activities. All Officers and employees of the Tribe shall comply with the provisions of this Act.

Section 1.3 Findings

The Legislature hereby finds and declares that:

- (a) The Tribe’s Finance Department and its operations affect the day-to-day operations of the Tribe and its various departments and programs;
- (b) Various signatures of officials and employees are required on a daily basis in order to process paperwork and implement various programs;
- (c) The Tribe does not currently explain the reason for including each signature for expenditures, which undermines accountability of each Department and Program, and to the People;
- (d) Each signature should establish accountability and set the legal liabilities of the signing official or employee;
- (e) The Legislature has an obligation to the People to oversee the Tribe’s financial operations and practices; and,
- (f) As part of this oversight authority, the Legislature has identified the need to clarify, outline, and further delineate the authority, duties, and responsibilities of the Executive officials and employees regarding their signatory authority.

Section 1.4 General Policy

Requests for Expenditures of Funds. Any request for expenditures of funds shall be by Purchase Order. Each Purchase Order shall, unless otherwise provided herein, include signatures obtained in the following order:

- (1) Signature of Department Employee. The signature of a classified employee within any Department or Authority on any purchase order shall mean that the requisitioning Department needs the item being requisitioned. Because the head of a Department or Authority may directly requisition goods or services, the Department Employee signature line may, in those instances, remain blank.

- (2) Signature of Department Head. The signature of a Department Director or Manager shall mean that the requisitioning Department or Authority is legally authorized to make the expenditure and that the signatory believes the funding is budgeted. Legal authorization for expenditures may be found in:
- (a) a law or resolution as enacted by the Legislature; or
 - (b) a contract between the Tribe and the federal or state government; or
 - (c) by the terms of the grant from which the funding shall be spent.

Authorization may not come from the Annual Budget by itself, but must come from the authorizing laws, contracts, or grants. The Department Head signature line may remain blank only if the Purchase Order is submitted directly by the Office of the Chairman or Vice Chairman for a purchase directly for one of those Offices.

- (3) Signature of Finance Director. The signature of the Finance Director shall mean that actual money is available to complete the purchase and in compliance with the Annual Budget. Additionally, the signature of the Finance Director shall mean that the Purchase Order complies with all applicable procurement requirements, such as any requirements for sealed bids, a competitive price checks, or Indian preference.
- (4) Signature of the Chairman. The signature of the Chairman on a Purchase Order originating from any Department shall mean that all other required signatures have been obtained and the Purchase Order is ready for processing. The signature of the Chairman on a Purchase Order is required if the Purchase Order is over \$500.00.

Section 1.5 Sovereign Immunity

Nothing in this Act waives the sovereign immunity of the Tribe or any of its representatives, officers, or employees.