



# KIOWA TRIBE

P.O. Box 369 Carnegie, Oklahoma 73015  
Phone: (580) 654-2300 Fax: (580) 654-1788  
**OFFICE OF THE LEGISLATURE**

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RESOLUTION KL-CY-2020-0009

## THE OFFICE OF THE TREASURY ESTABLISHMENT ACT OF 2020

At a duly called Session of the Legislature of the Kiowa Tribe held this 12<sup>th</sup> day of September 2020, 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 hereby finds and declares that it is in the best interest of the Tribe to establish the Office of the Treasury, to be directed by the Treasurer, to assist the Tribe in streamlining the following services; and

1. Treasury
2. TERO
3. Tax Commission
4. Accounting and Finance
5. Property & Procurement
6. Contracting
7. Grants & Planning
8. Kiowa Tribe Enterprise/Economic Development

**THEREFORE, IT BE RESOLVED,** that the Legislature hereby enacts the attached Law entitled “The Office of the Treasury Establishment Act of 2020”.

### CERTIFICATION

The foregoing Resolution KL-CY-2020-0009 was duly voted upon at a duly called Session XLI of the Kiowa Tribe held this 12<sup>th</sup> day of September 2020, the following Resolution and Law were adopted, with a vote of **(4)** in favor, **(1)** opposed, **(0)** abstaining, and **(2)** absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.

Anita Onco Johnson, District V  
Legislative Secretary



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**LEGISLATURE - RESOLUTION NUMBER: KL-CY-2020-0009**

**SPONSOR:** Jessie Svitak, District IV of the Kiowa Legislature.

**CO-SPONSOR(S):**

LEGISLATORS		YES	NO	ABSTAIN	ABSENT
District I	Angela McCarthy				X
District II	Michael Primus	X			
District III	Marilyn Bread	X			
District IV	Jessie Svitak	X			
District V	Anita Onco Johnson		X		
District VI	Ben Wolf				X
District VII	Jacob Tsotigh	X			

### DELIVERY OF THE RESOLUTION AND LAW TO THE CHAIRMAN

Resolution No. KL-CY- 2020-0009, was presented to the Chairman of the Kiowa Tribe on the \_\_\_ Day of \_\_\_, 2020 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.

\_\_\_\_\_  
Anita Onco Johnson, District V  
Legislative Secretary



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## OFFICE OF THE LEGISLATURE

### CHAIRMAN'S ACTIONS:

APPROVED

VETO – RETURNED TO LEGISLATURE WITH EXPLANATION:

*Need more clarification: Section 14 Office of Treasury*  
*- Only Executive Branch can establish Departments.*  
*- No Law can override the constitution: you cannot change the term of the Treasurer does not talk about terms in constitution*  
*Makes it unconstitutional.*  
 On this 21 day of Sept, 2020.

*[Signature]*  
 Matthew M. Komalty  
 Chairman of the Kiowa Tribe

Presented by the Chairman to the Legislature on the \_\_\_\_ day of \_\_\_\_, 2020.

### LEGISLATURE'S ACTION:

Override of the Chairman's Veto:

YES

NO

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LEGISLATORS		YES	NO	ABSTAIN	ABSENT
District I	Angela McCarthy				
District II	Michael Primus				
District III	Marilyn Bread				
District IV	Jessie Svitak				
District V	Anita Onco Johnson				
District VI	Ben Wolf				
District VII	Jacob Tsotigh				

### CERTIFICATION

The foregoing Resolution No. KL-CY-2020-0009 was duly voted upon by the Legislature on September \_\_\_\_, 2020, at a \_\_\_\_\_ with a vote of ( ) in favor and ( ) opposed, ( ) abstain, and ( ) absent, pursuant to the authority vested in the Legislature by the Constitution of the Kiowa Tribe.

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Anita Onco Johnson, District V  
 Legislative Secretary



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## **Section 1.1**    Short Title

This enactment shall be known as the “**OFFICE OF THE TREASURY ESTABLISHMENT ACT OF 2020**”.

## **Section 1.2**    Purpose

The purpose of this Act is to establish the Office of the Treasury which shall be considered one of the four divisions in the Executive branch as allowed by the Constitution of the Kiowa Tribe, Article VII, Section 4, (f), (g). The Treasurer will assist the Tribe in streamlining and implementing the following services under the direction and supervision of the Chairman of the Kiowa Tribe: Treasury, TERO, Tax Commission, Accounting & Finance, Property & Procurement, Contracting, Grants & Planning, and the Kiowa Tribe Enterprise/Economic Development.

## **Section 1.3**    Findings

The Legislature hereby finds and declares that:

- a. The Legislature has identified the need to streamline revenue reporting and the listed services, address service referrals and goals of the Tribe, and assist tribal leadership and tribal departments in fulfilling the needs of the Tribe and its Members.
- b. An Office of the Treasury is needed to address, not only the need to streamline financial reporting and the services listed, but also to assist the Tribe in preparing and submitting various actions and reports for the tribal departments and programs when needed.

## **Section 1.4**    Office of the Treasury

- a. There is hereby established an Office of the Treasury, which shall be located within the Executive Branch of government. The Office of the Treasury shall include and be administered by one Treasurer who is selected upon nomination by the Chairman and confirmed by the Legislature. Unless vacated by removal for cause or voluntary resignation, the treasurer will only serve the duration of the term of the chairman who nominated him or her.
- b. The Office of the Treasury shall be responsible for developing overall budget financial plans for the Tribe and providing direction, budget preparations, and reports which address budget expenditures all revenue and Treasury needs.



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## OFFICE OF THE LEGISLATURE

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- c. The Office of the Treasury shall work closely with the Legislative and Executive Branch Budget Subcommittee and shall assist the Tribe and Tribal Departments with the preparation and submission of Treasury reports to be physically present to answer any and all financial concerns during public hearings of the annual/modification budgets.