

KIOWA TRIBE

P.O. Box 369 · Carnegie, Oklahoma · 73015
Phone: (580) 699-2407 · Fax: (580) 699-2408
OFFICE OF THE LEGISLATURE

KIOWA TRIBAL LEGISLATURE

RESOLUTION No. KL-CY-2021-0006

APPROVAL OF LOAN APPLICATION FOR PAYCHECK PROTECTION PROGRAM

At a duly called Special Session of the Legislature of the Kiowa Tribe held this 12th day of May, 2021, the following Resolution was adopted.

WHEREAS, the Kiowa Legislature is the lawmaking body of the government of the Kiowa Tribe and has a constitutional duty and authority to approve or create all annual tribal government budgets and amendments for the tribal government; and


WHEREAS, the Kiowa Legislature recognizes the economic impact of the COVID-19 Pandemic on the Kiowa Tribe and on Kiowa tribal businesses; and

WHEREAS, the Kiowa Legislature is aware that due to the continuing pandemic the Kiowa Casino Operation Authority (KCOA) is eligible to apply for additional loan funds under the PPP in order to offset some of the expected continued loss of revenue caused by the pandemic through participation in the federal Paycheck Protections Program; and

NOW THEREFORE BE IT RESOLVED that the Kiowa Legislature hereby authorizes and approves the KCOA Board of Trustees making application for access to loan funds to its Bank under the Payroll Protection Program in an amount determined appropriate and necessary by the Board of Trustees.

CERTIFICATION

The foregoing *Resolution No. KL-CY-2021-0006* was duly voted at a duly called **Special Session of the Legislature** on *May 12th, 2021*, with a vote of **(6) in favor and (0) opposed, (0) abstaining, and (1) absent**, pursuant to the authority vested in the Legislature by the Constitution of the Kiowa Tribe.


Anita Onco Johnson, District V
Legislative Secretary

LEGISLATURE – RESOLUTION NUMBER: KL-CY-2021-0006

SPONSOR: Marilyn Bread, District III Kiowa Legislator

| LEGISLATORS | YES | NO | ABSTAIN | ABSENT |
|-------------------------------|-----|----|---------|--------|
| Kyle Ataddlety District I | X | | | |
| Michael Primus District II | X | | | |
| Marilyn Bread District III | X | | | |
| Jessie Svitak District IV | X | | | |
| Anita Johnson District V | X | | | |
| Ben Wolf District VI | | | | X |
| Jacob Tsotigh District VII | X | | | |

DELIVERY OF THE RESOLUTION AND LAW TO THE CHAIRMAN

Resolution No. KL-CY-2021-0006, was presented to the Chairman of the Kiowa Tribe on the _____ day of _____ 2021, 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 Johnson, District V
Legislative Secretary

Section 1.1 Short Title

This enactment shall be known as the, "APPROVAL OF LOAN APPLICATION FOR PAYCHECK PROTECTION PROGRAM".

Section 1.2 Purpose.

The purpose of this law is to authorize the Kiowa Casino Operations Authority (KCOA) to apply for additional loan funds under the Paycheck Protection Program (PPP)

Section 1.3 Findings.

- (a) 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.
- (b) On August 25, 2004, the Kiowa Tribal Gaming Commission (the "Commission"), formed the Kiowa Casino Operations Authority (the "Authority") as an instrumentality and commercial enterprise of the Kiowa Tribe.
- (c) The Authority shall have no power to exercise any regulatory or legislative power; the Tribe reserves from the Authority all regulatory, legislative and other governmental power.
- (d) The Kiowa Legislature recognizes the economic impact of the COVID-19 Pandemic on the Kiowa Tribe and on Kiowa Tribal businesses.
- (e) Due to the continuing pandemic, the KCOA is eligible to apply for additional loan funds under the PPP in order to offset some of the expected continued loss of revenue.
- (f) In any event when such contracts and instruments require the authorization of the Legislature by law, such contracts shall be valid and enforceable against the Authority only if the Legislature's prior written authorization thereof by resolution is first obtained.

Section 1.4 Authorization.

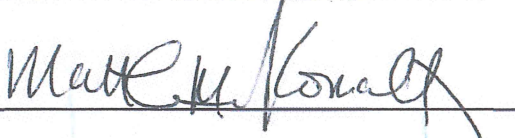
The Kiowa Legislature authorizes and approves the KCOA Board of Trustees making applications for access to loan funds to its Bank under the Payroll Protection Program in an amount determined appropriate and necessary by the Board of Trustees.

CHAIRMAN'S ACTION:

APPROVED

VETO – RETURNED TO LEGISLATURE WITH EXPLANATION

On this 13 day of May 2021.


Matthew M. Komalty
Chairman of the Kiowa Tribe

LEGISLATURE'S ACTION:

OVERRIDE OF CHAIRMAN'S VETO:

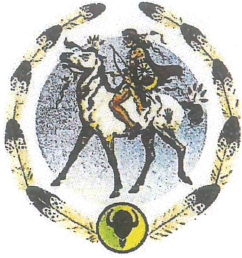
YES NO

| LEGISLATORS | YES | NO | ABSTAIN | ABSENT |
|--------------------------------|-----|----|---------|--------|
| Kyle Ataddley District I | | | | |
| Michael Primus District II | | | | |
| Marilyn Bread District III | | | | |
| Jessie Svitak District IV | | | | |
| Anita Johnson District V | | | | |
| Ben Wolf District VI | | | | |
| Jacob Tsoitigh District VII | | | | |

CERTIFICATION

The foregoing **Resolution KL-CY-2021-0006** was duly voted upon by the **Kiowa Tribe Legislature** at a duly called _____ **Session** _____, **2021**, with a vote of () in favor and () opposed, () abstaining, and () absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.

Anita Johnson, District V Legislator
Legislative Secretary



KIOWA TRIBE

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

MEMORANDUM

TO: Matthew M. Komalty, Chairman of the Kiowa Tribe
FROM: Marilyn Bread, Legislative Speaker, District III *mb*
DATE: Wednesday, May 12, 2021
SUBJECT: Approval of Resolutions/Bills of The Kiowa Tribe, Legislative Regular Session XLIX

The Kiowa Legislature held a Special Session called by the Kiowa Tribe Chairman on May 12th, 2021 as specified in the Constitution of the Kiowa Tribe. The Legislature approved Resolution/Bill KL-CY-2021-0006, please see attachment for the Chairman's approval or veto.

- Resolution KL-CY-2021-0006; Approval of Loan Application for Paycheck Protection Program

The Kiowa Tribe Legislature is required to request and received back the resolution/laws within ten (10) days of presentment in accordance with the Constitution of the Kiowa Tribe, **ARTICLE VII – EXECUTIVE BRANCH: (f) *The Chairman shall have the power to sign any enactment passed by the Legislature into law or to veto with written explanations any enactment passed by the Legislature within ten days of passage and presentment of a certified enactment from the Legislature to the Chairman; provided, that if the Chairman takes no action within ten days, the enactment shall become law in accordance with this Constitution.***

Should you have any other questions, please contact the Legislative Clerk at jsaupitty@kiowatribe.org. Thank you.

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Civa Hill

Received by: Signature

5/13/21

Date

Civa Hill

Print Name

RECEIVED MAY 13 2021
CA



Kiowa Tribe

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Phone: (580) 654-6343 · Fax: (580) 654-8412
EXECUTIVE BRANCH

MEMORANDUM

DATE: May 13, 2021
TO: Marilyn Bread, Kiowa Legislature Speaker
FROM: Matthew M. Komalty, Chairman
RE: Response of Resolution KY-CY-2021-0006

Please find attached my response to resolution from Legislative Special Session May 12, 2021.

* Resolution KY-CY-2021-0006; Approval of Loan Application for Paycheck Protection Program

If you have any questions please feel free to contact me anytime. Thank you.

Matthew M. Komalty, Chairman

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Received by: Signature

05-13-2021
Date

Janet Saupitty
Print Name