



NCA 20-033

CLASSIFICATION: #5. CEREMONIAL GROUND/CHURCHES

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 5, CHAPTER 2, SUBCHAPTER 3 ENTITLED "PASSENGER VAN ASSISTANCE GRANT" AND AUTHORIZING A SUPPLEMENTAL APPROPRIATION FOR THE PASSENGER VAN ASSISTANCE GRANT PROGRAM

Be it enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. FINDINGS. The National Council finds that:

A. The Passenger Van Assistance Grant Program (MCNCA Title 5, Chapter 2, Subchapter 3) was recently amended by the enactment of NCA 20-012, which amended to limit only Churches that have not received a Passenger Van from the Nation to be eligible for said Program.

B. However, five (5) Churches were on a waiting list before the enactment of NCA 20-012.

C. The following Churches were on the waiting list:

Weogufkee Indian Baptist Church (received a van in 2007)
Little Cussetah Indian Baptist Church (received a van in 2007)
Covenant Harvest Ministries (received a van in 2007)
Many Springs Baptist Church (received a van in 2005)
Solid Rock Baptist Church (received a van in 2007).

D. There is a need to amend the law to include those Churches that were on waiting list.

SECTION TWO. AMENDMENT. This amendment shall be codified in Title 5, Chapter 2, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:

SECTION THREE. AMENDMENT. MCNCA Title 5, § 2-301. is hereby amended to read as follows:

§ 2-301. Passenger Van Assistance Grant

A. Muscogee (Creek) Nation Traditional Churches ("Churches") **that have at least fifteen (15) active Church members that are Muscogee (Creek) citizens** shall be eligible to obtain assistance for transportation through the Passenger Van Assistance Grant by submitting a letter (on church letterhead, if applicable) requesting said assistance by the pastor of church. If there is no pastor, a church officer, deacon or women's leader may same request.

B. The National Council office will maintain a list of all eligible Muscogee (Creek) Traditional Churches that are fifty (50) years or older or Churches that can provide documentation demonstrating that eighty percent (80%) of their membership is Muscogee (Creek) citizens located within the Nation's jurisdictional boundaries and only those Churches on the list maintained by the National Council may receive assistance.

C. ~~Only~~ Churches that have not received a passenger van from the Nation **shall be made priority** are eligible for this assistance. The National Council office shall accept request letters **from these Churches** beginning **from** October 1 **to December 1** **each fiscal year.**

D. **Churches who have received a passenger van from the Nation and said van is eight years or older may submit a request letter if maximum amount of passenger vans have not been requested as of December 2 of each fiscal year. The National Council office shall accept request letters from these Churches December 2 to January 31 of each fiscal year.**

E. The Nation's Fleet Department shall secure bids for and purchase **fifteen (15) passenger vans for FY 2020 and** ten (10) passenger vans **beginning FY 2021 and annually** each fiscal year **thereafter** and will notify Churches upon arrival of vans.

F. **In order for the van to be released to the Church:**

1. ~~The Church~~ **must have** ~~shall be responsible for the tag and insurance and must have both before the van is released to Church;~~
and
2. **the Church must sign a release form agreeing to the following terms:**
 - a. the passenger van is strictly to be used for Church business and activities, only;
 - b. the Church is prohibited to sell passenger van; and

- c. **if the Church is no longer utilizing passenger van, it must be returned to the Nation.**

G. The annual appropriation for the Passenger Van Assistance Grant shall be established at Three Hundred Twenty-Five Thousand and No/100 Dollars (\$325,000.00), **but shall be Four Hundred Eighty-Seven Thousand, Five Hundred and No/100 Dollars (\$487,500.00) for FY 2020.**

H. Any request letters received after the ten (10) passenger vans have been awarded shall be held for consideration until the next fiscal year.

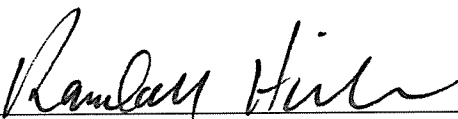
SECTION FOUR. APPROPRIATION. The amount of One Hundred Sixty-Two Thousand, Five Hundred and No/100 Dollars (\$162,500.00) is hereby appropriated from the **Interest on Permanent Fund Account**. All unexpended funds appropriated by implementation of this Act shall be returned to the Tribal Treasury and shall be available for future appropriation by the National Council.

SECTION FIVE. AUTHORIZATION. The National Council hereby authorizes the Principal Chief or his designee to expend the sum of One Hundred Sixty-Two Thousand, Five Hundred and No/100 Dollars (\$162,500.00) from the **Interest on Permanent Fund Account** for the Passenger Van Assistance Grant Program.

SECTION SIX. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this **18th** day of **June, 2020**.

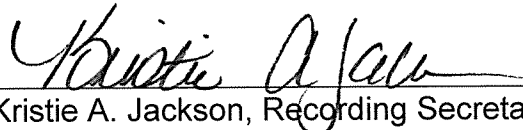
IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Randall Hicks, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of Sixteen members with **Sixteen** members attending this meeting on the **18th** day of **June, 2020** and that the above is in conformity with the provisions therein adopted by a vote of **11** in favor, **3** against; **1** abstention and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.



Kristie A. Jackson, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this **23rd** day of **June**, **2020** to the above Law, **NCA 20-033** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



David W. Hill, Principal Chief
Muscogee (Creek) Nation





NCA 20-033

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B. However, five (5) Churches were on a waiting list before the enactment of NCA 20-012.

C. The following Churches were on the waiting list:

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D. There is a need to amend the law to include those Churches that were on waiting list.

SECTION TWO. AMENDMENT. This amendment shall be codified in Title 5, Chapter 2, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:

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B. The National Council office will maintain a list of all eligible Muscogee (Creek) Traditional Churches that are fifty (50) years or older or Churches that can provide documentation demonstrating that eighty percent (80%) of their membership is Muscogee (Creek) citizens located within the Nation’s jurisdictional boundaries and only those Churches on the list maintained by the National Council may receive assistance.

C. Churches that have not received a passenger van from the Nation shall be made priority for this assistance. The National Council office shall accept request letters from these Churches from October 1 to December 1 each fiscal year.

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SECTION SIX. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this **18th** day of **June, 2020**.

IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Randall Hicks, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

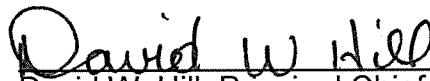
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Kristie A. Jackson, Recording Secretary
Muscogee (Creek) National Council

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David W. Hill, Principal Chief
Muscogee (Creek) Nation

