



NCA 10-044

CLASSIFICATION: #11. COMMUNITIES

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 11, § 3-203, ENTITLED "Requirements for distribution of funds"

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

SECTION ONE. AMENDMENT. This amendment shall be codified in Title 11, Chapter 3, 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 Codification Committee 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 2003 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 TWO. AMENDMENT. MCNCA Title 11, §§ 3-203 and 204 are hereby amended to read as follows:

§3-203. Requirements for distribution of funds

Every Muscogee (Creek) Nation Chartered Indian Community is eligible for an annual CDBG grant, provided they provide comply with the following items:

~~1. Copy of valid and current Facility Use Agreement, for those Communities that utilize the Nation's property;~~

12. Letter from the Community requesting a CDBG grant, signed by the duly elected Chairperson of the Community and accompanied by Board Resolution authorizing the request of funds;

23. Deposit slip from the Community bank account or ACH wiring instructions for the deposit of funds into the Community bank account; and

34. Letter from Community's bank stating who has signature authority for the Community's bank account;

45. A financial report, accompanied by copies of receipts, detailing the expenditure of funds, or the obligation of funds, from the previous CDBG received.

All items shall be submitted by certified mail or hand delivered to the Muscogee (Creek) Nation, ~~Office of~~ **Department of** Community Development and received by 5:00 P.M. on March 31 of the fiscal year of the grant award. ~~Provided that for fiscal year 2004 only, the deadline to receive the above listed items shall be May 28, 2004.~~ The Department of Community Development shall send verification of receipt of the above items to the Community within five days of receipt of the same.

§3-204 Disbursement of funds

On April 15 of the fiscal year of the grant award, the Department of Community Development shall send a list of ~~"Request for Distribution of CDBG funds" to the Office of the Principal Chief requesting that funds be distributed to all Communities who are~~ **in** compliance with § 3-203 of this Title and ~~listing these Communities to the Office of the Principal Chief.~~ **Provided that for fiscal year 2004 only, the "Request for Distribution of CDBG funds" shall be sent to the office of the Principal Chief by June 4, 2004.** The Office of the Principal Chief shall **forward the above-mentioned list to the Office of the Controller who shall** distribute the full grant amount to the Communities by September 30 of the fiscal year of the grant award.


~~Beginning in the 2009 fiscal year, ten (10) Chartered Communities who currently that do not have economic development (list attached) shall each receive two (2) shares of Community Development Block Grant (CDBG) funds. Should the non-economic development Chartered Communities lose this status, and engage in an economic development venture, they shall revert back to one (1) share. Those eChartered Communities where economic development currently exists shall continue to receive one (1) share. \$135,000.00 will shall be divided by the total number of grant shares designated to all Chartered Communities and be allocated in accordance with this Sub-Chapter approved to arrive at each community's monetary allocation. Eligibility for grant shares to the Chartered Communities will be determined by the Community Research Development in accordance with the law. Based upon their recommendation & the Principal Chief shall then distribute the Community Development Block Grant (C.D.B.G.) funds.~~

Currently, Ten (10) Chartered Communities who are without economic development are hereby identified as the following:- ~~The communities include~~ Yardeka, Wilson, Dewar, Weleetka, Okfuskee, Cromwell, Dustin, Kellyville, Sapulpa, and the Oklahoma City Muscogee (Creek) Association Community.

SECTION THREE. 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 March 2010.

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



Roger Barnett, 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 twenty-six members with Twenty-One members attending this meeting on the 18th day of March 2010, and that the above is in conformity with the provisions therein adopted by a vote of 20 in favor, 0 against, 0 abstentions, 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.



Terry A. Fish, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature this 13 day of March, 2010, to the above Law, NCA 10-044 authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.



A. D. Ellis, Principal Chief
Muscogee (Creek) Nation

