

NINTH LEGISLATURE
OF THE
CHEYENNE AND ARAPAHO TRIBES
REGULAR SESSION
May 14, 2022
Large Conference Room, Concho, OK

RESOLUTION: A Resolution to Authorize and Approve the FY2023 Tribal Transportation Program Agreement Between the Cheyenne and Arapaho Tribes and the United States Department of the Interior Bureau of Indian Affairs.

RESOLUTION NO: 9L-RS-2022-05-008
DATE INTRODUCED: April 11, 2022
LEGISLATOR SPONSOR: Darrell Flyingman, C3 District
LEGISLATOR CO-SPONSOR: Travis Ruiz, A3 District

SUBJECT: A Resolution to Authorize and Approve the FY2023 Tribal Transportation Program Agreement Between the Cheyenne and Arapaho Tribes and the United States Department of the Interior Bureau of Indian Affairs.

WHEREAS: The Cheyenne and Arapaho Tribes are a federally recognized Indian tribe organized pursuant to a Constitution approved by tribal membership on April 4, 2006 and approved by the Secretary of the Interior; and

WHEREAS: Article VI, Section 5(a) of the Constitution provides that Legislative power shall reside with the Legislature; and

WHEREAS: Article VI, Section 5(a) of the Constitution grants the Legislature the “power to make all laws and resolutions in accordance with the Constitution which are necessary and proper for the good of the Tribes;” and

WHEREAS: Article VI, Section 5(a) of the Constitution requires “Laws and resolutions which have been enacted shall remain valid until amended or repealed;” and

WHEREAS: The Legislature has the Constitutional obligation and public responsibility to the Tribes to oversee the Tribes’ operations in order to establish and promote justice, establish guidance and direction for the government and advance the general welfare of the Tribes; and

WHEREAS: The Legislature of the Cheyenne and Arapaho Tribes have reviewed the FY2023 Tribal Transportation Program (TTP) Agreement between the United States Department of the Interior Bureau of Indian Affairs which authorizes the Tribe to perform the planning, research, design, engineering, construction and maintenance

of highway, road, bridge, parkway and transit facility programs and projects located on or which provide access to the Tribe and/or Tribal members, and

WHEREAS: The Legislature of the Cheyenne and Arapaho Tribes approves the FY 2023 Tribal Transportation Program (TTP) Agreement to 1) transfer to the Tribe all the functions and duties that the Secretary of the Interior would have performed with respect to a program or project under 23 U.S.C. Sec. 201-204, other than those functions and duties that cannot be legally transferred under the 23 U.S.C. Sec 202(d)(3), together with such additional activities as the Tribe may perform under the STRA-21 Act and the Tribal Transportation Program regulations; 2) the Tribe to carry out the statutory requirements pursuant to sec 1118 of the STRA-21 Act and to maintain and improve its unique and continuing government-to-government relationship with and responsibility to the Tribe; and 3) Tribal Transportation Program funding to the Tribe or its designee, under this agreement, its formula share of Tribal Transportation Program (TTP) funds under the TTP Program and,

WHEREAS: The Legislature of the Cheyenne and Arapaho Tribes agree to the terms, provisions and conditions of the FY2023 Tribal Transportation Program Agreement which shall become effective upon the date of its approval and execution of the Cheyenne and Arapaho Tribes and the authorized BIA official and shall for the maximum period authorized by the STRA-21 Act any statutory extensions therefore, and

NOW THEREFORE BE IT RESOLVED, that the Legislature of the Cheyenne and Arapaho Tribes hereby approves and authorizes the FY2023 Tribal Transportation Program Agreement between the Cheyenne and Arapaho Tribes and the United States Department of the Interior Bureau of Indian Affairs.

BE IT FURTHER RESOLVED, that the Legislature of the Cheyenne and Arapaho Tribes hereby authorize the Governor to sign and execute any documents related to this resolution, as necessary to accomplish and enact provisions for the welfare of the Tribal People.



Travis Ruiz
Speaker of the Ninth Legislature
Cheyenne and Arapaho Tribes

ATTEST:

I, Jodi White Buffalo Jodi White Buffalo, Legislative Staff, hereby certify that the foregoing is a True and Accurate Copy of the Original Bill No. 9L-RS-2022-05-008 which was acted upon by the Legislature of the Cheyenne and Arapaho Tribes in the Ninth Legislature 5TH Regular Session, by a roll call vote on the 14th day of May 2022, by a vote.

VOTE RECORD:

DISTRICT	LEGISLATOR	YES	NO	ABSTAIN	ABSENT
A1	Diane Willis				✓
A2	Kendricks Sleeper	✓			
A3	Travis Ruiz	✓			
A4	Rector Candy	✓			
C1	Bruce Whiteman	✓			
C2	George Woods				✓
C3	Darrell Flyingman	✓			
C4	Byron Byrd	✓			
TOTAL		6			2
Passes (6) Fails () Tabled () Allowed to Die () No Action ()					

Jodi White Buffalo
Jodi White Buffalo, Legislative Staff
Ninth Legislature, Cheyenne and Arapaho Tribes



**TRANSMITTAL OF DOCUMENTS:
From the Legislative Branch to the Executive Branch**

True and Accurate Original Resolution No. 9L-RS-2022-05-008 was submitted and received by the Governor's Office of the Cheyenne and Arapaho Tribes on the _____ day of _____, 2022 at _____ o'clock AM/PM.

ATTEST:


Pursuant to Article VI, Section 7, subsection (a)(iv) of the Tribes Constitution reads in part: "All Bills passed by the Legislature shall be presented to the Governor for signature or veto."

Pursuant to Article VII, Section 4, subsection (g) of the Tribes Constitution reads: "The Governor shall have the power to sign any enactment passed by the Legislature into law or to veto any enactment passed by the Legislature within ten (10) days of passage with a written explanation of any objections; and if the Governor takes no action within ten (10) days, then the enactment shall become law in accordance with this Constitution."

{ } APPROVED

{ } VETOED: Attachment ____; Governor's written explanation of any objections.

On the 14 day of May, 2022.



Reggie Wassana, Governor
Cheyenne and Arapaho Tribes

On the _____ day of _____, 2022.

{ } **No action required, because the Bill/Resolution failed to pass the Legislature.**

Printed Name: _____

Signed Name: _____

Title: _____

Date: _____

Jodi White Buffalo, Legislative Staff
Ninth Legislature, Cheyenne and Arapaho Tribes

**TRANSMITTAL OF DOCUMENTS:
From the Legislative Branch to the Executive Branch**

True and Accurate Original Resolution No. 9L-RS-2022-05-008 was submitted and received by the Governor’s Office of the Cheyenne and Arapaho Tribes on the _____ day of _____, 2022 at _____ o’clock AM/PM.

Printed Name: _____
Signed Name: _____
Title: _____
Date: _____
Office of the Governor, Cheyenne and Arapaho Tribes

**VETO OVERRIDE:
ATTEST:**

Pursuant to Article VI, Section 5, subsection (b) reads: “The Legislature shall have the power to override an Executive veto by a vote of at least six (6) Legislators.”

VOTE RECORD:

DISTRICT	LEGISLATOR	YES	NO	ABSTAIN	ABSENT
A1	Diane Willis				
A2	Kendricks Sleeper				
A3	Travis Ruiz				
A4	Rector Candy				
C1	Bruce Whiteman				
C2	George Woods				
C3	Darrell Flyingman				
C4	Byron Byrd				
TOTAL					
Passes () Fails () Tabled () Allowed to Die () No Action ()					

Jodi White Buffalo, Legislative Staff
Ninth Legislature, Cheyenne and Arapaho Tribes

**TRANSMITTAL OF DOCUMENTS:
From the Legislative Branch to the Tribal Council**

True and Accurate Original Resolution No. 9L-RS-2022-05-008 was received by the Coordinator of the Office of Tribal Council of the Cheyenne and Arapaho Tribes on the 20th day of May, 2022 at 2:00 o'clock AM/PM.

ATTEST:

Pursuant to Article VI, Section 7, subsection (a)(iv) of the Tribes Constitution reads in part: "All laws shall take effect thirty (30) days after signature by the Governor or veto override by the Legislature, unless any Member of the Tribes submits to the Coordinator of the Office of Tribal Council a petition signed by at least one hundred fifty (150) Members of the Tribal Council seeking to repeal the law or resolution at the next Tribal Council meeting. If the Tribal Council fails to repeal such law or resolution at the next Tribal Council where the matter has been properly placed on the agenda for the Tribal Council meeting, such law or resolution shall become effective immediately."

- { ACCEPT
- { } REQUEST TO REPEAL BY TRIBAL COUNCIL

Date of Tribal Council Meeting: _____
 Location: _____ Time: _____
 On the _____ day of _____, 2022.

Printed Name: Jennifer Bailey
 Signed Name: [Signature]
 Title: ICC
 Date: 5-20-22
 Coordinator of the Office of Tribal Council
 Cheyenne and Arapaho Tribes

Vote Record:

YES	NO	ABSTAIN	NOT VOTING	TOTAL

- { } REPEALED: with attached signed Resolution of Repeal;
- { } FAILED TO REPEAL;
- { } FAILED TO PROPERLY PLACE ON THE AGENDA FOR THE NEXT TRIBAL COUNCIL MEETING.

On the _____ day of _____, 2022.

- { } No action required, because the Bill/Resolution failed to pass the Legislature.

Printed Name: _____
 Signed Name: _____
 Title: _____
 Date: _____

Jodi White Buffalo, Legislative Staff
 Ninth Legislature, Cheyenne and Arapaho Tribe



**TRANSMITTAL OF DOCUMENTS:
From the Legislative Branch to the Judicial Branch**

True and Accurate Original Resolution No. 9L-RS-2022-05-008 was submitted and received by the Office of the Supreme Court, Judicial Branch, Cheyenne and Arapaho Tribes on the 23 day of May, 2022 at 11:50 o'clock AM/PM.

Printed Name: Charlotte Wetselline
Signed Name: [Signature]
Title: Court Administrator
Date: 5/23/22
Office of the Supreme Court, Judicial Branch
Cheyenne and Arapaho Tribes



TRANSMITTAL OF DOCUMENTS:

From the Legislative Branch to the Office of Records Management

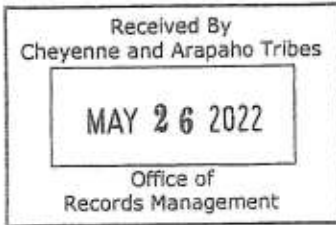
ATTEST:

Pursuant to Article VI, Section 7, subsection (a)(v), of the Tribes Constitution reads, "The Office of Records Management shall compile all Laws and Resolutions into a comprehensive Code in an orderly manner that shall be published annually."

Office of Records Management Staff, hereby certify that the foregoing is a True and Accurate Original Resolution No. 9L-RS-2022-05-008.

Space below is reserved for Stamp:

Received (Date) Office of Record Management



Printed Name: Cheryl Blind
Signed Name: Cheryl Blind
Title: Director
Date: 5/24/22
Office of Records Management
Department of Administration, Executive Branch
Cheyenne and Arapaho Tribes



TRANSMITTAL OF DOCUMENTS:

From the Office of Records Management to the Legislative Branch

ATTEST:

Office of Records Management Staff, hereby certify that the foregoing is a True and Accurate Copy of Original Resolution No. 9L-RS-2022-05-008.

Space below is reserved for Stamp:

True & Accurate

Copy of Original

True & Accurate
Copy of Original

Printed Name: Cheryl Blind
Signed Name: Cheryl Blind
Title: Director
Date: 5/24/22
Office of Records Management
Department of Administration, Executive Branch
Cheyenne and Arapaho Tribes

Legislative Staff hereby certify that the foregoing is a True and Accurate Copy of Original Resolution No. 9L-RS-2022-05-008.

Printed Name: Jodi White Buffalo
Signed Name: Jodi White Buffalo
Title: Legislative Clerk
Date: 5-26-22
Ninth Legislature, Legislative Branch
Cheyenne and Arapaho Tribes