

Ordinance 03-04

An Ordinance of Appropriation for **Governmental Operations** to continue operations of the Executive, Legislative, and Judicial Branches of Tribal Government for the period beginning November 1, 2003 and ending November 30, 2003, and

An Ordinance of Appropriation for **Corporate Commission** of the Mille Lacs Band to continue operations for the period beginning October 1, 2003 and ending November 30, 2003

The District I, II, and III Representatives jointly introduce the following Bill on this 28th day of October 2003.

Preamble

It is enacted by the Band Assembly of the Mille Lacs Band of Ojibwe Indians for the purpose of appropriating funds for all governmental operations, and Corporate Commission for the period ending November 30, 2003.

Title I

Section 1. Governmental Operations, and Corporate Commission. The Band Assembly hereby appropriates one twelfth of funds for the Executive, Legislative, and Judicial Branches for the period ending November 30, 2003 for the following programs: Administration, Judicial, Public Safety, Education, Health and Human Services, Natural Resources and Land Acquisition, Community Development, Housing, Housing Initiative, and Circle of Health (attached hereto as "Exhibit A").

Section 1.01. Any programs not specifically listed above shall be excluded from appropriations in this bill and as such the Finance Officer and/or Commissioner of Finance shall be precluded from authorizing any expenditure until such time as appropriation occurs.

Section 1.02. The Band Assembly hereby appropriates and authorizes the expenditure of **\$6,863,272** for the period beginning November 1, 2003 and ending November 30, 2003 for the governmental operation of the Executive, Legislative, and Judicial Branches.

Section 1.03. The Band Assembly hereby appropriates and authorizes the expenditures of **\$1,161,649** for the period beginning October 1, 2003 and ending November 30, 2003 for Corporate Commission

Section 2. Specifically excluded from this Bill are any grants or contracts not listed in the attached Exhibit A.

Section 3. No expenditure that causes any appropriation to be exceeded may be paid under any circumstances without further Band Assembly action.

Section 4. Any increase in funding to any grant or contract listed in the attached Fiscal Year 2004 Budget, or any newly received grant or contract, shall be subject to supplemental appropriation by the Band Assembly prior to any expenditure of these funds.

Section 5. Any decrease in funding to any grant or contract already budgeted shall automatically result in an equal decrease to the approved appropriation and upon notification of the decrease by the appropriate granting agency, shall be subject to action by the Band Assembly to decrease the specified appropriation.

Section 6. Indirect costs shall be collected from the particular programs based on the current rate approved by the United States Department of Interior and/or Office of Inspector General unless limited to a lesser rate by applicable federal or state regulations.

Section 7. The Office of Management and Budget shall present a financial status report summary on a bi-annual basis and present the same to Band members at District meetings.

Section 8. The Band Assembly and Chief Executive agree that quarterly progress reports shall be submitted to the Band Assembly by all Commissioners for their respective programs.

Section 9. Except as otherwise exempted all appropriations shall lapse at the end of each fiscal year and be available for re-appropriation by the Band Assembly.

Section 10. The Band Assembly hereby authorizes commissioners to approve budgetary transfers within programs up to \$10,000.00 per line item, provided that the transfers are allowable under grant provisions, if applicable. For transfers over \$10,000.00, the Band Assembly hereby authorizes the Administrative Policy Board to approve budget transfers within programs of up to 50% of the total program budget transfers within a given budget line item if the program is under one hundred thousand dollars and up to 20% if the program is one hundred thousand dollars or greater.

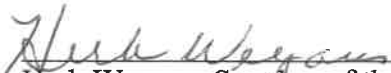
All funds appropriated are maximum fund amounts and shall not be exceeded.

Section 11. All funds appropriated for capital construction projects shall be appropriated to align with the project length so as to automatically carry-over to the next fiscal year if appropriated funds remain and if the project is not completed within fiscal year 2004. If, for any reason, the project length runs over the contracted period for construction causing construction costs to exceed the appropriated amount, the Band Assembly must be notified so as to take appropriate action.

Ordinance 03-04

Introduced to the Band Assembly on this twenty-eighth day of October in the year two thousand three.

Passed by the Band Assembly on this twenty-eighth day of October in the year two thousand three.


Herb Weyaus, Speaker of the Assembly

APPROVED
Date: 10/31/03


Melanie Benjamin, Chief Executive

OFFICIAL SEAL OF THE BAND