

TITLE 7 – ENROLLMENT, COMMITTEES, ELECTIONS AND REFERENDUMS
CHAPTER 7-10 BUDGET COMMITTEE AND PROCEDURES FOR ADOPTION OF
ANNUAL BUDGET
BUDGET COMMITTEE

7-10-1 Membership

- (a) The Budget Committee (Committee) shall consist of seven (7) members appointed by Tribal Council.
- (b) Subject to CLUSITC 7-10-1(c), Committee members will serve terms of four (4) years.
- (c) Tribal Council shall reconstitute the Committee effective January 1, 2013, to effectuate amendments to this Chapter 7-10 adopted by the Tribal Council by Ordinance 83B, as provided in this paragraph. Tribal Council shall appoint one (1) member to serve a term ending December 31, 2013; two (2) members to serve terms ending December 31, 2014; two (2) members to serve terms ending December 31, 2015; and two (2) members to serve terms ending December 31, 2016.
- (d) The Tribes' Chief Financial Officer or his/her designee shall serve as staff to the Committee without a vote.

PROCEDURES FOR ADOPTION OF ANNUAL BUDGET

7-10-2 Procedures for Adoption of Annual Budget

The annual budget of the Tribes shall be prepared, considered and adopted according to the procedure set out in CLUSITC 7-10-3 through 7-10-8.

7-10-3 First Budget Hearing

- (a) The Committee shall hold a budget hearing open to all Tribal Members and Staff by no later than the first regular meeting of Tribal Council in September of each year. The Chair of the Committee shall conduct the first budget hearing and establish the procedures to be followed during the hearing, including the manner in which comments will be received. The hearing may be closed when dealing with confidential material.
- (b) Notice of the first budget hearing's date, time and place shall be posted fourteen (14) days in advance of the hearing in the Administrative Building, Tribal Hall, Outreach Offices, on the Tribes' website and in the office of the Gaming Commission.

7-10-4 Draft Budget

(a) The Chief Financial Officer of the Tribes shall prepare and deliver a draft budget for the following year to the Committee no later than September 8 of each year.

(b) Within two (2) business days after the Chief Financial Officer delivers a draft budget to the Committee, the Chief Financial Officer shall cause a copy of the draft budget to be posted for a period of twenty-eight (28) days in the Administrative Building, Tribal Hall, Outreach Offices, on the Tribes' website and in the office of the Gaming Commission.

(c) Tribal members may submit written comments on the draft budget to the Committee no later than twenty-eight (28) days after the date the draft budget is posted as provided in CLUSITC 7-10-4(b).

(d) Prior to the second budget hearing, the Committee will summarize and transmit to the Tribal Council comments on the draft budget received in writing or in testimony at the first budget hearing.

7-10-5 Budget Committee Meetings

(a) The Committee shall hold an initial meeting each year within fifteen (15) days after the Chief Financial Officer delivers the draft budget to the Committee as provided in CLUSITC 7-10-4(a).

(b) The annual budget adoption process results in an irregular meeting schedule for the Committee. The Committee is excused from the requirement in CLUSITC 7-5-13(c) that committees meet monthly, but may meet more than once in some months of the year in order to complete its work.

7-10-6 Second Budget Hearing

(a) Tribal Council shall hold a second budget hearing open to Tribal Members and Staff after the draft budget is delivered to the Committee and before the Committee presents the recommended budget to Tribal Council. The Chairperson of the Tribal Council shall conduct the second budget hearing and establish the procedures to be followed during the hearing, including the manner in which comments will be received. The hearing may be closed when dealing with confidential material.

(b) Notice of the second budget hearing's date, time and place shall be posted, together with a revised draft budget, fourteen (14) days in advance of the hearing in the Administrative Building, Tribal Hall, Outreach Offices, on the Tribes' website and in the office of the Gaming Commission.

7-10-7 Recommended Budget

The Committee shall present a recommended budget for the following calendar year to the Tribal Council.

7-10-8 Final Budget Authority and Approval

- (a) Tribal Council shall have final authority over adoption of the budget and its allocations.
- (b) Tribal Council shall approve the ensuing calendar year's final budget by no later than December 31 of each year.

7-10-9 Supplemental Budget

- (a) An approved budget may be reopened by Tribal Council for supplemental consideration at any time after April 1 of any fiscal year. All modifications to the approved budget require a supplemental budget adopted by Tribal Council according to the procedures outlined in this CLUSITC 7-10-9.
- (b) Tribal Council will hold at least one budget hearing, following the procedures set out in CLUSITC 7-10-6, prior to any vote by the Tribal Council on the adoption of a supplemental budget.

7-10-10 Application of CLUSITC 7-5 to this Chapter

Except as expressly provided in this Chapter, the provisions of CLUSITC chapter 7-5 shall apply to the Committee.

7-10-11 Sovereign Immunity

Nothing in this Code shall be construed to have waived the sovereign immunity of the Tribes, any tribal entity, department or program, or any tribal official or employee, except as specifically and explicitly described herein.

7-10-12 Severability

If a court of competent jurisdiction finds any provision of this Code to be invalid or illegal under applicable federal or tribal law, such provision shall be severed from this Code and the remainder of this Code shall remain in full force and effect.

APPENDIX A
LEGISLATIVE HISTORY AND EDITORIAL CHANGES

BUDGET COMMITTEE

LEGISLATIVE HISTORY AND EDITORIAL CHANGES

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians enacted the revisions to Chapter 7-10 Budget Committee and Procedures for Adoption of Annual Budget by Ordinance No. 083B at a Tribal Council meeting on December 19, 2012. Vote was 6 (for), 0 (against), 0 (absent), and 0 (abstaining).

The Tribal Council of the Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians enacted the Budget Committee Ordinance, Resolution No. 08-046, Ordinance No. 083, at a regular Tribal Council meeting on May 18, 2008. Vote was 5 (for), 0 (against), and 1 (abstaining).

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