

# Low-income Energy Assistance Program (LIHEAP)

## Memorandum of Understanding

between the State of Oklahoma

### OKLAHOMA DEPARTMENT OF HUMAN SERVICES

Sequoyah Memorial Office Building  
PO Box 25352  
Oklahoma City, OK 73125-0352  
Phone: (405)521-3444 | Fax: (405)521-4158  
E-mail: [okenergyassistance@okdhs.org](mailto:okenergyassistance@okdhs.org)

And

### PONCA TRIBE OF OKLAHOMA

20 White Eagle Dr  
Ponca City, OK 74601  
Phone: 580-762-8104  
Fax: 580-762-2743  
Website: <https://www.ponca-nsn.gov>  
E-mail: [gail.kent@ponca-nsn.gov](mailto:gail.kent@ponca-nsn.gov)

#### I. Intended Purpose

- 1.1 This memorandum of understanding (MOU) is an agreement between the **State of Oklahoma Department of Human Services** and the **Ponca Tribe of Oklahoma** and is made pursuant to the Low-Income Home Energy Assistance and Energy Crisis Intervention Program (ECIP) Act of 1981 under Title XXVI of the Omnibus Budget Reconciliation Act of 1981(Public Law 97-35), as amended by the Title VI of the Human Service Reauthorization Acts of 1984 (Public Law 98-558), of 1986 (Public Law99-425), of 1990 (Public Law 101-501), of 1994 (Public Law 103-252), and of 1998 (Public Law 105- 258), and serves
- 1.2 To finalize a method for calculating the amount of Low-Income Home Energy Assistance (LIHEAP) funds from the federal funds allocated to the **Ponca Tribe of Oklahoma** that will be allocated for use by the **Ponca Tribe of Oklahoma** LIHEAP Program. The agreement of the parties shall be as follows:

#### II. State of Oklahoma Department of Human Services shall:

- 2.1 Apply to the Federal government, the United States Department of Health and Human Services (HHS), for LIHEAP funds allocated to the State of Oklahoma.
- 2.2 Submit a LIHEAP State Plan to HHS annually.
- 2.3 Negotiate with the Tribe and agree in writing via this document, the percentage or amount of LIHEAP eligible households for which funds allocated to the Tribe should be based and provide a copy of the signed agreement to the U.S. Department of Health and Human Services, Administration for Children and Families, Office of Community Services, Division of Energy.
- 2.4 Share information with the tribe as requested about LIHEAP payments issued to households to help the tribe avoid duplicate payments.
- 2.5 Provide LIHEAP assistance to tribal member(s) if/when the household has moved outside of the tribe's geographical service area or if the tribe has determined the household is not eligible to be served by the tribe.

#### III. The Tribe shall:

- 3.1 Apply to the United States Department of Health and Human Services (HHS), for LIHEAP funds allocated to the Tribe by submitting

a LIHEAP Plan by the federally announced due date.

- 3.2 Submit a request for an extension to the state and HHS, if necessary, and receive a written approval for an extension if the tribe is not able to submit their annual LIHEAP Plan to HHS by the federally announced due date.
- 3.3 Attach this state-tribe agreement document annually to its LIHEAP Plan in OLDC, until a new agreement is reached.
- 3.4 Provide LIHEAP services to any enrolled member of Ponca tribe of Oklahoma that reside within the State of Oklahoma.
- 3.5 Provide LIHEAP services to any Federally Recognized American Indian household in the geological service area of the following counties of Oklahoma: **Kay and Noble Counties**.
- 3.6 Maintain a record of the amounts awarded to each LIHEAP eligible household and payments made on their behalf.
- 3.7 Share information with the State of Oklahoma Department of Human Services upon request about tribal LIHEAP payments issued to households to help the state avoid duplicate payments.
- 3.8 Serve only households who have not been served by the State during the same Federal Fiscal Year with LIHEAP funds.

#### IV. General Provisions

- 4.1 There will be no payments made to either party under this MOU.
- 4.2 Allocation of Federal Low Income Home Energy Assistance Program (LIHEAP) funds to the tribe will be calculated using the following allocation formula:

**The agreed upon tribal allocation shall be based on the estimated amount of Ponca members residing in the geographical area of Garfield, Kay, Noble, and Oklahoma Counties with that amount being 2,009 tribal members, and/or \$100,000.00, whichever is greater, until further renegotiated and agreed to by both the state and the tribe.**

- 4.3 This agreement takes effect on: 10/01/2022 and will remain effective until further renegotiated and agreed to by both parties.

This agreement and any attachments thereto set forth all promises, agreements, and understandings between the State of Oklahoma - Department of Human Services, and the Ponca Tribe of Oklahoma. No alterations, modifications or amendments of this agreement shall be binding upon either party unless they have been reduced to writing and properly executed by an authorized representative of each party to the agreement. In witness thereof, the State of Oklahoma - Department of Human Services and the Ponca Tribe of Oklahoma hereby execute this agreement.

CASEY KILLION-LETRAN  
DHS-LIHEAP Representative

Oliver Littlecook  
Tribal Chair/Chief Name

Casey Killion-Letran 05/23/22 @1:52PM CST  
Signature Date

[Signature] 5/11/22  
Signature Date

matthew conley

Printed Name of State LIHEAP Manager

Lawanda Gail Kent

Printed Name of Tribal LIHEAP Coordinator

*matthew conley* 05/23/22

Signature of State LIHEAP Manager Date

*Lawanda Gail Kent* 5/11/22

Signature of Tribal LIHEAP Coordinator Date



# Ponca Tribe of Oklahoma

*"Rich In Culture and Tradition"*

"Equal Opportunity Employer"

20 White Eagle Drive ♦♦

Ponca City, Oklahoma 74601 ♦♦

Phone: (580) 762-8104 ♦♦

Fax: (500) 762-2743

## STATE OF OKLAHOMA

Based on Physical Addresses as of 01/26/2022

COUNTY	MEMBERS PER COUNTY
ADAIR	2
ALFALFA	0
ATOKA	0
BEAVER	0
BECKHAM	3
BLAINE	5
BRYAN	3
CADDO	15
CANADIAN	52
CARTER	6
CHEROKEE	23
CHOCTAW	0
CIMARRON	0
CLEVELAND	74
COAL	0
COMANCHE	14
COTTON	1
CRAIG	0
CREEK	20
CUSTER	15
DELAWARE	4
DEWEY	0
ELLIS	0
<b>GARFIELD</b>	<b>54</b>
GARVIN	4
GRADY	1
GRANT	1
GREER	0
HARMON	0
HARPER	0
HASKELL	1
HUGHES	4

JACKSON	0
JEFFERSON	0
JOHNSON	0
KAY	1488
KINGFISHER	4
KIOWA	3
LATIMER	4
LE FLORE	0
LINCOLN	8
LOGAN	6
LOVE	0
MAJOR	0
MARSHALL	2
MAYES	4
MCCLAIN	10
MCCURTAIN	2
MCINTOSH	6
MURRAY	0
MUSKOGEE	10
NOBLE	123
NOWATA	7
OKFUSKEE	3
OKLAHOMA	344
OKMULGEE	8
OSAGE	39
OTTAWA	6
PAWNEE	25
PAYNE	84
PITTSBURG	8
PONTOTOC	8
POTTAWATOMIE	59
PUSHMATAHA	0
ROGERS	21
ROGERS MILLS	0
SEMINOLE	5
SEQUOYAH	0
STEPHENS	16
TEXAS	0
TILLMAN	0
TULSA	226
WASHINGTON	21

WASHITA	4
WOODS	0
WOODWARD	3
Grand Total	<b>2866</b>