

**RESOLUTION OF THE
LAW AND ORDER COMMITTEE OF THE
25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023**

AN ACTION

RELATING TO THE LAW AND ORDER COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2024 BUDGET FOR THE JUDICIAL BRANCH AND RELATED MATTERS, TO BE INCLUDED IN THE NAVAJO NATION'S FY2024 COMPREHENSIVE BUDGET

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Law and Order Committee ("LOC") is a standing committee of the Navajo Nation Council with oversight authority over the Navajo Nation Judicial Branch ("Judicial Branch"). 2 N.N.C. §600(A); 2 N.N.C. §601(C) (1).
- B. Each Oversight Committee, including the LOC, shall review and make recommendations regarding the programs under its oversight responsibility, regarding the Navajo Nation's Comprehensive Budget for the upcoming Fiscal Year. 12 N.N.C. §840(A).

SECTION TWO. FINDINGS

- A. Pursuant to 12 N.N.C. §840(A), each Oversight Committee, including the LOC, "shall review and make recommendations to the Budget and Finance Committee concerning the budget[s]" for the Programs they oversee. 12 N.N.C. §840(A) further provides that Oversight Committee recommendations shall not exceed the base planning amounts established in the FY2024 Budget Instructions Manual. The base planning amounts were established by the Budget and Finance Committee in the FY2024 Budget Instructions Manual (see Resolution No. BFJY-15-23).
- B. In accordance with 12 N.N.C. §840(A), the LOC held public meetings and heard reports from Program staff and the Office of Management and Budget regarding the proposed FY2024 Budget for the Judicial Branch.
- C. During these budget meetings, the LOC reviewed and considered the proposed FY2024 Budget for the Judicial Branch, as compared to the base planning amounts established in the FY2024 Budget Instructions Manual and as recommended by the

Office of Management and Budget.

- D. The LOC finds that approval of the proposed FY2024 Budget for the Judicial Branch and inclusion of such Budget in the Navajo Nation's FY2024 Comprehensive Budget is in the best interest of the Navajo Nation.

SECTION THREE. APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2024 BUDGET FOR THE JUDICIAL BRANCH AND RELATED MATTERS

- A. The LOC hereby approves the FY2024 Budget for the Judicial Branch, as detailed in the "Fund Type Budget Summary" attached hereto as **Exhibit A**.
- B. The LOC hereby approves certain revisions to the Branch Chiefs' proposed FY2024 Budget amount for the Judicial Branch, as shown in Columns D and E in the "General Fund Comparative Summary" attached hereto as **Exhibit B**.
- C. The LOC recommends the changes to the General Fund Budget described in **Exhibit C**.
- D. The LOC recommends certain Conditions of Appropriation and Legislative Concerns, as listed in **Exhibit D**.
- E. The LOC recommends that certain Unmet Needs for the Judicial Branch be included in the FY2024 Comprehensive Budget, as explained in **Exhibit E**.
- F. The LOC hereby recommends that the Budget and Finance Committee approve the Judicial Branch FY2024 Budget and all Committee recommendations, as set forth in **Exhibits A - E**.
- G. As necessary and appropriate, the LOC hereby authorizes the Chair and Vice-Chair to negotiate the LOC recommendations herein with the Budget and Finance Committee.

SECTION FOUR. RECOMMENDING.

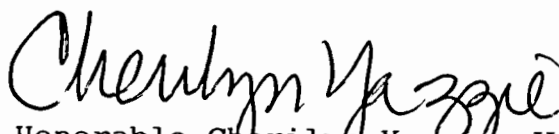
- A. The Law and Order Committee recommends the Judicial Branch be provided the unexpended funds from their FY 2023 amount to be carried over to FY 2024 to utilize in necessary and ongoing projects, among other needs. Specific details regarding the request for the FY 2023 carryover will be provided in separate legislation to present before the Navajo Nation Council. The Law and Order Committee fully supports the Judicial Branch carryover request as necessary to support our court system in aiding the Navajo People.

SECTION FIVE. EFFECTIVE DATE.

This Action shall become effective as provided in 2 N.N.C. §189(A).

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Law and Order Committee of the 25th Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 03 in Favor, and 00 Opposed, on this 16th day of August 2023.

A handwritten signature in cursive script, reading "Cheryl Yazzie".

Honorable Cheryl Yazzie, Vice-Chair
Law and Order Committee

Motioned: Honorable Steven Arviso
Second : Honorable Herman M. Daniels, Jr.

The Navajo Nation
Fund Type Budget Summary

Branch: Judicial Branch Division/Office: Judicial Branch

FY 2024											
Business Unit Number	Program Title	FY 2023 General Fund Budget	Proposed General Fund Budget	Indirect Cost Fund	Personnel Lapse Fund	External Funds Cash Match	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	Total
102001	Admin. Office of the Courts	1,685,900	1,970,898	93,182						13,764,794	15,828,874
102002	Chinle Judicial District	1,211,918	1,228,287								1,228,287
102003	Crownpoint Judicial District	1,092,239	1,059,662								1,059,662
102004	Window Rock Judicial District	1,344,492	1,322,991								1,322,991
102005	Shiprock Judicial District	1,277,551	1,243,848								1,243,848
102006	Tuba City Judicial District	1,174,749	1,135,073								1,135,073
102007	Ramah Judicial District	675,746	726,121								726,121
102008	Supreme Court	1,556,906	1,366,960								1,366,960
102009	Peacemaking Program	1,426,856	1,413,054								1,413,054
102010	Kayenta Judicial District	938,067	956,406								956,406
102011	Dilkon Judicial District	855,231	888,987								888,987
102012	Aneth Judicial District	682,407	710,429								710,429
102013	Tohajiilee Judicial District	685,796	742,499								742,499
102014	Alamo Judicial District	286,381	373,007								373,007
102015	Dzil Yjiin Judicial District	510,845	518,902								518,902
102017	Pueblo Pintado Circuit Court	203,381	216,911								216,911
102018	Probation Services	2,021,442	2,182,032								2,182,032
102019	Judicial Conduct Commission	80,095	38,047								38,047
Total:		17,710,002	18,094,114	93,182		0	0	0	0	13,764,794	31,952,090

Fiscal Year 2024

**The Navajo Nation
General Fund Comparative Summary**

EXHIBIT B

Branch:		Judicial Branch	Division/Office:	Judicial Branch		
(A) Business Unit Number	(B) Program Title	(C) Branch Chief's Proposed FY 2024 General Fund Budget	(D) Oversight Committee's Recommended FY 2024 General Fund Budget	(E) Plus or Minus \$ Difference (Column D - Column C)		
102001	Admin. Office of the Courts	1,970,898	1,970,898			
102002	Chinle Judicial District	1,228,287	1,228,287			
102003	Crownpoint Judicial District	1,059,662	1,059,662			
102004	Window Rock Judicial District	1,322,991	1,322,991			
102005	Shiprock Judicial District	1,243,848	1,243,848			
102006	Tuba City Judicial District	1,135,073	1,135,073			
102007	Ramah Judicial District	726,121	726,121			
102008	Supreme Court	1,366,960	1,366,960			
102009	Peacemaking Program	1,413,054	1,413,054			
102010	Kayenta Judicial District	956,406	956,406			
102011	Dilkon Judicial District	888,987	888,987			
102012	Aneth Judicial District	710,429	710,429			
102013	Tohajilee Judicial District	742,499	742,499			
102014	Alamo Judicial District	373,007	373,007			
102015	Dzili Yijini Judicial District	518,902	518,902			
102017	Pueblo Pintado Circuit Court	216,911	216,911			
102018	Probation Services	2,182,032	2,182,032			
102019	Judicial Conduct Commission	38,047	38,047			
TOTAL:		18,094,114	18,094,114		0	

The Navajo Nation
Recommended Conditions of Appropriations and Legislative Concerns

Branch: Judicial Branch Division/Office:

Business Unit Number	Program Title	Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)
	Judicial Branch	The Judicial Branch shall provide a detailed breakdown of the 25,000 pending cases before the Navajo Nation courts, describing the types of cases before each court, and a statistical breakdown of the time the cases are taking to resolve. This is also to include all cases before the Supreme Court and a breakdown of how many decisions have been provided in the last 4 years. This report is to be provided by the end of the first quarter of FY 2024.
102019	Judicial Conduct Commission	Legislative Concern: The Judicial Conduct Commission has presented before the Law and Order Committee in 2022, and shall provide an in person oral report before the Law and Order Committee to go over the recommendation provided in the written report, including recommendations regarding language requirements for Judges. This shall be provided by the end of the second quarter of FY 2024.

LAW AND ORDER COMMITTEE

Special Meeting

August 16, 2023

Legislation No. 0170-23: An Action Relating to the Law and Order Committee; Approving and Recommending to the Budget and Finance Committee the Fiscal Year 2024 for the Judicial Branch and Related Matters, to be included in the Navajo Nation's FY2024 Comprehensive Budget.
Sponsors: Honorable Eugenia Charles-Newton/Co-Sponsor: Honorable Danny Simpson

VOTE TALLY SHEET:

Main Motion:

Motion: Honorable Steven Arviso

Second: Honorable Herman M. Daniels, Jr.

Vote: 3-0-2

Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None

Amendment No. 1: (Insert Exhibits)

Motion: Honorable Steven Arviso

Second: Honorable Herman M. Daniels, Jr.

Vote: 3-0-2

Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None

Carryover and Legislative Concern:

Motion: Honorable Eugenia Charles-Newton

Second: Honorable Steven Arviso

Vote: 3-0-2

Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None

Cherilyn Yazzie

Cherilyn Yazzie, Chair Pro Tem
Law and Order Committee
25th Navajo Nation Council

Laureen Spencer

Laureen Spencer, Legislative Advisor
Office of Legislative Services