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 NAVAJO NATION OFFICE OF HEARINGS AND APPEALS 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 Office of Hearings and Appeal ("OHA"). 2 N.N.C. §600(A); 2 N.N.C. §601(C)(1).
- B. Each Oversight Committee, including the Law and Order Committee, shall review and make recommendations regarding the programs under its oversight responsibility to 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 Law and Order Committee, "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 Law and Order Committee held public meetings and heard reports from Program staff and the Office of Management and Budget regarding the proposed FY2024 Budget for the Office of Hearings and Appeal.

- C. During these budget meetings, the Law and Order Committee reviewed and considered the proposed FY2024 Budget for the Office of Hearings and Appeal, 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 Law and Order Committee finds that approval of the proposed FY2024 Budget for the Office of Hearings and Appeal 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 OFFICE OF HEARINGS AND APPEAL AND RELATED MATTERS

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

Budget and Finance Committee.

SECTION FOUR. 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 02 in Favor, and 00 Opposed, on this 15th day of August 2023.

Honorable Eugenia Charles-Newton, Chairwoman

Law and Order Committee

Motioned: Honorable Cherilyn Yazzie Second: Honorable Steven Arviso **EXHIBIT A**

The Navajo Nation Fund Type Budget Summary

Fiscal Year 2024

487,451 487,451 Office of Hearings and Appeals Total 000'000 Special Revenue Fund -External 000'000 Special Fiduciary Fund Revenue Fund Division/Office: 000,000 000'000 Proprietary Fund FY 2024 External Funds Cash Match 000,000 Personnel Lapse Fund 10,208 92,243 Indirect Cost Fund 92,243 385,000 FY 2023 Proposed General Fund General Fund Budget Budget 385,000 385,000 385,000 **Executive Branch** Total: Office of Hearings and Appeals Program Title Branch: _ Business Unit Number 103004

EXHIBIT B

Fiscal Year 2024

The Navajo Nation General Fund Comparative Summary

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Office of Hearings and Appeals	(E)	Plus or Minus \$ Difference (Column D - Column C)										0
	(a)	Oversight Committee's Recommended FY 2024 General Fund Budget										0
Division/Office:	(5)	Branch Chief's Proposed FY 2024 General Fund Budget	385,000									385,000
Executive Branch	(B)	Program Title	Office of Hearings and Appeals									TOTAL:
Branch:	(A)	Business Unit Number	103004									

EXHIBIT C

Recommended Changes to the General Fund Budget The Navajo Nation

Fiscal Year 2024

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Division/Office: Office of Hearings and Appeals	Explanation of Oversight Committee Recommended Changes to the Fiscal Year 2024 General Fund Budget (Increase or Decrease \$ Amount)									
Executive Branch	Program Title	Office of Hearings and Appeals								
Branch:	Business Unit Number	103004								

EXHIBIT D

Fiscal Year 2024

Recommended Conditions of Appropriations and Legislative Concerns The Navajo Nation

Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC) Office of Hearings and Appeals Division/Office: Office of Hearings and Appeals **Executive Branch** Program Title Branch: Business Unit Number 103004

Fiscal Year 2024

The Navajo Nation Recommended Unmet Needs Budgets

Office of Hearings and Appeals	Explanation of Recommended UNMET NEEDS to the FY 2024 General Fund Budget							
Division/Office:	Amount of Unmet Need							•
Executive Branch	Program Title	Office of Hearings and Appeals						TOTAL:
Branch:	Business Unit Number	103004						

LAW AND ORDER COMMITTEE 25TH NAVAJO NATION COUNCIL Special Meeting August 15, 2023

Legislation No. 0169-23: 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 Office of Hearings and Appeal and Related Matters, to be included in the Navajo Nation's FY2024 Comprehensive Budget.

Sponsors: Honorable Eugenia Charles-Newton/Co-Sponsor: Honorable Danny Simpson

CONSENT AGENDA

VOTE TALLY SHEET:

Main Motion:

Motion: Honorable Cherilyn Yazzie Second: Honorable Steven Arviso

Vote: 2-0-3

Yea: Honorable Cherilyn Yazzie/Honorable Steven Arviso

Nay: None

Not Voting: Honorable Eugenia Charles-Newton/Honorable Herman M. Daniels, Jr.

Excused: Honorable Nathan Notah

Absent: None

Eugenia Charles-Newton, Chairwoman

Law and Order Committee 25th Navajo Nation Council

Laureen Spencer, Legislative Advisor
Office of Legislative Services