RESOLUTION OF THE LAW AND ORDER COMMITTEE 23RD NAVAJO NATION COUNCIL - Fourth Year, 2018

AN ACTION

RELATING TO LAW AND ORDER COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2019 BUDGET FOR THE NAVAJO NATION JUDICIAL BRANCH

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Law and Order Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 600(A).
- B. The Law and Order Committee is the oversight committee for the Navajo Nation Judicial Branch. 2 N.N.C. § 601(C)(1).
- C. Each oversight committee shall review and make recommendations to the Budget and Finance Committee concerning the budget in accordance with the annual budget instructions. 12 N.N.C. § 840 (A).

SECTION TWO. FINDINGS

- A. The Law and Order Committee held a budget hearing and took budget testimony regarding the Navajo Nation Judicial Branch's Fiscal Year 2019 Budget. 12 N.N.C. § 840 (A).
- B. The Law and Order Committee recommends to the Budget and Finance Committee a fiscal year budget for the Navajo Nation Judicial Branch. 12 N.N.C. § 840 (A).

SECTION THREE. APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2019 BUDGET FOR THE NAVAJO NATION JUDICIAL BRANCH

A. The Law and Order Committee hereby acknowledges the proposed Navajo Nation Fiscal Year (FY) 2019 Budget for the Navajo Nation Judicial Branch recommended by the Chief Justice of the Navajo Nation Supreme Court, as provided on the Fund Type Budget Summary, attached as **Exhibit A**.

- B. The Law and Order Committee requests that the Budget and Finance Committee and the Navajo Nation Council adopt the changes to the Budget, as set forth in the General Fund Comparative Summary, Exhibit B, Recommended Changes to the General Fund Budget, Exhibit C, Recommended Conditions of Appropriation and Legislative Concerns, Exhibit D, and Recommended Unmet Needs, Exhibit E.
- C. The Law and Order Committee authorizes the Committee Chairperson or Vice-Chairperson to meet and negotiate with the Budget and Finance Committee on these recommendations.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Law and Order Committee of the 23rd 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 3 in favor and 0 oppose, this 20th day of July 2018.

Raymond Smith, Jr., Vice Chairperson

Law and Order Committee

of the 23rd Navajo Nation Council

Motion: Honorable Kee Allen Begay, Jr.

Second: Honorable Otto Tso

| Business Unit Program Ceneral Fund Ceneral Fund Continue Fracial Variation Funds Central Fund Continue Fracial Variation Funds Central Fund Continue Fund Fun | 16,085,825 | 1,568,399 | 0 | 0 | 0 | 0 | 143,432 | 14,373,994 | 13,300,000 | Total | |
|--|------------|-----------|----------|--------------|-------------|------------|-----------|---------------------|--------------|----------------------------------|----------|
| Program Program Program Program Program Program Proposed Prop | | | | | | | | | | | |
| Program | | | | | | | | | | | |
| Program | | | | | | | | | | | |
| Program | 0 | | | | | | | | | | |
| Program | 0 | | | | | | | | | | |
| Program | | | | | | | | | | | |
| Program | | | | | | | | | | | |
| Program | 0 | | | | | | | | | | |
| Program | 0 | | | | | | | | | | |
| Program Prog | 48,326 | | | | | | | 48,325 | 75,000 | JUDICIAL CONDUCT COMMISSION | 102019 |
| Program Program Proposed | 1,695,984 | | | | | | | 1,695,984 | 1,532,260 | PROBATION SERVICES | 102018 |
| Program | 180,827 | | | | | | | 180,827 | 171,605 | PUEBLO PINTADO JUDICIAL DISTRICT | 102017 |
| Program | 406,770 | | | | | | | 406,770 | 391,328 | DZIL YIIJIN JUDICIAL DISTRICT | 102015 |
| FY 2018 | 166,808 | | | | | | | 166,808 | 165,343 | ALAMO JUDICIAL DISTRICT | 102014 |
| Program | 594,488 | | | | | | | 594,488 | 567,254 | TOHAJIILEE JUDICIAL DISTRICT | 102013 |
| FY 2018 FY 2018 FY 2018 Proposed General Fund Budget Budget Fund Fun | 599,048 | | | | | | | 599,048 | 566,692 | ANETH JUDICIAL DISTRICT | 102012 |
| FY 2018 | 717,051 | | | | | | | 717,051 | 683,422 | DILKON JUDICIAL DISTRICT | 102011 |
| FY 2018 | 805,259 | | | | | | | 805,259 | 892,679 | KAYENTA JUDICIAL DISTRICT | 102010 |
| FY 2018 FY 2019 FY 2 | 1,171,751 | | | | | | | 1,171,751 | 1,074,035 | PEACEMAKING PROGRAM | 102009 |
| FY 2018 | 1,158,398 | | | | | | | 1,158,398 | 832,440 | SUPREME COURT | 102008 |
| Fy 2018 Fy 2 | 573,110 | | | | | | | 573,110 | 572,766 | RAMAH JUDICIAL DISTRICT | 102007 |
| FY 2018 Proposed Budget ADMIN. OFC. OF THE COURTS CROWNPOINT JUDICIAL DISTRICT SHIPROCK JUDICIAL DISTRICT SHIPROCK JUDICIAL DISTRICT SHIPROCK JUDICIAL DISTRICT SHIPROCK JUDICIAL DISTRICT STATE Seneral Froposed Budget Seneral Fund Cost Fund Funds Cash Budget Seneral Fund Cost Fund Match Seneral Fund Cost Fund Match Shiprock Judiciary Special Special Special Funds Cash Fund Fund Fund Fund Fund Fund Fund Fund | 849,179 | | | | | | | 849,179 | 822,389 | TUBA CITY JUDICIAL DISTRICT | 102006 |
| FY 2018 Program Proposed | 1,050,159 | | | | | | | 1,050,159 | 929,754 | SHIPROCK JUDICIAL DISTRICT | 102005 |
| FY 2018 Program Program Program Program Program Program Program Program Proposed Budget Fund Cost Fund Proposed Fund Cost Fund Proprietary Fund Proprietary Fund Proprietary Fund Proprietary Fund Proprietary Fund Fund Fund Fund Fund Fund Fund Fund | 1,091,009 | | | | | | | 1,091,009 | 1,016,547 | WINDOW ROCK JUDICIAL DISTRICT | 102004 |
| FY 2018 Program Proposed Budget Fund Proposed Fund Proprietary Fiscal Year 2019 Navajo Nation Funds Fund Proprietary Find Proprietary Find Proprietary Find Fund Fund Fund Fund Fund Fund Fund Fu | 877,257 | | | | | | | 877,257 | 763,314 | CROWNPOINT JUDICIAL DISTRICT | 102003 |
| FY 2018 Program Program General Fund Budget Fy 2018 Fy 2018 Froposed General Fund Budget Fund Cost Fund Match Fund Match Fund Fu | 1,031,750 | | | | | | | 1,031,750 | 970,765 | CHINLE JUDICIAL DISTRICT | 102002 |
| FY 2018 FY 2018 Program General Fund Budget Fy 2018 Fy 2018 Proposed General Fund General Fund Fund Cost Fund Match Fiscal Year 2019 Navajo Nation Funds External Funds Cash Fund Fund Fund Fund Fund Internal Fiscal Year 2019 Navajo Nation Funds Special Special Special Funds Cash Fund Fund Fund Internal | 3,068,652 | 1,568,399 | | | | | 143,432 | 1,356,821 | 1,272,407 | ADMIN. OFC. OF THE COURTS | 102001 |
| FY 2018 FY 2018 FY 2018 Proposed Proprietary Fiscal Year 2019 Navajo Nation Funds Special Special Special Special Special Special Funds Cash Fund Fund Fund Fund Fund- | | External | Internal | | | Match | | Budget | | | Number |
| Frogram Fy 2018 Proposed External Proprietary Fiduciary Revenue Revenue | Total | Fund - | Fund - | Fund | Fund | Funds Cash | Cost Fund | Fund | Budget | 1 | Unit |
| Fiscal Year 2019 Navajo Nation Funds | | Special | Special | Fiduciary | Proprietary | External | Indirect | Proposed General | General Fund | Program | Business |
| | | | Funds | avajo Nation | Year 2019 N | Fisca | | | 7 3040 | | |

The Navajo Nation General Fund Comparative Summary

EXHIBIT B

Branch: Judicial Branch of the Navajo Nation Division:

Judicial Branch

| (A) | (B) | (C) | (D) | (E) |
|-------------------------|----------------------------------|---|---|--|
| Business Unit Number | Program Title | Branch Chief's Proposed FY 2019 General Fund Budget | Oversight Committee's Recommended FY 2019 General Fund Budget | Plus or minus \$ difference (Column D minus C) |
| 102001 | ADMIN. OFC. OF THE COURTS | 1,356,821 | 1,356,821 | 0 |
| 102002 | CHINLE JUDICIAL DISTRICT | 1,031,750 | 1,031,750 | 0 |
| 102003 | CROWNPOINT JUDICIAL DISTRICT | 877,257 | 877,257 | 0 |
| 102004 | WINDOW ROCK JUDICIAL DISTRICT | 1,091,009 | 1,091,009 | 0 |
| 102005 | SHIPROCK JUDICIAL DISTRICT | 1,050,159 | 1,050,159 | 0 |
| 102006 | TUBA CITY JUDICIAL DISTRICT | 849,179 | 849,179 | 0 |
| 102007 | RAMAH JUDICIAL DISTRICT | 573,110 | 573,110 | 0 |
| 102008 | SUPREME COURT | 1,158,398 | 1,158,398 | 0 |
| 102009 | PEACEMAKING PROGRAM | 1,171,751 | 1,171,751 | 0 |
| 102010 | KAYENTA JUDICIAL DISTRICT | 805,259 | 805,259 | 0 |
| 102011 | DILKON JUDICIAL DISTRICT | 717,051 | 717,051 | 0 |
| 102012 | ANETH JUDICIAL DISTRICT | 599,048 | 599,048 | 0 |
| 102013 | TOHAJIILEE JUDICIAL DISTRICT | 594,488 | 594,488 | 0 |
| 102014 | ALAMO JUDICIAL DISTRICT | 166,808 | 166,808 | 0 |
| 102015 | DZIL YIIJIN JUDICIAL DISTRICT | 406,770 | 406,770 | 0 |
| 102017 | PUEBLO PINTADO JUDICIAL DISTRICT | 180,827 | 180,827 | 0 |
| 102018 | PROBATION SERVICES | 1,695,984 | 1,695,984 | |
| 102019 | JUDICIAL CONDUCT COMMISSION | 48,325 | 48,325 | 0 |
| | TOTAL: | 14,373,994 | 14,373,994 | 0 |

Fiscal Year 2019

Recommended Changes to the General Fund Budget The Navajo Nation

| E | |
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| I | |
| B | |
| \exists | |
| C | |

Branch: Judicial Branch Division: Judicial Branch

Fiscal Year 2019

The Navajo Nation

EXHIBIT D

Recommended Conditions of Appropriations and Legislative Concerns

| Branch: | Judicial Branch | Division: |
|-------------------------|-----------------|---|
| Business Unit Number | Program Title | Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC) |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |
| | | NONE |
| | | |
| | | |
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| | | |

Fiscal Year 2019

Branch:

Judicial Branch

The Navajo Nation Recommended Unmet Needs Budgets

Division:

Judicial Branch

EXHIBIT E

| (A) | (B) | (C) | (D) |
|-------------------------|----------------------------------|-------------------------|---|
| Business Unit Number | Program Title | Amount of Unmet Need | Explanation of Recommended UNMET NEEDS to the FY 2019 General Fund Budget |
| 102001 | ADMIN. OFC. OF THE COURTS | 61,849 | Additional Operations and Maintenance Funding |
| 102002 | CHINLE JUDICIAL DISTRICT | 36,715 | Additional Operations and Maintenance Funding |
| 102003 | CROWNPOINT JUDICIAL DISTRICT | 19,128 | Additional Operations and Maintenance Funding |
| 102004 | WINDOW ROCK JUDICIAL DISTRICT | 29,353 | Additional Operations and Maintenance Funding |
| 102005 | SHIPROCK JUDICIAL DISTRICT | 7,958 | Additional Operations and Maintenance Funding |
| 102006 | TUBA CITY JUDICIAL DISTRICT | 29,299 | Additional Operations and Maintenance Funding |
| 102007 | RAMAH JUDICIAL DISTRICT | 18,286 | Additional Operations and Maintenance Funding |
| 102008 | SUPREME COURT | 31,813 | Additional Operations and Maintenance Funding |
| 102009 | PEACEMAKING PROGRAM | 62,800 | Additional Operations and Maintenance Funding |
| 102010 | KAYENTA JUDICIAL DISTRICT | 17,988 | Additional Operations and Maintenance Funding |
| 102011 | DILKON JUDICIAL DISTRICT | 9,854 | Additional Operations and Maintenance Funding |
| 102012 | ANETH JUDICIAL DISTRICT | 18,488 | Additional Operations and Maintenance Funding |
| 102013 | TOHAJIILEE JUDICIAL DISTRICT | 24,514 | Additional Operations and Maintenance Funding |
| 102014 | ALAMO JUDICIAL DISTRICT | 16,166 | Additional Operations and Maintenance Funding |
| 102015 | DZIL YIIJIN JUDICIAL DISTRICT | 23,098 | Additional Operations and Maintenance Funding |
| 102017 | PUEBLO PINTADO JUDICIAL DISTRICT | 6,600 | Additional Operations and Maintenance Funding |
| 102018 | PROBATION SERVICES | 57,903 | Additional Operations and Maintenance Funding |
| 102019 | JUDICIAL CONDUCT COMMISSION | 13,100 | Additional Operations and Maintenance Funding |
| | TOTAL: | 484,912 | |

LAW AND ORDER COMMITTEE Special Meeting July 20, 2018

ROLL CALL VOTE TALLY SHEET:

Legislation No. 0235-18: An Act Relating to Law and Order Committee; Approving and Recommending to the Budget and Finance Committee the proposed Fiscal Year 2019 Budget for the Navajo Nation Judicial Branch – Sponsor: Honorable Herman M. Daniels

Main Motion: Kee A. Begay, Jr. Second: Otto Tso Vote: 3-0-1

VOTE TALLY:

YEAS: Otto Tso/Kee A. Begay, Jr./Herman M. Daniels

NAYS:

NOT VOTING: Raymond Smith, Jr.

EXCUSE: Edmund Yazzie

Motion to Recall: Kee A. Begay, Jr. Second: Herman M. Daniels Vote: 2-1-1

YEAS: Kee A. Begay, Jr/Herman M. Daniels

NAYS: Otto Tso

NOT VOTING: Raymond Smith, Jr.

EXCUSE: Edmund Yazzie

Amendment No. 1:

Motion: Kee A. Begay, Jr. Second: Herman M. Daniels Vote: 3-0-1

Insert Exhibits A-E

YEAS: Herman M. Daniels/Kee A. Begay, Jr./Otto Tso

NAYS:

NOT VOTING: Raymond Smith, Jr.

EXCUSE: Edmund Yazzie

Raymond Smith, Jr., Vice Chairperson

Law and Order Committee

Laureen Spencer, Legislative Advisor

Law and Order Committee