



23rd NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, Donna Marie Journeaux Pacey, Primary
Sponsor of proposed legislation hereby withdraw my
sponsorship of the proposed legislation. The legislation
tracking number is 0212-16.

If there are any co-sponsors, they may re-sponsor the same
bill by beginning a new legislation.

SPONSOR SIGNATURE:

DATE:

Donna Marie Journeaux Pacey
10-18-2018

LEGISLATIVE SUMMARY SHEET

Tracking No. 0212-16

DATE: July 5, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER, NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL; AMENDING THE NAVAJO NATION COUNCIL AND COMMITTEE LEGISLATIVE PROCESS, 2 N.N.C. § 164, CREATING A NEW § 165, AND AMENDING CORRESPONDING DEFINITIONS AT 2 N.N.C. § 110

PURPOSE: This resolution, if approved, will amend certain sections of Title Two relative to the Navajo Nation Council and Committee legislative process at Section 164 and add a new Section 165 regarding agreements not requiring standing committee or Council action, and will amend corresponding definitions in Section 110.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: None
Website Posting Time/Date: 10:47pm 7/15/16
Posting End Date: 7/16/2016
Eligible for Action: 7/16/2016

Law & Order Committee

THENCE

Naa'bik'iyáti' Committee

THENCE

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
23rd NAVAJO NATION COUNCIL -- Second Year, 2016

Navajo Nation Council

INTRODUCED BY

Jonathan Perry
(Prime Sponsor)

Anthony Slim Jr

TRACKING NO. 0212-14

AN ACTION

RELATING TO LAW AND ORDER, NAABIK'ÍYÁTI' COMMITTEES AND
NAVAJO NATION COUNCIL; AMENDING THE NAVAJO NATION COUNCIL
AND COMMITTEE LEGISLATIVE PROCESS, 2 N.N.C. § 164, CREATING A NEW
§ 165, AND AMENDING CORRESPONDING DEFINITIONS AT 2 N.N.C. § 110

BE IT ENACTED:

Section One. Findings.

- A. The Law and Order Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 601(B)(14), reviews and makes recommendations to the Navajo Nation Council concerning proposed amendments and enactments to the Navajo Nation Code.
- B. The Naabik'iyáti' Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 164(A)(9), reviews proposed legislation which requires final action by the Navajo Nation Council.
- C. Enactments of positive law must be reviewed and approved by resolution by the Navajo Nation Council. 2 N.N.C. § 164(A).
- D. On February 19, 2015 the Naabik'iyáti' Committee established the Naabik'iyáti' Title Two Reform Subcommittee to "review, evaluate and recommend changes to the Navajo Nation Council, if any, regarding... Title 2, Section 164 legislative process...." NABIF-9-15, Section Two, A.

1 E. The Naabik'íyáti' Title Two Reform Subcommittee meet on numerous occasions,
2 assisted by the Office of Legislative Services, Office of the Speaker, Office of Legislative
3 Counsel, and the Office of Navajo Government Development and developed a matrix to
4 address the recommendations for the Section 164 process, standing committee structure
5 and authority, and the administrative and legislative process.

6 F. The Naabik'íyáti' Title Two Reform Subcommittee, after review and evaluation of the
7 Navajo Nation Council and Committee Legislative Process, 2 N.N.C. § 164, and
8 corresponding Definitions, 2 N.N.C. § 110, recommends changes to address the concerns
9 and issues raised by the members of the Navajo Nation Council.

10
11 **Section Two. Amending 2 N.N.C. §§ 110, 164; Enacting new § 165.**

12 The Navajo Nation hereby amends the Navajo Nation Code, Title 2, §§ 110, 164 and enacts §
13 165 as follows:

14
15 Title 2. Navajo Nation Government

16 Chapter 3. Legislative Branch

17 Subchapter 2. Navajo Nation Council Meetings

18 **§ 110. Definitions**

19
20 The following definitions apply in this Chapter:

21
22 A. “Agency” generally means a division or unit of a government or other organization.
23 When used to refer to the geographic divisions of the Navajo Nation it means the collection
24 of Chapters in each of five geographic divisions: Chinle Agency, Eastern Agency, Fort
25 Defiance Agency, Northern Agency, Western Agency.

26
27 B. “Appropriation(s)” is the legislative act of designating Navajo Nation funds for a specific
28 purpose.

1 BC. “Associated Amendments” means amendments to alter, change, make additions to or
2 modify an existing agreement, contract, subcontract, or letter of assurance that do not require
3 the approval of the Navajo Nation Council as provided in 2 N.N.C. § ~~164(B)(1)~~ 165.

4
5 D. “Budget Reallocation” is a re-designation of appropriated or budgeted funds from one
6 account to another account for a different use or purpose or to a newly-created account for a
7 different use or purpose.

8
9 CE. “Budget Resolution” is a Navajo Nation Council resolution ~~passed by the Navajo Nation~~
10 ~~Council~~ appropriating funds pursuant to 12 N.N.C. § 800, et seq.

11
12 F. “Business Day(s)” shall mean a Navajo Nation government work day Monday through
13 Friday and excludes weekends and Navajo Nation government holidays.

14
15 DG. “Chapter”, as stated in 26 N.N.C. § 2(6), means units of local government which are
16 political subdivisions of the Navajo Nation.

17
18 EH. “Comment Period” ~~refers to the opportunity for means calendar days in which proposed~~
19 ~~resolutions are posted on the Navajo Nation Council's website and available for submission~~
20 ~~of written comments by members of the public, Chapter governments, Navajo Nation entities~~
21 and departments or divisions of the Navajo Nation government to submit written
22 recommendations and comments on a proposed resolution. The comment period shall begin
23 ~~to run at midnight of the day a resolution is introduced into the legislative process when a~~
24 proposed resolution is officially posted on the Navajo Nation Council’s website by the Office
25 of Legislative Services and shall end when the resolution is placed on the agenda of the
26 Navajo Nation Council or Standing Committee with final approval authority.

27
28 FI. “Confidential Matter” means a matter which violates the Navajo Nation Privacy and
29 Access to Information Act or whose unauthorized disclosure could be prejudicial or
30 detrimental to the legal or financial interests of the Navajo Nation government or its entities.

1 The Navajo Nation Department of Justice shall determine what matters qualify as
2 confidential. Matters determined to be confidential shall not be released without the written
3 approval of the Attorney General or his designee.

4
5 GJ. “Coordinate” means to combine efforts on a common action to produce harmonious
6 actions and results.

7
8 HK. “Financial Impact” means ~~any agreement that obligates the Navajo Nation to expend~~
9 ~~funds no matter what the sources of the funds, or provides funds to the Navajo Nation an~~
10 assessment of or analysis of the possible consequences of a financial decision and the effects
11 of those decisions to the Navajo Nation government.

12
13 L. “Grant” means a funding agreement that is not an Intergovernmental Agreement. “Grant
14 Application” means the documents, either digital or hard copy, requesting the Grant. “Grant
15 Award” means the acceptance documents for the Grant. Where the Grant Application
16 document is separate from the Grant Award document, each document shall be reviewed as
17 required by 2 N.N.C. § 165. Where the Grant Application document and the Grant Award
18 document is the same, the document shall be reviewed only once at the application stage.

19
20 IM. “Iiná” is the part of the process of Nitsáhákees-Nahat’á-Iiná-Siihasin to collaboratively
21 make and implement a decision, which must be dynamic and vibrant to accomplish effective
22 and efficient outcomes, for sustaining life, in a constant cycle of examining and analyzing
23 issues for growth and development.

24
25 JN. “Intergovernmental ~~a~~Agreements” (IGA) ~~are is an~~ agreements between the Navajo
26 Nation and another government that involves the sharing of governmental powers, such as
27 cross-commission agreements, and includes Indian Self-Determination and Education
28 Assistance Act (P.L. 638) contracts and compacts. Memoranda of Agreement and
29 Memoranda of Understanding with another government that involve the sharing or exchange
30 of governmental powers shall be considered IGAs. ~~Intergovernmental agreements do not~~

1 ~~include a~~ Agreements between the Navajo Nation and another government where the Nation
2 or the other government acts in a landowner or commercial capacity and Grants that do not
3 involve the sharing of governmental powers are not IGAs.

4
5 ~~KQ. “Legislation” generally means the action of legislating or the enactments of a legislative~~
6 ~~body. As used in 2 N.N.C. § 164, it means the enactment of positive laws, amendments to~~
7 ~~positive laws, approval of appropriations or adoption of a Statement of Policy by the Navajo~~
8 ~~Nation Council in the Navajo Nation Code, the term “legislation” describes the status of a~~
9 proposed resolution before it is formally adopted by the Navajo Nation Council or the
10 Standing Committee having final authority over the matter.

11
12 ~~LP. “Letter of Assurance”~~ means a letter sent to another party in lieu of a bond or other
13 surety assuring the receiver that the sender will perform its contract obligations.

14
15 ~~MQ. “Local Government Unit”~~ means political subdivisions of the Navajo Nation including,
16 Chapters, Townships, or other municipal forms of government ~~for the purpose of 2 N.N.C. §~~
17 ~~500 to § 503.~~

18
19 ~~NR. “Memorandum of Agreement” (MOA)~~ means a binding written agreement between two
20 or more parties to cooperatively work together to resolve an issue of mutual concern, or to
21 accomplish one or more agreed upon projects or one or more mutual purposes. An MOA
22 ~~lays out the ground rules for a positive~~ establishes procedures in an attempt to ensure a
23 successful cooperative effort. It may be used Examples of when an MOA may be used are
24 agreements between the tribal government and another government such as a state or the
25 United States, a private individual or entity, or and between the central government and local
26 governance certified chapter or Navajo Nation Township, and An MOA is a legally
27 enforceable agreement.

28
29 ~~OS. “Memorandum of Understanding” (MOU)~~ means a non-binding written agreement
30 between two or more parties describing an intended ~~line~~ course of action and where the

1 parties agree to act in good faith to comply with the agreement's terms. Examples of when
2 an MOU It may be used are agreements between the tribal government and another
3 government such as a state or the United States, a private individual or entity, or between the
4 central government and a local governance certified chapter or Navajo Nation Township.
5 An MOU ~~and~~ is not legally enforceable. Agreements between tribal divisions, agencies,
6 programs and non-certified chapters are not MOUs for purposes of 2 N.N.C. § ~~164(B)~~ 165
7 and may be executed by the appropriate division.

8
9 PT. “Nahat'á” is the part of the process of Nitsáhákees-Nahat'á-Iiná-Siihasin to strategically
10 plan while utilizing Dine bi beehaz'áanii Bitsé Siléí (foundation of Dine law), statutory laws,
11 informed research and public input (through use of the Naabik'íyáti' process) in a constant
12 cycle of examining and analyzing issues for growth and development.

13
14 QU. “Nitsáhákees” is the part of the process of Nitsáhákees-Nahat'á-Iiná-Siihasin which
15 involves critical thinking, and more broadly, to give direction and guidance to the issue at
16 hand, in a constant cycle of examining and analyzing issues for growth and development.

17
18 RV. “Oversight” means to monitor and review a programs' or entities' execution of
19 legislation, regulations, and policies related to the program or entity or affected subject area.
20 In comparison, legislative oversight is more limited and means to assist programs or entities
21 to efficiently carry out their duties by ensuring adequate funding and ensuring that their
22 governing authority is effective.

23
24 ~~S. “Reallocations” are redesignations of appropriated or budgeted funds from one account to~~
25 ~~another account for a different use or purpose or to a newly created account for a different~~
26 ~~use or purpose.~~

27
28 ~~FW. “Resolution”, which is a form of legislation, means a formal action of the Navajo~~
29 ~~Nation Council or its Committees approving or stating its opinion on a matter~~ is the written
30

1 document memorializing the official approval and adoption of a matter by the Navajo Nation
2 Council or a Standing Committee.

3
4 ~~U. “Positive law” means legislation by the Navajo Nation Council that creates or amends a~~
5 ~~section or sections of the Navajo Nation statutory law.~~

6
7 ~~VX.~~ “Siihasin” is the part of the process of Nitsáhákees-Nahat’á-líná-Siihasin to ensure
8 resilience through evaluation of decision-making and outcomes in a constant cycle of
9 examining and analyzing issues for growth and development.

10
11 ~~WY.~~ “Statement(s) of Policy” are written statements submitted to federal, state or local
12 governments, by a Navajo Nation official after approval by the Naabik’íyáti’ Committee
13 stating the official position of the Navajo Nation on proposed legislation or other action by
14 that government. Statement(s) of Policy, as used in this chapter, does not include statements
15 concerning the internal policies of a Navajo Nation division, program or department.

16
17 ~~XAA.~~ “Subcontract” means a contract that delegates some or all of the responsibilities under
18 a contract to another party to perform. The original contractor retains ultimate responsibility
19 for performance of the underlying contract including any responsibilities delegated to a
20 subcontractor.

21
22 ****

23 24 **§ 164. Navajo Nation Council and Committee Legislative Process**

25
26 ~~A. Statements of policy, enactment of positive law, intergovernmental agreements, budget~~
27 ~~resolutions, and reallocations, must be reviewed and approved by resolution by the~~
28 ~~appropriate standing committee(s) and the Navajo Nation Council except as otherwise~~
29 ~~provided herein.~~

1. ~~Except for statutorily enumerated situations as set out in 2 N.N.C. § 164(A)(16), only Council Delegates or Standing Committees may introduce a proposed resolution to the Standing Committee(s) and the Navajo Nation Council, except where Navajo government employees are authorized by statute or regulation to introduce a proposed resolutions. The last day for consideration of resolutions shall be December 31st of the year immediately preceding the swearing in of the new Council. Council Delegates, Standing Committees, and other Navajo government employees who are statutorily authorized to introduce proposed resolutions, may seek the assistance of either the Office of Legislative Counsel or other legal counsel employed by the Navajo Nation to draft proposed resolutions. The Office of Legislative Counsel shall ensure that the proposed resolution is drafted in the proper codification format before it is assigned a number and introduced into the legislative process. The Office of Legislative Council shall notify the Council by memorandum of the legal sufficiency of each proposed resolution.~~

2. ~~Expressions of condolence, congratulations, appreciation, recognition of achievement and other similar expressions of sentiment shall not be drafted or processed as resolutions of the Navajo Nation Council or its standing committees but shall be issued by certificates from the Speaker of the Navajo Nation Council at the written request of any Council Delegate and in the manner set forth at 2 N.N.C. § 285(B)(7).~~

3. ~~After the proposed resolution is deemed properly drafted, by the Office of Legislative Counsel, the Council Delegate(s), Standing Committee(s) or authorized employee(s) shall present it to the Director for the Office of Legislative Services, or designee, who will assign a number to the proposed resolution.~~

4. ~~All resolutions proposing new laws or amendments of laws shall clearly indicate new language by underscoring the new language and deletion by overstrike and shall refer to appropriate Navajo Nation Code chapter or subchapter and sections when applicable. All proposed resolutions enacting new laws, amending existing laws, or adopting a statement of policy shall include version identification and may be read in its entirety to the members of~~

1 the Navajo Nation Council at the request of a Delegate. The exhibits attached to the proposed
2 resolutions shall be identified by reference only.

3
4 ~~5. After the proposed resolution is assigned a number, the Speaker of the Navajo Nation~~
5 ~~Council shall introduce it into the legislative process by assigning it to the respective~~
6 ~~oversight committee(s) of the Navajo Nation Council having authority over the matters for~~
7 ~~proper consideration and distribute a digital copy, including copies of exhibits, of the~~
8 ~~proposed resolution to the Office of the President, Office of the Attorney General, Office of~~
9 ~~the Controller, Office of Management and Budget, and all Executive Branch Division~~
10 ~~Directors~~

11
12 ~~6. No later than the first calendar day after the proposed resolution is introduced into the~~
13 ~~legislative process, the Director for the Office of Legislative Services, or designee, shall~~
14 ~~cause digital copies of the resolution to be placed on the Council's website. Exhibits attached~~
15 ~~to the resolution shall not be posted on the website, but digital copies of the exhibits, where~~
16 ~~practicable, shall be provided upon request to the Office of Legislative Services. Any matters~~
17 ~~or exhibits determined by the Navajo Nation Department of Justice to be confidential shall be~~
18 ~~properly marked "confidential" and shall not be placed on the website or otherwise release.~~
19 ~~Digital copies of resolutions and exhibits shall carry a notice to the effect that the digital copy~~
20 ~~is being produced for the benefit of the Navajo Chapters and public and any political use is~~
21 ~~prohibited.~~

22
23 ~~7. A Chapter government may also provide comments to the proposed resolution through a~~
24 ~~properly delegated elected official or through a certified chapter resolution. The Executive~~
25 ~~Branch Division Directors and Chapter government, at their own option, shall have 5~~
26 ~~calendar days to submit comments on proposed resolution to the Executive Director for the~~
27 ~~Office of Legislative Services. After receiving comments, the Executive Director for the~~
28 ~~Office of Legislative Services, in consultation with Chief Legislative Counsel shall cause the~~
29 ~~analysis of the resolution, with appropriate references to comments received. The analysis~~
30 ~~may include comments to be affixed to the proposed resolution for consideration by the~~

1 ~~standing committee(s) and the Council. Such analysis shall not constitute legal advice and he~~
2 ~~used to promote a better understanding of the resolution.~~

3
4 ~~8. Following the expiration of the public comment period, the proposed resolution shall be~~
5 ~~forwarded to the Chairperson of the appropriate standing committee and the Chairperson~~
6 ~~shall place the proposed resolution on the committees' agenda for consideration by the~~
7 ~~standing committee at the next committee meeting. The Chairperson may also include an~~
8 ~~assigned memorial on the agenda. Action by the committee shall be in a written report and~~
9 ~~submitted to Council or another authorized committee.~~

10
11 ~~9. A proposed resolution that requires final action by the Navajo Nation Council shall be~~
12 ~~assigned to the standing committee(s) having authority over the subject matter at issue and~~
13 ~~the Naabik'iyáti' Committee. The resolution or memorial shall be submitted to the~~
14 ~~Naa'bik'iyáti' Committee with amendments and committee reports. The Naabik'iyáti'~~
15 ~~Committee may develop proposed amendments to the Council or may refer a resolution or~~
16 ~~memorial back to the appropriate standing committee(s).~~

17
18 ~~10. An amendment approved by a Committee shall be included in the proposed resolution. A~~
19 ~~failed amendment may not be introduced at a Council session unless a Delegate obtains a~~
20 ~~written petition in support of the amendment signed by a majority of the members of the~~
21 ~~Council. An amended legislation need not be re-distributed pursuant to § 164 (A)(5).~~

22
23 ~~11. A legislation that was tabled by a committee with final approval authority over the matter~~
24 ~~shall remain with the committee until removed from table status. A legislation that was~~
25 ~~tabled by a committee without final approval authority over the mater shall move forward to~~
26 ~~the subsequent assigned committee(s) or Navajo Nation Council.~~

27
28 ~~12. A legislation that does not receive sufficient vote for passage by a committee with final~~
29 ~~approval authority over the matter shall be deemed permanently eliminated from the agenda~~
30 ~~of the Committee. A legislation that does not receive sufficient vote for passage by a~~

1 ~~committee without final approval authority over the matter shall move forward to the~~
2 ~~subsequent assigned committee(s) or Navajo Nation Council for action. If the voting results~~
3 ~~of the committee with final approval authority over the legislation are difference from the~~
4 ~~voting results of other committees to which the legislation was assigned, the legislation shall~~
5 ~~be referred to the Naabik'iyáti' Committee for final action, notwithstanding any other~~
6 ~~delegations to other committees of final approval authority.~~

7
8 ~~13. The resolution shall be put on the proposed agenda for a session of the Navajo Nation~~
9 ~~Council as recommended by an assigned committee. Resolutions submitted for the Council's~~
10 ~~session agenda shall, to the extent possible, be listed in the order received, except those~~
11 ~~resolutions requiring 2/3 vote or those resolutions included in a consent listing.~~

12
13 ~~14. All resolutions appointing public officials and significant or controversial resolutions~~
14 ~~may be referred to the Naabik'iyáti' Committee for discussion prior to being certified or~~
15 ~~enacted at the discretion of the Speaker, by referral from a standing committee having final~~
16 ~~legislative authority, or by the written request of a Delegate who is not a member of a~~
17 ~~standing committee which considered such resolution. The Committee may refer a resolution~~
18 ~~back to the appropriate standing committee(s) for further consideration.~~

19
20 ~~15. After a resolution has completed the process and procedures of this section, it shall~~
21 ~~automatically be placed on the next Navajo Nation Council agenda. The Speaker shall~~
22 ~~publish the final proposed agenda on the Navajo Nation Council website no less than three~~
23 ~~(3) calendar days prior to the start of regular sessions and no less than one (1) day prior to the~~
24 ~~start of special sessions. All verbal and written reports shall be presented to the Council only~~
25 ~~on the first day of the regular sessions unless otherwise directed by the Speaker or the~~
26 ~~Council.~~

27
28 ~~16. Matters constituting an emergency shall be limited to the cessation of law enforcement~~
29 ~~services, disaster relief services, fire protection services or other direct services required as~~
30 ~~an entitlement under the Navajo Nation or Federal law, or which directly threaten the~~

1 sovereignty of the Navajo Nation. Such an emergency matter must arise due to the pressing
2 public need for such resolution(s) and must be a matter requiring final action by the Council.
3

4 ~~17. All resolutions enacting new laws or amending existing laws are subject to veto by the~~
5 ~~President of the Navajo Nation pursuant to 2 N.N.C. § 1005(C)(10) and (11) and override by~~
6 ~~the Navajo Nation Council, except financial line item vetoes are not subject to override.~~
7 ~~Vetoed resolution shall be first submitted to Naabik'íyáti' Committee before consideration~~
8 ~~by the Council. Memorials are not subject to veto but become effective upon certification by~~
9 ~~the Speaker pursuant to 2 N.N.C. § 221(C). All acts of vetoing a resolution shall occur within~~
10 ~~the territorial jurisdiction of the Navajo Nation as described in 7 N.N.C. § 254.~~
11

12 A. The Navajo Nation Council, including its Standing Committees, shall take all substantive
13 action(s) through written resolution.
14

15 1. Unless such authority has been expressly delegated to a Standing Committee,
16 enactments of law and appropriations of Navajo Nation funds shall be reviewed and
17 adopted by the Navajo Nation Council.
18

19 2. Unless such authority has been expressly reserved to the Navajo Nation Council or
20 delegated to a specific Standing Committee, Statements of Policy of the Navajo
21 Nation government and Intergovernmental Agreements shall be reviewed and
22 adopted by the Naabik'íyáti' Committee.
23

24 3. Substantive action on matters not delineated above, including Budget Reallocations,
25 shall be reviewed and adopted by the appropriate Standing Committee(s) pursuant to
26 their delegated authorities.
27

28 4. Substantive action on matters not delineated above or expressly delegated to a
29 Standing Committee shall be reserved to the Navajo Nation Council.
30

1
2 B. Except for matters qualifying as an emergency under the criteria set forth in 2 N.N.C. §
3 164 (C), all Navajo Nation Council and Standing Committee resolutions shall be subject to
4 the following requirements:

- 5
- 6 1. Only Council Delegates or Standing Committees may initiate and introduce a
7 proposed resolution to the Standing Committee(s) and the Navajo Nation Council.
8
- 9 2. The last day for Navajo Nation Council and Standing Committee consideration of
10 proposed resolutions appropriating funds shall be December 31st of the year
11 immediately preceding the swearing in of the new Navajo Nation Council.
12
- 13 3. Expressions of condolence, congratulations, appreciation, recognition of achievement
14 and other similar expressions of sentiment shall be processed as memorials of the
15 Navajo Nation Council or its Standing Committees, and shall be issued by certificates
16 from the Speaker of the Navajo Nation Council at the written request of any Council
17 Delegate and in the manner set forth at 2 N.N.C. § 285(B) (7). A Standing
18 Committee may include an assigned memorial on its agenda.
19
- 20 4. All proposed resolutions enacting new statutory laws or amending existing statutory
21 laws shall clearly indicate new language by underscoring new language and deleting
22 existing language by overstrike and shall refer to appropriate Navajo Nation Code
23 chapter, subchapter and sections when applicable.
24
- 25 5. Before any proposed resolution is introduced into the legislative process, the Office
26 of Legislative Counsel shall ensure that the proposed resolution is legally sufficient to
27 satisfy its intended purpose and drafted in the proper format for codification,
28 assignment, implementation and execution and shall notify the sponsor and Navajo
29 Nation Council by memorandum of the legal sufficiency and purpose of each
30

1 proposed resolution, as well as the recommended assignment to the respective
2 Standing Committee(s) having authority over the matter.

3
4 6. A proposed resolution that requires final action by the Navajo Nation Council shall be
5 assigned to Standing Committee(s) having authority over the subject matter under
6 consideration and the Naabik'íyáti' Committee.

7
8 7. Once the Office of Legislative Counsel has satisfied its mandates as set forth in this
9 section, the sponsor(s) of the proposed resolution may present it to the Director of the
10 Office of Legislative Services, or their designee, who shall introduce it into the
11 legislative process pursuant to policies adopted by the Naabik'íyáti' Committee. The
12 policies shall be posted on the website of the Navajo Nation Council. The Director of
13 the Office of Legislative Services shall establish procedures to implement the policies
14 adopted by the Naabik'íyáti' Committee. The procedures shall be posted on the
15 website of the Navajo Nation Council and shall include procedures that:

16
17 a. Provide a process for a proposed resolution to be assigned to a Standing
18 Committee agenda no sooner than three (3) business days after the proposed
19 resolution has been assigned to a Standing Committee(s).

20
21 b. Post a digital copy of the proposed resolution on the website of the Navajo Nation
22 Council no later than the first business day after the proposed resolution is assigned to
23 a Standing Committee. The posting shall include notice of the earliest date on which
24 the proposed resolution is eligible to be placed on the first assigned Standing
25 Committee's agenda.

26
27 c. Distribute a digital copy of the proposed resolution, including copies of exhibits,
28 to the Office of the President, Office of the Attorney General and Office of the
29 Controller no later than the first business day after the proposed resolution is assigned
30 to a Standing Committee(s).

1
2 d. Afford the public access, either digital or hard copy, to the exhibits attached to a
3 proposed resolution, except for any matters or exhibits determined by the Navajo
4 Nation Department of Justice to be confidential. Such matters or exhibits shall be
5 expressly marked "confidential" and not posted on the website or otherwise released.
6

7 e. Provide an opportunity for members of the public, Chapter governments, Navajo
8 Nation entities and departments or divisions of the Navajo Nation government to
9 submit written recommendations and comments on a proposed resolution The time
10 period to submit written recommendations and comments shall end when the
11 proposed resolution is placed on the agenda of the Navajo Nation Council or Standing
12 Committee with final approval authority.
13

14 1. Recommendations and comments shall be tracked and analyzed by the
15 Office of Legislative Services, in consultation with the Office of Legislative
16 Counsel, in the order they are received. The Office of Legislative Services'
17 analysis can be affixed to the proposed resolution.
18

19 2. The opportunity to submit written recommendations and comments does
20 not create an obligation for the assigned Standing Committee(s) or Navajo
21 Nation Council to take action in conformance with the recommendations or
22 comments received.
23

24 8. Action by a Standing Committee not having final authority on a proposed resolution
25 shall be memorialized through written committee report and submitted to the
26 subsequent assigned Standing Committee and Navajo Nation Council, when
27 applicable.
28
29
30

1 9. An amendment(s) approved by an assigned Standing Committee shall be included as
2 an amendment in the proposed resolution. An amended proposed resolution need not
3 be redistributed or reposted pursuant to § 164(B)(7).

4
5 10. A proposed resolution that is tabled by a Standing Committee with final approval
6 authority over the matter shall remain with the committee until removed from table
7 status. A proposed resolution that is tabled by a Standing Committee without final
8 approval authority over the matter shall remain with the committee and not move
9 forward to the subsequent assigned Standing Committee(s) until the resolution is
10 removed from table status which shall not extend beyond thirty (30) calendar days. A
11 proposed Navajo Nation Council resolution that is tabled by the Naabik'íyáti'
12 Committee shall remain with the committee until removed from table status which
13 may include referral back to the appropriate standing committee(s).

14
15 11. A proposed resolution that receives one or more votes in support at an assigned
16 Standing Committee without final approval authority shall move forward to the
17 subsequent assigned Standing Committee(s) and Navajo Nation Council, when
18 applicable, for action. A proposed resolution that does not receive at least one vote in
19 support at an assigned Standing Committee shall be eliminated from the legislative
20 process. A proposed resolution that does not receive sufficient votes for passage at
21 the Standing Committee with final approval authority shall be eliminated from the
22 legislative process.

23
24 12. After a proposed Navajo Nation Council resolution has completed the process
25 prescribed in this section, it shall automatically be placed on the next Navajo Nation
26 Council agenda. When other Navajo Nation law restricts the proposed resolution's
27 consideration to regular sessions, the proposed resolution shall automatically be
28 placed on the next regular session agenda. The Speaker shall publish the proposed
29 Navajo Nation Council agenda on the website for the Navajo Nation Council no less
30

1 than three (3) calendar days prior to the start of regular sessions and no less than one
2 (1) calendar day prior to the start of special sessions.

3
4 13. All Navajo Nation resolutions enacting new statutory laws or amending statutory
5 existing laws are subject to veto by the President of the Navajo Nation pursuant to 2
6 N.N.C. § 1005(C)(10) and (11) and override by the Navajo Nation Council. A
7 proposed resolution to override a vetoed resolution shall only be assigned to the
8 Naabik'iyáti' Committee before consideration by the Navajo Nation Council.

9
10 14. Navajo Nation Council resolutions containing budget line-items in the annual
11 comprehensive operating budget or supplemental appropriations thereof are subject to
12 line-item veto by the President of the Navajo Nation. Vetoes of budget line-items are
13 not eligible for override by the Navajo Nation Council.

14
15
16 C. Proposed resolutions addressing matters constituting an emergency may be heard by the
17 Navajo Nation Council and Standing Committee(s) having authority over the matter(s) under
18 an abbreviated legislative process and shall not be subject to 2 N.N.C. § 164 (B) (2), (6), (7),
19 and (12).

20
21 1. Matters constituting an emergency must arise due to an impending threat to the health
22 or safety of the Navajo Nation populace or an urgent public need for action by a
23 Standing Committee or the Navajo Nation Council.

24
25 2. Matters constituting an emergency requiring Standing Committee action only shall be
26 limited to the cessation of law enforcement services, disaster relief services, fire
27 protection services or other direct governmental services and shall include matters
28 which directly threaten the Navajo Nation's ability to receive external funding to
29 provide such services.

1 3. Matters constituting an emergency requiring Navajo Nation Council action shall be
2 limited to:

3
4 a. Appropriations necessary to prevent an impending threat to the health or safety of
5 the Navajo Nation populace; or

6
7 b. Enactments or amendments of positive law necessary to maintain the stability of
8 the Navajo Nation government or prevent the erosion of Navajo Nation regulatory
9 or adjudicatory jurisdiction; or

10
11 c. Emergency matters of urgent public need that do not fall within subcategories (a)
12 and (b) above shall be acted on by a two-thirds (2/3) vote of the full membership
13 of the Navajo Nation Council.

14
15 4. The Naabik'íyáti' Committee shall adopt policies governing the abbreviated
16 legislative process for emergency resolutions. The policies shall be posted on the
17 website of the Navajo Nation Council. The Director of the Office of Legislative
18 Services shall establish procedures to implement the policies adopted by the
19 Naabik'íyáti' Committee. The procedures shall be posted on the website of the
20 Navajo Nation Council.

21
22 **§ 165. Agreements not requiring Standing Committee or Navajo Nation Council**
23 **approval**

24
25 ~~†A.~~ Contracts expending funds appropriated by the Navajo Nation Council, contracts
26 including Ssubcontracts to implementing agreements approved under § 164(A) above, grants
27 providing funds to the Navajo Nation that do not involve the sharing of governmental
28 powers, contracts expending funds appropriated by the Navajo Nation Council, Letters of
29 Assurance agreements, mMemoranda of uUnderstanding and mMemoranda of aAgreement
30 and other agreements that do not expend funds that are not Intergovernmental Agreements

1 and associated amendments to those documents, shall not require approval by the Navajo
2 Nation Council or its committees.

3
4 2B. Prior to final execution as provided in 2 N.N.C. § 222, documents not requiring
5 approval by resolution of the Navajo Nation Council or its committees shall be reviewed and
6 signed by the following:

7
8 1a. The appropriate Division Director for departments and activities under his or her
9 supervision;

10
11 2b. The Controller (or designee) for all documents having a financial impact on the
12 Navajo Nation;

13
14 3e. The Director of the Office of Management and Budget (or designee) for all
15 documents ~~having a financial impact on the Navajo Nation~~ requiring a budget impact
16 analysis under the Appropriations Act, 12 N.N.C. § 800 et seq.; and

17
18 4d. The Attorney General of the Navajo Nation (or designee).

19 *****

20
21 **Section Three. Approval and Effective Date**

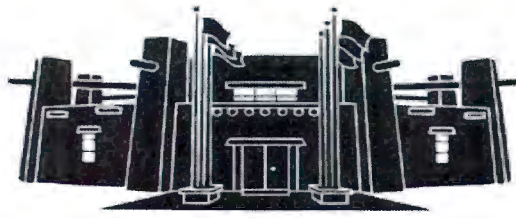
22 The Act is approved pursuant to 2 N.N.C. §221(B) and shall take effect on October 1,
23 2017.

24
25 **Section Four. Codification**

26 The Office of Legislative Counsel shall incorporate such amended provisions in the next
27 codification of the Navajo Nation Code.

1 **Section Five. Saving Clause**

2 Should any provisions of this ordinance be determined invalid by the Navajo Nation
3 Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo
4 Nation Supreme Court, those portions of this ordinance which are not determined invalid
5 shall remain the law of the Navajo Nation.



MEMORANDUM

TO: Honorable Jonathan Perry
23rd Navajo Nation Council

FROM: 
Levon B. Henry, Chief Legislative Counsel
Office of Legislative Counsel

DATE: July 5, 2016

SUBJECT: AN ACTION RELATING TO LAW AND ORDER, NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL; AMENDING THE NAVAJO NATION COUNCIL AND COMMITTEE LEGISLATIVE PROCESS, 2 N.N.C. § 164, CREATING A NEW § 165, AND AMENDING CORRESPONDING DEFINITIONS AT 2 N.N.C. § 110

Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

The Office of Legislative Council confirms the appropriate standing committee(s) reviews based on the standing committees powers outlined in 2 N.N.C. §§ 301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. § 164(A)(5).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0212-16__

SPONSOR: Jonathan Perry

TITLE: An Action To Law And Order, NAABIK'IYATI' Committees And Navajo Nation Council; Amending The Navajo Nation Council And Committee Legislative Process 2 N.N.C. § 164, Creating A New § 165, And Amending Corresponding Definitions At 2 N.N.C. § 110

Date posted: July 5, 2016 at 10:47 PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0212-16

SPONSOR: Honorable Jonathan Pery

TITLE: An Action Relating To Law And Order, Naabik'iyati' Committees And Navajo Nation Council; Amending The Navajo Nation Council And Committee Legislative Process 2 N.N.C. § 164, Creating A New § 165, And Amending Corresponding Definitions At 2 N.N.C. § 110.

Posted: July 5, 2016 at 10:47 PM

5 DAY Comment Period Ended: July 10, 2016

Digital Comments received:

Comments Supporting (1)	1. Priscilla A. Thomas
Comments Opposing (1)	1. Ojo Encino Chapter Resolution No. OJOE 1612-161008
Inclusive Comments	<i>None</i>

(Signature)

**Executive Director
Office of Legislative Services**

7/11/2016 - 8:35 am

Date/Time

RE:legislation 0212-16

Ojo Encino Chapter <ojoencino@navajochapters.org>

Fr, 7/8/2016 4:06 PM

comments <comments@navajo-nsn.gov>;

Attachment:

comments0212-16 001.jpg;

Here is Ojo Encino Chapter's comments pertaining to Legislation 0212-16, please let us know if you received it

George Werito, Chapter President
Ojo Encino Chapter



OJO ENCINO CHAPTER
HCR 79 BOX 1500, OJO ENCINO, NEW MEXICO 87013
PHONE (505)731-2263 or 731-2262 FAX (505)731-1516
EMAIL: ojoencino@navajochapters.org

COMMENT OF THE OJO ENCINO CHAPTER OF THE NAVAJO NATION

Comment of Opposition Regarding Legislation 0212-16 due to proposed Public Comment
Infringement

The Ojo Encino Chapter (the "Chapter") has previously expressed its interests in protecting direct democracy and the 5 day public comment period via resolutions OJOE 07-06-16/006 (Resolution Against Legislation 0191-16: Removing Public Comment from Comprehensive Budget Process) and OJOE 06/2-16/008 (Resolution Regarding Protection of Local Direct Democracy and Local Government Units).

Upon review of the proposed legislation 0212-16, it appears that the public comment period could be impacted negatively. The proposed legislation would have Title 2 §164.B.7.e . This part of the proposed legislation does not define the comment period based on time but only as to whether or not it has been placed on the agenda of the "Navajo Nation Council or Standing Committee with final approval authority". While in some instances this may provide a longer comment period for the public, it also has the ability to be abused reducing the public's ability to comment to essentially 0 days.

However, the proposed legislation at Title 2 §164.B.7.a states that the proposed resolution is "to be assigned to a Standing Committee agenda no sooner than (3) business days after the proposed resolution has been assigned to a Standing Committee(s)". This appears to guarantee that at a minimum all resolutions would have a minimum of a 3 business day comment period.

The Chapter would likely feel supportive of 0212-16 if it could delineate in more detail the minimum amount of time for the public comment period. Additionally, more delineation of the public comment process such that the minimum time is defined in a manner which gives the public the practical ability to fully utilize such time. Also, the Chapter would feel that 3 business days is too short of a time period to make comments. Although business days do not include holidays and weekends, it is possible that comment periods for the public could be only 3 days. This timeframe is difficult for the public and others to properly review and research proposed resolutions. Thus the Chapter would feel that a minimum of 5 business days should be the minimum time frame for public comment. Lastly, it appears that public comment from chapters has not been defined. Previously, it was defined via resolution or delegated elected official. Although the powers given to a chapter president under title 26 would likely still allow her/him to make comments without a resolution, it is important that chapters still have the ability to make public comment without the need of a resolution. This is due to the fact that chapters only officially meet once a month but the Council legislative process is ongoing. Thus, chapters must have a secured mechanism to ensure that they are being represented in the public comment.

With Great Thanks and Respect,

George Werito, Chapter President

George Werito Jr., Chapter President
Jeanette Vice, Chapter Vice President
Brandon Sam, Chapter Secretary/Treasurer

Gloria Chiquito, Chapter Manager
Leonard Tsosie, Council Delegate
Elizabeth Stoney, Land Board Member

Legislation 212-16

Priscilla A. Thomas <pris_thomas@hotmail.com>

Fri 7/8/2016 11:22 PM

To: comments <comments@navajo-nsn.gov>;

I support this legislation as it deals with problems that should have been addressed a long time ago, such as the "Emergency Legislation", this type of legislation was abused by various delegates. The "Grant" language also, something that is needed and also be read by the delegates. This whole legislation was needed.

Thank you Jonathan Perry and T. Slim!

Priscilla A. Thomas
928-551-0358

**LAW AND ORDER COMMITTEE
23RD NAVAJO NATION COUNCIL**

FOURTH YEAR 2018

COMMITTEE REPORT

Mr. Speaker,

The **LAW AND ORDER COMMITTEE** to whom has been assigned:

Legislation No. 0212-16: An Action Relating to Law and Order, Naabik'iyati' Committees and Navajo Nation Council; Amending the Navajo Nation Council and Committee Legislative Process, 2 N.N.C. § 164, Creating a New § 165, and Amending Corresponding Definitions at 2 N.N.C. § 110 – Sponsors: Honorable Jonathan Perry/Honorable Tuchoney Slim, Jr.

Has had it under consideration and reports the same with the recommendation that it **DO PASS** with no amendment

And thereafter referred to Naabik'iyati' Committee

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Edmund Yazzie', with a stylized flourish at the end.

Edmund Yazzie, Chairperson
Law and Order Committee
23rd Navajo Nation Council

Date: March 19, 2018

Main Motion: Honorable Otto Tso

Second : Honorable Raymond Smith, Jr.

Vote : 3-0 (Chairperson not voting)

23rd NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Fourth Year 2018

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0212-16


An Action Relating to Law and Order, Naabik'íyáti' Committees and Navajo Nation Council; Amending the Navajo Nation Council and Committee Legislative Process, 2 N.N.C. § 164, Creating a New § 165, and Amending Corresponding Definitions at 2 N.N.C. §110

Sponsored by: Honorable Jonathan Perry

Co-Sponsored by: Honorable Tuchoney Slim, Jr.

Has had it under consideration and reports the same **WAS TABLED WITH TWO APPROVED AMENDMENTS AND ONE PENDING AMENDMENT AND REMAINS WITH THE NAABIK'ÍYATI' COMMITTEE**

Respectfully Submitted,



*Honorable LoRenzo C. Bates, Chairman
NAABIK'ÍYÁTI' COMMITTEE*

22 MARCH 2018

AMENDMENT #1:

In conformance with CJA-01-18, I make the following amendment:

Page 19, Line 6: Strike " ... following:"

Page 19, Line 6, at the end of the paragraph, insert new language: "... President of the Navajo Nation within ten (10) calendar days after the document(s) is logged in at the Office of the President; and, upon notice to the Speaker and Chairperson of the oversight committee for an extension, an additional ten (10) days shall be allowed."

Page 19, Line 8 and Line 9: Strike paragraph 1

Page 19, Line 11 and Line 12: Strike paragraph 2

Page 19, Line 14, Line 15, and Line 16: Strike paragraph 3

Page 19, Line 18: Strike paragraph 4

Motioned by: Honorable Tuchoney Slim, Jr.

Seconded by: Honorable Leonard Tsosie

Vote: 11 in Favor, 04 Opposed (Chairman Bates Not Voting)

AMENDMENT #2:

Page 17 of 17, Strike Lines 10 through 13, (paragraph 14)

Motioned by: Honorable Jonathan L. Hale

Seconded by: Honorable Nathaniel Brown

Vote: 10 in Favor, 03 Opposed (Chairman Bates Not Voting)

AMENDMENT #3 (PENDING VOTE):

Page 16 of 16, Strike Lines 5 through 22, (paragraphs 10 & 11)

Page 10 of 10, unstrike Lines 18 through 26, (paragraphs 10 & 11)

Page 16, Line 5, Paragraph 10 – “10. A failed amendment may not be introduced at a Council session unless a Delegates obtains a written petition in support of the amendment signed by a majority of the members of the Council. An amendment legislation need not be redistributed.”

Page 16, Line 15, Paragraph 11 – “11. A legislation that was table by a committee with final authority over the matter shall remain with the committee until removed from table status. A legislation that was tabled by a committee without final authority over the matter shall move forward to the subsequent assigned committee(s) or Navajo Nation Council.”

Motioned by: Honorable Jonathan L. Hale

Seconded by: Honorable Dwight Witherspoon

Vote: PENDING VOTE

TABLING MOTION:

Motion to Table to have a work session before next Naabik'iyáti' Committee meeting (April 12, 2018)

Motioned by: Honorable Leonard Tsosie

Seconded by: Otto Tso

Vote: 10 in Favor, 01 Opposed (Chairman Bates Not Voting)

NOTE: Vote was taken utilizing 2 N.N.C. § 700 (D); "A quorum of the committee shall be satisfied by the presence of two (2) members of each Standing Committee"

MAIN MOTION:

Motioned by: Honorable Tuchoney Slim, Jr.

Seconded by: Honorable Leonard Pete

Vote: PENDING VOTE

NAVAJO NATION

RCS# 846

Naa'bik'iyati Committee

3/22/2018

03:46:52 PM

Amd#1 to Amd#
MOT Slim
SEC Tsosie

Page 19, line 6, at the end of
the paragraph, insert new
language: "President of the NN
within ten calendar days after..

PASSED

Yea : 11

Nay : 4

Excused : 0

Not Voting : 9

Yea : 11

Begay, S
BeGaye, N
Brown

Daniels
Jack
Perry

Pete
Slim
Tso

Tsosie
Witherspoon

Nay : 4

Yazzie

Hale

Smith

Phelps

Excused : 0

Not Voting : 9

Bates
Begay, K
Begay, NM

Bennett
Chee

Crotty
Damon

Filfred
Shepherd

NAVAJO NATION

RCS# 847

Naa'bik'iyati Committee

3/22/2018
04:08:11 PM

Amd#2 to Amd#

On Page 17, lines 10 through 13,
strike paragraphs

PASSED

MOT Hale

SEC Brown

Yea : 10

Nay : 3

Excused : 0

Not Voting : 11

Yea : 10

Brown
Hale
Jack

Perry
Pete
Phelps

Tso
Tsosie

Witherspoon
Yazzie

Nay : 3

Daniels

Slim

Begay, S

Excused : 0

Not Voting : 11

Bates
Begay, K
Begay, NM

BeGaye, N
Bennett
Chee

Crotty
Damon
Filfred

Shepherd
Smith

NAVAJO NATION

RCS# 848

Naa'bik'iyati Committee

3/22/2018

04:47:42 PM

Amd# to Amd#

Table to work session

PASSED

MOT Tsosie

SEC Tso

Yea : 10

Nay : 1

Excused : 0

Not Voting : 13

Yea : 10

Begay, S
Bennett
Brown

Hale
Perry
Pete

Phelps
Smith

Tso
Tsosie

Nay : 1

Witherspoon

Excused : 0

Not Voting : 13

Bates
Begay, K
Begay, NM
BeGaye, N

Chee
Crotty
Damon

Daniels
Filfred
Jack

Shepherd
Slim
Yazzie

23rd NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Fourth Year 2018

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

NAVAJO NATION LEGISLATION #0212-16

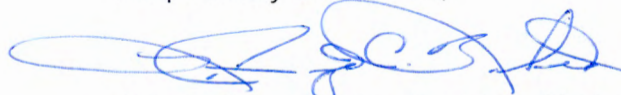
An Action Relating to Law and Order, Naabik'íyáti' Committees and Navajo Nation Council; Amending the Navajo Nation Council and Committee Legislative Process, 2 N.N.C. § 164, Creating a New § 165, and Amending Corresponding Definitions at 2 N.N.C. § 110

SPONSOR: Honorable Jonathan Perry

CO-SPONSOR: Honorable Tuchoney Slim, Jr.

Has had it under consideration and reports the same **WAS TABLED WITH ONE MODIFIED – PENDING AMENDMENT, DIRECTIVE TO REFER TO THE TITLE II SUBCOMMITTEE TO CONSIDER ALL AMENDMENTS AND REMAINS WITH THE NAABIK'ÍYÁTI' COMMITTEE**

Respectfully Submitted,



*Honorable Lorenzo C. Bates, Chairman
NAABIK'ÍYÁTI' COMMITTEE*

12 APRIL 2018

AMENDMENT #3 Modified – Pending Vote

1. Page 16 of 16, strike lines 5 through 13, (paragraph 10)
2. Page 16 of 16, move paragraph 11 to new paragraph 10
3. Page 16 of 16, strike lines 18 through 20, ~~"A proposed resolution that does not receive at least one vote in support at an assigned Standing Committee shall be eliminated from the legislative process."~~
4. Insert Page 16, Line 15, Paragraph 11 – "11. A legislation that was table by a committee with final authority over the matter shall remain with the committee until removed from

table status. A legislation that was tabled by a committee without final approval authority over the matter shall move forward to the subsequent assigned committee(s) or Navajo Nation Council."

5. Renumber or re-letter succeeding paragraphs or sections accordingly, if necessary. This amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

Motioned by: Honorable Jonathan Hale

Seconded by: Honorable Walter Phelps

Vote: VOTE PENDING

MOTION TO TABLE:

Motion to Table Legislation 0212-16 and refer back to the Naabik'iyáti' Committee Title II Subcommittee with a directive to consider all amendments.

Motioned by: Honorable Lee Jack, Sr.

Seconded by: Honorable Norman M. Begay

Vote: 08 in Favor, 06 Opposed (Chairman Bates Not Voting)

MAIN MOTION:

Motioned by: Honorable Tuchoney Slim, Jr.

Seconded by: Honorable Leonard Pete

Vote: VOTE PENDING

=====

FAILED MOTION TO TABLE:

Motion to Table until April 02, 2018 Work Session Amendments are complete and ready.

Motioned by: Honorable Otto Tso

Seconded by: Honorable Leonard Pete

Vote: 07 in Favor, and 08 Opposed (Chairman Bates Not Voting)