LEGISLATIVE SUMMARY SHEET

Tracking No. 0042-19

DATE: February 19, 2019

TITLE OF RESOLUTION: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, LAW AND ORDER COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING RULE 8 AND RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

PURPOSE: The purpose of this resolution is to amend Rules 8 and 9 of the Rules of Order for Standing Committees of the Navajo Nation Council by limiting announcements to written announcements, limiting the time for presentation of visiting guests and officials, permitting the reading of legislation into record by voice recording and allowing for the use of a consent schedule.

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

5-DAY BILL HOLD PERIOD: Jenn B
Website Posting Time/Date: 528pm 3/5/19
Posting End Date: 3/10/19
Eligible for Action: 3/11/19

Health Education and Human Services Committee
Thence
Resources and Development Committee
Thence
Budget and Finance Committee
Thence
Law and Order Committee
Thence
Naa'bik'íyáti' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

24th NAVAJO NATION COUNCIL—FIRST YEAR, 2019

Prime Sponsor

TRACKING NO. 0042-19

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, LAW AND ORDER COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING RULE 8 AND RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Health, Education and Human Services Committee is a standing committee of the Navajo Nation Council. The Health, Education and Human Services Committee, among other powers, is authorized "to review and recommend resolutions relating to social services, health, environmental health, education, veterans, and veteran services, employment and labor." 2 N.N.C. §§ 400 (A), 401 (B)(6)(a).

B. The Resources and Development Committee is a standing committee of the Navajo Nation Council. The Resources and Development Committee, among other powers, is authorized "to promulgate rules and regulations governing transportation, community development, local government units, land acquisitions for the Navajo Nation, environmental protection, and the use,

sale, exchange and development of Navajo Nation lands and/or resources, whether held in fee or trust status." 2 N.N.C. §§ 500 (A), 501 (B) (1).

C. The Budget and Finance Committee is a standing committee of the Navajo Nation Council. The Budget and Finance Committee shall exercises oversight authority including but not limited to budget, finance, investment, bonds, contracting, insurance, audits, accounting, taxes, loans, and Chapter budget and finance. " 2 N.N.C. §§ 300 (A), 300 (C).

D. The Law and Order Committee is a standing committee of the Navajo Nation Council. The Law and Order Committee, among other powers, is authorized "to review and make recommendations to the Navajo Nation Council on proposed amendments to and enactments to the Navajo Nation Code." 2 N.N.C. §§ 600 (A), 601 (B)(14).

E. The Navajo Nation Council established the Naabik'iyáti' Committee as a Navajo Nation standing committee. All proposed legislation that requires final action by the Navajo Nation Council, shall be assigned to the Naabik'iyáti' Committee. 2 N.N.C. §§ 164 (A) (9), 700 (A).

F. The Navajo Nation Council is the governing body of the Navajo Nation and as such has the authority to promulgate rules, regulations and procedures for the conduct of its meetings and that of its committees. 2 N.N.C. §§ 102 (A),(E).

SECTION TWO. FINDINGS

A. Rule 8 of the Rules of Order for Standing Committees of the Navajo Nation Council, as amended, provides the "Order of Agenda Business[.]"

B. Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council, as amended, provides for the "Reading of Legislation[.]"

C. In order to promote efficiency during standing committee meetings, announcement should be limited to written announcements, the recognition of guests and visiting officials should be limited to two minutes per delegate, the rules should allow for the use of a consent agenda, and the reading of legislation should include the use of electronic voice recording.

D. Pursuant to Rule 25 of the Rules of Order for Standing Committees of the Navajo Nation Council, amendments to the Rules "shall become effective upon adoption by the Navajo Nation Council, or at such time as may be specified by the Navajo Nation Council."

E. The Navajo Nation hereby finds that it is appropriate to amend Rules 8 and 9 for the reasons stated herein.

SECTION THREE. AMENDING RULE 8 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

The Navajo Nation Council hereby amends Rule 8 of the Rules of Order for Standing Committees of the Navajo Nation Council, as amended, as follows:

RULES OF ORDER
FOR STANDING COMMITTEES
OF THE NAVAJO NATION COUNCIL

***

Rule 8. Order of Agenda Business:

A. The Order of Agenda Business for all Committee meetings shall be as follows:

1. Call meeting to Order; Roll Call; Invocation; Written Announcements
2. Recognize Guests and Visiting Officials (limit 2 minutes per Delegate)
3. Review and Adopt Agenda
4. Review and Adopt Journal
5. Receive Reports
6. Old Business
7. New Business
8. Close of Meeting; Announcements; Adjournment

B. The Chairperson of the Standing Committee shall prepare and submit a proposed agenda to the Committee for review and final adoption. The agenda

shall allow for the inclusion of a consent schedule which is a listing of resolutions that will likely be approved by unanimous consent of the Delegates in attendance. The consent schedule shall be developed by the Chairperson upon request by any Delegate with appropriate exhibits, reports, and other matters available for review prior to the meeting. Items shall be removed from the consent schedule on the request of any one committee member for any reason without debate. Items not removed shall be adopted by unanimous consent without amendments or debate. Removed items may be taken up either immediately after the consent schedule or placed later on the agenda at the discretion of the committee.

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SECTION FOUR. AMENDING RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

The Navajo Nation Council hereby amends Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council, as amended, as follows:

RULES OF ORDER
FOR STANDING COMMITTEES
OF THE NAVAJO NATION COUNCIL

***

Rule 9. Reading of Legislation:

A. All legislations shall be made a part of the official record of the Standing Committee assigned as the final approval authority under 2 N.N.C. § 164 (A) (6) and shall be read into the record twice. The first reading shall be of the legislation and reference the attached exhibits. After the motion to adopt, debate and amendment, if any, a second reading shall be conducted,. The second reading shall be limited only to those provisions or sections of the legislation which have been amended. All readings shall be by the designated Office of Legislative Services personnel assigned to the Committee or by electronic voice recording.

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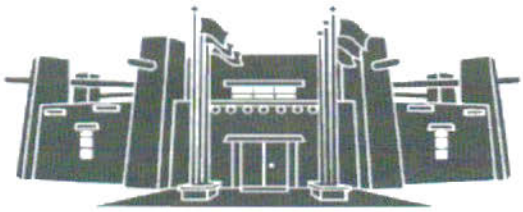
SECTION 3. EFFECTIVE DATE

The amendment enacted herein shall be effective pursuant to Rule 25 of the Rules of Order for Standing Committees of the Navajo Nation Council.

SECTION 4. SAVINGS CLAUSE

Should any provision of this Act be determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation without appeal to the Navajo Supreme Court, those provisions of the Act not determined invalid shall remain the law of the Nation.

Office of Legislative Counsel
Telephone: (928) 871-7166
Fax # (928) 871-7576



Honorable Seth Damon
Speaker
24th Navajo Nation Council

MEMORANDUM

TO: Honorable Amber K. Crotty
24th Navajo Nation Council Delegate

FROM: Candace French, Attorney
Office of Legislative Counsel

DATE: February 19, 2019

RE: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, LAW AND ORDER COMMITTEE, NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING RULE 8 AND RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

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

The Office of Legislative Counsel recommends 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 you approve, please sign as "Primary Sponsor" and submit it to the Office of Legislative Services where the proposed resolution will be given a tracking number and referred to the Office of the Speaker. If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION

LEGISLATION NO: _0042-19__ SPONSOR: Amber Kanazbah Crotty

TITLE: An Action Relating To Health, Education and Human Services Committee, Resources And Development Committee, Budget And Finance Committee, Law And Order Committee, NAABIK'IYATI' Committee And Navajo Nation Council; Amending Rule 8 And Rule 9 Of The Rules Of Order For Standing Committees Of The Navajo Nation Council

Date posted: March 05, 2019 at 5:28 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.: 0042-19

SPONSOR: Honorable Amber Kanazbah Crotty

TITLE: An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naabik'íyáti' Committee and Navajo Nation Council; Amending rule 8 and Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council

Posted: March 5, 2019 at 5:28pm

5 DAY Comment Period Ended: March 10, 2019

Digital Comments received:

Comments Supporting	*None*
Comments Opposing	*None*
Inconclusive Comments	*None*

Shunal Natch
Legislative Reporter
Office of Legislative Services

3.11.19 8:42am
Date/Time

Committee Report

THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO NATION COUNCIL to whom has been assigned;

LEGISLATION NO. 0042-19

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, LAW AND ORDER COMMITTEE, NAABIK'IYATI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING RULE 8 AND RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

(Note: Eligible for Committee Action March 11, 2019)

Sponsor: Honorable Amber Kanazbah Crotty

Amendment One (1): Page 3 of 3, Line 21: Strike out ~~Written Announcements~~

To read as follows: Page 3 of 3, Line 21:

1. Call meeting to Order; Roll Call; Invocation;

Has had under consideration and report the same with the recommendation that Legislation 0042-19 PASS with One (1) Amendment and no Directive; and therefore referred the same to the **RESOURCES AND DEVELOPMENT COMMITTEE OF THE NAVAJO NATION COUNCIL**

Respectfully Submitted,

Daniel E. Tso, Chairperson
Health, Education and Human Services Committee

March 18, 2019 - Amendment One (1) Motion
Motion by: Honorable Nelson S. BeGaye
Seconded by: Honorable Edison J. Wauneka
Vote: 3 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Nelson S. BeGaye; Edison J. Wauneka; Pernell Halona
Nays: None
Absent (excused): Charlaine Tso; Paul Begay, Jr.

March 18, 2019 - Main Motion
Motion by: Honorable Edison J. Wauneka
Seconded by: Honorable Pernell Halona
Vote: 3 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Nelson S. BeGaye; Pernell Halona; Edison J. Wauneka
Nays: None
Absent (excused): Charlaine Tso; Paul Begay, Jr.

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE
Regular Meeting
March 18, 2019

Roll Call
Vote Tally Sheet

LEGISLATION NO. 0042-19

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, RESOURCES AND DEVELOPMENT COMMITTEE, BUDGET AND FINANCE COMMITTEE, LAW AND ORDER COMMITTEE, NAABIK''IYATI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING RULE 8 AND RULE 9 OF THE RULES OF ORDER FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

(Note: Eligible for Committee Action March 11, 2019)

Sponsor: Honorable Amber Kanazbah Crotty

Has had under consideration and report the same with the recommendation that Legislation 0042-19 PASS with One (1) Amendment and no Directive; and therefore referred the same to the **RESOURCES AND DEVELOPMENT COMMITTEE OF THE NAVAJO NATION COUNCIL**

March 18, 2019 - Amendment One (1) Motion
Motion by: Honorable
Seconded by: Honorable
Vote: 3 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Nelson S. BeGaye; Edison J. Wauneka; Pernell Halona
Nays: None
Absent (excused): Charlaine Tso; Paul Begay, Jr.

March 18, 2019 - Main Motion
Motion by: Honorable Edison J. Wauneka
Seconded by: Honorable Pernell Halona
Vote: 3 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Nelson S. BeGaye; Pernell Halona; Edison J. Wauneka
Nays: None
Absent (excused): Charlaine Tso; Paul Begay, Jr.

Daniel E. Tso

Daniel E. Tso, Chairperson
Health, Education and Human Services Committee

Beverly Martinez

Beverly Martinez, Legislative Advisor
Health, Education and Human Services Committee

RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL

FIRST YEAR 2019

COMMITTEE REPORT

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

> **Legislation # 0042-19:** An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naa'bik'Iyati Committee and Navajo Nation Council; Amending Rule 8 and Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council. *Sponsor: Honorable Amber Crotty; Co-Sponsors: Honorable Vince James and Honorable Wilson Stewart, Jr.*

Has had it under consideration and reports the matter was DO PASS with no amendments and thereafter the legislation was referred to Budget and Finance Committee.

Respectfully submitted,

Rickie Nez, Presiding Chairperson
Resource and Development Committee of
the 24th Navajo Nation Council

Date: May 6, 2019 - Regular Meeting
Meeting Location: Tsaile/Wheatfields Chapter, Wheatfields, Arizona

Main Motion: Kee Allen Begay, Jr. S: Mark Freeland Vote: 3-0-1 (CNV)
Yeas: Mark Freeland, Wilson Stewart, Jr., and Kee Allen Begay, Jr.
Nays: None
Excused: Thomas Walker, Jr. and Herman M. Daniels

RESOURCES AND DEVELOPMENT COMIMTTEE
24th Navajo Nation Council
Special Meeting
May 6, 2019

ROLL CALL
VOTE TALLY SHEET:

Legislation # 0042-19: An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naa'bik'Iyati Committee and Navajo Nation Council; Amending Rule 8 and Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council. *Sponsor: Honorable Amber Crotty; Co-Sponsors: Honorable Vince James and Honorable Wilson Stewart, Jr*

Date: May 6, 2019
Meeting Location: Tsaile/Wheatfields Chapter, Wheatfields, Arizona

Main Motion: Kee Allen Begay, Jr. S: Mark Freeland Vote: 3 -0-1 (CNV)
Yeas: Mark Freeland, Wilson Stewart, Jr., and Kee Allen Begay, Jr.
Nays: None
Excused: Thomas Walker, Jr. and Herman M. Daniels, Jr.

Honorable Rickie Nez, Presiding Chairman
Resources and Development Committee

Shammie Begay, Legislative Advisor
Office of Legislative Services

24th NAVAJO NATION COUNCIL

First Year 2019

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

NAVAJO LEGISLATIVE BILL # 0042-19:

An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naabikiyati Committee and Navajo Nation Council; Amending Rule 8 and Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council *Sponsored by Amber K. Crotty, Council Delegate*

has had it under consideration and reports the same with the recommendation that It **Do Pass** without amendment.

And, therefore referred to the **LAW & ORDER** Committee

Respectfully submitted,

Jamie Henio, Chairman

Adopted: _____ Not Adopted: _____
Legislative Advisor Legislative Advisor

14 May 2019

The vote was **4** in favor **0** opposed *yeas: Jimmy Yellowhair, Raymond Smith Jr., Elmer P. Begay, Amber K. Crotty*
Main Motion: Jimmy Yellowhair
Second: Raymond Smith Jr.

BUDGET AND FINANCE COMMITTEE

14 May 2019
Special Meeting

VOTE TALLY SHEET:

Legislation No. 0042-19:
An Action Relating to Health, Education and Human Services Committee, Resources and Development Committee, Budget and Finance Committee, Law and Order Committee, Naabikiyati Committee and Navajo Nation Council; Amending Rule 8 and Rule 9 of the Rules of Order for Standing Committees of the Navajo Nation Council *Sponsored by Amber K. Crotty, Council Delegate*

Main Motion: Jimmy Yellowhair
Second: Raymond Smith Jr.
Vote: 4-0, Chairman not voting

Vote Tally:

Jamie Henio		
Jimmy Yellowhair	**yea**	
Raymond Smith Jr.	**yea**	
Elmer P. Begay	**yea**	
Amber K. Crotty	**yea**	
Nathaniel Brown		

Absent: *Nathaniel Brown*

Jamie Henio, Chairman
Budget & Finance Committee

Peggy Nakai, Legislative Advisor
Budget & Finance Committee