24th NAVAJO NATION COUNCIL
LEGISLATION SPONSORSHIP WITHDRAWAL

I, Mark Freeland, Primary Sponsor of proposed legislation hereby withdraw my sponsorship of the proposed legislation. The legislation tracking number is 284-19.

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

SPONSOR SIGNATURE: _____

DATE: 10/9/19

Office of Legislative Services • Post Office Box 3390 • Window Rock, AZ 86515
(928) 871-6380 / 7254 • Fax (928) 871-7259

LEGISLATIVE SUMMARY SHEET
Tracking No. 0284-19

DATE: September 24, 2019

TITLE OF RESOLUTION: AN ACT RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR THE LEASE PAYMENT TO THE UNIVERSITY OF NEW MEXICO FOR THE RAIN FOREST BUILDING; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

PURPOSE: The purpose of this legislation is to approve an appropriation from the UUFB for a lease payment to the University of New Mexico in the amount of $920,400.

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: 5 DS
Website Posting Time/Date: 4:30PM 9-25-19
Posting End Date: 9/30/19
Eligible for Action: 10/01/19

Health Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'íyáti Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

24th NAVAJO NATION COUNCIL – First Year, 2019

INTRODUCED BY

(Prime Sponsor)

TRACKING NO. 028419

AN ACT

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR THE LEASE PAYMENT TO THE UNIVERSITY OF NEW MEXICO FOR THE RAIN FOREST BUILDING; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

BE IT ENACTED:

SECTION 1. AUTHORITY

A. The Health, Education and Human Services Committee is empowered HEHSC to review and recommend resolutions relating to education. 2 N.N.C. § 401 (B)(6)(a).

B. The Budget and Finance Committee (BFC) is empowered to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. § 301 (B)(2).

OLC No. 19-503-1

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

D. The Title 12 Supplemental Appropriation requirements include:

1. Pursuant to 12 N.N.C. § 820(L), when the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council.
2. Supplemental appropriations made from non-recurring revenues shall only be made for non-recurring operations or purposes, as set forth at § 820(F). The Controller of the Navajo Nation shall be responsible for designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).
3. Pursuant to 12 N.N.C. § 820(M), all requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget (OMB) for budget impact analysis.

SECTION 2. FINDINGS

A. The Office of the President and Vice President has requested a supplemental appropriation of Nine Hundred Twenty Thousand Four Hundred Dollars ($920,400) for a past due payment to the University of New Mexico (UNM) pursuant to a lease agreement. The budget forms are attached as **Exhibit A**.

B. The 164 review is attached as **Exhibit B**. As noted by the reviewers, the payment to UNM is considered a recurring cost. As such, waiver language is included in section four of this resolution.

C. The Council Resolution funding the initial lease payment to UNM is attached as **Exhibit C**.

SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF

NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR BUSINESS UNIT NUMBER 119031

A. This supplemental appropriation of $920,400 shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller and to Business Unit Number 119031.

B. The Navajo Nation hereby approves supplemental funding from the Unreserved, Undesignated Fund Balance in the amount of $920,400 for Business Unit Number 119031.

C. The supplemental funding shall be deposited in accordance with the budget forms in **Exhibit A.**

SECTION 4. WAIVING §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(F) and (L) with regard to the restriction of appropriations of non-recurring revenues to recurring costs.

SECTION FOUR. EFFECTIVE DATE

The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).

EXHIBIT A

Received
AUG 13 2019
Office of Management & Budget
WINDOW ROCK, Arizona

019

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

BUDGET FORM 1

PART I. Business Unit No.: 119031 Program Title: Office of President and Vice President Division/Branch: Executive Office

Prepared By: Sonya Begay Phone No.: 928-871-7884 Email Address: sonyambegay@navajo-nsn.gov

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total
FY19 UUFB	10/1/18-9/30/19	920,400.00	100%
TOTAL:		$920,400.00	100%

PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
2001 Personnel Expenses				0
3000 Travel Expenses				0
3500 Meeting Expenses				0
4000 Supplies				0
5000 Lease and Rental	1		920,400	920,400
5500 Communications and Utilities				0
6000 Repairs and Maintenance				0
6500 Contractual Services				0
7000 Special Transactions				0
8000 Public Assistance				0
9000 Capital Outlay				0
9500 Matching Funds				0
9500 Indirect Cost				0
TOTAL		$0.00	920,400.00	920,400

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Permanently Assigned Vehicles:		

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

Sonya M. Begay, Executive Staff Assistant
SUBMITTED BY: Program Manager's Printed Name

Sonya M Begay 8/8/19
SUBMITTED BY: Program Manager's Signature and Date

Paulson Chaco, Chief of Staff
APPROVED BY: Division Director/Branch Chief's Printed Name

APPROVED BY: Division Director/Branch Chief's Signature and Date

Received
AUG 13 2019
Office of Management & Budget
The Navajo Nation, Window Rock, Arizona

FY 2019

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: 119031 Program Name/Title: Office of President and Vice President

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: UNM Lease Payment on Campus Program Performance Measure: Residential cost at Rainforest UNM Housing ($650/month x 118 students x 12 months)	N/A		N/A		N/A		118	
2. Goal Statement: Program Performance Measure:								
3. Goal Statement: Program Performance Measure:								
4. Goal Statement: Program Performance Measure:								
5. Goal Statement: Program Performance Measure:								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Sonya M. Begay, Executive Staff Assistant
Program Manager's Printed Name

Sonya M Begay 8/8/19
Program Manager's Signature and Date

Paulson Chaco, Chief of Staff
Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

Received
AUG 13 2019
Office of Management & Budget
The Navajo Nation Window Rock, Arizona

FY 2019

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

BUDGET FORM 4

PART I. PROGRAM INFORMATION:

Program Name/Title: Office of President and Vice President **Business Unit No.:** 119031

PART II. DETAILED BUDGET:

(A) Object Code (LOD 6)	(B) Object Code Description and Justification (LOD 7)		(C) Total by DETAILED Object Code (LOD 6)	(D) Total by MAJOR Object Code (LOD 4)
	5000 LEASE & RENTAL			920,400
	~~Scholarship~~			
5310 ~~5110~~	Building		920,400	
~~5120~~ 5350	~~Office~~ Space Rental Lease payment for UNM housing	$650/month x 118 beds x 12 months = $920,400		
		TOTAL	920,400	920,400

REAL ESTATE DEPARTMENT

August 20, 2019

Office of the President and Vice President
P.O. Box 7440
100 Parkway
Window Rock, Arizona 86515

Re: Notice of Late Rent Payment for 101 Broadway Blvd. NE - Lobo Rain Forest

To Whom It May Concern:

This letter is to notify you that your rent payment in the amount of $920,400.00 is past due. Please process this payment as soon as possible to bring the account to current. We thank you in advance for your immediate action to resolve this matter.

Angela Hernandez
University of New Mexico
Real Estate Department
MSC 063595
1 University of New Mexico
Albuquerque NM 87131
505-277-4635
aorona@unm.edu

THE UNIVERSITY of NEW MEXICO

INVOICE

Notice of Late Payment

Navajo Nation
101 Broadway Blvd NE
Albuquerque, NM 87102

Remit to:
University of New Mexico
Real Estate Department
MSC06 3595
1 University of New Mexico
Albuquerque, NM 87131

Invoice Date	08/01/2019
Invoice No.	1600000807
Tenant ID	t0000720
Unit	

Date	Description	Amount
08/31/2019	Student Housing Navajo Nation	920,400.00
	Grand Total	920,400.00

Notes
For billing questions, please contact Accounting Department at (505) 277-4634.

Remittance Advice (please detach and return)

Customer Information		Invoice Information	
Property:	101 Broadway -Rain Forest Bldng	**Tenant ID**	t0000720
Tenant:	Navajo Nation	**Unit**	
		Payment Date	
		Payment Amount	

Thank you for your prompt payment

Document No. 013128 Date Issued: 08/08/2019

EXHIBIT tabbies B

SECTION 164 REVIEW FORM

Title of Document: UUFB Request for UNM Lobo Rainforest Contact Name: Rose BEGAY, S...

Program/Division: EXECUTIVE OFFICES (OP/VP)

Email: sonyambegay@navajo-nsn.gov Phone Number: 928-871-7000 ext 7444

Division Director Approval for 164A:

Check document category; only submit to category reviewers. Each reviewer has a maximum 7 working days, except Business Regulatory Department which has 2 days, to review and determine whether the document(s) are sufficient or insufficient. If deemed insufficient, a memorandum explaining the insufficiency of the document(s) is required.

Section 164(A) Final approval rests with Legislative Standing Committee(s) or Council

			Date	Sufficient	Insufficient
☐	**Statement of Policy or Positive Law:**				
	1. OAG:			☐	☐
☑	**IGA, Budget Resolutions, Budget Reallocations or amendments: (OMB and Controller sign ONLY if document expends or receives funds)**				
	1. OMB:	DBegal - See Memo	8-22-19	☐	☑
	2. OOC:	Rolyn - See Memo	8.27.19	☐	☑
	3. OAG:		9/10/19	☐	☒

Section 164(B) Final approval rests with the President of the Navajo Nation

☒	**Grant/Funding Agreement or amendment:**				
	1. Division:		8-12-19	☐	☐
	2. OMB:	DBegal - See Memo	8/22/19	☐	☑
	3. OOC:			☐	☐
	4. OAG:			☐	☐
☐	**Subcontract/Contract expending or receiving funds or amendment:**				
	1. Division:			☐	☐
	2. BRD:			☐	☐
	3. OMB:			☐	☐
	4. OOC:			☐	☐
	5. OAG:			☐	☐
☐	**Letter of Assurance/M.O.A./M.O.U./Other agreement not expending funds or amendment:**				
	1. Division:			☐	☐
	2. OAG:			☐	☐
☐	**M.O.A. or Letter of Assurance expending or receiving funds or amendment:**				
	1. Division:			☐	☐
	2. OMB:			☐	☐
	3. OOC:			☐	☐
	4. OAG:			☐	☐

RECEIVED SEP 10 2019 ONNSFA-CENTRAL

RECEIVED AUG 12 2019 General Accounting

Pursuant to 2 N.N.C. § 164 and Executive Order Number 07-2013

DEPARTMENT OF DINE EDUCATION

NAVAJO NATION DEPARTMENT OF JUSTICE

REQUEST FOR SERVICES

DOJ
DATE / TIME
RFS #:
UNIT:

☐ RESUBMITTAL

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST: 8/29/2019
CONTACT NAME: Rose Graham
PHONE NUMBER: X7444
ENTITY/DIVISION: Education
DEPARTMENT: ONNSFA
E-MAIL: rosegrahom@nnpe-nsn.gov

COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (attach documents):
Please review legislation for supplental Appropriation for UN IS Housing.

DEADLINE: 8/30/2019 REASON: Payment is past due.

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: REVIEWING ATTORNEY/ADVOCATE:

DATE/TIME OUT OF UNIT: PREPARED BY (*initial*):

DOJ ATTORNEY / ADVOCATE COMMENTS

REVIEWED BY: (*PRINT*) DATE / TIME

DOJ Secretary Called: for Document Pick Up on at By:

PICKED UP BY: (*PRINT*) DATE / TIME:

Revised NNDOJ/RFS Form - July 2013

NAVAJO NATION DEPARTMENT OF JUSTICE

DOCUMENT REVIEW REQUEST FORM

☐ RESUBMITTAL

RECEIVED
AUG 29 2019
DEPARTMENT OF JUSTICE
RECEPTIONIST DESK

DOJ
8/29/19 @ 1137
DATE / TIME
☑ 7 Day Deadline
DOC #: 01323
SAS #:
UNIT: Hsgn

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE

DATE OF REQUEST: 8/29/2019
CONTACT NAME: RGraham
PHONE NUMBER: x7444
ENTITY/DIVISION: Education
DEPARTMENT: ONNSFA
E-MAIL: RGraham@nsn.gov

TITLE OF DOCUMENT: Approving Supplemental appropriation in amt of $270,400.00 from UUFB.

DOJ SECRETARY TO COMPLETE

DATE/TIME IN UNIT: 8-29-19 1:10 PM
REVIEWING ATTORNEY/ADVOCATE: Alexandria Kinsella 9-09-19
DATE/TIME OUT OF UNIT:

DOJ ATTORNEY / ADVOCATE COMMENTS

Legally Insufficient. See Memo.

REVIEWED BY: (*PRINT*)	DATE / TIME	SURNAMED BY: (*PRINT*)	DATE / TIME
Alex Kinsella	9/9/19 @ 3:20pm	Kandis Martine	9/10/19 8:35 am

DOJ Secretary Called: Shirlene Shondee for Document Pick Up on 9/10/19 at 11:45 By: Mi

PICKED UP BY: (*PRINT*) DATE / TIME:

NNDOJ/DRRF-July 2013

RECEIVED
SEP 10 2019
ONNSFA-CENTRAL

NAVAJO NATION DEPARTMENT OF JUSTICE
OFFICE OF THE ATTORNEY GENERAL

DOREEN N. MCPAUL
Attorney General

KIMBERLY A. DUTCHER
Acting Deputy Attorney General

ATTORNEY-CLIENT PRIVILEGE

MEMORANDUM

TO: Rose Graham, Department Manager
Office of Scholarship and Financial Assistance
Department of Dine' Education

FROM: _____
Alexandra Kinsella, Attorney
Human Services and Government Unit
Office of the Attorney General, Navajo Nation Department of Justice

DATE: September 9, 2019

SUBJECT: **Document Review Request No. 013128: Approve Supplemental Appropriation for $920,400 from UUFB**

On August 29, 2019, the Navajo Nation Office of Scholarship and Financial Assistance ("ONNSFA") submitted a Document Review Request for the appropriation of funds from the Unreserved Undesignated Fund Balance ("UUFB") to pay the University of New Mexico ("UNM") for period two of a residential housing agreement in the amount of $920,400. After careful review of the information provided, and in accordance with the comments of the Office of the Controller and the Office of Management and Budget, DOJ deems the document insufficient.

The Navajo Nation Code specifically states that the UUFB shall not be utilized for funding recurring expenditures or operations of the Navajo Nation government. 12 N.N.C. § 820(J). Because the current funding request is for period two of three according to the Agreement between UNM and the Nation, and there is no indication that the Nation intends to terminate the agreement moving forward, this expense is recurring and therefore cannot be paid through the UUFB.

DOJ set forth options for termination in a memorandum to ONNSFA on August 8, 2019, which the program may consider.

If you have any questions or concerns, please contact me at ext. 6395 or akinsella@nndoj.org. Thank you.

ABK/gj.407

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT

Memorandum:

To: 2 NNC § 164 Reviewers

Delegates & 2 NNC '164 Reviewers
Navajo Nation Government

From: Robert Willie, Accounting Manager
Office of the Controller

Date: August 20, 2019

Subject: 164- 013128-UUFB Request for UNM Lobo Rainforest

The Office of the Controller has reviewed the above referenced document.

1. The balance of the UUFB is $37,960,422 as of June 20, 2019. Within the Three Branch Chief agreement an amount of $21,000,000 is intended to be set aside as part of the FY 2020 comprehensive budget to address the impending FY 2021 projected General Fund Revenue decrease. Unmet needs amounts have yet to be determined but would also reduce this available amount. In addition, there are requests from the UUFB for water rights and DALTC that would further reduce the amount of the UUFB.
2. The amount of the Agreement from the original legislation is a three-year term. From January 2018 to July 2021. The initial payment was $1,457,300. This being a three-year agreement should've been funding through the budget process for FY 19. It doesn't appear that it is included in the FY 2020 budget process either.
3. This funding request is in the amount of $920,400, for UNM Lease payment for 118 students for 12 months according to the budget forms attached.
4. This request is for the second year of this agreement and would now be considered a recurring expense, as there is one more year on the agreement.

If you should have any questions you can contact me at tribal extension X6125

NAVAJO NATION OFFICE OF THE CONTROLLER
P.O.BOX 3150 · WINDOW ROCK, AZ 86515 · PHONE: (928)871-6398 · FAX: (928)871-6026

THE NAVAJO NATION

JONATHON NEZ, PRESIDENT
MYRON LIZER, VICE PRESIDENT

Office of Management and Budget

Memorandum

To: President Jonathon Nez, Navajo Nation
Dr. Tommy Lewis, Superintendent, Department of Dine' Education

From: Dominic Beyal, Executive Director

Date: August 15, 2019

Subject: Document # 013128, Executive Review of the Supplemental Funding Request in the Amount of $920,400 from the UUFB for the University of New Mexico to Provide Residential Facilities for 118 Navajo Students

The above subject document was reviewed by the Office of Management and Budget and the findings are as follows:

1. A completed Supplemental Funding Proposal Summary should be included with the budget package. See the Fiscal Year 2019 Budget Instructions Manual, Section XIV, B, 1.
2. The appropriate entity to carry this contract or agreement should be the Department of Dine' Education (DODE) whose purpose is to enhance Navajo education. DODE Administration would be able to better monitor fund use and results.
3. Budget Form 2, Program Performance Criteria in Part II, is incomplete lacking information for the purpose of the program or funding.
4. According to Budget Form 2, Part III, this supplemental request is for the last quarter of this fiscal year or from July to September, 2019 which is the period when summer school ends and the fall semester begins. Is the Navajo Nation paying for some empty spaces during the summer sessions? The agreement should be based only on the number of Navajo students that occupy the rooms during the Fall and Spring academic sessions. Otherwise, the Navajo Nation is possibly paying for unoccupied rooms, especially during the Summer session. The current arrangement under the current agreement signed by the Navajo Nation is very questionable as to the actual cost of the room occupancy arrangement.
5. On Budget Form 4, Part II, (A), where object code 5110 is used, the appropriate object code should be 5310 since building space is being leased or rented. Object code 5110 is for lease or rent of office space. The budget form has been marked in red to indicate the proper object code to use.
6. The UNM residential facility was initially funded in Fiscal Year 2017 through an agreement with the Office of the President and Vice President. How successful is the residential arrangement for Navajo students living in the residential facility? Has this arrangement

helped Navajo students to obtain better grades and to stay in school and graduate rather than quit before they are finished with their studies? How many Navajo students are actually using the facility?

7. Funds from the UUFB are considered non-recurring and are for one-time funding. This funding seems to be for an extended period over several years which seems to be turning into a recurring funding.
8. By paragraph M of the Fiscal Year 2019 budget resolution, CS-68-18, the Navajo Nation Council directed each Navajo Nation Branch to prioritize these supplemental budget requests. There have been several requests for supplemental funding from the Executive Branch programs, but those have not been prioritized. Supplemental funding requests usually are more than the amount available in the UUFB and, for that reason, the Branch Chiefs should prioritize supplemental budget requests to insure those programs or entities that need funds the most are favorably considered ahead of those that do not need funds or could obtain funds from other sources.

The Office of Management and Budget is available for assistance through Mr. Emmett Francis, Budget Officer, if needed, on any questions regarding the requested funding. The Navajo Division of Dine' Education may also have answers available to some of the above questions on prior use of funds made available for the UNM residential facility.



RESOLUTION OF THE
NAVAJO NATION COUNCIL

23RD NAVAJO NATION COUNCIL -- Third Year, 2017

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, NAABIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF ONE MILLION FOUR HUNDRED AND FIFTY SEVEN THOUSAND THREE HUNDRED DOLLARS ($1,457,300.00) TO THE OFFICE OF PRESIDENT-VICE PRESIDENT PURSUANT TO A PROPOSED AGREEMENT WITH THE UNIVERSITY OF NEW MEXICO TO PROVIDE RESIDENCE FACILITIES FOR 118 NAVAJO STUDENTS

BE IT ENACTED:

Section One. Authority

A. The Navajo Nation established the Health, Education and Human Services Committee as a Navajo Nation Council standing committee and as such gave the Committee oversight over matters impacting the health of the Diné. 2 N.N.C. §§ 401(B)(1).

B. The Navajo Nation established the Budget and Finance Committee (BFC) as a Navajo Nation Council standing committee and as such empowered BFC to review and recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. §§ 164 (A)(9), 300 (A), 301 (B)(2).

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

D. The Title 12 Appropriations Act Supplemental Appropriation requirements include:

1. When the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. 12 N.N.C. § 820(L).

2. Supplemental appropriations made from non-recurring revenues shall only be made for non-recurring operations or purposes, as set forth at § 820(F). The Controller of the Navajo Nation shall be responsible for

designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).

3. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. 12 N.N.C. § 820(M).

Section Two. Findings

A. This is a funding request for a supplemental appropriation in the amount of $1,457,300.00 to the Office of President-Vice President for funding of a proposed agreement with the University of New Mexico to provide 118 Navajo students with a residence hall space that reflects the cultural and historical values of the Navajo Nation. See Exhibit A.

B. The supplemental funding request forms are attached as Exhibit B.

C. The Office of Management and Budget is attached as Exhibit D.

D. The Office of the Controller has provided a memorandum dated September 9, 2017 indicating the balance in the Unreserved, Undesignated Fund Balance as of September 8, 2017 is $31,258,217.00 This memorandum is provided to meet the requirements of 12 N.N.C, 820 (L), however the Controller of the Navajo Nation has not designated the funds as recurring or non-recurring. This memorandum is attached as Exhibit C.

E. The Navajo Nation finds it in the best interest of the Navajo people to approve this supplemental appropriation request.

Section Three. Approving the Supplemental Appropriation from the Unreserved, Undesignated Fund Balance in the Amount of $1,457,300.00 to the Office of President/Vice-President Navajo Nation for funding of a proposed agreement with the University of New Mexico to provide 118 Navajo students with a residence hall space that reflects the cultural and historical values of the Navajo Nation.

A. This supplemental appropriation of $1,457,300.00 shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller and to a new Business Unit Number.

B. The Navajo Nation hereby approves the supplemental appropriation from the Unreserved, Undesignated Fund Balance

to the Office of President/Vice-President of the Navajo Nation for a new Business Unit for $1,457,300.00.

Section Four. Effective Date

The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the 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 19 in favor and 00 opposed, this 22nd day of December 2017.

LoRenzo C. Bates, Speaker
Navajo Nation Council

12-27-17
Date

Motion: Honorable Leonard Tsosie
Second: Honorable Jonathan L. Hale

Speaker not voting

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (c)(10), on this 3rd day of January 2018.

Russell Begaye, President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (c)(11), on this _____ day of _____ 2018 for reason(s) expressed in the attached letter to the Speaker

_____
Russell Begaye, President
Navajo Nation

3. I hereby exercise line item veto pursuant to the 2010, certified Initiative, over the supplemental appropriations approved herein by the Navajo Nation Council; on this ____ day of _____2018.

_____
Russell Begaye, President
Navajo Nation



AGREEMENT

This Agreement is entered into by the Regents of the University of New Mexico ("UNM"), a body corporate of the state of New Mexico, and the Navajo Nation ("Nation"), a federally recognized Native American tribe.

UNM owns and operates as a student residence hall the facility known as the Lobo Rainforest Building, located at 101 Broadway Boulevard NE, Albuquerque, New Mexico ("Rainforest"). The purpose of this Agreement is to provide to Navajo students at UNM residence hall space that reflects the cultural and historical values of the Nation. To this end, the Nation wishes to obtain rights to occupancy of the entire fifth and sixth floors of the Rainforest for residential occupancy by Navajo tribal members attending UNM ("Navajo Students"), in accordance with UNM policies for student housing. The parties therefore agree:

Premises: UNM grants to the Nation rights to occupancy of the entire fifth and sixth floors of the Rainforest.

a. Each floor contains 31, two-bedroom and two-bath units, or a total of 62 beds per floor. UNM will utilize one of the units on each floor to house advisors and one apartment on the fifth floor to house UNM's community coordinator. The total number of beds provided for occupancy by Navajo Students is 118, or 59, two-bedroom and two-bath units.

Term: The term of this agreement is three years and seven months commencing on January 1, 2018 and expiring on July 31, 2021. The term shall be divided into an Initial Period commencing January 1, 2018 and ending July 31, 2019, and two subsequent 12-month Periods: Period Two which shall commence on August 1, 2019, and end on July 31, 2020, and Period Three which shall commence on August 1, 2020 and end July 31, 2021.

Fee: For the Initial Period, the Nation shall pay to UNM the sum of one million, four hundred fifty seven thousand, three hundred dollars ($1,457,300). This fee is calculated at the current per bed rate of $650/month times 118 beds. This fee may be increased in accordance with UNM's Residence Life and Student Housing ("RLSH") policy for the remaining periods. Notice of an increase of the fee shall be delivered to the Nation no later than March 1, of the year immediately preceding the subsequent Period.

a. The entire fee shall be paid no later than fifteen (15) days in advance of the commencement of each Period. In the event payment is not received prior to 15 days in advance of the subsequent Period, UNM shall be under no obligation to perform pursuant to this Agreement, and any residents occupying the Premises pursuant to this Agreement shall be removed from the Premises in accordance with RLSH's policies regarding removal for nonpayment.
b. Increases in the fee, if any, will occur on August 1 of each year and will be based on the rate charged to UNM Students as identified on the RLSH website.
c. The fee will be deemed to have been paid on behalf all residents of the Premises (excepting UNM personnel) and UNM shall not seek rent or fees from any resident of the Premises.
d. The fee shall not be contingent upon occupancy.

Termination: The Nation may terminate this Agreement upon giving prior notice to UNM by April 1, 2019 for Period Two and by April 1, 2020 for Period Three commencing August 1, 2020.

Occupancy: The Nation shall bear the responsibility for determining student eligibility for occupancy in the Premises. Such eligibility determination shall be in accordance with RLSH policy and subject to RLSH approval. The Nation shall provide RLSH with a list of eligible students ("Eligibility List" and those on the Eligibility List "Eligible Students") as soon as reasonably possible following the execution of this Agreement. The Nation and RLSH shall work together to establish the best frequency of identifying Eligible Students to insure appropriate marketing and placement. Eligible Students shall register for occupancy using the RLSH website. RLSH shall ensure that Eligible Students are placed in the Premises, provided space exists. However, UNM shall not bear any responsibility to place in the Premises Eligible Students who fail to properly complete the RLSH registration process. All Eligible Students are subject to and shall adhere to the UNM code of conduct for students and all RLSH policies, rules and procedures including, but not limited to those pertaining to removal. RSLH shall maintain the sole authority to assign Eligible Students to rooms within the Premises, but shall do so with the advice of the Nation.

UNM Responsibilities: UNM will provide fully furnished units in new condition. The units include a full kitchen with dishwasher and a washer and dryer. All utilities and internet service is provided by UNM. UNM will be responsible for repairs and replacements based on normal wear and tear. RLSH group will work with the Nation to provide programming that is culturally sensitive and reflects the values of both the University and the Nation. All determinations regarding the appropriateness of programming shall be at UNM's sole discretion and shall at all times conform to UNM policy.

Acceptance: The taking of possession of the Premises by the Nation or an Eligible Student shall be conclusive evidence that the Premises were in good and satisfactory condition when possession was taken, except for matters which could not be ascertained by inspections.

Alterations or Additions Prohibited: Physical, structural and aesthetic alterations to the Premises by the Nation or Eligible Students are prohibited, except in accordance with RLSH policies, rules and procedures.

Contact: The Nation and UNM shall communicate with each other through the single point of contact identified below, or that contact's designee. No communication shall be considered valid except with or by the respective points of contact.

For UNM: _____

_____

For the Nation: _____

_____

Right to Relocate: UNM reserves the right, at UNM's sole option, to move the Premises within the Rainforest. Such relocation shall maintain the integrity of the two-floor layout of the Premises. UNM shall give the Nation and residents in the Premises thirty (30) days' written notice of its election to move the Premises to other space within the Rainforest and shall, at no out-of-pocket cost to the Nation or residents of the Premises, move residents' personal property to the new Premises. If UNM elects to move the Premises pursuant to this paragraph, the Nation shall have the right to decline the move by written submission to UNM of notice of termination of its Agreement effective the date UNM has proposed to effect the relocation.

UNM and RLSH Policies Incorporated in This Agreement: All UNM policies pertaining to student housing and all RLSH policies, rules and procedures are incorporated into this Agreement to the extent that they do not conflict with the terms of this Agreement. On behalf of Eligible Students, the Nation agrees to comply with all pertinent UNM and RLSH policies, rules and procedures. In the event of a conflict, the terms of this Agreement shall control.

Liability: As between the parties, each party acknowledges that it will be responsible for claims or damages arising from personal injury or damage to persons or property to the extent they result from negligence of its employees or agents. The liability of UNM shall be subject in all cases to the immunities and limitations of the New Mexico Tort Claims Act, Section 41-4-1 et seq., NMSA 1978, as amended.

Governing Law, Jurisdiction and Venue: This Agreement shall be construed by and governed in accordance with the law of the State of New Mexico without reference to that body of law pertaining to choice of law.

Limited Waiver of Sovereign Immunity: The Nation hereby expressly, fully and irrevocably waives its sovereign immunity for the limited purpose of the Navajo Nation Arbitration Act and Navajo Nation Sovereign Immunity Act.

Regents of the University of New Mexico

By_____ Date_____

David W. Harris, EVP for Administration
COO & CFO

Navajo Nation

By Russell Begaye Date Jan 9, 2018

Russell Begaye, President

FY _____

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

EXHIBIT "B"

BUDGET FORM 1

PART I. Business Unit No.: NEW Program Title: OFFICE OF THE PRESIDENT & VICE PRESIDENT Division/Branch: EXECUTIVE OFFICE

Prepared By: LONETTE LEE, ESA Phone No.: 928.871.7914 Email Address: llee@navajo-nsn.gov

PART II. FUNDING SOURCE(S)	Fiscal Year Term	Amount	% of Total
FY18 UUFB	10/01/17-09/30/18	1,457,300.00	100%
	TOTAL:	$1,457,300.00	100%

PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
2001 Personnel Expenses				0
3000 Travel Expenses				0
3500 Meeting Expenses				0
4000 Supplies				0
5000 Lease and Rental	1		1,457,300	1,457,300
5500 Communications and Utilities				0
6000 Repairs and Maintenance				0
6500 Contractual Services				0
7000 Special Transactions				0
8000 Public Assistance				0
9000 Capital Outlay				0
9500 Matching Funds				0
9500 Indirect Cost				0
TOTAL		$0.00	1,457,300.00	1,457,300

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Permanently Assigned Vehicles:		

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

Lonette Lee
SUBMITTED BY: Program Manager's Printed Name

Lonette Lee 11/27/17
SUBMITTED BY: Program Manager's Signature and Date

JOSHUA L. BUTLER, DEPUTY CHIEF OF STAFF
APPROVED BY: Division Director/Branch Chief's Printed Name

J Butler 11/27/17
APPROVED BY: Division Director/Branch Chief's Signature and Date

FY _____

THE NAVAJO NATION
PROGRAM PERFORMANCE CRITERIA

BUDGET FORM 2

PART I. PROGRAM INFORMATION:

Business Unit No.: NEW Program Name/Title: OFFICE OF THE PRESIDENT & VICE PRESIDENT

PART II. PLAN OF OPERATION REFERENCE/LEGISLATED PROGRAM PURPOSE:

To Assist UNM Enrolled Navajo Students - Lease Payment.

PART III. PROGRAM PERFORMANCE CRITERIA:

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Program Performance Area: UNM Lease Payment on Campus Goal Statement: To Assist UNM Enrolled Students	3							
2. Program Performance Area: Goal Statement:								
3. Program Performance Area: Goal Statement:								
4. Program Performance Area: Goal Statement:								
5. Program Performance Area: Goal Statement:								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Lonette Lee
Program Manager's Printed Name

Lonette Lee 11/27/17
Program Manager's Signature and Date

JOSHUA L. BUTLER, DEPUTY CHIEF OF STAFF
Division Director/Branch Chief's Printed Name

11/27/17
Division Director/Branch Chief's Signature and Date

FY _____

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

BUDGET FORM 4

PART I. PROGRAM INFORMATION:

Program Name/Title: OFFICE OF THE PRESIDENT & VICE PRESIDENT Business Unit No.: NEW

PART II. DETAILED BUDGET:

(A)	(B)		(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification		Total by DETAILED Object Code	Total by MAJOR Object Code
5000	**Lease & Rental**			1,457,300
5110	Building		1,457,300	
	5120 Office Space Lease payment for UNM Housing	1,457,300		
		TOTAL	1,457,300	1,457,300

EXHIBIT "C"

THE NAVAJO NATION

RUSSELL BEGAYE
JONATHAN NEZ

Memorandum

Date: October 13, 2017

To: Honorable Russell Begaye, President
Office of the President/ Vice President

Honorable Lorenzo Bates, Speaker
Navajo Nation Council

Honorable Thomas Holgate, Acting Chief Justice
Judicial Branch

From: Pearline Kirk, Controller
Office of the Controller

Subject: Controller's Report – Fall Session October 2017

I am pleased to present to you the following information related to the 4th Quarter of Fiscal Year 2017.

I. Controller's Highlights for the 4th Quarter for FY-2017:

During the Fourth Quarter of the Fiscal Year 2017, the following events occurred:

- The Fiscal Year 2018 budget was passed by the Navajo Nation Council in September 2017.
- The FY 2016 Audit was approved the Navajo Nation Council during the summer Council session.

- The Sihasin Fund Update. The current un-appropriated balance in the Sihasin Fund is $348,286,098 as of September 30, 2017. . The amounts that have been expensed and reserved, are the following:

    - Resolution CJY-12-16 Water/Waste Water Projects. This will be entering into its third year of projects. The total dollar amount to be spent over 5 years will total $180,175,924
    - CAP-20-16- Twin Arrows Police Substation. The $4.5 million grant to the Twin Arrows Casino for the Police/Fire Substation has been completed and paid out to the Navajo Nation Gaming Enterprise. The project opening date was 09/25/2017.
    - CJY-39-16 Gaming C-Store. The total amount of $10 million was approved for the C-Store at the Twin Arrows site. Of the total, $2.5 million will be in direct funding for planning, development and construction of infrastructure necessary to support Twin Arrows Travel Center and ancillary developments. An amount of $3.5 million will be in direct funding to the Navajo Nation Gaming Enterprise for the planning, development and construction of the Twin Arrows Travel Center facilities. An amount of $4 million dollars will be in loan funding from the Sihasin Fund to the Navajo Nation Gaming Enterprise for planning, development and construction of the Twin Arrows Travel Center facilities. The required draft agreements are currently being drawn up between the OOC, DOJ, and NNGE.
    - CO-57-16 USDA Pasture, Rangeland. An amount of $19,835,612 had been reserved from the available balance to guarantee annual Crop year insurance premiums for 6,984,343 acres, which shall only be draw-down from the Sihasin Fund if the PRF Insurance Program indemnity is insufficient to cover the insurance premium. As of 10/01/2017 the program indemnity to date was insufficient therefore a payment of $9,655,131 was made for the 2017 premium. The remaining amount of the reserve is $10,180,481. A renewal packet is being circulated for executive official review process.
    - CN-57-16 CDFI Economic Development. CDFI received their first draw of $10 million in the Second Quarter of Fiscal Year 2017. The second draw of $10 million has yet to be released due to certain conditions that need to be met with the first $10 million. The anticipated release will be in the first quarter of FY 2018. These are all in the form of grants.

- The Permanent Fund update. The Fund will be entering into its 3rd year of projects in the five year plan. Funding for the projects will be coming from the FY 2017 derived income. The

projects which total $30,500,000 will begin to be set up in the FMIS and will begin their phases soon.

- The Permanent Fund Contingency Fund. In October 2016, CO-54-16 was passed which set up the Permanent Fund 5-year Contingency Fund. This fund was to maintain a reserve of dollars from the portion of excess amount from the Permanent Fund 5-year plan to General Fund for future use. There is an initial deposit of $2,885,000 within this fund authorized by this resolution. This amount is being utilized in the General Fund for FY 2018. The Fund Management Plan was passed in early October 2017 by the Budget and Finance Committee.

Controller's Office Financial Information for the 4th Quarter of FY-2017:

1) **The Accounts Payable section** has run 23,497 checks with a total dollar amount of $82,891,774 paid out in the Fourth Quarter of Fiscal Year 2017.

	Number of Checks	Amount
July-17	7,006	$ 24,865,715
Aug-17	7,979	$ 28,560,403
Sept-17	8,512	$ 29,465,656
Total:	23,497	$ 82,891,774

2) **The Payroll section** has run 8,242 checks and processed 31,570 direct deposits with a gross wages amount of $47,521,859 paid out in the Fourth Quarter of Fiscal Year 2017. Payroll continues to move away from costly payroll checks and move to direct deposits and payroll paycard.

	Direct Deposits	Checks	Gross Payment
July-17	8,728	2,514	$ 13,435,883
Aug-17	13,272	3,949	$ 20,287,500
Sept-17	9,570	1,779	$ 13,798,476
Total:	31,570	8,242	$ 47,521,859

3) The General Fund Financial data is as follows:

The gross General Fund Revenues (see Exhibit "A") as of September 30, 2017 is $213,407,520, and the total set asides total $53,613,354. The Net Revenue for the General Fund is $159,794,167, which is 104.15% of the projection. The average price of barrel of oil for the quarter has been $49.47, the lowest month being in July 2017 with a price per barrel of $48.69. (See below) This schedule

shows the monthly revenue deposited into the Navajo Nation General Fund Revenues for the oil. An amount of $5,825,189 has been received in oil and gas revenues for the Fourth Quarter of the Fiscal Year.

Oil and Gas Revenue

	*Average Price of barrel of oil	Monthly NN Revenue
July 2017	48.69	2,125,240
August 2017	50.71	1,880,736
September 2017	49.01	1,819,213
	50.72	5,825,189

*Source:Bloomberg.com

The other significant revenue source is the Tax Revenues for the General Fund. The following is a schedule compiling the collections by month of the Tax Revenues. Total collections for the Fourth Quarter were $11,991,075.

Tax Revenue

	Monthly NN Revenue
July 2017	$3,903,582
August 2017	8,699,535
September 2017	(612,042)
	$11,991,075

The total expenditures by branch are shown on Exhibit "B".

- The Legislative Branch has expenditures of $16,523,474, encumbrances of $1,047,979 with a remaining budget of $1,476,995.
- The Executive Branch expenditures are $177,015,168; encumbrances are $7,053,651 with a remaining budget of $30,603,101.
- The Judicial Branch expenditures are $13,429,564 with encumbrances of $39,983 and remaining budget of $678,650.
- Total General Fund expenditures are $206,968,206; total encumbrances are $8,141,613 with an overall remaining budget of $32,758,746.

The updated UUFB as of September 9, 2017 is $31,258,217 (see Exhibit "C"). There have been six supplemental appropriations during Fiscal Year 2017 in the total amount of $7,233,927.

4) Contract and Grant Information:

Attached is a summary of the Active Federal Funds by Division (See Exhibit "D"). Unaudited Summary totals for the active federal report shows the revised budget to be $565,747,166, actual expenses of $263,852,370, encumbrances of $14,620,365 and a remaining budget of $287,274,430 as of August 31, 2017. The September 2017 expenses, encumbrances, and remaining budget are currently going through closeouts and will not be available until after the 4th week of October 2017.

Exhibit "E" shows the Active State Funds Report by Division. Unaudited Summary totals for the active State report show the revised budget to be $49,487,872, actual expenditures of $15,791,265, encumbrances of $6,139,480 and a remaining budget of $27,557,127 as of August 31, 2017. The September 2017 expenses, encumbrances, and remaining budget are currently going through closeouts and will not be available until after the 4th week of October 2017.

Exhibit "F" is the BIA-IHS Fund Report. Summary totals for the Active BIA-HIS report show the revised budget to be $636,086,266, actual expenditures of $414,532,517, encumbrances of $11,310,482 and a remaining budget of $210,243,267 as of August 31, 2017. The September 2017 expenses, encumbrances, and remaining budget are currently going through closeouts and will not be available until after the 4th week of October 2017.

5) Investment Information:

Total investments for the Navajo Nation totaled $3,041,497,549 at the end of August 31, 2017 (see Exhibit "G"). The average rate of return for the entire portfolio for the 12 months ending August 31, 2017 is 9.08%. This is only two months of data for the Fourth quarter. The entire fourth quarter data will not be available until after the 3rd week of October 2017.

During the fiscal year, there have been three interest rate hikes that the Federal Reserve has done since October 2016

	From	To
December 14, 2016	0.50%	0.75%
March 15, 2017	0.75%	1.00%
June 14, 2017	1.00%	1.25%

These interest rate hikes help the dollars that are invested in short term securities at Wells Fargo.

If you should have any questions, you can contact me at Tribal extension X6308.

THE NAVAJO NATION
General Fund Preliminary Revenue Schedule
(Unaudited)
September 30, 2017

FY 2017

GENERAL FUND REVENUE	Original Budget	Revised Budget	Actual Revenue Received		Revenue to be collected	% Revenue of Total
TNN: ROYAL; GAS; OIL	$ 24,700,000	$ 24,700,000	24,322,292		$ 377,708	98.47
TNN: COAL REVENUES	55,850,000	55,850,000	57,220,558		(1,370,558)	102.45
TNN:OTR MINERALS REV			79,224		(79,224)	
TNN: LAND REVENUES	58,450,000	58,450,000	59,817,639		(1,367,639)	102.34
TNN: BUSINESS FEES			84,039		(84,039)	
TNN: INTEREST INCOME	1,600,000	1,600,000	4,826,321		(3,226,321)	301.65
TNN: TAX REVENUES	64,150,000	64,150,000	64,789,279		(639,279)	101.00
COURT FINES + FEES	400,000	400,000	459,828		(59,828)	114.96
TNN: OTHER REVENUES	500,000	500,000	1,532,315		(1,032,315)	306.46
BIA: ROYAL; GAS; OIL			121,627		(121,627)	
BIA: COAL REVENUES			140		(140)	
BIA:OTR MINERALS REV					-	
BIA: LAND REVENUES			154,259		(154,259)	
TOTAL REVENUE	**$ 205,650,000**	**$ 205,650,000**	**213,407,520**	(1)	**$ (7,757,520)**	**103.77**
LESS:SET ASIDES						
CAPITAL OUTLAY MATCH	$ (2,000,000)	$ (2,000,000)	(2,000,000)		$ -	100.00
LAND FUND TRANSFER	(4,113,000)	(4,113,000)	(4,268,150)		155,150	103.77
PERMANENT FUND TRNSF	(24,678,000)	(24,678,000)	(25,608,902)		930,902	103.77
WATER RIGHTS CLAIM FU	(2,000,000)	(2,000,000)	(2,000,000)		-	100.00
DINE' HIGHER EDUCATIO	(11,200,000)	(11,200,000)	(11,200,000)		-	100.00
VETERANS TRUST FUND S	(8,226,000)	(8,226,000)	(8,536,301)		310,301	103.77
TOTAL SET ASIDE	**$ (52,217,000)**	**$ (52,217,000)**	**$ (53,613,354)**	(2)	**$ 1,396,354**	**102.67**
SUB TOTAL	**$ 153,433,000**	**$ 153,433,000**	**$ 159,794,167**	(3)	**$ (6,361,167)**	**104.15**
PERMANENT FUND INCOME TRANSFER						
OTHER REVENUE TRANSFER	$ 24,411,000	$ 24,411,000	$ 24,411,000	(4)	$ -	100.00
LESS: PF FIVE-YEAR CONTINGENCY	(2,885,000)	(2,885,000)	(2,885,000)	(5)	-	100.00
TOTAL PFI TRANSFER	**$ 21,526,000**	**$ 21,526,000**	**$ 21,526,000**		**$ -**	**100.00**
NET PFI TRANSFER	**$ 21,526,000**	**$ 21,526,000**	**$ 21,526,000**		**$ -**	**100.00**
GRAND TOTAL	**$ 174,959,000**	**$ 174,959,000**	**$ 181,320,167**	(6)	**$ (6,361,167)**	**103.64**

(1) Gross General Fund Revenues
(2) Total Set Asides for General Fund Revenue
(3) Net General Fund Revenue
(4) Permanent Fund Income allocation to General Fund
(5) Permanent Fund Income allocation reserve (CO-54-16)
(6) Grand total General Fund Revenues

EXHIBIT "A"

Prepared by:
General Accounting
10/13/2017

FY 2017
EXHIBIT "B"

The Navajo Nation
Budget Status_Preliminary-Income Statement
As of September 30, 2017

Branch / Object Account	Original Budget	Revised Budget	Actual Expenses		Encumbrances		Budget Available		% Available
LEGISLATIVE BRANCH									
2001 - Personnel Expenses	$ 10,851,778	12,280,988	11,477,211				$ 803,777		6.54
3000 - Travel Expenses	1,321,831	1,788,822	1,732,965				55,857		3.12
3500 - Meeting Expenses	159,932	375,284	223,623				151,661		40.41
4000 - Supplies	196,565	756,247	447,123		138,301		169,823		22.49
5000 - Lease & Rental	212,423	215,340	184,026		8,863		22,451		10.43
5500 - Communications & Utilities	119,335	150,853	141,784				9,069		6.01
6000 - Repairs & Maintenance	44,547	157,850	80,767		41,167		35,916		22.75
6500 - Contractual Services	541,691	1,656,017	939,566		838,139		78,312		4.73
7000 - Special Transactions	294,373	613,773	481,237				132,536		21.59
8000 - Assistance	-	-	-				-		
9000 - Capital Outlay	20,000	1,064,274	815,172		221,609		17,593		1.67
9500 - Matching & Indirect Cost	-	-	-				-		
Total LEGISLATIVE BRANCH	$ 13,862,275	$ 19,048,448	$ 16,533,474	(1a)	$ 1,047,879	(1b)	$ 1,476,995	(1c)	7.76
EXECUTIVE BRANCH									
2001 - Personnel Expenses	82,554,096	85,877,391	76,733,722				$ 9,143,669		10.65
3000 - Travel Expenses	9,499,593	9,380,409	9,491,454				(111,045)		-1.18
3500 - Meeting Expenses	991,047	1,668,124	1,609,180				58,944		3.53
4000 - Supplies	5,400,663	8,472,460	6,893,052		56,551		1,522,847		17.97
5000 - Lease & Rental	1,751,399	1,401,337	1,261,127		29,035		111,175		7.93
5500 - Communications & Utilities	7,305,566	7,970,033	6,771,683		609,410		588,940		7.39
6000 - Repairs & Maintenance	3,914,876	8,676,851	6,489,416		1,653,972		533,463		6.15
6500 - Contractual Services	4,653,568	12,880,374	7,549,810		3,259,305		2,071,259		16.08
7000 - Special Transactions	10,316,377	12,059,854	10,373,903		55,000		1,630,951		13.52
8000 - Assistance	41,728,697	49,351,383	44,500,650		1,342,134		3,508,599		7.11
9000 - Capital Outlay	784,670	2,798,396	1,604,438		48,244		1,145,713		40.94
9300 - Other Income and Expense	-	-	-				-		
9500 - Matching & Indirect Cost	7,552,457	14,135,308	3,736,722				10,398,586		73.56
Total EXECUTIVE BRANCH	$ 176,423,011	$ 214,671,920	$ 177,015,166	(2a)	$ 7,053,651	(2b)	$ 30,603,101	(2c)	14.26
JUDICIAL BRANCH									
2001 - Personnel Expenses	$ 12,823,143	12,579,722	12,226,699				$ 353,023		2.81
3000 - Travel Expenses	433,764	378,204	291,250				86,954		22.99
3500 - Meeting Expenses	-	18,785	12,616				6,169		32.84
4000 - Supplies	68,291	453,639	384,681				68,958		14.87
5000 - Lease & Rental	9,000	32,204	20,864				11,340		35.21
5500 - Communications & Utilities	69,206	92,308	74,268				18,040		19.54
6000 - Repairs & Maintenance	-	235,867	131,935		39,983		63,949		27.11
6500 - Contractual Services	-	85,552	54,151				31,401		36.70
7000 - Special Transactions	103,339	261,916	223,100				38,816		14.82
8000 - Assistance			-				-		
9000 - Capital Outlay	-		-				-		#DIV/0!
9300 - Other Income and Expense			-				-		
Total JUDICIAL BRANCH	$ 13,206,743	$ 14,148,197	$ 13,429,564	(3a)	$ 39,983	(3b)	$ 678,650	(3c)	4.80
GRAND TOTAL	$ 203,192,029	$ 247,868,565	$ 206,978,204	(4a)	$ 8,141,513	(4b)	$ 32,758,746	(4c)	13.22

Footnotes:

Legislative Branch
- (1a) Legislative Expenses
- (1b) Legislative Encumbrances
- (1c) Legislative Budget Available

Executive Branch
- (2a) Executive Expenses
- (2b) Executive Encumbrances
- (2c) Executive Budget Available

Judicial Branch
- (3a) Judicial Expenses
- (3b) Judicial Encumbrances
- (3c) Judicial Budget Available

Total General Fund
- (4a) General Fund Expenses
- (4b) General Fund Encumbrances
- (4c) General Fund Budget Available

Prepared By General Accounting
10/13/2017

EXHIBIT "C"

Memo Dated Sept. 8, 2017

Financial Update

Undesignated, Unreserved, Fund Balance (UUFB)
September 8, 2017

09-30-16 UUFB balance (Audited) CJY-15-17		26,763,946
Less Supplementals:		
CO-55-16 Election	510,616	
CN-58-16-Budget	3,848,764	
CJA-05-17 Bennett Freeze	254,656	
CAP-22-17-Dine Bii Association	239,200	
CJN-34-17 Summer Youth Employment	2,161,748	
CJY-37-17- Transportation Stimulus Election	218,943	7,233,927
Total UUFB less Supplementals		19,530,019
Add:		
CJY-50-17 Deposit into UUFB.		11,728,198
UUFB 09-08-17		31,258,217

Prepared by: General Accounting
10/13/2017
4:37 PM

THE NAVAJO NATION
Active(Non-PEC) Federal Fund Report (Unaudited)
August 31, 2017

FY 2017
EXHIBIT "D"

	Revised Budget	Actual Expenses	Encumbrances	Budget Balance
LEGISLATIVE BRANCH				
JUDICIAL BRANCH	2,353,733	644,899		1,708,834
OFFICE OF THE PRESIDENT AND VICE PRES				
DIV OF COMMUNITY DEVELOPMENT	18,286,424	10,539,277	2,080,368	5,666,779
DEPT OF DINE EDUCATION	27,160,842	8,962,045	1,163,564	17,035,233
DIV OF ECONOMIC DEVELOPMENT	147,900	64,494	72,681	10,725
ENV PROTECTION AGENCY	11,087,741	8,869,706	284,362	1,933,672
DIVISION OF GENERAL SERVICES	4,441,989	2,092,681	535,958	1,813,350
DEPARTMENT OF HEALTH	27,707,860	14,462,327	374,322	12,871,211
DIVISION OF HUMAN RESOURCES	45,835,495	29,893,799	396,963	15,544,734
DIVISION OF NATURAL RESOURCES	44,412,356	30,459,501	1,054,767	12,898,089
DIVISION OF PUBLIC SAFETY	12,295,860	4,342,128	144,917	7,809,814
DIVISION OF SOCIAL SERVICES	206,935,752	121,204,071	3,728,096	82,003,585
DIVISION OF TRANSPORTATION	165,080,214	32,317,441	4,784,369	127,978,404
Total ALL DIVISIONS	**565,747,166**	**263,852,370**	**14,620,365**	**287,274,430**

Prepared by:
Contract Accounting
10-10-17

THE NAVAJO NATION
Active(Non-PEC) State Fund Report (Unaudited)
August 31, 2017

FY 2017
EXHIBIT "E"

	Revised Budget	Actual Expenses	Encumbrances	Budget Balance
LEGISLATIVE BRANCH	-	-	-	-
DIV OF COMMUNITY DEVELOPMENT	14,194,031	2,943,305	3,872,396	7,378,330
DEPT OF DINE EDUCATION	3,167,968	1,235,471	213,067	1,719,430
DIV OF ECONOMIC DEVELOPMENT				
ENV PROTECTION AGENCY				
DIVISION OF GENERAL SERVICES	3,299,906	1,588,421	300,845	1,410,640
DEPARTMENT OF HEALTH	11,407,364	4,189,007	52,631	7,165,725
DIVISION OF HUMAN RESOURCES	40,000	40,000	-	
DIVISION OF NATURAL RESOURCES	-	-	-	
DIVISION OF PUBLIC SAFETY	179,426	100,068	-	79,358
DIVISION OF SOCIAL SERVICES	11,771,677	5,519,255	1,924	6,250,498
DIVISION OF TRANSPORTATION	5,427,500	175,738	1,698,617	3,553,145
Total ALL DIVISIONS	**49,487,872**	**15,791,265**	**6,139,480**	**27,557,127**

Prepared by:
Contract Accounting
10-10-17

THE NAVAJO NATION
Active(Non-PEC) BIA-IHS Report (Unaudited)
August 31, 2017

FY 2017
EXHIBIT "F"

Active (Non-PEC) BIA-IHS

	Revised Budget	Actual Expenses	Encumbrances	Budget Balance
DEPARTMENT OF HEALTH	114,524,104	51,614,697	1,155,437	61,753,970
DIVISION OF PUBLIC SAFETY	30,311,988	21,116,159	54,426	9,141,402
DIVISION OF SOCIAL SERVICES	2,404,276	1,600,685	9,161	794,430
FED 638 CONTRACT (DHHS - IHS)	147,240,367	74,331,541	1,219,024	71,689,802
JUDICIAL BRANCH	3,544,888	1,744,671	47,726	1,752,490
OFFICE OF MANAGEMENT & BUDGET	75,830,549	80,168,751	-	(4,338,202)
DIV. OF COMMUNITY DEVELOPMENT	3,013,089	1,701,232	39,457	1,272,400
DEPT OF DINE EDUCATION	73,502,004	23,378,582	3,726,571	46,396,851
DIV.OF ECONOMIC DEVELOPMENT	20,000	-	-	20,000
DIVISION OF HUMAN RESOURCES	4,235,541	1,667,126	42,127	2,526,289
DIVISION OF NATURAL RESOURCES	96,042,700	53,018,345	3,965,038	39,059,317
DIVISION OF PUBLIC SAFETY	198,324,420	160,600,926	460,652	37,262,843
DIVISION OF SOCIAL SERVICES	32,133,616	16,465,001	1,181,933	14,486,682
DIVISION OF TRANSPORTATION	2,199,092	1,456,342	627,955	114,795
FED 638 CONTRACT (DOI - BIA)	488,845,899	340,200,976	10,091,458	138,553,465
Total ALL DIVISIONS	636,086,266	414,532,517	11,310,482	210,243,267

Prepared by:
Contract Accounting
10-10-17

Master Trust
August 31, 2017

FY 2017
EXHIBIT "G"

MASTER TRUST

	-100- General Fund	-115- Workers Comp	-120- Permanent Trust	-125- Handicapped Trust	-130- Senior Citizens Trust	-135- Vocational Education	140 1982 Chapter Claims Fund	-145- 1982 Scholarship	-155- Business Inv Dev	-160- 1986 Chapter Claims Fund	-165- Graduate Scholarship	-170- Tucson Gas & Electric Fund	-175- Veterans Fund	-180- Land Acquisition	185 Silvasin Fund	FUND TOTALS
Beginning Balance (10/1/16)	**61,267,558**	**13,291,725**	**1,812,956,492**	**10,619,443**	**9,742,636**	**9,716,790**	**26,352,194**	**13,418,184**	**55**	**32,812,284**	**32,125,083**	**2,473,143**	**114,227,952**	**118,817,888**	**536,378,619**	**2,768,296,979**
Allocation Adjustments		(400,000)	12,000,000	(200,000)	(700,000)	(400,000)	(300,000)	(400,000)		(1,100,000)	(500,000)	(50,000)	2,300,000	7,300,000	(51,000,000)	(33,450,000)
Interest	1,414,911	222,031	16,205,837	172,873	153,993	158,582	609,778	295,324	2	753,300	349,882	23,140	1,590,480	1,643,701	5,754,784	29,348,377
Dividends	382	84,877	22,120,432	78,407	83,715	83,982	68,516	40,975	-	72,660	317,223	26,750	934,531	1,009,250	6,215,515	31,082,301
Other Income	90,879	5	8,729,348	8	2	4	4	2	-	6	21,17	1,50	73	73	880,108	9,700,529
Net Change Accrued Inc.	121,701	7,475	661,294	8,281	5,682	5,605	18,868	7,809	0	22,127	22,373	1,900	98,183	105,801	223,926	1,327,034
Unrealized Gain/Loss	(310,005)	481,549	102,186,432	458,875	381,797	388,305	238,109	167,528	(0)	197,674	2,100,306	173,416	5,950,781	6,000,006	31,569,674	150,192,531
Realized Gain/Loss	16,027	246,504	52,088,091	226,555	194,076	192,814	147,257	97,809	(0)	173,258	1,131,156	85,79*	3,040,042	3,088,113	8,306,880	69,023,975
Fees and Expenses	(27,280)	(1)	(680,107)	(2)	(1)	(1)	(58)	(1)		(2)	(6)	(1)	(22)	(22)	(86,736)	(1,074,241)
Amortization	(443,385)	(23,319)	(1,144,807)	(17,829)	(15,833)	(18,502)	(79,390)	(35,175)	(0)	(99,515)	(34,784)	(2,924)	(243,163)	(280,875)	(426,254)	(2,889,955)
Total Investment Change	863,351	1,019,122	199,926,418	924,847	793,430	786,788	998,083	574,172	1	1,119,509	3,882,173	308,105	11,370,864	11,546,050	52,535,778	286,650,671
Ending Balance (8/31/17)	**62,130,909**	**13,820,847**	**2,024,882,910**	**11,535,289**	**9,836,066**	**10,107,549**	**27,050,278**	**13,582,276**	**55**	**32,831,713**	**35,507,175**	**2,729,248**	**127,897,916**	**137,663,919**	**531,911,397**	**3,041,497,549**
Allocation Percentage	2.04%	0.45%	66.58%	0.38%	0.32%	0.33%	0.89%	0.45%	0.00%	1.08%	1.17%	0.09%	4.21%	4.53%	17.48%	100.00%
Returns as of August 31, 2017																
YTD	1.41%	4.59%	11.89%	8.71%	0.95%	4.02%	2.65%	1.30%	1.17%	0.06%	10.53%	10.35%	11.97%	15.86%	0.29%	9.06%
																9.31%

The Chapter Funds returns represent the total return for both Chapter Funds combined.
*Performance shown is gross of fees.

RETIREMENT

Description	FY 2017 Beginning Balance	10/31/2016	11/30/2016	12/31/2016	1/31/2017	2/28/2017	3/31/2017	4/30/2017	5/31/2017	6/30/2017	7/31/2017	8/31/2017
FIXED SECURITIES		160,073,978	158,285,781	157,204,475	156,938,331	158,594,161	161,909,484	163,314,333	165,470,705	180,216,967	177,769,860	183,397,548
COMMON STOCKS		411,617,174	425,402,310	437,251,503	452,187,112	464,206,083	467,872,170	474,844,064	482,198,023	468,457,874	481,050,345	482,107,014
CORPORATE BONDS		52,584,870	52,325,434	54,675,398	55,837,139	56,627,069	58,383,349	57,425,607	56,758,782	58,758,456	62,452,858	61,082,612
OTHER SEC (partnership)		-	-	-	-	-	-	-	-	-	-	-
MUNICIPAL BONDS		2,423,057	2,083,108	2,088,433	1,885,317	2,037,992	2,013,149	1,547,046	1,711,881	1,563,457	1,565,851	463,978
INTERNATIONAL (Partnership)		78,528,990	78,528,990	78,528,990	79,501,445	79,501,445	79,501,445	79,318,283	80,776,924	80,776,924	82,135,959	82,786,023
CASH EQUIVALENTS		25,800,548	30,455,064	20,577,284	24,980,835	24,432,337	23,296,431	25,578,752	22,081,581	22,802,261	26,848,034	22,581,945
INTEREST RECEIVABLE		1,947,572	1,344,210	1,164,911	1,150,159	1,340,986	1,219,840	1,299,950	1,499,495	1,303,418	2,159,713	1,471,481
Account Balance	740,984,442	732,976,138	748,384,899	751,490,996	772,281,139	786,740,633	792,196,867	803,316,015	810,508,483	813,879,141	833,982,820	833,879,610
YTD Return		-1.08%	0.73%	1.42%	4.23%	6.18%	6.91%	8.41%	9.38%	9.84%	12.55%	12.54%

Prepared by:
Investment Section
10/09/2017

EXHIBIT "D"

THE NAVAJO NATION

RUSSELL BEGAYE PRESIDENT
JONATHAN NEZ VICE PRESIDENT

Office of Management and Budget

Memorandum

To: Navajo Nation Council
Health, Education and Human Services Committee
Budget and Finance Committee

From: Dominic Beyal, Executive Director

Date: December 7, 2017

Subject: Legislation 0475-17 – Supplemental Funding Request in the Amount of $1,457,300 for a Proposed Agreement With the University of New Mexico to Provide Residence Facilities for 118 Navajo Students

The above subject document was reviewed by the Office of Management and Budget and the findings are as follows:

1. A completed Supplemental Funding Proposal Summary is not included with the budget package. See the Fiscal Year 2018 Budget Instructions Manual, Section XIV, B, 1.
2. Budget Form 2, Program Performance Criteria does not provide sufficient information regarding what the funds will be used for. The first year, first quarter goal has a "3" and that seems to indicate only three students would be assisted with dormitory space. The performance information should indicate that the Navajo Nation proposed to use the $1,457,300 over several years to provide exclusive dormitory rooms in leased dormitory space for 118 UNM Navajo students.
3. A Navajo Nation Grant Application form may need to be completed and made a part of the budget package since this appears to be a grant arrangement with an entity external to the Navajo Nation government. See the Fiscal Year 2018 Budget Instructions Manual, Section XI.
4. This supplemental request was not processed through the required Executive Order 164 document review process and, therefore, comments by OMB and other Executive Branch Division/Programs prior to the proposed legislation being considered by the oversight committees were not included. All proposed supplemental budget requests should be routed through the 164 document review process prior to any action by the Navajo Nation Council or its committees.
5. The proposal to house 118 students in a University of New Mexico student residential facility is not very well justified other than to house them in a "residential space that reflects the cultural and historical values of the Nation". Would this help Navajo students to obtain better grades and to stay in school and graduate rather than quit before they

are finished with their studies? This type of justification should be looked into, especially if other off reservation higher education institutions have these kind of arrangements for Navajo or other Indian students where the situation helps these students to stay in school, get better grades and get their degrees rather then quit.

6. It seems that the more appropriate entity to carry out the contract or agreement would be the Dine' Department of Education (DODE) whose purpose is to enhance Navajo education. DODE would be able to better monitor fund use and results.
7. Funds from the UUFB are considered non-recurring and are for one-time funding only.
8. There are over $60 million worth of budgets and proposals submitted by various Navajo Nation programs and, according to the Office of the Controller, only $31 million in UUFB funds are available for funding purposes.
9. By paragraph L of the Fiscal Year 2018 budget resolution, CS-53-17, the Navajo Nation Council directed each Navajo Nation Branch to prioritize these supplemental budget requests, but all budgets are being considered for funding as shown on the Legislative Branch website. The Judicial Branch is the only one that prioritized their funding requests. The Navajo Nation Council with the many supplemental budget requests to be considered should call for rather than simply inviting any and all Navajo Nation programs or entities to submit prioritized supplemental budget requests to insure those that need funds the most are strongly considered.

The Office of Management and Budget is available for assistance through Mr. Emmett Francis, Budget Officer, if needed, on any questions regarding this memorandum.

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



Honorable Seth Damon
Speaker
24th Navajo Nation Council

MEMORANDUM

TO: Honorable Mark Freeland
24th Navajo Nation Council

FROM: _____
Kristen Lowell, Principal Attorney
Office of Legislative Counsel

DATE: September 24, 2019

SUBJECT: **AN ACT RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR THE LEASE PAYMENT TO THE UNIVERSITY OF NEW MEXICO FOR THE RAIN FOREST BUILDING; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS**

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

Please ensure that this particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) 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).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION

LEGISLATION NO: _0284-19_____ SPONSOR: Mark Freeland

TITLE: An Act Relating to Health, Education and Human Services; Budget and Finance, and Naabik'iyáti' Committees, and Navajo Nation Council; Approving supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of Nine Hundred Twenty Thousand Four Hundred Dollars ($920,400) for the lease payment to the University of New Mexico for the Rain Forest Building; Waiving 12 N.N.C §§ 820 (F) and (L) regarding the restriction of appropriations of non-recurring revenues to recurring costs

Date posted: September 25, 2019 at 4:30pm

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) 871-7590

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.: 0284-19

SPONSOR: Honorable Mark Freeland

TITLE: An Act Relating to Health, Education and Human Services; Budget and Finance, and Naabik'íyáti' Committees, and Navajo Nation Council; Approving supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of Nine Hundred Twenty Thousand Four Hundred Dollars ($920,400) for the lease payment to the University of New Mexico for the Rain Forest Building; Waiving 12 N.N.C §§ 820 (F) and (L) regarding the restriction of appropriations of non-recurring revenues to recurring costs

Posted: September 25, 2019 at 4:30 PM

5 DAY Comment Period Ended: September 30, 2019

Digital Comments received:

Comments Supporting	*None*
Comments Opposing	**Willie Tracey Jr. Ganado Chapter Manager**
Inconclusive Comments	*None*

Legislative Tracking Secretary
Office of Legislative Services

10/01/19 8:19am
Date/Time

Tracking No. 0284-19

Ganado Chapter <ganado@navajochapters.org>

Thu 9/26/2019 12:11 PM

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

Tracking No. 284-19: An Act Relating to Health, Education and Human Services; Budget and Finance, and Naabik'íyáti' Committees, and Navajo Nation Council; Approving supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of Nine Hundred Twenty Thousand Four Hundred Dollars ($920,400) for the lease payment to the University of New Mexico for the Rain Forest Building; Waiving 12 N.N.C §§ 820 (F) and (L) regarding the restriction of appropriations of non-recurring revenues to recurring costs

Members of the 24th NNC, Ineeds here on homeland should be given preference for funding. Multiple needs for preschools, senior citizens centers, water line extensions, bathroom additions .... I would strongly object to using $920,400 lease payment for a UNM building. VOTE RED!

--
Willie Tracey Jr., Chapter Manager
GANADO CHAPTER ADMINISTRATION

Committee Report

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

LEGISLATION NO. 0284-19

AN ACT RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE COMMITTEE; AND NAABIK'IYATI' COMMITTEES, AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR THE LEASE PAYMENT TO THE UNIVERSITY OF NEW MEXICO FOR THE RAIN FOREST BUILDING; WAIVING 12 N.N.C. §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

(Note: Eligible for Committee Action October 01, 2019)

Sponsor: Honorable Mark Freeland *Co-Sponsor: Honorable Pernell Halona*

Has had under consideration and report the same with the recommendation that Legislation 0284-19 PASS with no Amendment and no Directive; and therefore referred the same to the **BUDGET AND FINANCE COMMITTEE OF THE NAVAJO NATION COUNCIL**

Respectfully Submitted,

Daniel E. Tso

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

October 02, 2019 - Main Motion
Motion by: Honorable Paul Begay, Jr.
Seconded by: Honorable Charlaine Tso
Vote: 4 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Paul Begay, Jr.; Charlaine Tso; Edison J. Wauneka ;Pernell Halona
Nays: None
Absent (excused): All present

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE
Regular Meeting
October 02, 2019

Roll Call
Vote Tally Sheet

LEGISLATION NO. 0284-19

AN ACT RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE COMMITTEE; AND NAABIK'IYATI' COMMITTEES, AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF NINE HUNDRED TWENTY THOUSAND FOUR HUNDRED DOLLARS ($920,400) FOR THE LEASE PAYMENT TO THE UNIVERSITY OF NEW MEXICO FOR THE RAIN FOREST BUILDING; WAIVING 12 N.N.C. §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

(Note: Eligible for Committee Action October 01, 2019)

Sponsor: Honorable Mark Freeland Co-Sponsor: Honorable Pernell Halona

October 02, 2019 - Main Motion
Motion by: Honorable Paul Begay, Jr.
Seconded by: Honorable Charlaine Tso
Vote: 4 in favor; 0 Opposed; Chairperson Not Voting
Yeas: Paul Begay, Jr.; Charlaine Tso; Edison J. Wauneka ;Pernell Halona
Nays: None
Absent (excused): All present

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

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