

LEGISLATIVE SUMMARY SHEET

Tracking No. 0017-19

DATE: January 29, 2019

AN ACTION RELATING TO LAW AND ORDER; NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; CONFIRMING THE APPOINTMENT OF DOREEN N. McPAUL AS THE NAVAJO NATION ATTORNEY GENERAL

PURPOSE: The purpose of this legislation is to appoint Doreen N. McPaul as Navajo Nation Attorney General.


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 review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD:
Website Posting Time/Date: 3:57 pm / 02.06.19
Posting End Date: 02.11.19
Eligible for Action: 02.12.19

Law and Order 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. 0017-19

AN ACTION

RELATING TO LAW AND ORDER; NAABIK'ÍYÁTI' COMMITTEE AND THE
NAVAJO NATION COUNCIL; CONFIRMING THE APPOINTMENT OF DOREEN
N. MCPAUL AS THE NAVAJO NATION ATTORNEY GENERAL

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102 (A).
- B. The Law and Order Committee has oversight over the administration of justice on the Navajo Nation. 2 N.N.C. §600 (C)(1)
- C. Any proposed resolution requiring final action by the Navajo Nation Council shall be assigned to the Naabik'íyáti Committee. 2 N.N.C. §501(C)(1).

SECTION TWO. FINDINGS

- A. The Navajo Nation President recommends a person as the Navajo Nation Attorney General. 2 N.N.C. §1962(B).
- B. The Navajo Nation President recommends Doreen N. McPaul as the Navajo Nation Attorney General. Ms. McPaul's appointment letter and résumé are attached as Exhibit A.
- C. The Navajo Nation Council appoints the Navajo Nation Attorney General at the recommendation of the Navajo Nation President. 2 N.N.C. §1962(B).

1 D. The recommended Navajo Nation Attorney General serves at the pleasure of the
2 Navajo Nation Council. 2 N.N.C. §1962(B).

3 **SECTION THREE. Appointment of the Navajo Nation Attorney General**

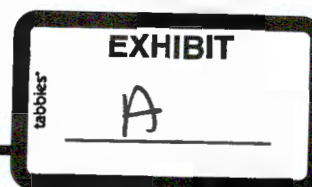
4 A. The Navajo Nation Council appoints Doreen N. McPaul as the Navajo Nation Attorney
5 General.

6 B. Ms. McPaul's appointment shall be effective upon the Navajo Nation Council's
7 approval. 2 N.N.C. §1962(B).

8 C. Ms. McPaul's term shall be concurrent with the Navajo Nation President's term. 2
9 N.N.C. §1962(B).

THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



January 15, 2019

Doreen N. McPaul

Tucson, Arizona

RE: Appointment as Attorney General of the Navajo Nation

Dear Ms. McPaul,

The Nez-Lizer Administration was elected on a mandate of change for the Navajo Nation. This change involves appointing qualified, motivated and experienced individuals who will move the Navajo Nation forward by "Working Together" to serve the Navajo people. This letter shall serve as a formal notification to your appointment as Attorney General of the Navajo Nation. This appointment will take effect on January 28, 2019 at 8:00AM. Please note that this position is subject to confirmation by the Navajo Nation Council.

Your duties as Attorney General are outlined at 2NNC §1961-1965. You shall be responsible for the administration and management of the Navajo Nation Department of Justice and supervision of all personnel. This includes ensuring compliance with all applicable Navajo Nation laws and policies.

You will be compensated at the negotiated salary of \$165,006.40, including medical benefits and deferred compensation. Following your appointment, you will report to the Navajo Nation President, Vice President and Chief of Staff until confirmation by the 24th Navajo Nation Council. Again, we thank you for your commitment to serve the Navajo people. Ahéhee'.

A handwritten signature in black ink, appearing to read "Jonathan Nez".

Jonathan Nez, President
THE NAVAJO NATION

A handwritten signature in black ink, appearing to read "Myron Lizer".

Myron Lizer, Vice President
THE NAVAJO NATION

Doreen Nanibaa McPaul

Tucson, AZ 85745

(480)

com

EDUCATION:

- **Arizona State University College of Law**, Tempe, AZ
Juris Doctorate, May 2001 & Certificate in Federal Indian Law
Honors & Activities: Arizona State Law Journal Staff Writer, Deans Award, Navajo Fellowship, Thomas Tang Scholar, Regents Academic Scholar, Yates Scholar, Wassaja Scholar, Academic Success Program Tutor, Native American Law Student Association President
- **Princeton University**, Princeton, NJ
Bachelor of Arts, English, May 1995 & Elementary/Secondary Teaching Certification
Honors & Activities: Chief Manuelito Scholar, Teacher Preparation Program, Native Americans at Princeton President
- **Cushing Academy**, Ashburnham, MA
High School Diploma, June 1991
Honors & Activities: Finest Contribution awards in varsity softball and volleyball

BAR ADMISSIONS:

State Bar of Arizona (2002); State Bar of New Mexico (2003); Navajo Nation (2003); United States District Court for the District of Arizona (2002); United States District Court for the District of New Mexico (2003); Ninth Circuit Court of Appeals (2003); Tenth Circuit Court of Appeals (2003).

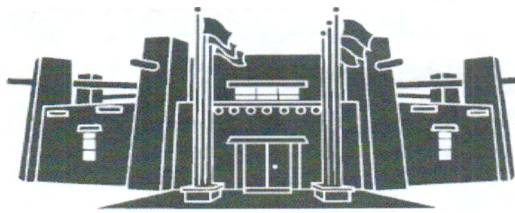
Licensed to practice in the Courts of the Tohono O'odham Nation, the Pueblos of Taos and San Ildefonso, Ak-Chin Indian Community, and Gila River Indian Community.

EXPERIENCE:

- **Assistant Attorney General** – Pascua Yaqui Tribe, Tucson, AZ
August 2017 to present - General counsel work advising tribal health department and tribal council; research legal issues; review and draft contracts, intergovernmental agreements, tribal code provisions, and resolutions.
- **Special Counsel to the Chairman and Vice Chairman** – Tohono O'odham Nation, Sells, AZ
October 2015 to August 2017 – advise the Chairman of the Nation on legal issues and public policy matters; review and revise contracts; legal research and writing drafting memoranda, policies, and correspondence; coordinate legal review and legal representation with the Office of the Attorney General; serve in leadership role coordinating the Nation's self-governance planning and implantation work; supervise legal assistant; other special project work as assigned.
- **Assistant Attorney General** – Tohono O'odham Nation, Sells, AZ
February 2009 to October 2015 - General counsel work advising tribal clients identified in the statute creating the Office of the Attorney General; research legal issues; draft legal memoranda; review and draft pleadings, tribal ordinances, resolutions, policies, leases and contracts; represent the Nation's Child

Welfare Division in state juvenile dependency cases; extensive work in tribal self-determination negotiations, drafting, and litigation.

- **Associate Attorney** - Rosette Law Firm, Chandler Arizona
Sept. 2008 to Jan. 2009 - General counsel work and special project work for tribal clients; researched legal issues, drafted pleadings, motions & legal memoranda on various issues, including gaming compact and other litigation matters.
- **Assistant General Counsel** - Salt River Pima-Maricopa Indian Community, Scottsdale, AZ
February 2008 to August 2008 - General counsel work advising tribal clients including tribal council, enterprises, departments, and boards; researched legal issues; draft legal memoranda; review and draft pleadings, tribal ordinances, resolutions, policies, leases and contracts; legal work on state court and administrative litigation.
- **Associate Attorney** - Nordhaus Law Firm, LLP, Albuquerque, NM
June 2003 to January 2008 - General counsel and special project work for tribal clients, including Indian nations and tribal entities across the country; litigate employment, jurisdiction, trust, housing, and criminal cases in state, federal, and tribal courts; research legal issues; draft pleadings, motions, legal memoranda, ordinances, resolutions, policies, and conveyance documents.
- **Visiting Clinical Professor & Director of the ASU Indian Legal Clinic** - ASU College of Law, Tempe, AZ
May 2005 to June 2006 - Supervise all aspects of student attorney practice on civil and criminal matters in various forums, including tribal and state trial and appellate courts; collaborate with colleagues to teach clinical seminars using simulations; maintain and develop relationship with surrounding Indian communities to identify practical clinic-appropriate practice areas that serve a need identified by the community.
- **Adjunct Faculty** - University of New Mexico School of Law, Albuquerque, NM
Spring semester 2004 & 2005 - prepare law students for national moot court competition; teach techniques of oral advocacy.
- **Staff Attorney** - Navajo Nation Judicial Branch, Chinle Judicial District, Chinle, AZ
September 2002 to May 2003 - Research civil and criminal legal issues; draft orders; prepare bench memoranda for lay judges; coordinate with justice service providers on tribal court services and practices.
- **Judicial Law Clerk** - Arizona Court of Appeals, Honorable Jefferson L. Lankford (retired), Phoenix, AZ
August 2001 to August 2002 - Comprehensive review of legal pleadings; intensive research on civil and criminal legal issues; draft memorandum decisions; prepare bench memoranda; present draft decisions to judges at panel conferences; edit staff drafts; attend oral arguments and perform bailiff duties.
- **Law Clerk** - Native American Rights Fund, Washington, D.C.
Summer 2000 - Legal research and writing for Indian law cases including the Cobell trust litigation.
- **Constitutional Law Tutor** - Pre-Law Summer Institute, Albuquerque, NM
Summer 1999 - Attend student classes, lead evening tutorials and exam review sessions, perform various assigned administrative duties.
- **Mathematics Teacher** - Chinle Unified School District on the Navajo Reservation, Chinle, AZ
August 1996 to May 1998 - Planned lessons to include objectives, time management, and assessment; analyzed student performance in order to implement and develop curriculum; assessed student progress and evaluated student potential.



MEMORANDUM

TO: Honorable Edmund Yazzie
Navajo Nation Council

FROM: 
Edward A. McCool, Acting-Chief Legislative Counsel
Office of Legislative Counsel

DATE: January 29, 2019

AN ACTION RELATING TO LAW AND ORDER; NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; CONFIRMING THE APPOINTMENT OF DOREEN N. McPAUL AS THE NAVAJO NATION ATTORNEY GENERAL

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. §§500, 501. 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: _0017-19_____

SPONSOR: Edmund Yazzie

TITLE: An Action Relating to Law and Order; Naabik'iyáti' Committee and the Navajo Nation Council; Confirming the Appointment of Doreen N. McPaul as The Navajo Nation Attorney General

Date posted: February 6, 2019 at 3:57pm

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.: 0017-19

SPONSOR: Honorable Edmund Yazzie

TITLE: An Action Relating to Law and Order; Naabik'iyáti' Committee and the Navajo Nation Council; Confirming the Appointment of Doreen N. McPaul as The Navajo Nation Attorney General

Posted: February 6, 2019 at 3:57 PM

5 DAY Comment Period Ended: February 11, 2019

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inconclusive Comments	<i>None</i>



**Legislative Secretary
Office of Legislative Services**

2/12/19 11:42am

Date/Time