

LEGISLATIVE SUMMARY SHEET

Tracking No. 0183-14

DATE: May 26, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, LAW AND ORDER AND NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL; AMENDING NAVAJO NATION CODE, TITLE 26: NAVAJO NATION LOCAL GOVERNANCE ACT

PURPOSE: This resolution if approved will amend 26 N.N.C. § 1002 (A).

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

5-DAY BILL HOLD PERIOD: being
Website Posting Time/Date: _____
Posting End Date: 6/12/2016
Eligible for Action: 6/13/2016

Resources & Development Committee

THENCE

Law & Order Committee

THENCE

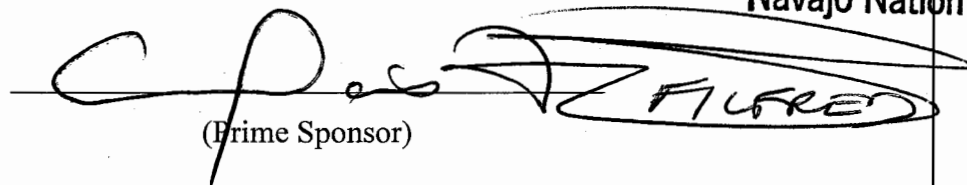
Naa'bik'íyáti' Committee

THENCE

Navajo Nation Council

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

INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0183-16

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, LAW AND ORDER AND
NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL; AMENDING
NAVAJO NATION CODE, TITLE 26: NAVAJO NATION LOCAL GOVERNANCE
ACT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation established the Resources and Development Committee as a Navajo Nation standing committee and as such gave RDC oversight authority over Chapters. 2 N.N.C. §§ 164 (A)(9), 500 (A), 501 (B)(2)(c), and 501 (C)(1) (2015).
- B. The Navajo Nation established the Law and Order Committee (LOC) as a Navajo Nation standing committee and as such empowered LOC to review and make recommendations to the Navajo Nation Council on proposed Navajo Nation Code amendments and enactments. 2 N.N.C. §§ 164 (A)(9), 600 (A), 601 (B)(14) (2015); CO-45-12.
- 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) (2015); CO-45-12.

1 D. The Navajo Nation Council must review and approve enactments or amendments of
2 positive law. 2 N.N.C. § 164 (A) (2015); CO-45-12.
3

4 **SECTION TWO. FINDINGS**

5 A. There are a total of 110 chapters within the Navajo Nation; and twenty-four (24)
6 Council Delegates (Delegates) who serve as representatives to the Navajo Nation
7 local government units.

8 B. Delegates as representative of the Navajo Nation Council regularly attend chapter
9 planning meetings and chapter meetings.

10 C. When the local chapter conducts a meeting during a Naabik'íyáti' Committee
11 meeting or the Navajo Nation Council session, the Delegates who opt to attend their
12 chapter planning meeting or a chapter meeting are unable to perform their duties as a
13 Delegate, therefore not serving their respective communities (*i.e.*, not being able to
14 vote on their communities behalf).

15 D. It is imperative due to the limited number of Council Delegates that all delegates are
16 able to attend the Naabik'íyáti' Committee meetings as well as the Navajo Nation
17 Council sessions, without conflicting meetings being held at the same time, to prevent
18 loss of quorum.

19 E. Pursuant to 2 N.N.C. § 700 (C), the Naabik'íyáti' Committee shall meet at least once
20 per month at the call of the Chairperson on the second and fourth Thursday of each
21 month until such time as the Committee adopts an annual meeting schedule and posts
22 such schedule on the Council's website.

23 F. Pursuant to 2 N.N.C. § 162, there shall be four regular sessions of the Navajo Nation
24 Council each year. Such sessions shall commence at 10 a.m. on the fourth Monday of
25 January, the third Monday of April, July and October of each year.

26 G. It is within the Navajo Nation's best interest to amend Title 26, Navajo Nation Local
27 Governance Act.
28

29 **SECTION THREE. AMENDING NAVAJO NATION CODE TITLE 26**

30 The Navajo Nation amends the Navajo Nation Code, Title 26 as follows:

1
2 **NAVAJO NATION CODE ANNOTATED**
3 **TITLE 26. NAVAJO NATION LOCAL GOVERNANCE ACT**
4 **CHAPTER 2. CHAPTER GOVERNMENT**
5 **SUBCHAPTER 5. NAVAJO NATION CHAPTERS, OFFICIALS AND**
6 **ADMINISTRATION—GENERALLY**
7

8 **§ 1002. Meetings; Meeting notice requirement; Compensation of chapter officials**

9 A. Number of meetings. Each chapter shall determine the number of meetings to be held
10 each month and the time and place for such meetings (subject to the right of the
11 chapter president to call special or emergency meetings when necessary).

12 ***

- 13 1. No chapter meetings shall be held during a regularly scheduled Naabik'iyáti'
14 Committee meeting or the Navajo Nation Council sessions.

15 ****
16
17

18 **SECTION FOUR. CODIFICATION**

19 The provisions of the Act which amend or adopt new sections of the Navajo Nation
20 Code shall be codified by the Office of Legislative Counsel. The Office of Legislative
21 Counsel shall incorporate such amended provisions in the next codification of the Navajo
22 Nation Code.
23

24 **SECTION FIVE. SAVINGS CLAUSE**

25 Should any provision of this Act be determined invalid by the Navajo Nation
26 Supreme Court or the District Courts of the Navajo Nation, without appeal to the Navajo
27 Nation Supreme Court, the remainder of the Act shall remain the law of the Navajo Nation.
28

29 **SECTION SIX. EFFECTIVE DATE**

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