

LEGISLATIVE SUMMARY SHEET

Tracking No. 0177-16

DATE: May 31, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; AMENDING 2 N.N.C. §§ 952, 953 AND 954, THE OFFICE OF LEGISLATIVE SERVICES

PURPOSE: This resolution if approved will amend the Office of Legislative Services: Purpose, Executive Director and Organization and functions. 2 N.N.C. §§ 952, 953 and 954.

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: None
Website Posting Time/Date: 4:55pm 10/11/16
Posting End Date: 10/17/2016
Eligible for Action: 10/18/2016

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. 0177-16

AN ACTION

RELATING TO LAW AND ORDER AND NAABIK'ÍYÁTI' COMMITTEES AND
THE NAVAJO NATION COUNCIL; AMENDING 2 N.N.C. §§ 952, 953 AND 954,
THE OFFICE OF LEGISLATIVE SERVICES

Section One. Authority

- A. The Law and Order Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 601(B)(14), reviews and makes recommendations to the Navajo Nation Council on proposed amendments to and enactments in the Navajo Nation Code.
- B. The Naabik'íyáti' Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 164(A)(9), reviews proposed legislation which requires final action by the Navajo Nation Council and pursuant to 2 N.N.C. § 701(A)(5) serves as the oversight committee for the Office of Legislative Services.
- C. The Navajo Nation Council, pursuant to 2 N.N.C. § 164(A), reviews and approves, by resolution, enactments of positive law.

Section Two. Findings

- A. The Office of Legislative Services, established within the Legislative Branch, shall provide complete and full range of professional, technical and administrative support services to the Navajo Nation Council, unstaffed

1 Commissions, Task Forces or Boards of the Navajo Nation Council, Council
2 Delegates and the certified Chapters of the Navajo Nation. 2 N.N.C. §§ 951
3 and 952.

4 B. The Executive Director of the Office of Legislative Services is currently
5 responsible for program planning, staff, direction and general supervision,
6 budget preparation, implementation, management and control, and property
7 and facilities coordination and management within the Office of Legislative
8 Services. 2 N.N.C. § 953.

9 C. With the changes in the composition of the Navajo Nation Council and the
10 legislative process, the responsibilities of the Office of Legislative Services
11 have expanded beyond the current general duties and responsibilities;
12 however, at the same time the responsibilities of the Office of Legislative
13 Services have diminished in some areas, such as the reliance on contractors to
14 monitor federal and state legislative actions.

15 D. It is in the best interest of the Navajo Nation Legislative Branch and the
16 Navajo Nation Council to amend the Office of Legislative Services purpose,
17 duties and responsibilities to incorporate new duties and responsibilities as
18 well as tailor the current duties and responsibilities to fit the need.

19
20 **Section Three. Amending 2 N.N.C. § 952, 953 and 954, the Office of Legislative**
21 **Services**

22
23 **TITLE 2. NAVAJO NATION GOVERNMENT**
24 **CHAPTER 3. LEGISLATIVE BRANCH**
25 **SUBCHAPTER 12. LEGISLATIVE OFFICES**
26 **ARTICLE 1. OFFICE OF LEGISLATIVE SERVICES**

27 ****

28 **§952. Purpose**

29 The Office of Legislative Services shall provide complete and full range of
30 professional, technical and administrative support services to the Navajo Nation Council,

1 Standing Committees of the Navajo Nation Council, unstaffed Commissions, Task Forces
2 or Boards of the Navajo Nation Council, and Council Delegates, ~~and the certified~~
3 ~~Chapters of the Navajo Nation.~~

4
5 **§ 953. Executive Director**
6

- 7 A. The Office of Legislative Services shall be headed by an Executive Director, who
8 shall be recommended for appointment by the Speaker in consultation with the
9 Naabik'iyáti' Committee and subsequently confirmed by the Navajo Nation Council.
10 The Executive Director will be administratively responsible to the Speaker and serve
11 at the pleasure of the Naabik'iyáti' Committee of the Navajo Nation Council. The
12 Executive Director will be responsible for: program planning and administration;
13 staff; Navajo Nation Council and Committee Legislative Process guidance including
14 policy recommendations to the Naabik'iyati' Committee, and the development and
15 implementation of procedures; direction and general supervision of staff; budget
16 preparation, implementation, management and control; and property and facilities
17 coordination and management within the Office of Legislative Services.
18 B. The Executive Director shall faithfully and diligently execute all duties and
19 authorities delegated by Law.
20

21 **§ 954. Organization and functions**

22 The Executive Director shall establish an organizational structure which shall provide
23 for the following primary organizational functions within the Legislative Branch:

- 24 A. General Services, which shall include processing of payroll and budget expenditures
25 for travel, supplies, equipment, etc., personnel administration and management,
26 property and facilities coordination and management;
27 B. Advising, Reporting and Clerical Services, which shall include recording meetings,
28 transcription and maintenance of Council and standing committee meetings and
29 resolutions, minutes and journals, resolution processing, agenda preparation and
30 provision of secretarial services to Council Delegates.

1 C. Legislative Research, which shall include researching for preparation of Council and
2 ~~Committee~~ legislation, monitoring and analysis of pending legislation, and providing
3 technical assistance (including English to Navajo and Navajo to English
4 interpretation) in resolution processing and discussion, and coordination with various
5 Council Delegates, Navajo Nation programs, departments, Divisions on proposed,
6 pending and approved legislation. ~~In addition, this organizational unit shall perform~~
7 ~~various intergovernmental relations functions, which shall include monitoring of~~
8 ~~federal, state and other legislative actions, providing periodic reports on these matters~~
9 ~~to the appropriate standing committees, Navajo Nation offices and officials, and the~~
10 ~~full Navajo Nation Council.~~

11 ~~D. Support services to the Office of Legislative Counsel.~~

12 ****

13
14
15 **Section Four. Effective Date**

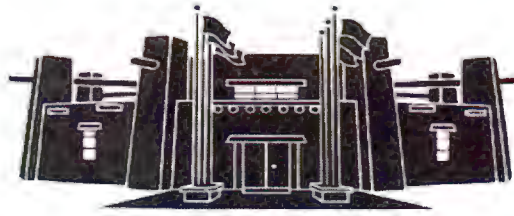
16 The Navajo Nation Code amendment enacted herein shall be effective pursuant to 2
17 N.N.C. § 221(B).

18
19 **Section Five. Codification**

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

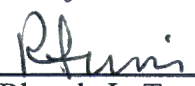
24
25 **Section Six. Saving Clause**

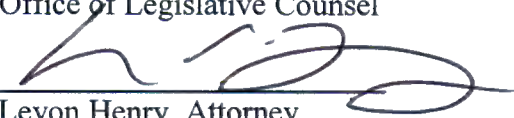
26 Should any provisions of this ordinance be determined invalid by the Navajo Nation
27 Supreme Court, or the District Courts of the Navajo Nation, without appeal to the
28 Navajo Nation Supreme Court, those portions of this ordinance which are not
29 determined invalid shall remain the law of the Navajo Nation.
30



MEMORANDUM

TO: Honorable Jonathan Hale
Navajo Nation Council

FROM: 
Rhonda L. Tuni
Office of Legislative Counsel

THRU: 
Levon Henry, Attorney
Office of Legislative Counsel

DATE: May 31, 2016

SUBJECT: AN ACTION RELATING TO LAW AND ORDER AND
NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION
COUNCIL; AMENDING 2 N.N.C. §§ 952, 953 AND 954, THE OFFICE
OF LEGISLATIVE SERVICES

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 his 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: _0177-16_____

SPONSOR: Jonathan Hale

TITLE: An Action Relating to Law And Order And Naabik'iyati' Committees And The Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, Office Of Legislative Services

Date posted: June 2, 2016 at 4:55pm

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.: 0177-16

SPONSOR: Honorable Jonathan L. Hale

TITLE: An Action Relating To Law And Order And Naabik'iyati' Committees And The Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, Office Of Legislative Services.

Posted: June 2, 2016 at 4:55pm

5 DAY Comment Period Ended: June 7, 2016

Digital Comments received:

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



Executive Director
Office of Legislative Services

6/8/2016 - 8:40 am

Date/Time

LAW AND ORDER COMMITTEE
23RD NAVAJO NATION COUNCIL

SECOND YEAR 2016

COMMITTEE REPORT

Mr. Speaker,

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

Legislation No. 0177-16: An Action Relating to Law and Order and Naabik'iyati' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, The Office of Legislative Services - Sponsor: Hon. Jonathan L. Hale

Has had it under consideration and report the same with the recommendation that it **DO PASS** with one amendment:

Page 4, line 11, undo overstrike, ~~D-Support services to the Office of Legislative Counsel~~

And thereafter, referred to Naabik'iyati' Committee

Respectfully submitted,



Raymond Smith, Jr., Pro Tem
Law and Order Committee
23rd Navajo Nation Council

Date: June 22, 2016

Amendment No. 1:

Motion: Honorable Otto Tso

Second: Honorable Kee A. Begay, Jr.

Vote: 2-0

Main Motion: Honorable Otto Tso

Second : Honorable Kee A. Begay, Jr.

Vote : 2-0 (Pro Tem not voting)

23rd NAVAJO NATION COUNCIL

Second Year 2016

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

NAVAJO LEGISLATIVE BILL #0177-16

An Action Relating to Law and Order and Naabik'iyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, the Office of Legislative Services

Sponsored by: Honorable Jonathan L. Hale

Has had it under consideration and reports the same **PASSED AND REFERRED TO THE NAVAJO NATION COUNCIL**

Respectfully Submitted,



Honorable LoRenzo Bates, Speaker
NAVAJO NATION COUNCIL

07 JULY 2016

MAIN MOTION:

Motioned by: Honorable Lee Jack, Sr.

Seconded by: Honorable Amber K. Crotty

Vote: 11 in Favor, 00 Opposed (Chairman Bates not voting)

NAVAJO NATION

RCS# 476

Naa'bik'iyati Committee

7/7/2016
04:22:17 PM

Amd# to Amd#

Legislation No. 0177-16

PASSED

MOT Jack

Amending 2 N.N.C. Sections

SEC Crotty

952, 953 and 954 Office of
Legislative Services

Yea : 11

Nay : 0

Not Voting : 13

Yea : 11

Begay, NM
BeGaye, N
Bennett

Chee
Crotty
Daniels

Hale
Jack
Smith

Tsosie
Witherspoon

Nay : 0

Not Voting : 13

Bates
Begay, K
Brown
Damon

Filfred
Perry
Pete

Phelps
Shepherd
Slim

Tso
Vacant
Yazzie

23rd NAVAJO NATION COUNCIL Second Year 2016

The **NAVAJO NATION COUNCIL** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0177-16

An Action Relating to Law and Order and Naabik'iyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, the Office of Legislative Services

Sponsored by: Honorable Jonathan L. Hale

Has had it under consideration and reports the same was **TABLED**

Respectfully Submitted,



Honorable LoRenzo Bates, Speaker
NAVAJO NATION COUNCIL

20 JULY 2016

TABLING MOTION:

Motion to table temporarily

Motioned by: Honorable Seth Damon

Seconded by: Honorable Otto Tso

Vote: 13 in favor, 00 Opposed (Speaker Bates not voting)

MAIN MOTION:

Motioned by: Honorable Jonathan Perry

Seconded by: Honorable Seth Damon

Vote:

NAVAJO NATION

RCS# 522

Summer Session

7/20/2016

12:27:01 PM

Amd# to Amd#

Table Legislation No. 0177-16

PASSED

MOT Damon

SEC Tso

Yea : 13

Nay : 0

Not Voting : 7

Yea : 13

Begay, K
Damon
Daniels
Hale

Jack
Perry
Pete

Phelps
Slim
Smith

Tso
Tsosie
Witherspoon

Nay : 0

Not Voting : 7

Bates
Begay, NM
BeGaye, N

Bennett
Brown
Chee

Crotty
Filfred

Shepherd
Yazzie

23rd NAVAJO NATION COUNCIL

Second Year 2016

The **NAVAJO NATION COUNCIL** to whom has been assigned:

NAVAJO LEGISLATIVE BILL #0177-16

An Action Relating to Law and Order and Naabik'íyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, the Office of Legislative Services

Sponsored by: Honorable Jonathan L. Hale

Has had it under consideration and reports the same was **REFERRED TO THE NAABIK'ÍYÁTI' COMMITTEE**

Respectfully Submitted,



Honorable LoRenzo Bates, Speaker
NAVAJO NATION COUNCIL

21 JULY 2016

RECALL MOTION:

Motioned by: Honorable Seth Damon

Seconded by: Honorable Dwight Witherspoon

Vote: 09 in favor, 05 Opposed (Speaker Bates not voting)

REFERRAL MOTION:

Refer to Naabik'íyáti' Committee, next Naabik'íyáti' Committee and reconsider during Fall Council Session

Motioned by: Honorable Seth Damon

Seconded by: Honorable Herman M. Daniels

Vote: 13 in favor, 00 Opposed (Speaker Bates not voting)

MAIN MOTION:

Motioned by: Honorable Jonathan Perry

Seconded by: Honorable Seth Damon

Vote:

NAVAJO NATION

RCS# 548

Summer Session

7/21/2016

03:47:19 PM

Amd# to Amd#

Refer back to NABI

PASSED

MOT Damon

Legislation No. 0177-16

SEC Daniels

Yea : 13

Nay : 0

Not Voting : 7

Yea : 13

Begay, K
BeGaye, N
Brown
Chee

Crotty
Damon
Daniels

Hale
Phelps
Slim

Tso
Tsosie
Witherspoon

Nay : 0

Not Voting : 7

Bates
Begay, NM
Bennett

Filfred
Jack
Perry

Pete
Shepherd

Smith
Yazzie

23rd NAVAJO NATION COUNCIL
NAABIK'ÍYÁTI' COMMITTEE
Second Year 2016

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

NAVAJO LEGISLATIVE BILL #0177-16

An Action Relating to Law and Order and Naabik'iyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, the Office of Legislative Services

Sponsored by: Honorable Jonathan L. Hale

Co-Sponsored by: Honorable Nathaniel Brown

Has had it under consideration and reports the same **PASSED AND REFERRED TO THE NAVAJO NATION COUNCIL**

Respectfully Submitted,



Honorable LoRenzo Bates, Chairman
NAABIK'ÍYÁTI' COMMITTEE

13 OCTOBER 2016

MAIN MOTION:

Motioned by: Honorable Dwight Witherspoon

Seconded by: Honorable Norman M. Begay

*Vote: 10 in Favor, 01 Opposed (Chairman Bates not voting)**

(Pursuant to 2 N.N.C. § 700(D), two (2 members of each Standing Committee)

NAVAJO NATION

RCS# 562

Naa'bik'iyati Committee

10/13/2016

01:11:43 PM

Amd# to Amd#

Legislation No. 0177-16

PASSED

MOT Witherspoon

Amending 2 NNC Sec

SEC Begay, NM

Yea : 10

Nay : 1

Not Voting : 11

Yea : 10

Begay, K
Begay, NM
Bennett

Chee
Daniels
Jack

Perry
Tsosie

Witherspoon
Yazzie, P

Nay : 1

Phelps

Not Voting : 11

Bates
BeGaye, N
Brown
Crotty

Damon
Filfred
Hale

Pete
Shepherd
Slim

Smith
Tso
Yazzie