#### RESOLUTION OF THE LAW AND ORDER COMMITTEE 23RD NAVAJO NATION COUNCIL - Fourth Year, 2018

#### AN ACTION

RELATING TO LAW AND ORDER COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2019 BUDGET FOR THE NAVAJO NATION LABOR COMMISSION

#### BE IT ENACTED:

#### SECTION ONE. AUTHORITY

- A. The Law and Order Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 600(A).
- B. The Law and Order Committee is the oversight committee for the Navajo Nation Labor Commission. 2 N.N.C. § 601(C)(1).
- C. Each oversight committee shall review and make recommendations to the Budget and Finance Committee concerning the budget in accordance with the annual budget instructions. 12 N.N.C. § 840 (A).

#### SECTION TWO. FINDINGS

- A. The Law and Order Committee held a budget hearing and took budget testimony regarding the Navajo Nation Labor Commission's Fiscal Year 2019 Budget. 12 N.N.C. § 840 (A).
- B. The Law and Order Committee recommends to the Budget and Finance Committee a fiscal year budget for the Navajo Nation Labor Commission. 12 N.N.C. § 840 (A).

### SECTION THREE. APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2019 BUDGET FOR THE NAVAJO NATION LABOR COMMISSION

- A. The Law and Order Committee hereby acknowledges the proposed Navajo Nation Fiscal Year (FY) 2019 Budget for the Navajo Nation Labor Commission recommended by the Navajo Nation Office of the Speaker, as provided on the Fund Type Budget Summary, attached as Exhibit A.
- B. The Law and Order Committee requests that the Budget and Finance Committee and the Navajo Nation Council adopt the changes to the Budget, as set forth in the General Fund Comparative Summary, Exhibit B, Recommended Changes to the

General Fund Budget, **Exhibit C**, Recommended Conditions of Appropriation and Legislative Concerns, **Exhibit D**, and Recommended Unmet Needs, **Exhibit E**.

C. The Law and Order Committee authorizes the Committee Chairperson or Vice-Chairperson to meet and negotiate with the Budget and Finance Committee on these recommendations.

#### CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Law and Order Committee of the 23rd 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 3 in favor and 0 oppose, this 20<sup>th</sup> day of July 2018.

Raymond Smith, r., Vice Chairperson

Law and Order committee

of the 23rd Navajo Nation Council

Motion: Honorable Kee Allen Begay, Jr.

Second: Honorable Otto Tso

Fiscal Year 2019

## The Navajo Nation Fund Type Budget Summary

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		Total		310,726				-	THE PERSON OF TH		H																				310,726
	Special	Revenue	Fund - External						4 10000														-								0
Funds	Special	Revenue	Fund -										-																		0
wajo Nation		Fiduciary	Fund									The state of the s																			0
Fiscal Year 2019 Navajo Nation Funds		Proprietary	Fund															Town town to the state of the s													0
Fiscal	1000	External Funds Cash	Match		_																						-				0
		Indirect	Cost Fund	44,846																											44,846
	Proposed	General	Fund Budget	265,880																											265,880
	FY 2018	General Fund	Budget	299,292			ii i			and the second																					299,292
		Program		NN Labor Commission		Million and the first design of the second o																									Total
	Business	Unit	Number	101014						The state of the s					THE PERSON NAMED IN COLUMN NAM					T T T T T T T T T T T T T T T T T T T											

# Fiscal Year 2019

## General Fund Comparative Summary The Navajo Nation

108,284 (Column D minus C) Plus or minus \$ difference Œ) Division: Navajo Nation Labor Commission 419,010 Recommended FY 2019 Oversight Committee's General Fund Budget 0 310,726 General Fund Budget Proposed FY 2019 **Branch Chief's** <u>O</u> Navajo Nation Labor Commission Program Title Legislative (B) **Business Unit** 101014 Number Branch: €

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108,284

419,010

310,726

TOTAL:

## **EXHIBIT C**

Navajo Nation Labor Commission

Division:

Legislative

Branch:

# Fiscal Year 2019

# The Navajo Nation Recommended Changes to the General Fund Budget

Explanation of Recommended Changes to the Fiscal Year 2019 General Fund Budget (Increase or Decrease \$ Amount)	Increase for Unmet Needs to ensure Navajo Nation Labor Commission to adjudicate NPEA	cases as mandated by wavajo Preference in Employment Act.								
Program Title	Navajo Nation Labor Commission									
Business Unit Number	101014		1						1	

## Fiscal Year 2019

# Recommended Conditions of Appropriations and Legislative Concerns The Navajo Nation

Branch: Legislative

Division: Navajo Nation Labor Commission

ppropriation (COA) or Legislative Concern (LC)										
Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)	None									
Program Title	Navajo Nation Labor Commission N			- +						_
Business Unit Number	101014	1 1				-		_	,	

### **EXHIBIT E**

## Recommended Unmet Needs Budgets The Navajo Nation

Division: Navajo Nation Labor Commission

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Fiscal Year 2019

of NNBA and Licenced attorneys to adjudicate NPEA cases proposed allocation is only for forty (40) hearings sufficient N.N.C. § 303 (B) required NNLC Members to be members to adjudicate cases throughout the entire fiscal year. The Explanation of Recommended UNMET NEEDS to the FY 2019 up to May 2019 hearings. That result in no funds for any Proposed allocation in FY 2019 is insuffucient for NNLC 108,284 The Navajo Nation Council by CJY-42-16 amending 15 **General Fund Budget** 0 hearings set beyond May 2019. 108,284 Amount of Unmet Need <u>O</u> TOTAL: Navajo Nation Labor Commission **Program Title** (B) **Business Unit** 101014 Number €

### FY 2019

## PROGRAM BUDGET SUMMARY THE NAVAJO NATION

Page 1 of 5 BUDGET FORM 1

		(C) Difference (Column B - A)	(168.183)	0	2,025	(10,025)	(2,000)	(4,000)	(000'9)	0	(2.825)	0	0	0	0	(191,008)						
Legislative Branch	laborcommission@gmail.com	(B) Proposed Budget ((	50,852	8,000	49,025						407					108,284.00	(E)	3			nief's Printed Name	APPROVED BY: Division Director/Branch Chiel's Signature and Date
Division/Branch:	laborcomm	(A) NNC Approved Original Budget	219,035	8,000	47,000	10,025	2,000	4,000	000'9		3,232					\$299,292.00	(D)	3		ACCURATE.	LoRenzo Bates APPROVED BY: Division Director/Branch Chief's Printed Name	Director/Branch Chie
	Email Address:	Fund Type Code														TOTAL	S	3ndgeted:	Vehicles:	LETE AND	BY: Division	: Division
Navajo Nation Labor Commission	928-871-6805 Email	PART III. BUDGET SUMMARY	2001 Personnel Expenses	3000 Travel Expenses	3500 Meeting Expenses	4000 Supplies	5000 Lease and Rental	5500 Communications and Utilities	6000 Repairs and Maintenance	6500 Contractual Services	7000 Special Transactions	8000 Public Assistance	9000 Capital Outlay	9500 Matching Funds	9500 Indirect Cost		PART IV. POSITIONS AND VEHICLES	Total # of Positions Budgeted:	Total # of Permanently Assigned Vehicles:	ION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	APPROVED	APPROVED BY
Z	.o.	% of Total P.	2	Ř	Ř	4	5	22	9	9	7	8	6	6	6		۵		100%	NTAINED	Name	and Date
Program Title:	Phone No.:	Amount 108,284.00																	\$108,284.00	ORMATION CO	ioi nager's Printed Name	ger's Signature
101014	Leffew R. Denny 8K	Fiscal Year /Term 10/01/18-09/31/19											0						TOTAL:	OGE THAT THE INF	L. B. Anstem Bitsoi SUBMITTED BY: Program Manager's	SUBMITTED BY: Program Manager's Signature and Date
PART I. Business Unit No.:	Prepared By: Leff	PART II. FUNDING SOURCE(S) General Funds																		PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMAT	SUBMITTE	SUBMITTED E

# THE NAVAJO NATION PROGRAM PERFORMANCE CRITERIA

Page 2 of 5 BUDGET FORM 2

FY 2019

PART I. PROGRAM INFORMATION:						
Business Unit No.: 101014 Program Name/Title: Navajo Nation Labor C	Navajo Nation Labor	C				
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:						
The Navajo Nation Labor Commission ("Commission") was established by the Navajo Nation Code, Title 15 et seq. as a quasi-judicial hearing body pursuant to the NPEA to hear all formal complaints to protect all substantial rights of all Navajo and Non- Navajo individuals who are employed.	itle 15 et seq. as a q d.	uasi-judicial hearing	body purs	uant to the NPEA t	o hear all forn	nal
PART III. PROGRAM PERFORMANCE CRITERIA:	1st QTR	2nd QTR		3rd QTR	4th QTR	TR.
	Goal Actual	Goal	Actual	Goal Actual	Goal	Actual
1. Goal Statement:						
NNLC Processing of Appealled Commisson cases						
Program Performance Measure:						
Timely filing of cases in accordance to Navajo Rules of Appeallate Procedure.	3	3		3	3	
2. Goal Statement:						
Complaint properly mailed within five day of provided by the Act & rules.						
Program Performance Measure:						
NNLC staff processing formal complaints	15	15		15	15	
3. Goal Statement:						
NNLC to continue to conduct Quasi-judicial hearings.						
Program Performance Measure:						
Timely adjudicate the NPEA complaints/Petactions in accordance to the Act.	20	20		20	20	
4. Goal Statement:						
NNLC continue finalized and closed NNLC cases.						
Program Performance Measure:						
Timely close NNLC Cases	5	5		5	5	
5. Goal Statement:						
NNLC Staff process and complete close cases.						
Program Performance Measure:						
Timely process and complete closed cases (final order) according to NNLC Rules	5	5	_	5	5	
PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED	ILY REVIEWED.	LoRenz	LoRenzo Bates			
Program Manager's Printed Name	Divis	Division Director/Branch Chief's Printed Name	th Chief's	Printed Name		
Program Manager's Signature and Date	Divisio	Division Director/Branch Chief's Signature and Date	Chief's Sic	inature and Date		
	1					



The Navajo Nation Listing of Positions and Assignments by Business Unit

FY 2019

SUB		POS JC	JOB			WKSITI	E FY 20	WKSITE FY 2018 ACTUAL		FY 2019 PROPOSED	POSED	
ACCT		NO TY	TYPE	POSITION TITLE	EMP ID CODE	CODE	G/S	SALARY	HOURS	BUDGE	SALARY HOURS BUDGET PERIOD	BUDGET
101014	4	NAVAJC	NA1	NAVAJO NATION LABOR COMMISSION						1		
4			5			141141		200		0,700	0.0000000000000000000000000000000000000	
1011	1101 209350		70	125Z PROGRAMS & PROJECTS SPEC	12983	N N	Al63L	51,812.80 2,080 10/01/2018 09/30/2019	2,080 10	/01/2018	09/30/2019	51,813.00
1102	209351		95	1295 LEGISLATIVE REPORTER	13840	NIN N	AI59L	36,982.40 2,080 10/01/2018 09/30/2019	2,080 10	/01/2018	09/30/2019	36,982.00
1103	209295		99	1366 OFFICE SPEC	12162	Z S	AI58G	29,515.20 2,080 10/01/2018 09/30/2019	2,080 10	/01/2018	09/30/2019	29,515.00
						SIB	SHRTOTAL					118 310 00
							)					00:010:01
					BUSINESS UNIT TOTAL:	S UNIT	TOTAL:					118,310.00

### Page 4 of 5 BUDGET FORM 4

# THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

	(a)	Total by MAJOR Object Code (LOD 4)	50,852			8,000		49,025		107,877
101014	(C)	Total by DETAILED Object Code (LOD 6)		46,250	4,602		8,000		49,025	107,877
PART I. PROGRAM INFORMATION:  Program Name/Title:  Business Unit No.:	DETAILED BUDGET: (B)	Object Code Description and Justification (LOD 7)	2001 PERSONAL EXPENSES Employment & Fringe Benefits	STIPEND-BOARDS/COMMISSION 2470 Labor Commission 5. Commission members x \$250.00 = \$1,250,00 x 37 bearings = \$46,250	FRINGE BENEFITS 5 Commission Members: \$46,250 x 9.95% = \$4,601.88	3000 TRAVEL EXPENSES Lodging expenses directly related to program business. Travel for hearings, trainings, seminars and other functions.	PESONAL TRAVEL 3250 Lodging	3500 MEETING EXPENSES Stipend mileage paid to five commission members for performing their duties & responsibilities as an Admin. Hearing body pursuant to the NPEA for each hearing while traveling on the reservation to and from the designated locations.	MEETINGS 3613 Mileage 265 miles x 5 Commission members x 37 hrgs. = \$49,025.00	TOTAL
ART I. PROG	PART II. DET/ (A)	Object Code (LOD 6)	2001 Empl	2450 STIP	2900 FRIN 5 Cor	3000 Todgi	3230 PES(	3500 Stipe each	3610 MEETINGS 3613 Mileag 265 miles x	

Page 5 of 5 BUDGET FORM 4

# THE NAVAJO NATION DETAILED BUDGET AND JUSTIFICATION

PART I.	PROGRAM INFORMATION: Program Name/Title:	PART I. PROGRAM INFORMATION:  Program Name/Title:  Navajo Nation Labor Commission	Business Unit No.:	Vo.: 101014	
PART II. (A)	DETAILED BUDGET:	(B)		(C)	(D)
Object Code (LOD 6)		Object Code Description and Justification (LOD 7)		Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
		7000 SPECIAL TRANSACTIONS Insurance (3) Permanent staff and Training/Registrations Fees for staff and Commission members.			407
7710	INSURANCE PREMIUMS 7767 Workers' Comp Premiums: \$46,250/1	INSURANCE PREMIUMS 7767 Workers' Comp Premiums: \$46,250/100 = \$462.50 x \$0.88 = \$407.00 *NNLC Members		407	
			OF C	TOTAL 407	407
		THE PARTY OF THE P	2		

### LAW AND ORDER COMMITTEE Special Meeting July 20, 2018

#### ROLL CALL VOTE TALLY SHEET:

**Legislation No. 0252-18:** An Act Relating to Law and Order Committee; Approving and Recommending to the Budget and Finance Committee the proposed Fiscal Year 2019 Budget for the Navajo Nation Labor Commission – Sponsor: Honorable Herman M. Daniels/Honorable Otto Tso

Main Motion: Kee A. Begay, Jr. Second: Otto Tso Vote: 3-0-1

**VOTE TALLY:** 

YEAS: Otto Tso/Kee A. Begay, Jr./Herman M. Daniels

NAYS:

NOT VOTING: Raymond Smith, Jr.

EXCUSE: Edmund Yazzie

Raymond Smith, Jr., Vice Chairperson

Law and Order Committee

Laureen Spencer, Legislative Advisor

Law and Order Committee