

LEGISLATIVE SUMMARY SHEET

Tracking No. 0148 - 21

DATE: July 28, 2021

TITLE OF RESOLUTION: AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2022 BUDGET FOR FIXED COSTS – OFFICE OF THE CONTROLLER, DIVISION OF GENERAL SERVICES, DIVISION OF HUMAN RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH

PURPOSE: The purpose of this resolution, if passed, is to approve and recommend to the Budget and Finance Committee the Proposed Fiscal Year 2022 Budget for the Fixed Costs – Office of the Controller, Division of General Services, Division of Human Resources, Department of Justice, Judicial Branch.

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 resolution in detail.

INTRODUCED BY

TRACKING NO. 0148-21

BE IT ENACTED:

- A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 300(A).
- B. 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).
- C. The Budget and Finance Committee has oversight of the Fixed Costs for certain programs. 12 N.N.C. §301(B) (2).

A. The Budget and Finance Committee held a hearing and took budget testimony regarding the Fixed Costs – IT Maintenance, Lease Cost – Large Equipment, the

1 Office of The Controller's annual audit, building maintenance, FMIS debt service,
2 Insurance Premiums for Division of General Services, utilities,
3 telecommunications, radio communications, facilities maintenance, Hopi Partition,
4 Land Rental, Division of Human Resources Retirement Plan account, Department
5 of Justice litigation fund, and the Judicial Branch Information Sharing System,
6 Fiscal Year 2022 Budget. 12 N.N.C. § 840 (A).

- 7 B. The Budget and Finance Committee recommends a fiscal year budget for the Office
8 of the Fixed Costs – Office of The Controller, Division of General Services,
9 Division of Human Resources, Department of Justice, Judicial Branch. 12 N.N.C.
10 § 840 (A).

11
12 **SECTION THREE. APPROVING AND RECOMMENDING THE PROPOSED**
13 **FISCAL YEAR 2022 BUDGET FOR FIXED COSTS – OFFICE OF THE**
14 **CONTROLLER, DIVISION OF GENERAL SERVICES, DIVISION OF HUMAN**
15 **RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH**

- 16
17 A. The Budget and Finance Committee hereby recommends the proposed Navajo
18 Nation Fiscal Year Budget for the Fixed Costs – IT Maintenance, Lease Cost –
19 Large Equipment, the Office of The Controller's annual audit, building
20 maintenance, FMIS debt service, Insurance Premiums for Division of General
21 Services, utilities, telecommunications, radio communications, facilities
22 maintenance, Hopi Partition, Land Rental, Division of Human Resources
23 Retirement Plan account, Department of Justice litigation fund, and the Judicial
24 Branch Information Sharing System, as provided on the Fund Type Budget
25 Summary, attached as **Exhibit A**.
- 26 B. The Budget and Finance Committee requests the changes to the Budget, as set forth
27 in the General Fund Comparative Summary, **Exhibit B**, Recommended Changes to
28 the General Fund Budget, **Exhibit C**, Recommended Conditions of Appropriation
29 and Legislative Concerns, **Exhibit D**, and Recommended Unmet Needs, **Exhibit**
30 **E**, be incorporated into the Navajo Nation Comprehensive Budget.

**The Navajo Nation
Fund Type Budget Summary**

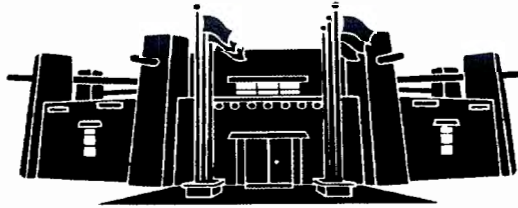
Business Unit Number	Program Title	FY 2021 General Fund Budget	FY 2022								
			Proposed General Fund Budget	Indirect Cost Fund	Personnel Lapse Fund	Matching Funds	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	Total
118001	Annual Audit - OOC	343,241	266,963	762,782							1,029,745
118004	Insurance Premiums - DGS	2,642,349	2,745,717	1,760,017							4,505,734
118005	Utilities - DGS	3,243,731	3,301,183	2,069,042							5,370,225
118007	Telecommunications - DGS	426,275	288,108	1,069,949							1,358,057
118008	Radio Communications - DGS	201,337	112,770	373,418							486,188
118010	FMIS Debt Service - OOC	982,744	807,744								807,744
118013	Hopi Partitioned Land Rental - DOJ	121,400	134,000								134,000
118017	Indirect Cost Plan - OMB	23,107	18,385								18,385
118018	Retirement Plan Account - DHR	0	0		3,000,000 *						3,000,000
118019	NN Integrated Justice - JB	375,000	375,000								375,000
118020	Investment Fees - OOC	150,000	146,639								146,639
118022	FMIS Maintenance - OOC	1,278,960	1,216,199	627,609							1,843,808
118023	Facility Maintenance - DGS	627,000	901,070	1,525,970							2,427,040
118026	Information Technology - DGS	400,000	800,000								800,000
NEW	NGS Transmission Costs - DNR	0	1,900,000								1,900,000
N01000	Fixed Cost Litigation - DOJ	5,000,000	5,000,000								5,000,000
											0
Total:		15,815,144	18,013,778	8,188,787	3,000,000 *	0	0	0	0	0	29,202,565

Note: * indicates fund source is the Personnel Lapse Savings.

**The Navajo Nation
General Fund Comparative Summary**


Branch: _____		EXECUTIVE _____	Division/Office: _____	FIXED COSTS	
(A) Business Unit Number	(B) Program Title	(C) Branch Chief's Proposed FY 2022 General Fund Budget	(D) Oversight Committee's Recommended FY 2022 General Fund Budget	(E) Plus or Minus \$ Difference (Column D - Column C)	
118001	Annual Audit - OOC	266,963			
118004	Insurance Premiums - DGS	2,745,717			
118005	Utilities - DGS	3,301,183			
118007	Telecommunications - DGS	288,108			
118008	Radio Communications - DGS	112,770			
118010	FMIS Debt Service - OOC	807,744			
118013	Hopi Partitioned Land Rental - DOJ	134,000			
118017	Indirect Cost Plan - OMB	18,385			
118018	Retirement Plan Account - DHR	3,000,000 *			
118019	NN Integrated Justice - JB	375,000			
118020	Investment Fees - OOC	146,639			
118022	FMIS Maintenance - OOC	1,216,199			
118023	Facility Maintenance - DGS	901,070			
118026	Information Technology - DGS	800,000			
NEW	NGS Transmission Costs - DNR	1,900,000			
N01000	Fixed Cost Litigation - DOJ	5,000,000			
TOTAL:		21,013,778	0		0

Note: * indicates fund source is the Personnel Lapse Savings.



MEMORANDUM

TO: Honorable Jamie Henio
24th Navajo Nation Council

FROM: 
Luralene Tapahe, Principal Tribal Court Advocate
Office of Legislative Counsel

DATE: July 28, 2021

SUBJECT: **AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE PROPOSED FISCAL YEAR 2022 BUDGET FOR FIXED COSTS – OFFICE OF THE CONTROLLER, DIVISION OF GENERAL SERVICES, DIVISION OF HUMAN RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH**

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.

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).

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 NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0148-21_

SPONSOR: Jamie Henio

TITLE: An Action Relating to the Budget and Finance Committee; Approving and Recommending to the Budget and Finance Committee the Proposed Fiscal Year 2022 Budget for Fixed Costs – Office of the Controller, Division of General Services, Division of Human Resources, Department of Justice, Judicial Branch

Date posted: July 30, 2021 at 6:35 PM

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) 871-7586

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.: 0148-21

SPONSOR: Honorable Jamie Henio

TITLE: An Action Relating to the Budget and Finance Committee; Approving and Recommending to the Budget and Finance Committee the Proposed Fiscal Year 2022 Budget for Fixed Costs – Office of the Controller, Division of General Services, Division of Human Resources, Department of Justice, Judicial Branch

Posted: July 30, 2021 at 6:35 PM

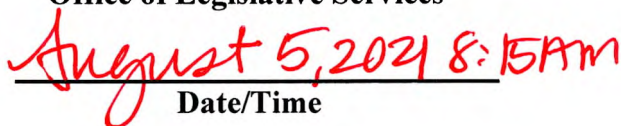
5 DAY Comment Period Ended: August 04, 2021

Digital Comments received:

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



**Legislative Tracking Secretary
Office of Legislative Services**



Date/Time

24th NAVAJO NATION COUNCIL

Third Year 2021

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

NAVAJO LEGISLATIVE BILL # 0148-21:

An Action Relating to the Budget and Finance Committee; Approving and Recommending to the Budget and Finance Committee the Proposed Fiscal Year 2022 Budget for Fixed Costs – Office of the Controller, Division of General Services, Division of Human Resources, Department of Justice, Judicial Branch
Sponsored by Jamie Henio and Elmer P. Begay, Council Delegates

has had it under consideration and reports the same with the recommendation that It **Table** with 1 amendment.

1. On page 1, at line 16, add the following:
. . . BRANCH, AND THE DIVISION OF NATURAL RESOURCES
2. On page 2, at line 1, make the following change:
. . . Office of The Controller's annual audit, ~~building maintenance~~, FMIS debt service, . . .
3. On page 2, starting at line 5, make the following change:
. . . of Justice litigation fund, ~~and the Judicial Branch Information Sharing System, and the Division of Natural Resources for the Navajo Generating Station Transmission Line~~, Fiscal Year 2022 Budget. 12 N.N.C. § 840(A).
4. On page 2, starting at line 15, add the following:
. . . RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH, AND THE DIVISION OF NATURAL RESOURCES
5. On page 2, at lines 19-20, make the following change:
. . . Large Equipment, the Office of The Controller's annual audit, ~~building maintenance~~, FMIS debt service, . . .
6. On page 2, starting at line 23, make the following change:
. . . Retirement Plan account, Department of Justice litigation fund, ~~and the Judicial Branch Information Sharing System, and the Division of Natural Resources for the Navajo Generating Station Transmission Line~~, as provided on the Fund Type Budget Summary, attached as **Exhibit A**.
7. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Office of Legislative Services and the Office of Legislative Counsel, with notice to the sponsor(s) of the Legislation, are hereby authorized to make technical edits to this Legislation as necessary and appropriate to correct grammatical and/or scrivener's errors, and to effectuate the Committee's intent in approving this Legislation. This amendment shall supersede inconsistent language contained in any other Committee amendment, which shall be conformed to the intent or language of this amendment.
Amendment 1 Motion: Amber K. Crotty Second: Elmer P. Begay Vote: 4-0 Yeas: Jimmy Yellowhair, Nathaniel Brown, Jamie Henio, Amber K. Crotty; Elmer P. Begay not voting :

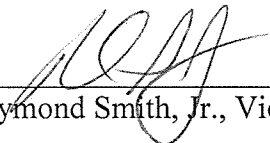
[Table to August 9, 2021 because several revisits including Judicial integrated system; IDC plan, Utilities, Telecommunications, DOJ Litigation, because they do not adhere to definition of "Fixed costs", need to hear NH PL budget and DGS facilities Maintenance and DNR NGS transmission budgets; TABLING MOTION: Jimmy Yellowhair

Second: Nathaniel Brown Vote: 4-0 Yeas: Jamie Henio, Jimmy Yellowhair, Amber K. Crotty, Nathaniel Brown; Elmer P. Begay not voting]

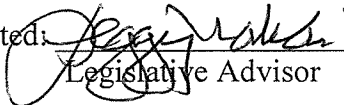
8. On page --, line -- insert “_” and on page -- line -- insert “-----”.

M: S: Vote: Yeas: Nays:

Respectfully submitted,



Raymond Smith, Jr., Vice Chairman

Adopted:  Legislative Advisor Not Adopted: _____
Legislative Advisor Legislative Advisor

5 AUGUST 2021

The vote was__ in favor _ opposed yeas: nays:

Main Motion: Amber K. Crotty

Second: Jamie Henio

BUDGET AND FINANCE COMMITTEE

5 AUGUST 2021

Budget Hearing

VOTE TALLY SHEET:

Legislation No. 0148-21: An Action Relating to the Budget and Finance Committee; Approving and Recommending to the Budget and Finance Committee the Proposed Fiscal Year 2022 Budget for Fixed Costs – Office of the Controller, Division of General Services, Division of Human Resources, Department of Justice, Judicial Branch *Sponsored by Jamie Henio and Elmer P. Begay, Council Delegates*

Motion: Amber K. Crotty

Second: Jamie Henio

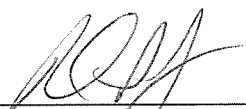
Vote: 0-0, Vice Chairman not voting; with 1 amendment

[Main Motion held by: Amber K. Crotty Second: Jamie Henio; Table to August 9, 2021 because several revisits including Judicial integrated system; IDC plan, Utilities, Telecommunications, DOJ Litigation, because they do not adhere to definition of "Fixed costs", need to hear NH PL budget and DGS facilities Maintenance and DNR NGS transmission budgets; Tabling Motion: Jimmy Yellowhair Second: Nathaniel Brown Vote: 4-0 Yeas: Jamie Henio, Jimmy Yellowhair, Amber K. Crotty, Nathaniel Brown; Elmer P. Begay not voting]

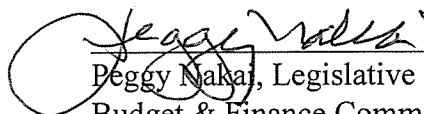
Final Vote Tally:

Jamie Henio		
Raymond Smith Jr.		
Elmer P. Begay		
Nathaniel Brown		
Amber K. Crotty		
Jimmy Yellowhair		

Absent:



Raymond Smith, Jr., Vice Chairman
Budget & Finance Committee



Peggy Nakai, Legislative Advisor
Budget & Finance Committee