

24th NAVAJO NATION COUNCIL ACTION REPORT Third Year 2021

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

NAVAJO LEGISLATIVE BILL #0318-20

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Amending the Navajo Nation Council Standing Committee Rules of Order

Sponsored by: Honorable Vince R. James

Co-Sponsored by: Honorable Eugenia Charles-Newton

Has had it under consideration and reports the same **EXPIRED**

Respectfully Submitted,



Honorable Seth Damon, Speaker
24th NAVAJO NATION COUNCIL

30 August 2021

On April 20, 2021, Legislation 0318-20 was Tabled. Tabling language was "...to Refer legislation 0318-20 back to the Naabik'íyáti' Committee for a Work Session regarding the latest amendments the bring back to the Navajo Nation Council no later than 30 days." Per Navajo Nation Council Rules of Order Rule 19. H., "Any legislation not taken up from the table in the manner provided herein or at the time directed by the Council shall be deemed to have expired and shall be eliminated from the agenda of the Council." Legislation 0318-20 has expired and will be closed out.

LEGISLATIVE SUMMARY SHEET

Tracking No. 0318-20

DATE: December 14, 2020

TITLE OF RESOLUTION: AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; AMENDING THE NAVAJO NATION COUNCIL STANDING COMMITTEE RULES OF ORDER

PURPOSE: This resolution, if approved, will amend the Navajo Nation Council Standing Committee Rules of Order.

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.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: 4:25 pm 12-24-20
Posting End Date: 12-29-20
Eligible for Action: 12-30-20

Naabik'iyáti' Committee
Thence
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL – Second Year, 2020

INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0318-20

AN ACTION
RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION
COUNCIL; AMENDING THE NAVAJO NATION COUNCIL STANDING
COMMITTEE RULES OF ORDER

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102 (A).
- B. The Naabik'iyáti' Committee is a Standing Committee of the Navajo Nation Council with the delegated authority to recommend resolutions to the Navajo Nation Council. 2 N.N.C. §§ 700 (A) and 701 (A) (3).
- C. As set forth in 2 N.N.C. § 186, each Standing Committee is authorized to establish subcommittee(s) which shall exist until the subcommittee tasks are completed, and report and recommendation is made to the respective Standing Committee. 2 N.N.C. § 186.
- D. The Naabik'iyáti' Committee Title II Reform Subcommittee was originally established pursuant to NABIF-9-15 with the responsibility to review, evaluate and recommend changes to the Navajo Nation Council regarding, but not limited to, standing committee structure and authority. NABIF-9-15, Section Two (A).

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2 **SECTION TWO. FINDINGS**

3 A. The Naabik'íyáti' Committee of the 23rd Navajo Nation Council established the
4 Naabik'íyáti' Committee Title II Reform Subcommittee through Resolution NABIF-
5 9-15, attached as **Exhibit 1-A**, on February 19, 2015.

6 B. As set forth in NABIF-9-15, Section Two (A), the Title II Reform Subcommittee was
7 established to review, evaluate and recommend changes to the Navajo Nation
8 Council, if any, regarding the following:

- 9 1. Title 2, Section 164, legislative process;
10 2. Related to standing committee structure and authority; increasing the
11 number of committees from the current four standing committee structure
12 to address the needs of the Navajo Nation; addressing the quorum
13 requirements of committees; setting committee meeting schedules to allow
14 time to respond to constituent concerns; evaluating restrictions on
15 Delegates to be on only one committee in light of potential increase in
16 number of committees; evaluating recommendation delegation to
17 programs and divisions; and other recommendations to the committee
18 structure and authority that would provide an efficient delivery of services
19 to the Navajo People; and
20 3. Identify internal administrative and legislative process issues and
21 concerns.

22 C. The Title II Reform Subcommittee of the 24th Navajo Nation Council's Naabik'íyáti'
23 Committee has determined that amending the Rules of Order for Standing
24 Committees of the Navajo Nation Council will increase the efficiency of Title 2,
25 Section 164, Navajo Nation Council and Committee Legislative Process and adopted
26 Resolution No. TTRN-01-20, attached as **Exhibit 1**, recommending Amendments to
27 the Rules of Order for Standing Committees of the Navajo Nation.
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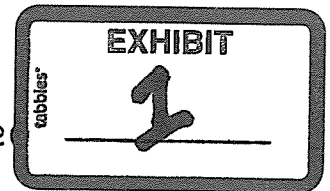
29 **SECTION THREE. APPROVAL AND ADOPTION**
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1 The Navajo Nation Council hereby approves and adopts the amendments to the Rules of Order
2 for Standing Committees of the Navajo Nation Council as set forth in **Exhibit 1-B**.

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4 **SECTION FOUR. EFFECTIVE DATE.**

5 The Rules of Order for Standing Committees of the Navajo Nation Council, as amended and
6 adopted herein, shall become effective pursuant to 2 N.N.C. §§ 221 (A) and (C).
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RESOLUTION OF THE
TITLE II REFORM SUBCOMMITTEE
24th NAVAJO NATION COUNCIL -- Second Year, 2020



AN ACTION
RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE TITLE II REFORM
SUBCOMMITTEE; RECOMMENDING AMENDMENTS TO THE NAVAJO NATION COUNCIL
STANDING COMMITTEE RULES OF ORDER

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Naabik'íyáti' Committee is a Standing Committee of the Navajo Nation Council. 2 N.N.C. § 700.
- B. As set forth in 2 N.N.C. § 186, each Standing Committee is authorized to establish subcommittee(s) which shall exist until the subcommittee tasks are completed, and report and recommendation is made to the respective Standing Committee.
- C. The same Navajo Nation Code provisions and Rules of Order that apply to Standing Committees apply to subcommittees. 2 N.N.C. § 186.
- D. The Naabik'íyáti' Committee Title II Reform Subcommittee was originally established pursuant to NABIF-9-15.

SECTION TWO. FINDINGS

- A. The Naabik'íyáti' Committee of the 23rd Navajo Nation Council established the Naabik'íyáti' Committee Title II Reform Subcommittee through Resolution NABIF-9-15, attached as **Exhibit A**, on February 19, 2015.
- B. As set forth in NABIF-9-15, Section Two (A), the Title II Reform Subcommittee was established to review, evaluate and recommend changes to the Navajo Nation Council, if any, regarding the following:
 - 1. Title 2, Section 164, legislative process;
 - 2. Related to standing committee structure and authority; increasing the number of committees from the current four standing committee structure to address the needs of the Navajo Nation; addressing the quorum requirements of committees; setting committee meeting schedules to allow time to respond to constituent concerns; evaluating

restrictions on Delegates to be on only one committee in light of potential increase in number of committees; evaluating recommendation delegation to programs and divisions; and other recommendations to the committee structure and authority that would provide an efficient delivery of services to the Navajo People; and

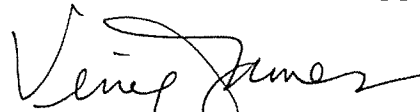
3. Identify internal administrative and legislative process issues and concerns.
- C. The Title II Reform Subcommittee shall exist until their assigned tasks are completed. NABIF-9-15, Section Three.
- D. The Title II Reform Subcommittee of the 23rd Navajo Nation Council did not fully complete its assigned tasks and the Standing Committees of the 24th Navajo Nation Council each appointed two members to the Subcommittee to complete the tasks set forth in NABIF-9-15. See NABIAP-21-19, BFAP-05-19, LOCMY-06-19, HEHSCMY-12-19 and RDCAP-006-19.
- E. The Title II Reform Subcommittee has determined that amending the Rules of Order for Standing Committees of the Navajo Nation Council will increase the efficiency of Title 2, Section 164, Navajo Nation Council and Committee Legislative Process.

SECTION THREE. RECOMMENDATION

The Title II Reform Subcommittee hereby recommends the amended Rules of Order for Standing Committee of the Navajo Nation Council, attached as **Exhibit B**, to the Naabik'iyáti' Committee and Navajo Nation Council for adoption and enactment.

CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' Title II Reform Sub-Committee of the 24th 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 06 in Favor, and 00 Opposed, on this 9th day of November 2020.



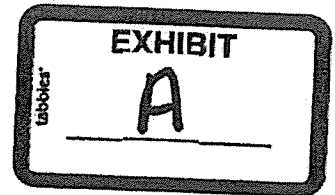
Honorable Vince R. James, Chairman
Title II Reform Sub-Committee

11/23/2020
Date

Motion: Honorable Edison J. Wauneka
Second: Honorable Rickie Nez

Chairman Vince R. James not voting

RESOLUTION OF THE
NAABIK'ÍYÁTI' COMMITTEE OF THE
NAVAJO NATION COUNCIL



23RD Navajo Nation Council---First Year 2015

AN ACTION

RELATING TO NAABIK'ÍYÁTI' COMMITTEE; ESTABLISHING THE
NAABIK'ÍYÁTI' TITLE TWO REFORM SUBCOMMITTEE

BE IT ENACTED:

Section One. Findings

- A. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation Council standing committee and as such Naabik'íyáti' Committee's purpose is "to provide for the compilation and publication of all Navajo Nation laws, rules, and regulations". 2 N.N.C. § 700 (A) (2012) see also CO-45-12.
- B. As the result of issues and concerns encountered by the 22nd Navajo Nation Council related to the change in Delegate membership from 88 to 24 and those issues and concerns carrying over to the 23rd Navajo Nation Council; it is recommended that the Navajo Nation Code, Title Two, as it relates to legislative matters, receive a comprehensive evaluation and dependent on the evaluation's outcome, recommended changes be provided to the Navajo Nation Council.
- C. Naabik'íyáti' Committee may establish the Title Two Reform subcommittee that consists of committee members which the committee selects. 2 N.N.C. § 186 (2012) see also CO-45-12.
- D. The Navajo Nation Council gave Naabik'íyáti' Committee the authority to delegate its authority as appropriate for efficiency and streamlining of government process to appropriate entities. 2 N.N.C. § 701(B) (2012) see also CO-45-12.

Section Two. Naabik'íyáti' Title Two Reform Subcommittee
Establishment

- A. The Navajo Nation establishes the Naabik'iyáti' Title Two Reform Subcommittee to review, evaluate, and recommend changes to the Navajo Nation Council, if any, regarding the following:
 - 1. Title 2, Section 164 legislative process; and,
 - 2. Related to standing committee structure and authority: increasing the number of committees from the current four standing committee structure to address the needs of the Navajo Nation; addressing the quorum requirements of committees; setting committee meeting schedules to allow time to respond to constituent concerns; evaluating restrictions on Delegates to be on only one committee in light of potential increase in number of committees; evaluating recommendation delegation to programs and divisions; and other recommendations to the committee structure and authority that would provide an efficient delivery of services to the Navajo People; and,
 - 3. Identify internal administrative and legislative process issues and concerns.
- B. The Naabik'iyáti' Title Two Reform Subcommittee shall consist of two members from each Navajo Nation standing committee for a total of ten members. Each Navajo Nation standing committee shall select two of their members to be on the Subcommittee; and, on selection of the members, the Chair or Vice-Chair of the respective committees shall notify the Speaker of the Navajo Nation by letter.
- C. The Naabik'iyáti' Title Two Reform Subcommittee by majority vote shall select a chairperson and vice-chairperson at their first meeting. The chairperson and vice-chairperson shall serve at the Subcommittee's pleasure; replacement shall be by majority vote.
- D. The chairperson shall e-mail the Navajo Nation Council Delegates the Subcommittee's minutes, journals and on-going Title Two drafts.
- E. The Naabik'iyáti' Title Two Reform Subcommittee shall establish a regular meeting day(s) of the month.

- F. The Naabik'iyáti' Title Two Reform Subcommittee shall present draft recommendations to the Navajo Nation Council by its Spring Session and shall present a final version for consideration by Summer Session of the Navajo Nation Council.

Section Three. Subcommittee Term


The Naabik'iyáti' Title Two Reform Subcommittee shall exist until their assigned tasks are completed and shall report on the recommendations to the Naabik'iyáti' Committee. 2 N.N.C. § 186 (2012) see also CO-45-12.

Section Four. Directives

- A. The Speaker's Chief of Staff shall assign one policy analyst to assist the Naabik'iyáti' Title Two Reform Subcommittee.
- B. The Legislative Services' Executive Director shall assign two Office of Legislative Services staffers to assist the Naabik'iyáti' Title Two Reform Subcommittee.
- C. The Speaker shall determine a Subcommittee budget and identify the funds.
- D. The Naabik'iyáti' Title Two Reform Subcommittee shall hold a work session two weeks prior to the Navajo Nation Council's Summer Session to update the Delegates.

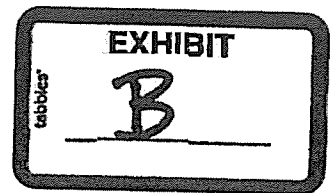
CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' 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 16 in favor, 1 oppose, 0 Abstain this 19th Day of February, 2015.



Honorable LoRenzo C. Bates, Chairperson
Naabik'iyáti' Committee

Motion: Honorable Benjamin L. Bennett
Second: Honorable Raymond Smith, Jr.



RULES OF ORDER

FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

Rule 1. Purpose:

The purpose of these Rules of Order shall be to provide orderly and expeditious regular and special meetings of the Standing Committees of the Navajo Nation Council based on the principle of majority rule while providing for and protecting the rights of any Committee member to express his or her view on matter(s) before the Committee. These ~~rules~~ Rules of Order are not intended for use during Budget Hearings or when Committees sit as quasi-judicial bodies pursuant to their delegated powers and authority to act as administrative hearing entities.

Rule 2. Conduct of Committee Members:

All Committee members shall comply with these Rules of Order and the Regulations and Standards of Conduct for Council Delegates (Standards of Conduct) adopted by ERC-08-001. Any Committee member who is found to have committed an act contrary to the purposes of these Rules of Order and/or Standards of Conduct shall be warned by the Chairperson of the Committee; ~~any~~ Any Committee member continuing to violate these Rules and/or Standards of Conduct after having being warned by the Chairperson shall be counseled by the Committee in Executive Session for purposes of ~~resolution of the problem~~ resolving the contrary act(s) and maintaining the order and decorum of the meeting.

Rule 3. Subcommittees:

- A. All sSubcommittees shall be established pursuant to 2 N.N.C. §186.
- B. Subcommittee meetings shall be conducted in accordance with the same rules and procedures as that of the Standing Committees.

Rule 4. Committee Chairperson:

- A. The Chairperson shall begin all Committee meetings at 10:00 am on each day of the meeting unless otherwise approved by the Speaker of the Navajo Nation Council and posted accordingly. If a quorum of the Committee membership is not achieved within forty-five (45) minutes after the scheduled start of the meeting, the Chairperson shall cancel the meeting

- B. The Chairperson and shall not adjourn a meeting unless until the agenda has been completed unless the requirements for meetings set forth at 2 N.N.C. § 183 are met.
- C. The Chairperson shall prepare and submit a proposed agenda to the Office of Legislative Services for posting on the Navajo Nation Council website at least twenty-four (24) hours prior to the start of the Committee meeting. The posted agenda cannot be changed if less than twenty-four (24) hours remain before the scheduled start of the meeting. At the discretion of the Chairperson, Public Comment may be added to the Order of Agenda Business following New Business.
- D. The Chairperson, with the assistance of the Office of Legislative Services personnel assigned to the Committee, shall provide written notice to all those scheduled to provide reports on the proposed agenda at least twenty-four (24) hours prior to the start of the Committee meeting. This shall not prohibit reports being added when the agenda is adopted if the report presenters are in attendance.
- E. The Chairperson shall conduct the Committee's order of business in accordance with Rule 8, Order of Agenda Business, except when the Committee suspends the Order of Agenda Business pursuant to Rule 20.
- C. All meetings of the Committee shall be open to the general public unless the Committee deems necessary to resolve itself into executive session pursuant to Rule 22.
- F. The Chairperson shall maintain order and decorum; decide and rule on all Points of Order and Points of Privilege; shall not vote on any matter voted on by the Committee members unless there is a tie pursuant to 2 N.N.C. § 184(C); yield the chairmanship to the Vice-Chairperson to participate in debate of a matter before the Committee; and yield the chairmanship to a Chairperson pro-tem when the Vice-Chairperson is not available.
- G. The Chairperson, in their discretion, may allow members of other Standing Committees to address the Committee, including question the sponsor(s) of legislation and the presenter(s) of reports before the Committee.
- H. The Chairperson shall sign all legislations, committee reports, correspondences, writs, warrants and subpoenas as may be authorized by the Committee within five (5) days following authorization by the Committee for said document.
- I. The Chairperson or Vice-Chairperson shall sign all legitimate claims for expenses incurred by the Committee members during or between meetings.
- J. The Chairperson shall notify any Committee member, in writing, when they are not in compliance with 2 N.N.C. § 167 which includes that "[a]ll delegates to the Navajo Nation Council shall attend all regular and special meetings of the Navajo Nation Council or

Committees. If any delegate is absent from sixty percent (60%) of the meeting days within a one year period, the Navajo Nation Council may consider a motion to censure said delegate."

KJG. The Chairperson of the Committee shall have his/her claims for expenses signed by the Speaker, Navajo Nation Council.

Rule 5. Roll Call/ and Quorum:

A. A simple majority of the Committee membership shall constitute a quorum. The personnel of the Office of Legislative Services assigned to the Committee shall perform a voice the roll call for the morning and afternoon sessions and inform the Chairperson if a quorum exists. A simple majority shall constitute a quorum.

B. As set forth at 2 N.N.C. § 183 (E), a quorum shall be required to commence a Committee meeting, but quorums shall not be required for the hearing of reports which may be accepted by a simple majority of the Committee members present.

Rule 6. Compensation:

Compensation for attendance at Committee meetings shall be in accordance with 2 N.N.C. § 106(B), (D), and (E) and § 183(B).

Rule 7. Committee Journal:

A Journal of all Committee actions shall be maintained by the Office of Legislative Services Reporting staff assigned to the Committee. The Journal shall contain a summary of all meetings.

Rule 8. Order of Agenda Business:

A. All meetings of the Committee shall be open to the general public unless the Committee deems it necessary to resolve itself into Executive Session pursuant to Rule 25.

AB. The Order of Agenda Business for all Committee meetings shall be as follows:

1. Call meeting to Order; Roll Call; Invocation;
2. Recognize Guests and Visiting Officials_(limit 2 minutes per Delegate)

3. Review and Adopt the Agenda
4. Review and Adopt Journal
5. Receive Reports
6. Old Business
7. New Business
8. Close of meeting; Announcements; Adjournment

CB. ~~The Chairperson of the Standing Committee shall prepare and submit~~ shall provide the proposed agenda posted on the Navajo Nation Council website a proposed agenda to the Committee for review and final adoption by a simple majority of the Committee membership present.

D. The agenda shall allow for the inclusion of a consent schedule which is a listing of ~~resolutions~~ legislations that will be approved by unanimous consent of the Committee members ~~Delegates~~ in attendance. The consent schedule shall be developed by any Committee member ~~Delegate~~ with appropriate exhibits, reports, and other matters available for ~~thee~~ review prior to the meeting. To ensure transparency, legislations added to the agenda through floor amendment shall not be included in the consent schedule. Items shall be removed from the consent schedule on the request of any one Committee member ~~Ceommittee member~~ for any reason without debate. Items not removed shall be adopted by unanimous consent without amendments or debate. Removed items may be taken up either immediately after the consent schedule or placed later on the agenda at the discretion of the committee.

EC. Any Committee member may introduce and/or add an agenda item by amendment pursuant to Rule 16 item to the ~~original proposed~~ agenda when it is being reviewed by the Committee for adoption. Only one item may be added to the agenda per amendment. Legislations being added to the proposed agenda, except that when adding legislation it must have been assigned to the respective Standing Committee by the Speaker; satisfied the public comment posting requirements; and be accompanied by a signed Committee report if such legislation is forwarded from a prior assigned Committee.

ED. A majority vote of Committee members casting a vote shall cause the agenda to be adopted.

GE. Once the agenda is adopted, it shall only be amended by majority of Committee members casting a vote.

H. A legislation may be withdrawn from the Committee agenda and the legislative process by the sponsor without consent of the co-sponsor(s).

Rule 9. Reading of Legislation:

- A. All legislations shall be made a part of the official record of the Standing Committee assigned as the final approval authority under 2 N.N.C. § 164 (A) (65) and shall be read into the record twice. The first reading shall be of the legislation and reference the attached exhibits. After ~~the motion to adopt, debate, and amendment, if any,~~ a second reading shall be conducted prior to vote on the main motion to adopt. The second reading shall be limited only to those provisions or sections of the legislation which have been amended. All readings shall be by designated Office of Legislative Services personnel assigned to the Committee ~~or~~ by electronic voice recording.
- B. Legislation pending before an assigned ~~S~~standing ~~C~~committee not having final approval authority is not required to be fully read into the record. Following a reading of the legislation title, tracking number and identification of the sponsor(s) by designated Office of Legislative Services personnel, the Chairperson shall entertain a motion and second pursuant to Rule 11 to commence presentation by the sponsor(s).

Rule 10. Interpretation:

If the Committee member or sponsor(s) chooses to do his or her presentation in the Navajo language, the interpretation shall be made by the ~~Reporter of the~~ Office of Legislative Services Assistant assigned to the Committee ~~when the journal is developed~~.

Rule 11. Main Motion:

- A. After the first reading of the legislation pursuant to Rule 9 (A) or (B), the Chairperson shall entertain a main motion to adopt the legislation from the floor of the Committee. The main motion shall be made by ANY member of the Committee, including a member sponsoring or co-sponsoring the legislation. A second shall be made with no stipulation on the main motion.
- B. If there is no second, the main motion shall be void and the legislation shall be automatically stricken from the Committee agenda.
- C. If a legislation does not receive a main motion or a second at a Committee without final approval authority, the legislation will move on to the next assigned Committee or the Navajo Nation Council.
- D. If a legislation does not receive a main motion or a second at a Committee with final approval authority, it shall be eliminated from the agenda of the meeting and placed on the agenda of the next regular or special meeting of the Committee. If the legislation does not receive a main

motion or a second the second time it is on the agenda of the Committee with final approval authority, it shall be permanently eliminated from the agenda of the Committee.

E. A main motion and second shall commence the presentation by the sponsor(s).

Rule 12. Presentation by Sponsor(s):

A. Sponsor(s) shall provide appropriate presentation, not to exceed twenty (20) minutes, on the legislation prior to debate commencing on the legislation. The Sponsor shall make a written summary of the legislation, including contact information for all agents, available to for each Committee member, a written summary of the legislation.

B. If the Sponsor or Co-Sponsor(s) are not present at the Committee when their legislation is called for consideration, the legislation shall be eliminated from the agenda of the meeting and placed on the agenda of the next regular or special meeting of the Committee.

Rule 13. Informal Discussion:

Any Committee member may request to suspend formal discussion on any legislation or issue by requesting an "off record" discussion open to the public. It shall be at the discretion of the Chairperson to grant such a request.

Rule 14. Debate:

A. No Committee member shall be denied an opportunity to debate on the a legislation or issue before the Committee. Any Committee member choosing to debate shall do so only upon addressing and being recognized by the Chairperson and shall discuss only the issue before the Committee.

B. No Committee member shall be interrupted when speaking, and no question shall be asked of him or her except by or through the Chairperson.

Rule 15. Response to Sponsor(s):

A. All questions on legislation or issues shall be directed through the Chairperson to the Sponsor(s).

- B. Only upon recognition by the Chairperson shall the Sponsor(s) or their agents address the Committee.

Rule 16. Amendment to Main Motion:

- A. Any Committee member shall be permitted to propose an amendment to the main motion by so moving. An amendment to the main motion shall only amend a portion of the main motion and not its entirety.
- B. Any proposed amendment to the main motion must be seconded, with no stipulation, by any Committee member so recognized by the Chairperson.
- C. A proposed amendment to the main motion shall take precedence over the main motion and the Chairperson shall allow debate of the amendment prior to resuming debate on the main motion.
- D. A majority vote by Committee members casting a vote shall cause the motion to amend to carry whereby the main motion is amended and debate of the main motion shall continue as amended.
- E. There shall be only one motion to amend allowed on the floor of the Committee at any given time. Each motion to amend shall be debated and voted upon before another motion to amend is entertained.
- F. If the legislation requires, final consideration by another Standing Committee of the Navajo Nation Council, the adopted amendment(s) shall be ~~appendix~~ appended to the original legislation by overstriking the deleted language and underscoring the new language and shall be incorporated into the proposed legislation presented to the subsequent Standing Committee. ~~The Committee having final authority to adopt the original legislation shall entertain the amendment language in accordance with this Rule.~~

Rule 17. Substitute Motion:

- A. Any Committee member may propose a substitute motion to any main motion. A substitute motion is one which changes the entire substance of any motion and, if adopted, shall do away with the main motion. If the substitute motion is a proposed legislation, it must have been assigned to the Committee by the Speaker of the Navajo Nation Council and completed its public comment posting period.

- B. Following a substitute motion, substitute legislation shall be read into the record by the designated personnel of the Office of Legislative Services pursuant to Rule 9(A) or (B), and seconded, without modification, by any Committee member so recognized by the Chairperson.
- C. There shall be only one (1) substitute motion allowed on the floor of the Committee at any given time.
- D. A substitute motion shall take precedence over all other motions ~~appendix~~ appended to the ~~prior~~ original main motion with the exception of the ~~a~~ Tabling Motion, and the Chairperson shall allow consideration of the substitute motion like a main motion.
- E. A substitute motion shall be subject to debate by any Committee member.
- F. A substitute motion is subject to amendment pursuant to Rule 16.
- G. A majority vote by the Committee members casting a vote shall cause a motion to carry, unless a higher percentage of votes is required by some other provision of Navajo Nation law. If the substitute motion is carried, then it does away with the main motion. If the substitute motion does not carry, then the main motion is maintained and the debate on that main motion, or an ~~the~~ amendment to the main motion, if applicable, continues from the point immediately prior to the making of the substitute motion.

Rule 18. Tabling Motion:

- A. Any Committee member may motion to table a legislation or issue that is before the Committee. A tabling motion shall take precedence over all other motions. A tabling motion shall include specific directive(s) as to when the legislation or issue will be reconsidered.
- B. A tabling motion shall be seconded.
- C. A tabling motion is not subject to debate.
- D. Majority vote of Committee members casting a vote shall cause ~~this~~ a tabling motion to carry.
- E. Legislation tabled by a Committee without final approval authority shall move on to the next assigned Standing Committee or Navajo Nation Council.
- F. Legislation or an issue which has been tabled twice by a Committee with final approval authority shall be deemed permanently eliminated from the agenda of the Committee.
- ~~GE.~~ Legislation may be taken up from the table by motion made by ~~any delegate~~ ANY Committee member, seconded, and passed by a majority vote of the votes cast. A motion to take the legislation from the table is not debatable.

FH. Any legislation taken up from the table need not be added to the agenda in order to be debated by the Committee members.

GI. Any legislation may be taken up from the table during the same meeting at which it was tabled or at the next subsequent regular meeting of the Committee, unless otherwise directed by the Committee.

HJ. Any legislation not taken up from the table in the manner provided herein or at the time directed by the Committee shall be deemed to have expired and shall be eliminated from the agenda of the Committee.

Rule 19. Cease Debate

A. Any Committee member, except the presenting sponsor or co-sponsor, may motion to cease debate. Prior to recognizing a motion to cease debate, the Chairperson shall ensure that there is a proportionately equal number of Committee members speaking for and against the immediately pending issue before the Committee. The purpose of this Rule is to ensure that the debate is balanced between those that are for and against the issue.

B. A motion to cease debate shall be seconded, but shall not be debatable.

C. A vote of two-thirds (2/3) of the Committee members casting votes shall cause the motion of cease debate to carry.

Rule 20. Referral from Naabik'iyati' Committee

A. Pursuant to 2 N.N.C. § 700 (G), the Naabik'iyati' Committee may refer any legislation or report on its agenda to any Standing Committee having oversight of matters within the legislation or report for further deliberation by the committee.

B. Any member of the Naabik'iyati' Committee may motion to refer a legislation or report before the Committee to a Standing Committee(s) after a main motion has been established. The motion shall specify the Committee(s) to which the referral is made and shall specify the action to be taken and the time allotted.

C. The motion to refer to shall be seconded and is not debatable.

D. A majority vote of the members of the Naabik'iyati' Committee casting a vote shall cause the motion to refer to carry.

E. Legislation which has been referred twice shall be deemed permanently eliminated from the agenda of the Naabik'iyati' Committee.

F. Legislation which has been referred shall be taken up by the Naabik'iyati' Committee on motion, which shall be seconded and adopted by a majority vote of the members of the Naabik'iyati' Committee casting a vote. Any legislation which has been referred but which is not taken up by the Naabik'iyati' Committee in the manner set forth here or within the time designated in the referral, shall be deemed to have expired and shall be permanently eliminated from the agenda of the Naabik'iyati' Committee.

Rule ~~21~~19. Point of Order:

A. If a motion, procedure or remark appears to lie outside the established bounds of the Committee, it shall be the right of any Committee member to question the propriety of it by raising a Point of Order which concisely states the Rule or procedure being violated. A Point of Order shall not be used to engage in additional debate.

B. ~~The~~The Committee member raising the Point of Order matter shall be immediately brought ~~it~~ to the attention of the Chairperson by ~~the member raising~~, without waiting for recognition, ~~and~~ may interrupt the a speaker ~~or~~ even a vote in progress.

C. ~~the~~A Ppoint of Qorder shall not be seconded and debated.

D. The Chairperson shall immediately rule upon the Point of Order before any action on the matter before the Committee is taken.

E. Once the Chairperson has made his or her decision on the Point of Order, any Committee member may appeal the decision. The appeal must be seconded. The appeal shall not be amended. If the appeal is made and seconded, the Chairperson shall restate his or her decision and submit the matter to the judgment of the Committee. The Chairperson's decision shall then be subject to debate by the Committee, during which time the Chairperson shall state his or her reasons for the decision. Upon conclusion of the debate, vote shall be taken, and the decision of the Chairperson shall be reversed if the majority of all votes cast are in favor of the appeal.

Rule 22. Point of Privilege

A. A Point of Privilege (aka Question of Privilege) is a question which relates to the rights and privileges of the Committee members during a Committee meeting. A Point of Privilege shall not be seconded and debated.

B. Any Committee member may raise a Point of Privilege to receive additional comments or documents from the sponsor(s); raise the safety of the Committee meeting; maintain K'é among and between all members of the Committee and the public; and to maintain the dignity and integrity of the proceedings. Points of Privilege shall not be used to engage in additional debate.

C. The Committee member raising the Point of Privilege may interrupt a speaker and a vote in progress. The Chairperson shall immediately address the Point of Privilege before proceeding with the Committee meeting.

Rule 230. Suspension of Rules:

- A. These Rules shall be suspended only by a majority vote of the Committee members casting a vote.
- B. The motion to suspend the Rules may be made at the time when no question is pending or while a question is pending provided the Rule is for purposes connected with that question.
- C. The motion to suspend the Rules may be made when the ~~order of business~~ Order of Agenda Business motions or legislation are considered or when the ~~order of business~~ Order of Agenda Business which relates to the specific matter proposed is considered.
- D. The motion to suspend the Rules should state its specific purpose and shall specify the rule or rules to be suspended; and upon its adoption, no other matter may be considered while the suspension is in effect.

Rule 214. Vote:

- A. Every Committee member shall cast a vote for or oppose on each motion before the Committee, unless there is a direct, personal or monetary conflict of interest at which time the Committee member may cast an abstention vote and shall state the reason for the abstention.
- B. The recording of votes for, opposed, and abstentions on all motions shall be ~~done by showing of hands~~ taken through roll call (oral annunciation) by each Committee member voting, except that abstention votes are not counted towards the votes for or opposed but entered for the record only.
- C. The Chairperson shall direct recording of the final vote count before consideration of any further Committee action.
- D. Voting by proxy or by any method by or on behalf of any Committee member who is not physically present in the meeting place or personally answering roll call on a meeting held through teleconference shall not be valid or permitted.
- E. Whenever there has been an electronic or telecommunication malfunction, the Chairperson may call for a second vote, or a revote, on the motion or rule on the malfunction if it is brought to the Chairperson's attention through a Point of Order. A Point of Order raising an electronic

or telecommunication malfunction shall be made immediately and before the Chairperson recognizes another motion.

Rule 225. Executive Session:

- A. Upon a motion by any Committee member and majority vote of the Committee members casting a vote, the Committee may ~~resolve~~ remove itself into an ~~e~~Executive Ssession to discuss any ~~business~~ matter which may require confidentiality, ~~and/or is of a sensitive nature.~~
- B. Only Executive Sessions discussing legal issues and attended by Office of Legislative Counsel and/or Department of Justice attorneys and their respective clients shall be protected by attorney-client privilege.
- B. The Chairperson shall direct the meeting place ~~or teleconference line~~ to be cleared, except for ~~members of the Navajo Nation Council and~~ such personnel as the Chairperson, ~~or legal counsel~~ if the matter is attorney-client privileged, may deem necessary.
- C. During the Executive Session discussion, there shall be no recording and the doors ~~or teleconference lines~~ shall remain closed.
- D. No substantive action shall be taken during an Executive Session. When the Committee exits the Executive Session, the Chairperson shall briefly summarize (without violating attorney-client privileged and confidential information) for the record the matter that was discussed in Executive Session.

Rule 263. Special Meetings:

Should the need ~~of~~ for a Special Meeting arise, the Chairperson shall request such a meeting pursuant to 2 N.N.C. § 183 (B) (1), (2) and (3). The proposed agenda for the Special Meeting shall not be posted until the request for the Special Meeting has been approved.

Rule 274. Adjournment :

Notwithstanding Rule 4 (B), ~~W~~when the agenda of the Committee has been completed or when other reasons exist to end the meeting, any Committee member may motion to adjourn.

Rule 285. Amendments:

The Rules of Order for Standing Committees of the Navajo Nation Council shall become effective upon adoption by the Navajo Nation Council, or at such time as may be specified by the Navajo Nation Council.

24th Navajo Nation Council
Naabik'iyati' Title II Reform Sub-Committee
Special Meeting
~~November~~ ~~October~~ 09, 2020 - 07:00 am
11

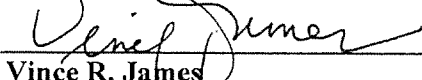
Action Item: Legislation 0268-20: An Action Relating to the Naabik'iyati' Committee Title II Reform Subcommittee; Recommending Amendments to the Navajo Nation Council Standing Committee Rules

SPONSOR: Vince R. James

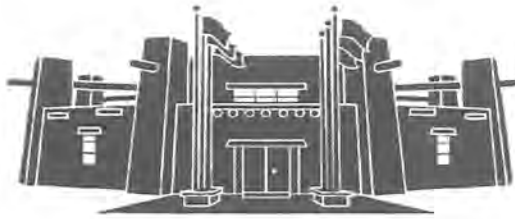
Motion: Edison J Wauneka
Second: Rickie Nez

All Delegates:	Yea	Nay	Excused	By Committee:	Yea	Nay	TOTAL
Elmer P. Begay				Budget & Finance:			1 0
Paul Begay				Jamie Henio	Yea		
Eugenia Charles-Newton	Yea			Elmer P. Begay			
Pernell Halona	Yea			Health, Edu. & Human Serv.:			1 0
Jamie Henio	Yea			Paul Begay			
Vince R. James				Pernell Halona	Yea		
Rickie Nez	Yea			Resources & Development:			1 0
Otto Tso	Yea			Rickie Nez	Yea		
Thomas Walker, Jr.			Excused	Thomas Walker, Jr.			
Edison J. Wauneka	Yea			Law & Order:			2 0
				Eugenia Charles-Newton	Yea		
				Otto Tso	Yea		
				Naabik'iyati':			1 0
				Vince R. James			
				Edison J. Wauneka	Yea		
Grand Total:	6	0	1				
Not Voting:	2						

CERTIFICATION:

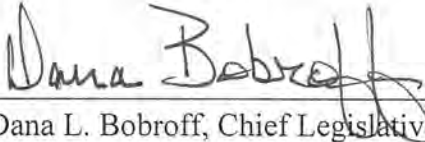

Vince R. James
Presiding Chairperson

* The Presiding Chairperson shall only vote in the event of a tie vote by the regular voting members except when the resolution requires a two-third (2/3) majority vote, then the presiding Chairperson may vote on the matter regardless of a tie vote.



MEMORANDUM

TO: Honorable Vince James
24th Navajo Nation Council

FROM: 
Dana L. Bobroff, Chief Legislative Counsel
Office of Legislative Counsel

DATE: December 14, 2020

SUBJECT: **AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND
NAVAJO NATION COUNCIL; AMENDING THE NAVAJO NATION
COUNCIL STANDING COMMITTEE RULES OF ORDER**

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: _0318-20__

SPONSOR: Vince R. James

TITLE: An Action Relating To The Naabik'ívatí' Committee And Navajo Nation Council; Amending The Navajo Nation Council Standing Committee Rules Of Order

Date posted: December 24, 2020 at 4:25 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.: 0318-20

SPONSOR: Honorable Vince R. James

TITLE: An Action Relating To The Naabik'iyáti' Committee And Navajo Nation Council; Amending The Navajo Nation Council Standing Committee Rules Of Order

Posted: December 24, 2020 at 4:25 PM

5 DAY Comment Period Ended: December 29, 2020

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**

8:00 AM 12/30/20

Date/Time

24th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Third Year 2021

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

NAVAJO LEGISLATIVE BILL #0318-20

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Amending the Navajo Nation Council Standing Committee Rules of Order

Sponsored by: Honorable Vince R. James

Co-Sponsored by: Honorable Eugenia Charles-Newton

Has had it under consideration and reports the same that the legislation **WAS REFERRED TO A NAABIK'ÍYÁTI' COMMITTEE WORK SESSION.**

Respectfully Submitted,



Honorable Seth Damon, Chairman
NAABIK'ÍYÁTI' COMMITTEE

14 January 2021

REFERRAL MOTION

Motion to Refer Legislation 0318-20 to a work session within 60 days.

Motioned by: Honorable Herman M. Daniels, Jr.

Seconded by: Honorable Rickie Nez

Vote: 11 in Favor, 08 Opposed (Chairman Damon Not Voting)

MAIN MOTION

Motioned by: Honorable Rickie Nez

Seconded by: Honorable Eugenia Charles-Newton

Vote: VOTE PENDING

----- **FAILED MOTIONS** -----

REFERRAL MOTION

Motion to Refer Legislation 0318-20 to a work session within 30 days.

Motioned by: Honorable Carl R. Slater

Seconded by: Honorable Herman M. Daniels, Jr.

Vote: 08 in Favor, 10 Opposed (Chairman Damon Not Voting)

NAVAJO NATION

834

Naa'bik'iyati' Committee Regular Meeting

1/14/2021

04:27:39 PM

Amd# to Amd#	Refer Legislation 0318-20 to	FAILED
MOT Slater, C	Work Session for no longer than	
SEC Daniels	30 days	

Yeas : 8

Nays : 10

Excused : 2

Not Voting : 3

Yea : 8

Begay, P
Crotty

Daniels
Slater, C

Stewart, W
Tso, D

Tso, E
Walker, T

Nay : 10

Begay, K
Charles-Newton
Henio, J

James, V
Nez, R
Smith

Tso, C
Tso, O

Wauneka, E
Yellowhair

Excused : 2

Brown

Yazzie

Not Voting : 3

Begay, E

Freeland, M

Halona, P

Presiding Speaker: Damon

NAVAJO NATION

835

Naa'bik'iyati' Committee Regular Meeting

1/14/2021

06:28:05 PM

Amd# to Amd#	Refer Legislation 0318-20 to	PASSED
MOT Daniels	Work Session within 60 Days	
SEC Nez, R		

Yeas : 11

Nays : 8

Excused : 2

Not Voting : 2

Yea : 11

Begay, P	Freeland, M	Stewart, W	Tso, E
Crotty	Nez, R	Tso, C	Walker, T
Daniels	Slater, C	Tso, D	

Nay : 8

Begay, E	Charles-Newton	James, V	Tso, O
Begay, K	Halona, P	Smith	Yellowhair

Excused : 2

Yazzie	Brown
--------	-------

Not Voting : 2

Henio, J	Wauneka, E
----------	------------

Presiding Speaker: Damon

24th NAVAJO NATION COUNCIL NAABIK'ÍYÁTI' COMMITTEE REPORT Third Year 2021

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

NAVAJO LEGISLATIVE BILL #0318-20

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Amending the Navajo Nation Council Standing Committee Rules of Order

Sponsored by: Honorable Vince R. James

Co-Sponsored by: Honorable Eugenia Charles-Newton

Has had it under consideration and reports the same that the legislation **FAILED AND IS REFERRED TO THE NAVAJO NATION COUNCIL.**¹

Respectfully Submitted,



Honorable Beth Damon, Chairman
NAABIK'ÍYÁTI' COMMITTEE

11 March 2021

MAIN MOTION

Motioned by: Honorable Rickie Nez

Seconded by: Honorable Eugenia Charles-Newton

Vote: 06 In Favor, 14 Opposed (Chairman Damon Not Voting)

¹ 2 N.N.C. § 164 (12): "...A legislation that does not receive sufficient vote for passage by a committee without final approval authority over the matter shall move forward to the subsequent assigned committee(s) or Navajo Nation Council for action."

AMENDMENT #1

1. Amend Exhibit B, Rules 4, 8, 12, 14, 18, 19, and 22 as set forth herein.

RULES OF ORDER

FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

Rule 4. Committee Chairperson.

- G. The Chairperson, in their discretion, may allow members of other Standing Committees to address the Committee, including questions to the sponsor(s) of legislation and the presenter(s) of reports before the Committee. Members of other Standing Committees shall not address the Committee, report presenters, or legislation sponsors, unless recognized by the Chairperson. Requests to address the Committee by other standing Committee members must be submitted to the Legislative Advisor and Chairperson in writing or via email for matters on the posted agenda. For matters added from the floor, members of other Standing Committees shall notify the Legislative Advisor and Chairperson either in person, if convening in person, or via text, email, or other written notification request.

- J. The Speaker of the Navajo Nation Council Chairperson shall issue a letter of warning to any Committee member when they are not in compliance with 2 N.N.C. § 167 which includes that "[a]ll delegates to the Navajo Nation Council shall attend all regular and special meetings of the Navajo Nation Council or Committees. If any delegate is absent from sixty percent (60%) of the meeting days within a one year period, the Navajo Nation Council may consider a motion to censure said delegate."
- K. Standing Committees may censure committee members who fail to comply to with 2 N.N.C. § 167. Standing Committee censuring shall not interfere with censuring by the Navajo Nation Council for failure by a delegate to comply with 2 N.N.C. § 167.

Rule 8. Order of Agenda Business

- B. The Order of Agenda Business for all Committee meetings shall be as follows:
 1. Call meeting to Order; Roll Call; Invocation
 2. Recognize Guests and Visiting Officials (limit 2 minutes per Delegate)
 3. Review and Adopt the Agenda
 4. Review and Adopt Journal
 5. Receive Reports
 6. Old Business
 7. New Business
 8. Close of meeting; Announcements; Adjournment

- ~~I. The Chairperson may allow a short invocation after Roll Call and prior to Recognize Guests and Visiting Officials if requested to do so by members of the Committee.~~

Rule 12. Presentation by Sponsor(s)

- B. If the Sponsor or Co-Sponsor(s) are not present at the Committee when their legislation is called for consideration, the Committee may decide to recall or return to the legislation later in the agenda if the sponsor or co-sponsor(s) present themselves to the Committee. The legislation shall be eliminated from the agenda of the meeting and placed on the agenda of the next regular or special meeting of the Committee if the sponsor or co-sponsor(s) do not present themselves to the committee.

Rule 14. Debate

- C. Before recognition by the Chairperson to discuss the legislation or issue before the committee, the Committee member shall inform the Chairperson whether he or she will speak in favor or in opposition and/or to request further information from the presenting parties.
- D. After a motion and second to consider a legislation or issue before the committee, any committee member may motion to enter a "structured debate." The motioning Committee member will conform his or her motion with the rules below. A majority vote of Committee members in favor shall move the committee into structured debate.
1. The motioning party will identify: the time allocated for the debate on the legislation or matter before the committee, the number of parties permitted to debate in favor or in opposition, and the amount of time permitted per speaker. The Chairperson shall develop a roster of speakers in favor, in opposition, and requesting further information.
 2. The Chair shall recognize 1) the first Committee member in favor and the member's speaking time, 2) first Committee member in opposition and member's speaking time, 3) the first Committee member seeking further information. The Chair shall move through the rosters for each successive speaker according to this order. If an individual roster is exhausted of speakers while speakers remain on other rosters, the Chair shall recognize a Committee member who has already spoken, provided the member has not spoken more than once on the legislation or matter before the committee. After the speaking rosters have been exhausted, the chair shall call for the question on the main motion.
- E. At the request of a Committee member and with the unanimous consent of the Committee, the Chairperson may permit "informal discussion" on any legislation or issue before the Committee. "Informal discussion" permits for Committee members to speak without recognition by the Chairperson. During "informal discussion," the Chairperson may permit further presentation or discussion from parties not on the agenda on the legislation or issue before the Committee. The Chairperson, in his or her sole discretion, will recognize discussion by presenters not on the agenda and possess the power to remove the Committee from "informal discussion."

Rule 18. Tabling Motion

E. Legislation shall only be tabled by a Committee without final approval authority a maximum of two (2) times and not for more than 30 days for each tabling without the consent of the sponsor. With the consent of the sponsor, the legislation may be tabled for a period longer than 30 days. Legislation tabled twice by a committee without final approval authority or tabled and not considered within 30 days shall move on to the next assigned Standing Committee or the Navajo Nation Council.

Rule 19. Cease Debate and Cloture

B. Any Committee member, except the presenting sponsor or co-sponsor, may motion to invoke cloture. The cloture motion shall limit debate on the legislation to a maximum of one hour.

C. A motion to cease debate or invoke cloture shall be seconded, but shall not be debatable.

D. A vote of two-thirds (2/3) of the Committee members casting votes shall cause the motion of cease debate to carry.

Rule 22. Point of Privilege

A. A Point of Privilege (aka Question of Privilege) is a ~~question~~ statement or request which relates to the ~~rights and privileges~~ physical wellbeing or technical or technological issues of the Committee members during a Committee meeting. A Point of Privilege shall not be seconded and debated.

B. Any Committee member may raise a Point of Privilege. ~~to receive additional comments, or documents from the sponsor(s) raise the safety of the Committee meeting; maintain K'é among and between all members of the Committee and the public; and to maintain the dignity and integrity of the proceedings.~~ Points of Privilege shall not be used to engage in additional debate.

2. Renumber or re-letter succeeding paragraphs, sections, and/or exhibits accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

Motioned by: Honorable Carl R. Slater

Seconded by: Honorable Pernell Halona

Vote: 18 In Favor, 01 Opposed (Chairman Damon Not Voting)

AMENDMENT #2

1. Amend Exhibit B as set forth herein.

RULES OF ORDER

FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

Rule 1. Purpose:

The purpose of these Rules of Order ~~shall be~~ is to provide orderly and expeditious regular and special meetings of the Standing Committees and Subcommittees of the Navajo Nation Council, based on the principle of majority rule while providing for and protecting the rights of any Committee member to express his or her view on matter(s) before the Committee. These ~~rules~~ Rules of Order are not intended for use ~~during Budget Hearings or~~ when Committees sit as quasi-judicial bodies pursuant to their delegated powers and authority to act as administrative hearing entities.

Rule 2. Conduct of Committee Members:

All Committee members shall comply with these Rules of Order and the Regulations and Standards of Conduct for Council Delegates (Standards of Conduct) adopted by Resolution No. ERC-08-001. Any Committee member who is found to have committed an act contrary to the purposes of these Rules of Order and/or Standards of Conduct shall be warned by the Chairperson of the Committee; ~~any~~ Any Committee member continuing to violate these Rules and/or Standards of Conduct after having being warned by the Chairperson shall be counseled by the Committee in Executive Session for purposes of ~~resolution of the problem~~ resolving the contrary act(s) and maintaining the order and decorum of the meeting.

Rule 3. Subcommittees:

- A. All ~~Subcommittees~~ shall be established pursuant to 2 N.N.C. §186.
- B. ~~Subcommittee meetings shall be conducted in accordance with the same rules and procedures as that of the Standing Committees.~~ These Rules of Order shall apply to all Subcommittees of the Standing Committees, and the term "Committee" or "Committees" whenever used in these Rules of Order includes "Subcommittees" unless otherwise indicated.

Rule 4. Committee Chairperson ~~Duties; Meeting Procedures:~~

- A. The Chairperson shall begin all Committee meetings at 10:00 am on each day of the meeting unless an alternate start time is ~~otherwise~~ approved by the Speaker of the Navajo Nation Council and the alternate time is posted accordingly; in accordance with Rule 4(C). If a quorum of the Committee membership is not achieved within forty-five (45) minutes after the scheduled start of the meeting, the Chairperson shall cancel the meeting.
- B. The Chairperson ~~and~~ shall not adjourn a meeting ~~unless~~ until the ~~agenda~~ Order of Agenda Business as listed in Rule 9(A) has been completed. Notwithstanding, the Chairperson may adjourn a Committee meeting if ~~unless~~ the requirements for meetings set forth at 2 N.N.C. § 183 are ~~met~~ satisfied.
- C. The Chairperson shall prepare and submit a proposed agenda to the Office of Legislative Services for posting on the Navajo Nation Council website at least twenty-four (24) hours prior to the start of the Committee meeting. The posted agenda cannot be changed if less than twenty-four (24) hours remain before the scheduled start of the meeting. At the discretion of the Chairperson, Public Comment may be added to the Order of Agenda Business following New Business.
- D. The Chairperson, with the assistance of the Office of Legislative Services personnel assigned to the Committee, shall provide written notice to all those scheduled to provide reports on

the proposed agenda, at least twenty-four (24) hours prior to the start of the Committee meeting. This shall not prohibit reports being added when the agenda is adopted if the report presenters are in attendance.

~~EB.~~ The Chairperson shall conduct the Committee's order of business in accordance with Rule 8, Order of Agenda Business, except when the Committee suspends the ~~Order of Agenda Business~~ pursuant to Rule 20.

~~C.~~ All meetings of the Committee shall be open to the general public unless the Committee deems necessary to resolve itself into executive session pursuant to Rule 22.

~~ED.~~ The Chairperson shall maintain order and decorum; shall decide and rule on all ~~P~~oints of ~~O~~rders and Points of Privilege; shall not vote on any matter voted on by the Committee members unless there is a tie pursuant to 2 N.N.C. § 184(C); shall yield the ~~chair~~chairmanship to the ~~V~~ice-~~C~~hairperson to so that the Chairperson may participate in debate of a matter before the Committee; and shall yield the ~~chair~~chairmanship to a ~~C~~hairperson pro-tem when the ~~V~~ice-~~C~~hairperson is not available.

~~G.~~ The Chairperson, in theirhis/her discretion, may allow members of other Standing Committees to address the Committee, including questioning the sponsor(s) of legislation and the presenter(s) of reports before the Committee.

~~HE.~~ The Chairperson shall sign all legislations, committee reports, correspondences, writs, warrants and subpoenas as may be authorized by the Committee within five (5) calendar days following authorization by the Committee for said document.

~~IF.~~ The Chairperson or Vice-Chairperson shall sign all legitimate claims for expenses incurred by the Committee members during or between meetings.

~~IJ.~~ The Chairperson shall notify any Committee member, in writing, when they are not in compliance with 2 N.N.C. § 167 which includes that "[a]ll delegates to the Navajo Nation Council shall attend all regular and special meetings of the Navajo Nation Council or Committees. If any delegate is absent from sixty percent (60%) of the meeting days within a one-year period, the Navajo Nation Council may consider a motion to censure said delegate." The Chairperson shall notify any Committee member, in writing, when they have been absent from sixty percent (60%) of Committee meeting days within a one-year period.

~~K.~~ The Chairperson of the Committee shall have his/her claims for expenses signed by the Speaker, Navajo Nation Council.

Rule 5. Roll Call/Quorum:

~~A.~~ A simple majority of the Committee membership shall constitute a quorum. The personnel of the Office of Legislative Services assigned to the Committee shall perform a ~~voicethe~~ roll call for the morning and afternoon sessions at the start of each meeting session, and shall inform the Chairperson if a quorum exists. A simple majority shall constitute a quorum.

~~B.~~ As set forth at 2 N.N.C. § 183 (E), a quorum shall be required to commence a Committee meeting. but quorums A quorum shall not be required for the hearing of reports which may be accepted by a simple majority of the Committee members present when the report was heard.

C. Consistent with 2 N.N.C. § 164(A)(11), if a legislation is not considered at a Committee meeting because of a lack of quorum, the legislation will either: (1) be placed on the agenda for that Committee's next regular or special meeting, if that Committee has final authority over the legislation; or (2) if that Committee does not have final authority over the legislation, the legislation shall be placed on the agenda of the subsequent assigned Committee's next regular or special meeting.

Rule 6. Compensation:

Compensation for attendance at Committee meetings shall be in accordance with 2 N.N.C. § 106(B), (D), and (E) and § 183(B). ~~The Chairperson or Vice Chairperson shall sign all legitimate claims for expenses submitted by Committee members. The Speaker of the Navajo Nation Council shall sign all legitimate claims for expenses submitted by a Chairperson.~~

Rule 7. Committee Journal:

A ~~J~~ournal of all Committee actions shall be maintained by the Office of Legislative Services Reporting staff assigned to the Committee. The ~~J~~ournal shall contain a summary of all meetings.

Rule 8. Order of Agenda Business:

A. All meetings of the Committee shall be open to the general public unless the Committee deems it necessary to ~~resolve~~ remove itself into Executive Session pursuant to Rule 25.

AB. The Order of Agenda Business for all Committee meetings shall be as follows:

1. Call meeting to Order; Roll Call; Invocation;
2. Recognize Guests and Visiting Officials (limit 2 minutes per Delegate)
3. Review and Adopt the Agenda
4. Review and Adopt Journal
5. Receive Reports
6. Old Business
7. New Business
8. Close of meeting; Announcements; Adjournment

~~CB. The Chairperson of the Standing Committee shall prepare and submit~~ shall provide the proposed agenda posted on the Navajo Nation Council website ~~a proposed agenda~~ to the Committee for review and final adoption by a simple majority of the Committee membership present.

D. The agenda shall allow for the inclusion of a consent schedule which is a listing of resolutions legislations that will be approved by unanimous consent of the Committee members ~~Delegates~~ in attendance. The consent schedule shall be developed by any Committee member ~~Delegate~~ with appropriate exhibits, reports, and other matters available for ~~thee~~ review prior to the meeting. To ensure transparency, legislations added to the agenda through floor amendment shall not be included in the consent schedule. Items shall be removed from the consent schedule on the request of any one Committee member for any reason without debate. Items not removed shall be adopted by unanimous consent without amendments or debate. Removed items may be taken up either immediately after the consent schedule or placed later on the agenda at the discretion of the committee.

~~EE.~~ Any Committee member may introduce and/or add an agenda item by amendment pursuant to Rule 16 item to the ~~original proposed~~ agenda when it is being reviewed by the Committee for adoption. Only one item may be added to the agenda per amendment. Legislations being added to the proposed agenda, except that when adding legislation it must have been assigned to the respective Standing Committee by the Speaker; satisfied the public comment posting requirements; and be accompanied by a signed Committee report if such legislation is forwarded from a prior assigned Committee.

~~FD.~~ A majority vote of Committee members casting a vote shall cause the agenda to be adopted.

~~GE.~~ Once the agenda is adopted, it shall only be amended by majority of Committee members casting a vote.

H. A legislation may be withdrawn from the Committee agenda and the legislative process by the sponsor without consent of the co-sponsor(s). The withdrawn legislation is then permanently removed from the agenda of the Committee and shall not move forward to the subsequent assigned Committee, if any, or to the Navajo Nation Council.

Rule 9. Reading of Legislation:

A. All legislations shall be made a part of the official record of the Standing Committee assigned as the final approval authority under 2 N.N.C. § 164 (A) (6) and shall be read into the record twice. The first reading shall be of the legislation and reference the attached exhibits. After the first reading, the Chairperson shall entertain a main motion and second pursuant to Rule 11 to commence presentation by the sponsor(s). After ~~the motion to adopt, presentation,~~ debate, and any amendment(s), ~~if any,~~ a second reading shall be conducted prior to vote on the main motion to adopt. The second reading shall be limited only to those provisions or sections of the legislation which have been amended. All readings shall be by designated Office of Legislative Services personnel assigned to the Committee or by electronic voice recording.

B. Legislation pending before an assigned ~~S~~standing ~~C~~committee not having final approval authority is not required to be fully read into the record. Following a reading of the legislation title, tracking number and identification of the sponsor(s) by designated Office of Legislative Services personnel, the Chairperson shall entertain a main motion and second pursuant to Rule 11 to commence presentation by the sponsor(s). After presentation, debate, and any amendments, a second reading shall be conducted prior to vote on the main motion to adopt. The second reading shall be limited only to those provisions or sections of the legislation which have been amended. All readings shall be by designated Office of Legislative Services personnel assigned to the Committee or by electronic voice recording.

Rule 10. Interpretation:

If the Committee member or sponsor(s) chooses to do his or her presentation in the Navajo language, the interpretation shall be made by the ~~Reporter of the~~ Office of Legislative Services Assistant staff assigned to the Committee when the journal is developed.

Rule 11. Main Motion:

A. After the first reading of the legislation pursuant to Rule 9 (A) or (B), the Chairperson shall entertain a main motion to adopt the legislation from the floor of the Committee. The main

motion shall be made by ANY member of the Committee, including a member sponsoring or co-sponsoring the legislation. A second shall be made with no stipulation on the main motion.

B. If there is no second, the main motion shall be void and the legislation shall be automatically stricken from the Committee agenda.

C. If a legislation does not receive a main motion or a second at a Committee without final approval authority, the legislation will move on to the next assigned Committee or the Navajo Nation Council. Consistent with 2 N.N.C. § 164(A)(11), if a legislation is not considered at a Committee meeting because it does not receive a main motion or second, the legislation will then either: (1) be placed on the agenda for that Committee's next regular or special meeting, if that Committee has final authority over the legislation; or (2) if that Committee does not have final authority over the legislation, the legislation shall be placed on the agenda of the subsequent assigned Committee's next regular or special meeting. If the legislation does not receive a main motion or a second the second time it is on the agenda of the Committee with final approval authority, it shall be permanently eliminated from the agenda of the Committee.

E.D A main motion and second shall commence the presentation by the sponsor(s).

Rule 12. Presentation by Sponsor(s):

A. Sponsor(s) shall provide appropriate presentation, not to exceed twenty (20) ten (10) minutes, on the legislation prior to debate commencing on the legislation. The presentation time may be extended by the request of any Committee member other than the sponsor. The sponsor shall make a written summary of the legislation, including contact information for all agents, available to for each Committee member, a written summary of the legislation.

B. If the Sponsor or Co-Sponsor(s) are not present at the Committee when their legislation is called for consideration, the legislation shall be eliminated from the agenda of the meeting and placed on the agenda of the next regular or special meeting of the Committee: regardless whether the Committee has, or does not have, final authority over the legislation.

C. If a legislation is called before the same Committee a second time, but the Sponsor or Co-Sponsor(s) are again not present, the legislation shall be permanently eliminated from the Committee's agenda, regardless if the Committee has, or does not have, final authority over the legislation.

Rule 13. Informal Discussion:

Any Committee member may request to suspend formal discussion on any legislation or issue by requesting an "off record" discussion open to the public. It shall be at the discretion of the Chairperson to grant such a request.

Rule 14. Debate:

A. No Committee member shall be denied an opportunity to debate on the a legislation or issue before the Committee. Any Committee member choosing to debate shall do so only upon addressing and being recognized by the Chairperson and shall discuss only the issue immediately before the Committee.

- B. Except for Points of Order and Points of Privilege, No Committee member shall be interrupted when speaking, and no question shall be asked of him or her except by or through the Chairperson.

Rule 15. Response to Sponsor(s):

- A. All questions on legislation or issues shall be directed through the Chairperson to the Sponsor(s) and through the Sponsor to their agents.
- B. Only upon recognition by the Chairperson shall the Sponsor(s) or their agents address the Committee.

Rule 16. Amendment to Main Motion:

- A. Any Committee member ~~shall be permitted to propose an~~ may request consideration of a proposed amendment to the legislation that is the subject of the main motion by so moving. ~~An~~ A proposed amendment to ~~the main motion~~ said legislation shall only amend a portion of the ~~main motion~~ legislation and not its entirety.
- B. ~~Any~~ Consideration of any proposed amendment to the legislation that is the subject of the main motion must be seconded, with no stipulation, by any Committee member so recognized by the Chairperson.
- C. ~~A~~ Except for a tabling motion, the consideration of any proposed amendment to the legislation that is the subject of the main motion shall take precedence over the main motion and the Chairperson shall allow debate of the proposed amendment, and a vote on the proposed amendment, prior to resuming debate on the main motion.
- D. A majority vote by Committee members casting a vote shall cause the ~~motion to amend~~ proposed amendment to carry whereby the legislation that is the subject of the main motion is amended, ~~and a~~ Debate of the main motion shall then continue ~~as amended,~~ with the main motion consisting of the amended legislation.
- E. There shall be only one ~~motion to amend~~ proposed amendment to the legislation that is the subject of the main motion allowed for debate on the floor of the Committee at any given time. Each ~~motion to amend~~ proposed amendment shall be debated and voted upon before another motion to amend is ~~entertained.~~ considered.
- F. If the legislation ~~requires, final consideration by~~ has been assigned to another ~~Standing~~ Committee ~~or to the Navajo Nation Council~~ of the Navajo Nation Council, the adopted amendment(s) shall be ~~appendix~~ appended to the original legislation by overstriking the deleted language and underscoring the new language and shall be incorporated into the proposed legislation presented to the subsequent Standing Committee or the Navajo Nation Council. The Committee having final authority to adopt the original legislation shall entertain the amendment language in accordance with this rule.

Rule 17. Substitute Motion:

- A. Any Committee member may ~~propose a substitute motion to any~~ move to introduce substitute legislation that, if adopted, would replace a legislation that is the subject of the main motion. A substitute ~~motion~~ legislation is one which changes the entire substance of any legislation that is the subject of the main motion and must address the same subject matter

~~as the legislation it is replacing~~ and, if adopted, shall do away with the main motion. If the substitute motion is a proposed legislation, it Proposed substitute legislation must have been assigned to the Committee by the Speaker of the Navajo Nation Council and completed its public comment posting period. A motion proposing substitute legislation must be seconded, without modification, by any Committee member so recognized by the Chairperson.

- B. Following a ~~substitute motion~~ and a second, proposed substitute legislation shall be read into the record by the designated personnel of the Office of Legislative Services pursuant to Rule 9(A) or (B), ~~and seconded, without modification, by any Committee member so recognized by the Chairperson.~~
- C. There shall be only one (1) ~~substitute motion~~ for a substitute legislation allowed for debate on the floor of the Committee at any given time.
- D. A ~~substitute motion~~ for a substitute legislation shall take precedence over all other proposed amendments ~~motions~~ motions ~~appendix appended to the prior original main motion~~ legislation, with the exception of the ~~a~~ Tabling Motion, and the Chairperson shall allow consideration of the ~~substitute motion like a main motion.~~
- E. A ~~substitute motion~~ for a substitute legislation shall be subject to debate by any Committee member.
- F. A ~~substitute motion~~ a substitute legislation is subject to amendment pursuant to Rule 16.
- G. A majority vote by the Committee members casting a vote shall cause a motion for a substitute legislation to carry, unless a higher percentage of votes is required by some other provision of Navajo Nation law. If the substitute motion is carried, then it does away with the legislation that was the subject of the main motion. If the substitute motion does not carry, then the legislation that was the subject of the main motion is maintained and ~~the debate on that main motion, or an the amendment to the main motion, if applicable, legislation or any amendments thereto~~ continues from the point immediately prior to the ~~making of the substitute motion.~~ motion for substitute legislation.

Rule 18. Tabling Motion:

- A. Any Committee member may motion to table a legislation or issue that is before the Committee. A tabling motion shall take precedence over all other motions. A tabling motion shall include specific directive(s) as to when the legislation or issue will be reconsidered by the Committee.
- B. A tabling motion shall be seconded.
- C. A tabling motion is not subject to debate.
- D. Majority vote of Committee members casting a vote shall cause ~~this~~ a tabling motion to carry.
- E. Legislation tabled by a Committee without final approval authority shall move on to the next assigned Standing Committee or Navajo Nation Council.
- F. Legislation or an issue which has been tabled twice by a Committee with final approval authority shall be deemed permanently eliminated from the agenda of the Committee.

EG. Legislation may be taken up from the table by motion made by ~~any delegate~~ ANY Committee member, seconded, and passed by a majority vote of the votes cast. A motion to take the legislation from the table is not debatable.

HF. Any legislation taken up from the table need not be added to the agenda in order to be debated by the Committee members.

GI. Any legislation may be taken up from the table during the same meeting at which it was tabled or at the next subsequent regular meeting of the Committee, unless otherwise directed by the Committee.

HJ. Any legislation not taken up from the table in the manner provided herein or at the time directed by the Committee shall be deemed to have expired and shall be eliminated from the agenda of the Committee.

Rule 19. Cease Debate

A. Any Committee member, except the presenting sponsor or co-sponsor, may ~~motion~~ move to cease debate on the motion at hand. Prior to recognizing a motion to cease debate, the Chairperson shall ensure that there is a proportionately equal number of Committee members speaking for and against the motion at hand. ~~immediately pending issue before the Committee~~. The purpose of this Rule is to ensure that the debate is balanced between those that are for and against the ~~issue~~ the legislation, amendment, or issue that is the subject of the motion at hand.

B. A motion to cease debate shall be seconded, but shall not be debatable.

C. A vote of two-thirds (2/3) of the Committee members casting votes shall cause the motion ~~of~~ to cease debate to carry.

Rule 20. Referral from Naabik'iyati' Committee

A. Pursuant to 2 N.N.C. § 700 (G), the Naabik'iyati' Committee may refer any legislation or report on its agenda to any Standing Committee having oversight of matters within the legislation or report for further deliberation by ~~the~~ that Committee.

B. Any member of the Naabik'iyati' Committee may motion to refer a legislation or report ~~before the Committee to~~ another Standing Committee(s) after a main motion on that legislation or report has been established. The motion shall specify the other Standing Committee(s) to which the referral is made and shall specify the action to be taken and the time allotted for that action.

C. The motion to refer to shall be seconded and is not debatable.

D. A majority vote of the members of the Naabik'iyati' Committee casting a vote shall cause the motion to refer to carry.

E. Legislation which has been referred twice shall be deemed permanently eliminated from the agenda of the Naabik'iyati' Committee.

F. Legislation which has been referred shall be taken back up by the Naabik'iyati' Committee on motion, which shall be seconded and adopted by a majority vote of the members of the Naabik'iyati' Committee casting a vote. Any legislation which has been referred but which is not taken up by the Naabik'iyati' Committee in the manner set forth here or within the time

designated in the referral, shall be deemed to have expired and shall be permanently eliminated from the agenda of the Naabik'iyati' Committee.

Rule 2119. Point of Order:

- A. If a motion, procedure or remark appears to lie outside the established bounds of the Committee, it shall be the right of any Committee member to question the propriety of it by raising a Point of Order. A Point of Order shall which concisely states the Rule or procedure being violated. A Point of Order shall not be used to engage in additional debate.
- B. TheThe Committee member raising the Point of Order matter shall be immediately bring brought it to the attention of the Chairperson by the member raising, without waiting for recognition, and may interrupt the a speaker or even a vote in progress.
- C. theA Ppoint of Qorder shall not be seconded and debated.
- D. The Chairperson shall immediately rule upon the Point of Order before any action on the matter before the Committee is taken. The Chairperson's ruling shall not be appealed.
- E. Once the Chairperson has made his or her decision on the Point of Order, any Committee member may appeal the decision. The appeal must be seconded. The appeal shall not be amended. If the appeal is made and seconded, the Chairperson shall restate his or her decision and submit the matter to the judgment of the Committee. The Chairperson's decision shall then be subject to debate by the Committee, during which time the Chairperson shall state his or her reasons for the decision. Upon conclusion of the debate, vote shall be taken, and the decision of the Chairperson shall be reversed if the majority of all votes cast are in favor of the appeal.

Rule 22. Point of Privilege

- A. A Point of Privilege (aka Question of Privilege) is a question which relates to the rights and privileges of the Committee members during a Committee meeting. A Point of Privilege shall not be seconded and debated.
- B. Any Committee member may raise a Point of Privilege to receive additional comments, information or documents from the sponsor(s) agents or raise the safety and comfort of the Committee meeting; maintain K'é among and between all members of the Committee and the public; and to maintain the dignity and integrity of the proceedings. Points of Privilege shall not be used to engage in additional debate.
- C. The Committee member raising the Point of Privilege may interrupt a speaker and a vote in progress. The Chairperson shall immediately address the Point of Privilege before proceeding with the Committee meeting. The Chairperson's ruling on the Point of Privilege shall not be appealed.

Rule 230. Suspension of Rules:

- A. These Rules shall One or more of these Rules may be suspended only by a majority vote of the Committee members casting a vote.
- B. The motion to suspend the Rules may be made at the time when no question, issue, or legislation is pending, or while a question, issue, or legislation is pending provided the Rule

~~is for purposes connected with that question.~~ that the Rule(s) proposed for suspension shall be related to the pending question, issue, or legislation.

- C. ~~The motion to suspend the Rules may be made when the order of business Order of Agenda Business motions or legislation are considered or when the order of business Order of Agenda Business which relates to the specific matter proposed is considered.~~

A motion to suspend shall have a motion and a second.

- D. ~~The motion to suspend the Rules should state its specific purpose~~ A Committee member moving to suspend shall state his/her reason(s) for suspension, and shall specify the rule or rules ~~Rule(s)~~ to be suspended. ~~; and upon its adoption, no other matter may be considered while the suspension is in effect.~~

Rule 241. Vote

- A. ~~For each motion before the Committee, e~~Every Committee member shall cast a vote "for" or "opposed" ~~oppose on each motion before the Committee, unless there is the Committee member has~~ a direct, personal or monetary conflict of interest related to the motion, at which time the ~~C~~committee member may cast an abstention vote and shall state the reason for the abstention.
- B. The recording of votes for, opposed, and abstentions on all motions shall be ~~done by showing of hands taken through roll call (oral annunciation) by each Committee member voting, except that abstention votes are not~~ shall not be counted towards the votes for or opposed but shall be entered for the record only.
- C. For every motion t~~The~~ Chairperson shall direct recording of the final vote count before consideration of any further Committee action.
- D. Voting by proxy or by any method by or on behalf of any Committee member who is not physically present in the meeting place or personally answering roll call on a meeting held through teleconference shall not be valid or permitted.
- E. Whenever there has been an electronic or telecommunication malfunction, the Chairperson may call for a second vote, or a revote, on the motion pending before the Committee, or rule on the malfunction if it is brought to the Chairperson's attention through a Point of Order. A Point of Order raising an electronic or telecommunication malfunction shall be made immediately and before the Chairperson recognizes another motion. A malfunction shall be brought to the Chairperson's attention immediately when noticed by any Committee member by raising of a Point of Order. The Chairperson shall rule on the malfunction before the Committee proceeds with consideration or debate of any other question, issue, or legislation.

Rule 225. Executive Session:

- A. Upon a motion by any Committee member and a majority vote of the Committee members casting a vote, the Committee may ~~resolve~~remove itself into an ~~e~~Executive ~~S~~session to discuss any ~~business matter~~ which may require confidentiality, ~~and/or is of a sensitive nature.~~
- B. While any matter of a confidential nature may be discussed in Executive Session, o~~Only those~~ Executive Sessions discussing legal issues and attended by Office of Legislative Counsel and/or

Department of Justice attorneys or advocates and their respective clients shall be protected by attorney-client privilege.

B. The Chairperson shall direct the meeting place or teleconference line to be cleared, except for members of the Navajo Nation Council and such personnel as the Chairperson, or legal counsel if the matter is attorney-client privileged, may deem necessary.

C. During the Executive Session discussion, there shall be no recording and the doors or teleconference lines shall remain closed.

D. No substantive action shall be taken by the Committee during an Executive Session. When the Committee exits the Executive Session, the Chairperson shall briefly summarize (without violating attorney-client privileged and confidential information) for the record the matter that was discussed in Executive Session.

Rule 263. Special Meetings:

Should the need ~~of~~ for a ~~Special Meeting~~ arise, the Chairperson shall request such a meeting pursuant to 2 N.N.C. § 183 (B) (1), (2) and (3). The proposed agenda for the Special Meeting shall not be posted until the request for the Special Meeting has been approved by the Speaker of the Navajo Nation Council.

Rule 274. Adjournment :

Notwithstanding Rule 4 (B), ~~When~~ the agenda of the Committee has been completed or when other reasons exist to end the meeting, any Committee member may motion to adjourn.

Rule 285. Amendments:

The Rules of Order for Standing Committees of the Navajo Nation Council, as amended, shall become effective upon adoption by the Navajo Nation Council and certification by the Speaker, or at such time as may be specified by the Navajo Nation Council.

2. Renumber or re-letter succeeding paragraphs, sections, and/or exhibits accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

Motioned by: Honorable Eugenia Charles-Newton

Seconded by: Honorable Eugene Tso

Vote: 13 In Favor, 07 Opposed (Chairman Damon Not Voting)

NAVAJO NATION

883

Naa'bik'iyati' Committee Regular Meeting

3/11/2021

08:04:49 PM

Amd# to Amd#	Legislation 0318-20: Amending	FAILED
MOT Nez, R	the Navajo Nation Council	
SEC Charles-Newton	Standing Committee Rules of Order	

Yeas : 6

Nays : 14

Excused : 0

Not Voting : 3

Yea : 6

Begay, E
Brown

Charles-Newton
Crotty

James, V

Slater, C

Nay : 14

Begay, K
Begay, P
Daniels
Freeland, M

Halona, P
Henio, J
Nez, R
Smith

Stewart, W
Tso, C
Tso, D

Tso, E
Yazzie
Yellowhair

Excused : 0

Not Voting : 3

Tso, O

Walker, T

Wauneka, E

Presiding Speaker: Damon

NAVAJO NATION

881

3/11/2021

Naa'bik'iyati' Committee Regular Meeting

06:02:10 PM

Amd#1 to Amd#	1. Amend Exhibit B, Rules 4, 8,	PASSED
MOT Slater, C	12, 14, 18, 19, and 22 as set	
SEC Halona, P	forth herein. 2. Renumber or re-	
	letter succeeding paragraphs...	

Yeas : 18

Nays : 1

Excused : 0

Not Voting : 4

Yea : 18

Begay, K	Halona, P	Stewart, W	Walker, T
Begay, P	Henio, J	Tso, C	Wauneka, E
Brown	James, V	Tso, D	Yazzie
Charles-Newton	Nez, R	Tso, O	Yellowhair
Freeland, M	Slater, C		

Nay : 1

Smith

Excused : 0

Not Voting : 4

Crotty	Daniels	Tso, E	Begay, E
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Presiding Speaker: Damon

NAVAJO NATION

3/11/2021

Naa'bik'iyati' Committee Regular Meeting

07:27:25 PM

Amd#2 to Amd# MOT Charles-Newton SEC Tso, E	1. Amend Exhibit B as set forth herein. 2. Renumber or re-letter succeeding paragraphs, sections, and/or exhibits accordingly...	PASSED
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Yeas : 13

Nays : 7

Excused : 0

Not Voting : 3

Yea : 13

Brown	Halona, P	Slater, C	Tso, D
Charles-Newton	James, V	Smith	Tso, E
Crotty	Nez, R	Tso, C	Wauneka, E
Freeland, M			

Nay : 7

Begay, K	Daniels	Stewart, W	Yellowhair
Begay, P	Henio, J	Yazzie	

Excused : 0

Not Voting : 3

Tso, O	Walker, T	Begay, E
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Presiding Speaker: Damon

24th NAVAJO NATION COUNCIL ACTION REPORT Third Year 2021

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

NAVAJO LEGISLATIVE BILL #0318-20

An Action Relating to the Naabik'íyáti' Committee and Navajo Nation Council; Amending the Navajo Nation Council Standing Committee Rules of Order

Sponsored by: Honorable Vince R. James

Has had it under consideration and reports the same that the legislation **WAS REFERRED TO THE NAABIK'ÍYÁTI' COMMITTEE WITH ONE (1) AMENDMENT.**

Respectfully Submitted,



Honorable Seth Damon, Speaker
24th NAVAJO NATION COUNCIL

20 April 2021

TABLING MOTION

Motion to Refer Legislation 0318-20 back to the Naabik'íyáti' Committee for a Work Session regarding the latest amendments then bring back to the Navajo Nation Council no later than 30 days.

Motioned by: Honorable Daniel E. Tso

Seconded by: Honorable Paul Begay

Vote: 12 In Favor, 09 Opposed (Speaker Damon Not Voting)

AMENDMENT #1

1. Amend Exhibit B, Rules 4, 12, 14, 18, 19, and 22 as set forth herein.

RULES OF ORDER

FOR STANDING COMMITTEES OF THE NAVAJO NATION COUNCIL

Rule 4. Committee Chairperson.

- G. The Chairperson, in their discretion, may allow members of other Standing Committees to address the Committee, including questions to the sponsor(s) of legislation and the

presenter(s) of reports before the Committee. Members of other Standing Committees shall not address the Committee, report presenters, or legislation sponsors, unless recognized by the Chairperson. Requests to address the Committee by other standing Committee members must be submitted to the Legislative Advisor and Chairperson in writing or via email for matters on the posted agenda. For matters added from the floor, members of other Standing Committees shall notify the Legislative Advisor and Chairperson either in person, if convening in person, or via text, email, or other written notification request.

- J. The Speaker of the Navajo Nation Council Chairperson shall issue a letter of warning to any Committee member when they are not in compliance with 2 N.N.C. § 167 which includes that "[a]ll delegates to the Navajo Nation Council shall attend all regular and special meetings of the Navajo Nation Council or Committees. If any delegate is absent from sixty percent (60%) of the meeting days within a one year period, the Navajo Nation Council may consider a motion to censure said delegate."
- K. Standing Committees may censure committee members who fail to comply to with 2 N.N.C. § 167. Standing Committee censuring shall not interfere with censuring by the Navajo Nation Council for failure by a delegate to comply with 2 N.N.C. § 167.

Rule 8. Order of Agenda Business

- B. The Order of Agenda Business for all Committee meetings shall be as follows:
1. Call meeting to Order; Roll Call; Invocation
 2. Recognize Guests and Visiting Officials (limit 2 minutes per Delegate)
 3. Review and Adopt the Agenda
 4. Review and Adopt Journal
 5. Receive Reports
 6. Old Business
 7. New Business
 8. Close of meeting; Announcements; Adjournment

- ~~I. The Chairperson may allow a short invocation after Roll Call and prior to Recognize Guests and Visiting Officials if requested to do so by members of the Committee.~~

Rule 12. Presentation by Sponsor(s)

- B. If the Sponsor or Co-Sponsor(s) are not present at the Committee when their legislation is called for consideration, the Committee may decide to recall or return to the legislation later in the agenda if the sponsor or co-sponsor(s) present themselves to the Committee. The legislation shall be eliminated from the agenda of the meeting and placed on the agenda of the next regular or special meeting of the Committee if the sponsor or co-sponsor(s) do not present themselves to the committee.

Rule 14. Debate

- C. Before recognition by the Chairperson to discuss the legislation or issue before the committee, the Committee member shall inform the Chairperson whether he or she will speak in favor or in opposition and/or to request further information from the presenting parties.
- D. After a motion and second to consider a legislation or issue before the committee, any committee member may motion to enter a "structured debate." The motioning Committee

member will conform his or her motion with the rules below. A majority vote of Committee members in favor shall move the committee into structured debate.

1. The motioning party will identify: the time allocated for the debate on the legislation or matter before the committee, the number of parties permitted to debate in favor or in opposition, and the amount of time permitted per speaker. The Chairperson shall develop a roster of speakers in favor, in opposition, and requesting further information.

2. The Chair shall recognize 1) the first Committee member in favor and the member's speaking time, 2) first Committee member in opposition and member's speaking time, 3) the first Committee member seeking further information. The Chair shall move through the rosters for each successive speaker according to this order. If an individual roster is exhausted of speakers while speakers remain on other rosters, the Chair shall recognize a Committee member who has already spoken, provided the member has not spoken more than once on the legislation or matter before the committee. After the speaking rosters have been exhausted, the chair shall call for the question on the main motion.

E. At the request of a Committee member and with the unanimous consent of the Committee, the Chairperson may permit "informal discussion" on any legislation or issue before the Committee. "Informal discussion" permits for Committee members to speak without recognition by the Chairperson. During "informal discussion," the Chairperson may permit further presentation or discussion from parties not on the agenda on the legislation or issue before the Committee. The Chairperson, in his or her sole discretion, will recognize discussion by presenters not on the agenda and possess the power to remove the Committee from "informal discussion."

Rule 18. Tabling Motion

E. Legislation shall only be tabled by a Committee without final approval authority a maximum of two (2) times and not for more than 30 days for each tabling without the consent of the sponsor. With the consent of the sponsor, the legislation may be tabled for a period longer than 30 days. Legislation tabled twice by a committee without final approval authority or tabled and not considered within 30 days shall move on to the next assigned Standing Committee or the Navajo Nation Council.

Rule 19. Cease Debate and Cloture

B. Any Committee member, except the presenting sponsor or co-sponsor, may motion to invoke cloture. The cloture motion shall limit debate on the legislation to a maximum of one hour.

C. A motion to cease debate or invoke cloture shall be seconded, but shall not be debatable.

D. A vote of two-thirds (2/3) of the Committee members casting votes shall cause the motion of cease debate to carry.

Rule 22. Point of Privilege

A. A Point of Privilege (~~aka Question of Privilege~~) is a question statement or request which relates to the ~~rights and privileges~~ physical wellbeing or technical or technological issues of the Committee members during a Committee meeting. A Point of Privilege shall not be seconded and debated.

B. Any Committee member may raise a Point of Privilege. ~~to receive additional comments, or documents from the sponsor(s) raise the safety of the Committee meeting; maintain K'é among and between all members of the Committee and the public; and to maintain the dignity and integrity of the proceedings.~~ Points of Privilege shall not be raised while a vote is being taken and shall not be used to engage in additional debate.

2. Renumber or re-letter succeeding paragraphs, sections, and/or exhibits accordingly, if necessary; and this amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

Motioned by: Honorable Carl R. Slater

Seconded by: Honorable Eugenia Charles-Newton

Vote: 14 In Favor, 07 Opposed (Speaker Damon not voting)

MAIN MOTION

Motioned by: Honorable Pernell Halona

Seconded by: Honorable Eugenia Charles-Newton

Vote: VOTE PENDING

NAVAJO NATION

747

Navajo Nation Council Spring Session

4/20/2021
11:38:24 AM

Amd#1 to Amd#	New language: Rule 4. G. Members	PASSED
MOT Slater, C	of other Standing Committees	
SEC Charles-Newton	shall not address the Committee,	
	report presenters or legislation	

Yeas : 14

Nays : 7

Excused : 0

Not Voting : 2

Yea : 14

Begay, E	Charles-Newton	Nez, R	Tso
Begay, K	Daniels	Slater, C	Walker, T
Begay, P	Halona, P	Stewart, W	Wauneka, E
Brown	James, V		

Nay : 7

Henio, J	Tso, C	Tso, E	Yellowhair
Smith	Tso, D	Yazzie	

Excused : 0

Not Voting : 2

Freeland, M	Crotty
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Presiding Speaker: Damon

NAVAJO NATION

748

Navajo Nation Council Spring Session

4/20/2021

11:51:54 AM

Amd# to Amd#	Refer to Naabik'iyati Committee	PASSED
MOT Tso, D	for a Work Session	
SEC Begay, P	Legislation 0318-20	

Yeas : 12

Nays : 9

Excused : 0

Not Voting : 2

Yea : 12

Begay, K
Begay, P
Brown

Daniels
Henio, J
Nez, R

Smith
Tso, D
Tso, E

Walker, T
Yazzie
Yellowhair

Nay : 9

Begay, E
Charles-Newton
Halona, P

James, V
Slater, C

Stewart, W
Tso

Tso, C
Wauneka, E

Excused : 0

Not Voting : 2

Crotty

Freeland, M

Presiding Speaker: Damon