LEGISLATIVE SUMMARY SHEET
Tracking No. 0056-19

DATE: March 12, 2019

AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; APPROVING THE SPEAKER OF THE NAVAJO NATION COUNCIL'S APPOINTMENTS TO THE NAABIK'ÍYÁTI' COMMITTEE'S ARIZONA GAMING SUBCOMMITTEE

PURPOSE: Approving Speaker's appointments to the Naabik'iyati' Committee's Arizona Gaming Subcommittee.

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 2 on Bill
Website Posting Time/Date: 3/14/19 5:12pm
Posting End Date: 3/19/19
Eligible for Action: 3/20/19

Naa'bik'íyáti' Committee

PROPOSED STANDING COMMITTEE RESOLUTION

24th NAVAJO NATION COUNCIL - First Year, 2019

INTRODUCED BY

(Prime Sponsor)

TRACKING NO. 0056-19

AN ACTION

RELATING TO NAABIK'ÍYÁTI' COMMITTEE; APPROVING THE SPEAKER OF THE NAVAJO NATION COUNCIL'S APPOINTMENTS TO THE NAABIK'ÍYÁTI' COMMITTEE'S ARIZONA GAMING SUBCOMMITTEE

BE IT ENACTED:

SECTION ONE. AUTHORITY

The Naabik'íyáti' Committee of the Navajo Nation Council is a standing committee of the Navajo Nation Council. 2 N.N.C. § 700.

SECTION TWO. FINDINGS

A. The Naabik'íyáti' Committee of the Navajo Nation Council established the Arizona Gaming Subcommittee through Resolution NABIO-62-15, on October 8, 2015. See Exhibit A.

B. The Arizona Gaming Subcommittee is charged, among other responsibilities, with negotiating the renewal of appropriate amendments to the current gaming compact between the Navajo Nation and Title II Reform Subcommittee is to be composed of two members from each Navajo Nation Standing Committee. See Exhibit A

C. The Speaker of the Navajo Nation Council appoints delegates to serve at the pleasure of the Naabik'íyáti' Committee on the Arizona Gaming Subcommittee.

SECTION THREE. APPOINTMENT

The Speaker of the Navajo Nation Council hereby appoints and the Naabik'íyáti' Committee hereby approves the following delegates to serve, at the pleasure of the Naabik'íyáti' Committee, on the Naabik'íyáti' Committee Arizona Gaming Subcommittee:

1. Paul Begay-Health, Education and Human Services Committee
2. Otto Tso-Law and Order Committee
3. Thomas Walker, Jr. Resources and Development Committee
4. Seth Damon- Naabik'íyáti' Committee
5. Eugenia Charles-Newton-Law and Order Committee
6. Nathanial Brown-Budget and Finance Committee



NABIO-62-15

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' ARIZONA GAMING SUB-COMMITTEE

BE IT ENACTED:

Section One. Findings

A. The Navajo Nation Council established the Naabik'íyáti' as a Navajo Nation standing committee and empowered the committee to "[t]o coordinate all…state programs with other standing committees and branches of the Navajo Nation government to provide the most effective delivery of services to the Navajo Nation." 2 N.N.C. §§ 700(A) and 701(A)(4) (2012) see also CJA-03-13.

B. 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 CJA-03-13.

C. Naabik'íyáti' Committee holds the authority to establish the Arizona Gaming Subcommittee and such subcommittee shall exist until its assigned tasks are completed and a report and recommendation is made to the Naabik'íyáti' Committee. 2 N.N.C. § 186 (2012) see also CJA-03-13.

D. Indian Gaming in Arizona includes 19 Tribes who, collectively, have contributed close to Seven hundred and fifty million dollars ($750,000,000) to the State of Arizona and support Tribal operations and programs to benefit reservation communities; it is vital that the Navajo Nation continue to remain involved in state gaming issues. See Arizona Indian Gaming Association, 2012 Annual Report.

E. It is in the best interest of the Navajo Nation to establish an Arizona Gaming Subcommittee of dedicated members to stay active in the gaming issues related to the Navajo gaming.

Section Two. Naabik'íyáti' Arizona Gaming Subcommittee Establishment

A. The Navajo Nation establishes the Naabik'íyáti' Arizona Gaming Subcommittee to negotiate the renewal of appropriate amendments to the current gaming compact between the Navajo Nation and the State of Arizona and to address related issues to protect Navajo gaming.

B. The Naabik'íyáti' Arizona Gaming Subcommittee shall:

1. Work in cooperation and in coordination with the Navajo Nation President, Attorney General, and the Navajo Nation Gaming Enterprise or the designees from these respective offices; and

2. Report monthly to the Speaker of the Navajo Nation Council on the Task Force's activities; and

3. Transfer information and recommendations to the Speaker of the Navajo Nation Council, the Naabik'íyáti' Committee, appropriate Navajo Nation Council standing committees, and appropriate Legislative Branch boards, commissions, agencies, offices and programs; and

4. Submit to the Naabik'íyáti' Committee for final review and approval any and all amendments and/or compacts which are negotiated.

C. The Naabik'íyáti' Arizona Gaming Subcommittee shall consist of six members who reside and represent the State of Arizona. The Navajo Nation Council Speaker shall appoint delegates to serve on the subcommittee. The appointed delegates serve at the pleasure of the Naabik'íyáti' Committee. The Navajo Nation Council Speaker appoints the following delegates to the subcommittee, EXHIBIT A:

1. Alton Joe Shepherd, Resources and Development Committee

2. Otto Tso, Law and Order Committee

3. Jonathan L. Hale, Health, Education and Human Services Committee

4. Dwight Witherspoon, Budget and Finance Committee

5. Tuchoney Slim, Jr., Naabik'íyáti' Committee

6. Walter Phelps, Navajo-Hopi Land Commission

D. The Naabik'íyáti' Arizona Gaming Subcommittee may include members from the Executive Branch with the Navajo Nation President's recommended appointments to serve on the subcommittee, including but not limited to Navajo Gaming Regulatory Office and Navajo Nation Gaming Enterprise.

E. The Naabik'íyáti' Arizona Gaming 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.

F. The Naabik'íyáti' Arizona Gaming Subcommittee shall establish a regular meeting day(s) of the month and shall meet more frequently during tribal-state compact negotiations. Due to the economic importance of the compact negotiation work, Subcommittee members absent from two or more meetings may be replaced at the recommendation of the Chair of the Subcommittee.

G. The Naabik'íyáti' Gaming Subcommittee may retain a legal consultant through the Office of the Speaker to render legal advice regarding negotiations.

Section Three. Subcommittee Term

The Naabik'íyáti' Arizona Gaming Subcommittee shall exist until their assigned tasks are completed and shall report on the recommendations to the Naabik'íyáti' Committee. 2 N.N.C. § 186 (2012) see also CJA-03-13.

Section Four. Directives

A. The Speaker's Chief of Staff shall assign one policy analyst to assist the Naabik'íyáti' Arizona Gaming Subcommittee.

B. The Legislative Services' Executive Director shall assign two Office of Legislative Services staffers to assist the Naabik'íyáti' Arizona Gaming Subcommittee.

C. The Speaker shall determine a Subcommittee budget and identify the funds.

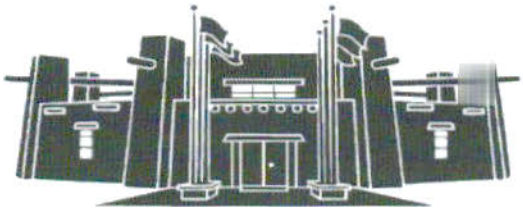
CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 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 15 in favor and 0 opposed, this 8th day of October 2015.

LoRenzo Bates, Chairperson
Naabik'íyáti' Committee

Motion: Honorable Mel R. Begay
Second: Honorable Norman M. Begay

Office of Legislative Counsel
Telephone: (928) 871-7166
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Honorable Seth Damon
Speaker
24th Navajo Nation Council

MEMORANDUM

TO: Honorable Seth Damon, Speaker
24th Navajo Nation Council

FROM: Edward A. McCool, Acting-Chief Legislative Counsel
Office of Legislative Counsel

DATE: March 12, 2019

AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; APPROVING THE SPEAKER OF THE NAVAJO NATION COUNCIL'S APPOINTMENTS TO THE NAABIK'ÍYÁTI' COMMITTEE'S ARIZONA GAMING SUBCOMMITTEE

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that this particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§500, 501. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION

LEGISLATION NO: _0056-19__ SPONSOR: Seth Damon

TITLE: An Action Relating To NAABIK'IYATI' Committee; Approving The Speaker Of The Navajo Nation Council's Appointments To The NAABIK'IYATI' Committee's Arizona Gaming Subcommittee

Date posted: March 14, 2019 at 5:12 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.*