

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0177-16

**DATE:** May 31, 2016

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

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

**This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed legislation in detail.**

5-DAY BILL HOLD PERIOD: None  
Website Posting Time/Date: 4:55pm 10/11/16  
Posting End Date: 10/17/2016  
Eligible for Action: 10/18/2016

Law & Order Committee  
THENCE

Naa'bik'íyáti' Committee  
THENCE

Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

23<sup>rd</sup> NAVAJO NATION COUNCIL – Second Year, 2016

INTRODUCED BY

  
(Prime Sponsor)

TRACKING NO. 0177-16

AN ACTION

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

**Section One. Authority**

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

**Section Two. Findings**

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

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

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

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

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

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

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

27 \*\*\*\*

28 **§952. Purpose**

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

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

4  
5 **§ 953. Executive Director**  
6

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

21 **§ 954. Organization and functions**

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

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

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

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

12 \*\*\*\*

---

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

16 The Navajo Nation Code amendment enacted herein shall be effective pursuant to 2  
17 N.N.C. § 221(B).  
18

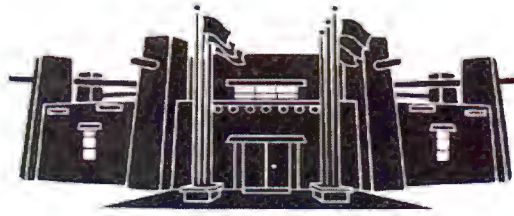
19 **Section Five. Codification**

20 The provisions of this Act which amend or adopt new sections of the Navajo Nation  
21 Code shall be codified by the Office of Legislative Counsel. The Office of Legislative  
22 Counsel shall incorporate such amended provisions in the next codification of the  
23 Navajo Nation Code.  
24

25 **Section Six. Saving Clause**

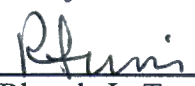
26 Should any provisions of this ordinance be determined invalid by the Navajo Nation  
27 Supreme Court, or the District Courts of the Navajo Nation, without appeal to the  
28 Navajo Nation Supreme Court, those portions of this ordinance which are not  
29 determined invalid shall remain the law of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

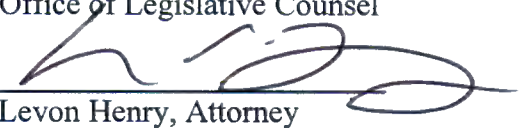




**MEMORANDUM**

**TO:** Honorable Jonathan Hale  
Navajo Nation Council

**FROM:**   
Rhonda L. Tuni  
Office of Legislative Counsel

**THRU:**   
Levon Henry, Attorney  
Office of Legislative Counsel

**DATE:** May 31, 2016

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

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

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

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

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0177-16\_\_\_\_\_

SPONSOR: Jonathan Hale

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

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

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto:comments@navajo-nsn.gov)

Written comments may be mailed to:

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7590

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

**Please note:** This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW SUMMARY**

**LEGISLATION NO.: 0177-16**

**SPONSOR: Honorable Jonathan L. Hale**

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

**Posted: June 2, 2016 at 4:55pm**

**5 DAY Comment Period Ended: June 7, 2016**

**Digital Comments received:**

|                            |             |
|----------------------------|-------------|
| <b>Comments Supporting</b> | <i>None</i> |
| <b>Comments Opposing</b>   | <i>None</i> |
| <b>Inclusive Comments</b>  | <i>None</i> |



---

**Executive Director  
Office of Legislative Services**

*6/8/2016 - 8:40 am*

---

**Date/Time**



LAW AND ORDER COMMITTEE  
23<sup>RD</sup> NAVAJO NATION COUNCIL

SECOND YEAR 2016

COMMITTEE REPORT

Mr. Speaker,

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

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

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

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

And thereafter, referred to Naabik'iyati' Committee

Respectfully submitted,



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

Date: June 22, 2016

Amendment No. 1:

Motion: Honorable Otto Tso

Second: Honorable Kee A. Begay, Jr.

Vote: 2-0

Main Motion: Honorable Otto Tso

Second : Honorable Kee A. Begay, Jr.

Vote : 2-0 (Pro Tem not voting)

## **23<sup>rd</sup> NAVAJO NATION COUNCIL**

### **Second Year 2016**

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

#### **NAVAJO LEGISLATIVE BILL #0177-16**

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

*Sponsored by: Honorable Jonathan L. Hale*

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

Respectfully Submitted,



*Honorable LoRenzo Bates, Speaker*  
**NAVAJO NATION COUNCIL**

**07 JULY 2016**

#### **MAIN MOTION:**

*Motioned by: Honorable Lee Jack, Sr.*

*Seconded by: Honorable Amber K. Crotty*

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

# NAVAJO NATION

RCS# 476

Naa'bik'iyati Committee

7/7/2016  
04:22:17 PM

Amd# to Amd#

Legislation No. 0177-16

PASSED

MOT Jack

Amending 2 N.N.C. Sections

SEC Crotty

952, 953 and 954 Office of  
Legislative Services

**Yea : 11**

**Nay : 0**

**Not Voting : 13**

**Yea : 11**

Begay, NM  
BeGaye, N  
Bennett

Chee  
Crotty  
Daniels

Hale  
Jack  
Smith

Tsosie  
Witherspoon

**Nay : 0**

**Not Voting : 13**

Bates  
Begay, K  
Brown  
Damon

Filfred  
Perry  
Pete

Phelps  
Shepherd  
Slim

Tso  
Vacant  
Yazzie

## 23<sup>rd</sup> NAVAJO NATION COUNCIL Second Year 2016

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

### **NAVAJO LEGISLATIVE BILL #0177-16**

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

*Sponsored by: Honorable Jonathan L. Hale*

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

Respectfully Submitted,



*Honorable LoRenzo Bates, Speaker*  
**NAVAJO NATION COUNCIL**

**20 JULY 2016**

#### **TABLING MOTION:**

Motion to table temporarily

*Motioned by: Honorable Seth Damon*

*Seconded by: Honorable Otto Tso*

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

#### **MAIN MOTION:**

*Motioned by: Honorable Jonathan Perry*

*Seconded by: Honorable Seth Damon*

*Vote:*

NAVAJO NATION

RCS# 522

Summer Session

7/20/2016

12:27:01 PM

Amd# to Amd#

Table Legislation No. 0177-16

PASSED

MOT Damon

SEC Tso

**Yea : 13**

**Nay : 0**

**Not Voting : 7**

**Yea : 13**

Begay, K  
Damon  
Daniels  
Hale

Jack  
Perry  
Pete

Phelps  
Slim  
Smith

Tso  
Tsosie  
Witherspoon

**Nay : 0**

**Not Voting : 7**

Bates  
Begay, NM  
BeGaye, N

Bennett  
Brown  
Chee

Crotty  
Filfred

Shepherd  
Yazzie



## **23<sup>rd</sup> NAVAJO NATION COUNCIL**

### **Second Year 2016**

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

#### **NAVAJO LEGISLATIVE BILL #0177-16**

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

*Sponsored by: Honorable Jonathan L. Hale*

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

Respectfully Submitted,



*Honorable LoRenzo Bates, Speaker*  
**NAVAJO NATION COUNCIL**

**21 JULY 2016**

#### **RECALL MOTION:**

*Motioned by: Honorable Seth Damon*

*Seconded by: Honorable Dwight Witherspoon*

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

#### **REFERRAL MOTION:**

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

*Motioned by: Honorable Seth Damon*

*Seconded by: Honorable Herman M. Daniels*

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

**MAIN MOTION:**

*Motioned by: Honorable Jonathan Perry*

*Seconded by: Honorable Seth Damon*

*Vote:*

NAVAJO NATION

RCS# 548

Summer Session

7/21/2016

03:47:19 PM

Amd# to Amd#

Refer back to NABI

PASSED

MOT Damon

Legislation No. 0177-16

SEC Daniels

**Yea : 13**

**Nay : 0**

**Not Voting : 7**

**Yea : 13**

Begay, K  
BeGaye, N  
Brown  
Chee

Crotty  
Damon  
Daniels

Hale  
Phelps  
Slim

Tso  
Tsosie  
Witherspoon

**Nay : 0**

**Not Voting : 7**

Bates  
Begay, NM  
Bennett

Filfred  
Jack  
Perry

Pete  
Shepherd

Smith  
Yazzie

**23<sup>rd</sup> NAVAJO NATION COUNCIL**  
**NAABIK'ÍYÁTI' COMMITTEE**  
**Second Year 2016**

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

**NAVAJO LEGISLATIVE BILL #0177-16**

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

*Sponsored by: Honorable Jonathan L. Hale*

*Co-Sponsored by: Honorable Nathaniel Brown*

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

Respectfully Submitted,



*Honorable LoRenzo Bates, Chairman*  
**NAABIK'ÍYÁTI' COMMITTEE**

**13 OCTOBER 2016**

**MAIN MOTION:**

*Motioned by: Honorable Dwight Witherspoon*

*Seconded by: Honorable Norman M. Begay*

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

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

NAVAJO NATION

RCS# 562

Naa'bik'iyati Committee

10/13/2016

01:11:43 PM

Amd# to Amd#

Legislation No. 0177-16

PASSED

MOT Witherspoon

Amending 2 NNC Sec

SEC Begay, NM

**Yea : 10**

**Nay : 1**

**Not Voting : 11**

**Yea : 10**

Begay, K  
Begay, NM  
Bennett

Chee  
Daniels  
Jack

Perry  
Tsosie

Witherspoon  
Yazzie, P

**Nay : 1**

Phelps

**Not Voting : 11**

Bates  
BeGaye, N  
Brown  
Crotty

Damon  
Filfred  
Hale

Pete  
Shepherd  
Slim

Smith  
Tso  
Yazzie

## 23<sup>rd</sup> NAVAJO NATION COUNCIL Second Year 2016

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

### **NAVAJO LEGISLATIVE BILL #0177-16**

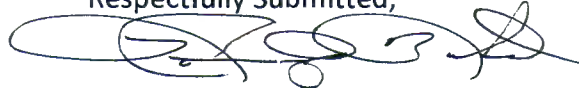
An Action Relating to Law and Order and Naabik'iyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §§ 952, 953 and 954, the Office of Legislative Services

*Sponsored by: Honorable Jonathan L. Hale*

*Co-Sponsored by: Honorable Nathaniel Brown*

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

Respectfully Submitted,



*Honorable LoRenzo Bates, Speaker*  
**NAVAJO NATION COUNCIL**

**19 OCTOBER 2016**

*Legislation 0177-16 was referred by the Navajo Nation Council on July 21, 2016 by a vote of 13 in favor and 00 opposed. The referral motion stated, "Refer to Naabik'iyáti' Committee, next Naabik'iyáti' Committee and reconsider during Fall Council Session". Per Navajo Nation Council Rule 19. E., "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 be expired and shall be eliminated from the agenda of the Council." Legislation 0177-16 was not acted on during the 2016 Navajo Nation Council Fall Session and is therefore "expired and shall be eliminated from the agenda of the Council." Legislation 0177-16 will be closed out.*