



## 24<sup>th</sup> NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, SETH DAMON, Primary  
Sponsor of proposed legislation hereby withdraw my  
sponsorship of the proposed legislation. The legislation  
tracking number is 0144-19.

If there are any co-sponsors, they may re-sponsor the same  
bill by beginning a new legislation.

SPONSOR SIGNATURE:

A handwritten signature in black ink, appearing to read "Seth Damon", written over a horizontal line.

DATE:

06/14/19

LEGISLATIVE SUMMARY SHEET

Tracking No. 0144-19

**DATE:** June 10, 2019

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

**PURPOSE:** Creating the Naabik'íyáti' Committee's Gaming Subcommittee to negotiate all related issues regarding the separate gaming compacts the Navajo Nation has with the State of Arizona and the State of New Mexico respectively.

**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: 2388  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 6.19.19  
Eligible for Action: 6.20.19

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 24<sup>th</sup> NAVAJO NATION COUNCIL - First Year, 2019  
3 INTRODUCED BY

4  
5  
6 (Prime Sponsor) 

7  
8 TRACKING NO. 0144-19

9  
10 AN ACTION  
11 RELATING TO NAABIK'ÍYÁTI' COMMITTEE; APPROVING THE  
12 ESTABLISHMENT OF THE NAABIK'ÍYÁTI' COMMITTEE'S GAMING  
13 SUBCOMMITTEE AND APPROVING THE SPEAKER OF THE NAVAJO NATION  
14 COUNCIL'S APPOINTMENTS TO THE NAABIK'ÍYÁTI' COMMITTEE'S GAMING  
15 SUBCOMMITTEE

16  
17 BE IT ENACTED:

18  
19 **SECTION ONE. AUTHORITY**

20 A. The Naabik'iyáti' Committee of the Navajo Nation Council is a Standing Committee of  
21 the Navajo Nation Council. 2 N.N.C. § 700.

22 B. The Naabik'iyáti' Committee, as a Standing Committee, has the authority to establish a  
23 subcommittee subject to the requirements of 2 N.N.C. §186.

24 **SECTION TWO. FINDINGS**

25 A. The Naabik'iyáti' Committee of the Navajo Nation Council finds it to be in the best  
26 interest of the Navajo People to establish the Naabik'iyáti' Committee's Gaming  
27 Subcommittee and to dissolve the prior existing Naabik'iyáti' Committee's Arizona  
28 Gaming Subcommittee established through Resolution NABIO-62-15, on October 8,  
29 2015. See Exhibit A.

30

1       **SECTION THREE. ESTABLISHMENT OF THE NAABIK'ÍYÁTI' COMMITTEE**  
2       **GAMING SUBCOMMITTEE**

3  
4       A. The Naabik'íyáti' Committee hereby establishes the Naabik'íyáti' Committee's  
5       Gaming Subcommittee to negotiate the all related issues regarding the separate gaming  
6       compacts the Navajo Nation has with the State of Arizona and the State of New Mexico  
7       respectively and to address related issues to protect Navajo gaming.

8       B. The Naabik'íyáti' Committee Gaming Subcommittee shall:

9  
10       1. Work in cooperation and in coordination with the Navajo Nation President, Attorney  
11       General, and the Navajo Nation Gaming Enterprise or the designees from these  
12       respective offices and entity; and

13  
14       2. Report monthly to the Speaker of the Navajo Nation Council on the Subcommittee's  
15       activities; and

16  
17       3. Transfer information and recommendations to the Speaker of the Navajo Nation  
18       Council, the Naabik'íyáti' Committee, appropriate Navajo Nation Standing Committees,  
19       and appropriate Legislative Branch boards, commissions, agencies and programs; and

20  
21       4. Submit to the Naabik'íyáti' Committee for review and approval any and all proposed  
22       amendments and/or compacts which are the result of such negotiation.

23  
24       C. The Naabik'íyáti' Committee Gaming Subcommittee shall consist of three members  
25       who represent Chapters located in the State of Arizona and three members who represent  
26       Chapters located in the State of New Mexico. The Navajo Nation Council Speaker shall  
27       appoint Delegates to serve on the subcommittee. The appointed Delegates serve at the  
28       pleasure of the Naabik'íyáti' Committee.

1           **SECTION FOUR. APPOINTMENT**

- 2           A. The Speaker of the Navajo Nation Council hereby appoints and the Naabik'iyáti'  
3           Committee hereby approves the following Delegates to serve, at the pleasure of the  
4           Naabik'iyáti' Committee, on the Naabik'iyáti' Committee's Gaming Subcommittee:  
5           1. Honorable Paul Begay-Health-Arizona;  
6           2. Honorable Eugenia Charles-Newton-New Mexico;  
7           3. Honorable Pernel Halona-New Mexico;  
8           4. Honorable Otto Tso-Arizona;  
9           5. Honorable Thomas Walker, Jr. Arizona;  
10          6. Honorable Jamie Henio, New Mexico.
- 11          B. The Naabik'iyáti' Committee's Gaming Subcommittee may include members of the  
12          Executive Branch with the Navajo Nation President's recommended appointments  
13          serving on the Subcommittee, including but not limited to Navajo Gaming Regulatory  
14          Office and the Navajo Nation Gaming Enterprise.
- 15          C. The Naabik'iyáti' Committee's Gaming Subcommittee by majority vote shall select a  
16          chairperson and vice-chairperson at their first meeting. The chairperson and vice-  
17          chairperson shall serve at the Subcommittee's pleasure; replacement by majority vote.
- 18          D. The Naabik'iyáti' Committee's Gaming Subcommittee shall establish a regular  
19          meeting day(s) of the month and shall meet more frequently during tribal-state  
20          compact negotiations. Due to the economic importance of the compact negotiation  
21          work, Subcommittee members absent from two or more meetings may be replaced at  
22          the recommendation of the Chair of the Subcommittee.
- 23          E. The Naabik'iyáti' Committee's Gaming Subcommittee may retain a legal consultant  
24          through the Office of the Speaker to render legal advice regarding negotiations.

25  
26           **SECTION FIVE. SUBCOMMITTEE TERM**

27           The Naabik'iyáti' Committee Gaming Subcommittee shall exist until it's assigned  
28           tasks are completed and shall report its recommendations to the Naabik'iyáti'  
29           Committee, pursuant to 2 N.N.C. § 186.

30

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

**SECTION SIX. DIRECTIVES**

- A. The Speaker’s Chief of Staff shall assign one policy analyst to assist the Naabik'íyáti' Committee’s Gaming Subcommittee.
- B. The Legislative Service’s Executive Director shall assign two Office of Legislative Services staffers to assist the Naabik'íyáti' Committee’s Gaming Subcommittee.
- C. The Speaker shall determine a Subcommittee budget and identify the funds.
- D. The Naabik'íyáti' Committee’s Arizona Gaming Subcommittee created through Resolution NABIO-62-15, as found at Exhibit B, is hereby dissolved.



24<sup>TH</sup> NAVAJO NATION COUNCIL

OFFICE OF THE SPEAKER



HONORABLE SETH DAMON

*Speaker, 24<sup>th</sup> Navajo Nation Council*

MEMORANDUM

TO: Honorable Paul Begay, *Delegate (AZ)*  
Honorable Eugenia Charles Newton, *Delegate (NM)*  
Honorable Pernell Halona, *Delegate (NM)*  
Honorable Otto Tso, *Delegate (AZ)*  
Honorable Thomas Walker, Jr., *Delegate (AZ)*  
Honorable Jamie Henio, *Delegate (NM)*

FROM:   
Seth Damon, *Speaker*  
24<sup>TH</sup> NAVAJO NATION COUNCIL

DATE: June 25, 2019

SUBJECT: **Appointment to Naabik'iyáti' Committee Gaming Subcommittee**

The memorandum serves as official notification that you are hereby appointed to the Gaming Subcommittee of the Navajo Nation Council Naabik'iyáti' Committee.

The purpose of the Subcommittee is to negotiate appropriate amendments to current gaming compacts in the States of Arizona and New Mexico.

With exciting new developments in the gaming industry, it is vital that you carry forth this important responsibility on behalf of the Navajo Nation.

Your Subcommittee position serves at the pleasure of the Naabik'iyáti' Committee.

Thank you for accepting this important responsibility.

If you have any questions, please contact Chief of Staff LaShawna Tso at (928) 871-7160 or [lrts@navajo-nsn.gov](mailto:lrts@navajo-nsn.gov).

LEGISLATIVE BRANCH

Office of the Speaker • Post Office Box 3390 • Window Rock, Arizona 86515 • Ph: (928) 871-7160 • Fax: (928) 871-7255



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'iyáti' Arizona Gaming Subcommittee Establishment**

- A. The Navajo Nation establishes the Naabik'iyáti' 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'iyáti' 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'iyáti' Committee, appropriate Navajo Nation Council standing committees, and appropriate Legislative Branch boards, commissions, agencies, offices and programs; and
  4. Submit to the Naabik'iyáti' Committee for final review and approval any and all amendments and/or compacts which are negotiated.
- C. The Naabik'iyáti' 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'iyáti' 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'iyáti' Arizona Gaming Subcommittee.
- C. The Speaker shall determine a Subcommittee budget and identify the funds.

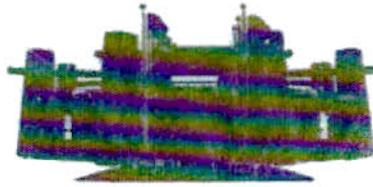
**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' 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'iyáti' Committee

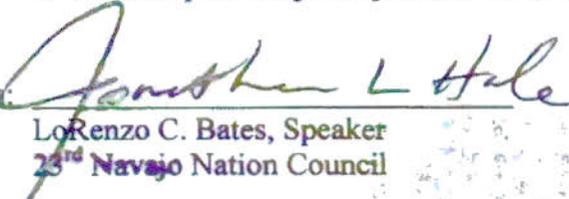
Motion: Honorable Mel R. Begay  
Second: Honorable Norman M. Begay



Memorandum

To: Alton Joe Shepherd, Resources and Development Committee  
Raymond Smith, Jr., Law and Order Committee  
Jonathan L. Hale, Health, Education and Human Services Committee  
Dwight Witherspoon, Budget and Finance Committee  
Tuchoney Slim, Jr., Naabik'iyáti' Committee  
Walter Phelps, Navajo-Hopi Land Commission

From:

  
LoRenzo C. Bates, Speaker  
23<sup>rd</sup> Navajo Nation Council

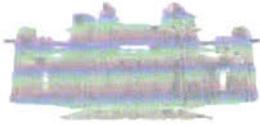
Date: September 24, 2015

Re: Naabik'iyáti' Arizona Gaming Sub-committee Appointments

I am pleased to appointment you to the Naabik'iyáti' Arizona Gaming Sub-committee ("Sub-committee"). I appointed you because, as a Navajo Nation Council Delegate, you reside and represent the Navajo Nation in the State of Arizona. The Naabik'iyáti' Arizona Gaming Sub-committee's purpose is to negotiate the renewal and appropriate amendments of the current gaming compact between the Navajo Nation and the State of Arizona.

Your term as Sub-committee member shall coincide with your term as a Navajo Nation Council Delegate and until your successor is appointed. Since the Naabik'iyáti' Committee needs to approve your appointment, you will serve at their pleasure.

Again, I am pleased to appoint you to the Naabik'iyáti' Arizona Gaming Sub-committee.



23<sup>RD</sup> NAVAJO NATION COUNCIL  
OFFICE OF THE SPEAKER

HONORABLE LORENZO C. BATES  
SPEAKER, 23<sup>RD</sup> NAVAJO NATION COUNCIL

MEMORANDUM

TO: 23<sup>rd</sup> NAVAJO NATION COUNCIL

FROM:

Lorenzo Bates, Speaker  
23<sup>rd</sup> NAVAJO NATION COUNCIL

DATE: Tuesday, September 29, 2015

SUBJECT: Appointment of Speaker Pro Tem for September 29, 2015 to October 1, 2015

Pursuant to 2 N.N.C. §287(B), "The Speaker in his or her sole discretion, may appoint a Speaker Pro Tem to carry out the administrative duties of the Office of the Speaker whenever the Speaker is both absent and unavailable due to travel, illness, or any other reason deemed sufficient grounds by the Speaker. The appointment shall be made in writing and shall expire at a time designated by the Speaker, and shall, in any event, automatically expire in five working days after the date of the appointment unless renewed in writing by the Speaker."

I hereby delegate *Honorable Jonathan L. Hale* as Speaker Pro Tem during my absence from the office effective *Tuesday, September 29, 2015 at 8:00 a.m. through October 1, 2015 ending at 5:00 p.m.* I will be away from the office on travel and *Honorable Hale* will be available on these days.

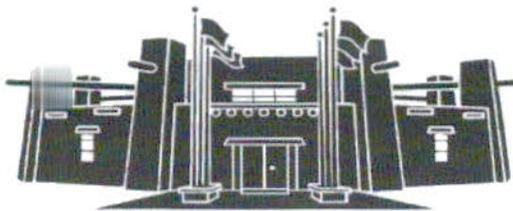
This Delegation of Authority is for administrative purposes only and is not intended, nor does it re-delegate any policy authority delegated to the Speaker of the Navajo Nation Council.

Your cooperation is expected and greatly appreciated. If you have any questions, please contact Chief of Staff *Arbin Mitchell* at (928) 871-7160.

ACKNOWLEDGEMENT:

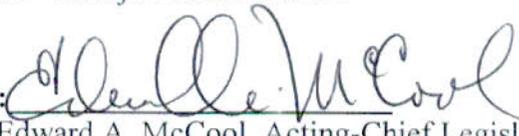
*Honorable Jonathan L. Hale, Council Delegate*  
23<sup>rd</sup> Navajo Nation Council

LEGISLATIVE BRANCH



**MEMORANDUM**

**TO:** Honorable Seth Damon  
24<sup>th</sup> Navajo Nation Council

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

**DATE:** June 10, 2019

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