

LEGISLATION SUMMARY

TrackingNo. 0051-22

Date: March 4, 2022

Re: **AN ACT RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$3,003,441 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFB") FOR THE NAVAJO ELECTION ADMINISTRATION FOR ITS EXPENSES IN PREPARATION FOR THE 2022 NAVAJO NATION ELECTIONS; WAIVING 12 N.N.C. §820(E), §820(F), §820(J), AND §820(L)**

Purpose: to approve \$3,003,441 from the UUFB for the Navajo Election Administration to pay for its expenses in preparation for the upcoming 2022 Navajo Nation elections.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: 5:58pm; 03-09-22
Posting End Date: 03-14-22
Eligible for Action: 03-15-22

Budget & Finance Committee
Thence
Naabik'iyáti' Committee
Thence
Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION
2 24th NAVAJO NATION COUNCIL - Fourth Year, 2022

3 Introduced by:

4
5 WCS Stewart
6 (Prime Sponsor)

7
8 Tracking No. 0051-22
9

10 AN ACT

11 RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTI'
12 COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING
13 \$3,003,441 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE
14 ("UUF") FOR THE NAVAJO ELECTION ADMINISTRATION FOR ITS
15 EXPENSES IN PREPARATION FOR THE 2022 NAVAJO NATION
16 ELECTIONS; WAIVING 12 N.N.C. §820(E), §820(F), §820(J), AND §820(L)

17
18 BE IT ENACTED:

19
20 SECTION ONE. AUTHORITY

- 21 A. The Budget and Finance Committee was established as a standing committee of the Navajo
22 Nation Council with the authority to review and recommend to the Council the budgeting,
23 appropriation, investment and management of all funds. 2 N.N.C. §300(A), §301(B)(2).
24 B. The Naabik'iyáti' Committee was established as a standing committee of the Navajo Nation
25 Council with authority to hear all proposed resolutions requiring final action by the Navajo
26 Nation Council. 2 N.N.C. §164 (A)(9), §701(A)(5).
27 C. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).
28 As such, the Council "... may adopt and approve supplemental appropriations to the Annual
29 Comprehensive Budget during the fiscal year. Supplemental appropriations of General Funds
30 within the current fiscal year are permitted, if and when additional sources of revenues above

1 and beyond the initial or current revenue projections are projected and which are also in
2 excess of the reserve amount set forth at §820(J).” 12 N.N.C. §820(L).

3 D. The restrictions on supplemental appropriations, including all amounts from the UUFB,
4 include:

5 1. Payment of recurring government operating expenses shall be from recurring revenues,
6 and payment of nonrecurring expenses shall be from nonrecurring revenues such as UUFB
7 funds. 12 N.N.C. §820(E), §820(F).

8 2. Specifically, the UUFB shall not be used for recurring government expenditures or
9 operations. 12 N.N.C. §820(J), §820(L).

10 3. Nonrecurring revenues such as UUFB funds may be used only after the Controller
11 determines whether or not such revenues are subsidizing an imbalance between the
12 Navajo Nation’s recurring revenues and expenditures, and government expenditures shall
13 only be authorized if a long-term (3-year to 5-year year) forecast shows that the operating
14 deficit will not continue; otherwise, nonrecurring revenues will be added to the
15 Unreserved, Undesignated Fund Balance. 12 N.N.C. §820(F).

16 4. The above provisions in Title 12 may be amended or waived by a two-thirds vote of the
17 full Navajo Nation Council. 12 N.N.C. §820(F), 12 N.N.C. §880.

18 5. In compliance with 12 N.N.C. §820(F) all UUFB funding requests must be reviewed by
19 the Controller. Such review is also required because the Controller determines which
20 revenues and expenses are recurring and which are non-recurring. 12 N.N.C. §820(L).

21 6. In compliance with 12 N.N.C. §820(M) all UUFB funding requests must be submitted to
22 the Office of Management and Budget (“OMB”) for a budget impact analysis.

23 7. Supplemental funding such as UUFB appropriations shall lapse at the end of the current
24 fiscal year unless the Navajo Nation Council decides otherwise. 12 N.N.C. §820(N).

25
26 **SECTION TWO. FINDINGS**

27 A. The Navajo Election Administration (“NEA”) is requesting \$3,003,441 out of the UUFB to
28 purchase office equipment and supplies, and to cover its operating expenses for the remainder
29 of FY2022, which costs are necessary for NEA to adequately prepare for the upcoming 2022
30 Navajo Nation primary and general elections to be conducted across the Navajo Nation.

1 B. The Executive Director of NEA has provided a memorandum regarding NEA's need for the
2 \$3,003,441 in additional funding, explaining that NEA is currently using outdated and
3 obsolete equipment and software that are wholly inadequate for the upcoming 2022 Navajo
4 Nation elections. **EXHIBIT A.**

5 C. NEA has prepared appropriate Budget Forms regarding its funding request. **EXHIBIT B.**

6 D. The Controller has been asked to prepare a memorandum regarding this funding request, to
7 comply with 12 N.N.C. §820(F) and §820(L). This memorandum may be provided to the
8 assigned Committees and the Navajo Nation Council when this legislation is up for
9 consideration.

10 E. OMB was asked to prepare a budget impact analysis regarding this funding request, to
11 comply with 12 N.N.C. §820(M). This analysis may be provided to the assigned Committees
12 and the Navajo Nation Council when this legislation is up for consideration.

13 F. The Navajo Nation has determined that approving the requested UUFb funds for NEA is a
14 critical priority for the Navajo Nation, and further finds that such funds are necessary to
15 ensure bona fide elections across the Navajo Nation during 2022, as well as proper post-
16 election procedures for the counting of all votes and the publication of final election results.

17
18 **SECTION THREE. APPROVAL OF \$3,003,441 FROM THE UUFb FOR THE NEA'S**
19 **EXPENSES IN PREPARATION FOR THE UPCOMING 2022**
20 **NAVAJO NATION ELECTIONS**

21 A. The Navajo Nation hereby approves a supplemental appropriation of \$3,003,441 out of the
22 UUFb for the Navajo Election Administration to cover its expenses in preparation for the
23 upcoming 2022 Navajo Nation primary and general elections, in accordance with the
24 attached EXHIBIT A and EXHIBIT B.

25 B. The \$3,003,441 in UUFb funds approved herein shall be from those revenues that exceed
26 the 10% minimum balance of the UUFb which must be maintained according to 12 N.N.C.
27 §820(J).

28 C. The \$3,003,441 approved herein shall **not** lapse at the end of Fiscal Year 2022, as would
29 otherwise occur pursuant to 2 N.N.C. §820(N), and all unexpended and/or unencumbered
30 amounts shall carry over to NEA's Budget for FY2023.

1 D. The Sihasin Fund shall be reimbursed the \$3,003,441 amount approved herein, from funds
2 available to the Navajo Nation from any and all state and federal sources, including
3 Congressional appropriations under the American Rescue Plan Act of 2021 or other COVID-
4 19-related relief, so long as the NEA's expenditures described herein are deemed eligible
5 under such COVID-19-related or other funding sources.
6

7 **SECTION FOUR. WAIVING 12 N.N.C. §820(E), §820(F), §820(J), and §820(L)**

8 The Navajo Nation hereby waives 12 N.N.C. §820(E), §820(F), §820(J), and §820(L) to allow
9 use of the \$3,003,441 in UUFB funds by NEA for its necessary expenditures in preparation for
10 the upcoming 2022 Navajo Nation elections. This waiver is necessary because the proposed
11 NEA expenditures are considered recurring government expenses.
12

13 **SECTION FIVE. EFFECTIVE DATE**

14 This Act shall become effective pursuant to 2 N.N.C. §221(B) and 2 N.N.C. §164(A)(17).
15

16 **SECTION SIX. SAVING CLAUSE**

17 If any portion of this Act is determined invalid by the Navajo Nation Supreme Court, or by a
18 District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the
19 remainder of this Act shall be the law of the Navajo Nation.
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THE NAVAJO NATION
ELECTION ADMINISTRATION

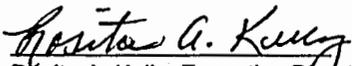
EXHIBIT A



Strength and Dignity Through Voting

February 15, 2022

To: Wilson Stewart, Honorable Delegate
24th Navajo Nation Council

From: 
Rosita A. Kelly, Executive Director
Navajo Election Administration
Window Rock, AZ 8651

Subject: Emergency Legislation for Primary and General Election

The Navajo Nation Election Administration (NEA) promotes democracy through each Navajo registered member who is eligible to vote; individual votes create personal choice to vote, not voting is giving up your voice, votes determine funding, and most importantly it gives opportunities to make changes. NEA serves the entire NN population including, not limited to stateside and overseas voters. The NEA has a total of 20 staff; 10 staff at Central office and 10 staff at the five agencies. The agency offices are located in Tuba City, Arizona, Chinle Arizona, Ft. Defiance Arizona, Crownpoint New Mexico, and in Shiprock New Mexico. The Agency NEA staff provided daily services to the Navajo eligible registered voters on a daily basis with:

1. Register new votes
2. Re-register inactive voters
3. Verify voter's registration
4. Collaborate with 110 chapters on registration
5. Coordinate and conduct primary and general, special elections, challenge, and recall elections
6. Orientate poll official training to chapter officials and general public
7. Conduct Registration training to registers
8. Temporary staff to assist with primary and general election
9. Out Research and Education
10. Report tally votes
11. Disseminate Navajo Nation, state, county and federal election and registration information, policies, certification processes, interpret election codes
12. Assist potential candidates with application process, certification, recount.

The Navajo Nation Department Currently the Navajo Nation Election Office operates on Voters Registration System (VRS):

1. Navajo Nation Department of Information Technology (DIT) has strongly advised the NEA to seek a new Voters Registration Software, the current software is outdated with strong possibility of crashing. When the system crashes NN DIT cannot make repairs.
2. Navajo Nation DIT strongly advised NEA to get a new Voters Registration Software for Central office and the 5 agencies
3. Current NEA computers and software are not compatible to Election Data Base
4. The current Voter Registration Software is a high risk for breaching voters' confidential records upon system failure
5. Unable to generate needed reports for reporting
6. VRS unable to connect to the internet

The Agency NEA staff are forced to set up tables and voting machines outside on gravel to conduct voting, use their own funds and equipment i.e. laptops, cell phones to carry daily task, and switch carriers to accommodate demand for communication. NEA staff carry out daily duties on outdated and unreliable computers and software (i.e. Windows 7, voter data base).

THE NAVAJO NATION
ELECTION ADMINISTRATION

Strength and Dignity Through Voting

Due to COVID 19 Pandemic, the NEA staff experienced psychological setbacks including fear of contracting the COVID 19 virus and possible exposure to their families through their interactions with the public. Poll officials were exposed to and contracted the virus, while others backed away from work during the 2020 Navajo Nation election due to fear of getting sick. Because of this, some agencies were left shorthanded which caused added pressure and irregularities in work schedule.

The funds requested will be used to purchase the following for the Window Rock Navajo Election Office and the 5 NEA offices:

- **Election Voter Registration software (license)**
 - Data Base
 - Election supplies and equipment's
 - Desk top Computers
 - Laptops
 - Desks
 - Fire proof cabinets
 - Desk Phones
 - Printers
 - Portables printers
 - Scanners
 - Copiers (small and large)
 - Transcribers
 - Better internet connection/service
 - Hot Spots for remote work
 - 150 IPAD for 110 Chapters and NEA staff
 - Ballots for General elections
 - Personnel overtime during elections
 - Senior Programmer Analyst – new position to administer new database
 - Education, training for NEA staff, board, and poll judges

To effectively and properly serve Navajo voters on the Navajo Nation and beyond, the NEA and agency offices will address the following:

- Increase effective sufficient communication in disseminating election information to voters and the general public.
- The NEA will need a Senior Programmer Analyst to administer the new database and election software to generate valuable reports, in addition the Programmer will have overall maintenance the Election system.
- New software and hardware office equipment will not only increase energy savings and create a greener office environment, it will also decrease services time for customers. Currently, customers have to wait for services due to non-functioning software and computers
- New office equipment's use minimal energy compared to old equipment's
- New reliable updated laptop & desktop computers are direly needed to conduct daily duties (i.e. Windows 10 or newer) with the general public
- A new Voters Registration Software is critically needed to store confidential information

The Navajo People choose their elect local, state, and federal level leaders through votes, it is critical the People and employees are safe from the COVID19 while administering their duties and responsibilities. The NEA conduct the following elections in staggered years:

1. Early voting for elected officials
2. Absentee voting
3. Recall Elections

THE NAVAJO NATION
ELECTION ADMINISTRATION

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ELECTION ADMINISTRATION

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4. Referendum Elections
5. Recount votes
6. Special Election
7. Primary
8. General

The Navajo Nation Election Administration office is looking for **\$3,0003,441** for the Primary Election. The office equipment's are vital as they will be compatible to new Voters Registration Software/Database. The current equipment the Navajo Election Administration are operating on obsolete equipment and software.

THE NAVAJO NATION
PROGRAM BUDGET SUMMARY

PART I. Business Unit No.: 101021		Program Title: Navajo Election Administration		Division/Branch: Legislative Branch				
Prepared By: Genevieve A White		Phone No.: 928.871.6367		Email Address: geneawhite@navajo-nsn.gov				
PART II. FUNDING SOURCE(S)		Fiscal Year / Term	Amount	% of Total				
Emergency Legislation		10/121-09/30/22	3,003,441	100%				
PART III. BUDGET SUMMARY					Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference or Total
2001	Personnel Expenses	6	-	-	6	106,535	106,535	106,535
3000	Travel Expenses	6	-	-	6	21,735	21,735	21,735
3500	Meeting Expenses	6	-	-	6	222,217	222,217	222,217
4000	Supplies	6	-	-	6	594,831	594,831	594,831
5000	Lease and Rental	6	-	-	6	775	775	775
5500	Communications and Utilities	6	-	-	6	304,000	304,000	304,000
6000	Repairs and Maintenance	6	-	-	6	150,000	150,000	150,000
6500	Contractual Services	6	-	-	6	91,995	91,995	91,995
7000	Special Transactions	6	-	-	6	11,353	11,353	11,353
8000	Public Assistance		-	-		-	-	-
9000	Capital Outlay	6	-	-	6	1,500,000	1,500,000	1,500,000
9500	Matching Funds		-	-		-	-	-
9500	Indirect Cost		-	-		-	-	-
TOTAL						3,003,441	3,003,441	3,003,441
PART IV. POSITIONS AND VEHICLES					(D)	(E)		
Total # of Positions Budgeted:					0	24		
Total # of Vehicles Budgeted:					0	0		

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

SUBMITTED BY: Rosita Kelly, Executive Director
 Program Manager's Printed Name

 Program Manager's Signature and Date

APPROVED BY: Seth Damon, Speaker, 24th Navajo Nation Council
 Division Director / Branch Chief's Printed Name

 Division Director / Branch Chief's Signature and Date 3.5.22

PART I. PROGRAM INFORMATION:
 Business Unit No.: 101021 Program Name/Title: Navajo Election Administration

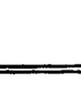
PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

PART III. PROGRAM PERFORMANCE CRITERIA:

	1st QTR		2nd QTR		3rd QTR		4th QTR	
	Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: <u>To purchase the Voter Registration Software/Database.</u> Program Performance Measure/Objective: <u>To collaborate with Sole Source-AES to purchase and for implementation.</u>	N/A		N/A		1		1	
2. Goal Statement: <u>COVID-19 Pandemic Safety Measures</u> Program Performance Measure/Objective: <u>Deployment of PPE for Central and 5 Agency Offices.</u>	N/A		N/A		2		3	
3. Goal Statement: <u>Obtain new computers, copiers, scanners, hotspots, etc. for Navajo Election Administration and Agency Offices.</u> Program Performance Measure/Objective: <u>Each agency offices (5) will have new equipment including the central office</u>	N/A		N/A		100		100	
4. Goal Statement: <u>Plan, prepare, and implement 2022 Primary election and 2024 Chapter General chapter elections</u> Program Performance Measure/Objective: <u>To provide community education, purchase adequate ballots, and hire poll officials.</u>	N/A		N/A		1		1	
5. Goal Statement: <u>Program Performance Measure/Objective:</u>								

PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.
 Roshia Kelly, Executive Director
 Program Manager's Printed Name

 Program Manager's Signature and Date
 2.3.22

Seth Damon, Speaker, 24th Navajo Nation Council
 Division Director/Branch Chief's Printed Name

 Division Director/Branch Chief's Signature and Date

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:		Navajo Election Administration		Business Unit No.: 101021	
PART II. DETAILED BUDGET:		(B)		(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)		
2001	PERSONNEL EXPENSES To provide permanent staff with over-time compensation and to hire temporary employees to assist in the Election with fringe benefits.		106,535		
2510	Overtime		78,236		
.2520	Overtime Pay Regular 14 Employees @ 150 Hours	30,148.50			
.2530	1 Employee @ 1200 Hours Overtime Pay Temporary 10 Employees @ 150 Hours	31,452.00 16,635.00			
2900	Fringe Benefits		28,299		
	15 Permanent Employees \$61,600.50 x 43.38%	26,722.30			
	10 Temporary Employees \$16,635.69 x 9.48%	1,577.00			
3000	TRAVEL EXPENSE To provide lodging, POV mileage, meals, and misc. for permanent and temporary employees to travel for voting registration to Denver, CO; Albuquerque, NM; Salt Lake City, UT; Phoenix, AZ; Tucson, AZ; Las Vegas, NV; Los Cruces, NM; Durango, CO; etc.				
3210	Vehicle Rental (off reservation)		2,700		
.3220	Vehicle Rental (Off Reservation) \$300/day x 3 days x 3 trips =	2,700.00			
3230	Personal Travel		2,370		
.3240	Per Diem Meals \$79 x 3 days x 10 trips =	2,370.00			
TOTAL			111,605		128,270

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

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Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)	
.3250	Lodging \$258 x 3 nights x 10 trips =	7,740.00	7,740	
.3260	Mileage \$0.585 x 5,000 miles =	2,925.00	2,925	
.3290	Other travel expenses \$50 x 10 trips	500.00	500	
3310	Air			
.3320	Commercial \$500 x 5 trips =	2,500.00	2,500	
.3330	Charter - Internal \$1000 x 3 trips =	3,000.00	3,000	
TOTAL			16,665	

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2022

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: Navajo Election Administration		101021	
PART II. DETAILED BUDGET:		(C)	(D)
(A)	(B)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)		
3500	MEETING EXPENSES Poll Officials compensation for election day with training and Chief Poll Judge mileage.		222,217
3810	Meetings 3811 Stipend-Meals/Lodging 440 Poll Officials & Training Stipend 110 Chief Poll Judge Training Stipend	222,217	
3813	Mileage 110 Chief Poll Judge Mileage for Election/Training		
4000	SUPPLIES To purchase PPE items, desktops, laptops, office desks, portable printers, scanners, copiers, transcriber, pads, voter's registration software.		594,831
4410	Operating Supplies .4420 General Operating Supplies (PPE) Administration 5,000.00 5 Agencies 25,000.00 .4440 Non Cap Computer Software 7 x \$150 x 4 = 10,528.00 .4530 Printing/Binding/Photocopying General Election Ballots 200,000.00 Poll Books 8,003.00 Election Posters 2 x 110 Chapters 5,000.00	30,000 10,528 213,003	
TOTAL		475,748	817,048

THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

FY 2022

PART I. PROGRAM INFORMATION:		Business Unit No.:	
Program Name/Title: Navajo Election Administration		101021	
PART II. DETAILED BUDGET:			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
4200	Non Capital Assets 4210 Non Cap Furniture & Equip 30 office desks x \$2,000 = 60,000.00 30 all-in-one printer/copier/scanner x \$800 = 24,000.00 30 portable scanners x \$1,000 = 30,000.00 30 portable printers x \$500 = 15,000.00 6 office copier x \$5,000 = 30,000.00 1 transcriber x \$300 = 300.00	291,300	
4420	Non Cap Computer Equip 30 desktops x \$2,000 est. = 60,000.00 30 laptops x \$2,000 est. = 60,000.00 6 tablets x \$2,000 = 12,000.00		
4440	Operating Supplies Non Cap Computer Software Voter's Registration Software 50,000.00	50,000	775
5310	5000 LEASE & RENTAL To rent a space for Voter's Registration Drives. Building/Space .5350 Other Space Rental \$775 Booth x 1 Day 775.00		775
TOTAL		342,075	775

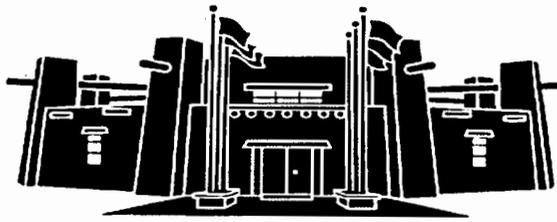
THE NAVAJO NATION
DETAILED BUDGET AND JUSTIFICATION

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(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	5500 COMMUNICATIONS & UTILITIES To replace the office desk phones and to advance the internet services.		304,000
5520	Telephone Optional Charges 20 telephone sets x \$200 = 4,000.00	4,000	
5570	Internet DSL 6 x \$50,000 = 300,000.00	300,000	
	6000 REPAIRS & MAINTENANCE To repair and maintain the office buildings and office equipments.		150,000
6110	Supplies (Fum & Equip) Fum & Equip R&M Supplies 75,000.00	75,000	
6130	Services (Fum & Equip) Fum & Equip R&M Services 75,000.00	75,000	
TOTAL		454,000	454,000

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Object Code (LOD 6)	Object Code Description and Justification (LOD 7)		
6500	6500 CONTRACTUAL SERVICES To purchase the upgrade of the voter's registration database.		91,995
6520	Consulting 6530 Consulting Fees 91,995.00	91,995	
7000	7000 SPECIAL TRANSACTIONS To provide the General Liability and Worker's Compensation.		11,353
7710	Programs 7710 Promotional Items 10,000.00	10,000	
7710	Insurance Premiums 7765 Policy Payment: \$78,235.50+\$28,299.30 / \$100 x .25 = 266.34 7767 Worker's Compensation: \$78,235.50 / \$100 x .72 = 1,086.60	1,353	
9140	9000 CAPITAL ASSETS To purchase the Election Database. Equipment 9142 Equipment - Database 1,500,000	1,500,000	1,500,000
TOTAL		1,603,348	1,603,348



MEMORANDUM

To: Hon. Wilson C. Stewart, Jr., Member
Resources and Development Committee
24th Navajo Nation Council

From: 
Luralene D. Tapahe, Principal Advocate
Office of Legislative Counsel

Date: March 4, 2022

Subject: **AN ACT RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; APPROVING \$3,003,441 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUFB") FOR THE NAVAJO ELECTION ADMINISTRATION FOR ITS EXPENSES IN PREPARATION FOR THE 2022 NAVAJO NATION ELECTIONS; WAIVING 12 N.N.C. §820(E), §820(F), §820(J), AND §820(L)**

Per your request, the Office of Legislative Counsel has prepared the above-referenced proposed legislation and related summary sheet. Based on existing Navajo Nation law and other applicable laws, and upon review of all supporting documents regarding your request that were submitted to OLC, this legislation as drafted is legally sufficient. However, as with any action of government, this legislation may be subject to judicial review in the event of a legal challenge.

Please review this legislation to make sure it is drafted to your satisfaction, and that all necessary and appropriate supporting documents have been provided and all attached Exhibits are correct.

OLC has reviewed the appropriate standing committees' authorities to consider this legislation, based on the standing committees' powers and responsibilities set forth in Title 2 of the Navajo Nation Code. Based on its review, OLC has listed those committees in the title of this legislation. However, the Speaker may assign this legislation to any committee(s) other than those shown in the title, pursuant to his authority under 2 N.N.C. §164(A)(5).

If you find anything unacceptable, please let me know immediately and advise me of your desired changes. I can be reached at phone no. (928)871-7166 or by email at: LuraleneTapahe@navajo-nsn.gov
Thank you for your cooperation.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0051-22_

SPONSOR: Wilson C. Stewart, Jr.

TITLE: An Act Relating to Budget and Finance and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$3,003,441 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Navajo Election Administration for its Expenses in Preparation for the 2022 Navajo Nation Elections; Waiving 12 N.N.C. § 820(E), § 820(F), § 820(J), and § 820(L)

Date posted: March 09, 2022 at 5:58PM

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.: 0051-22

SPONSOR: Honorable Wilson C. Stewart, Jr.

TITLE: An Act Relating to Budget and Finance and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$3,003,441 from the Unreserved, Undesignated Fund Balance ("UUFb") for the Navajo Election Administration for its Expenses in Preparation for the 2022 Navajo Nation Elections; Waiving 12 N.N.C. § 820(E), § 820(F), § 820(J), and § 820(L)

Posted: March 09, 2022 at 5:58 PM

5 DAY Comment Period Ended: March 14, 2022

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**

March 15, 2022; 8:30 AM
Date/Time

24th NAVAJO NATION COUNCIL

Fourth Year 2022

Mr. Speaker:

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

NAVAJO LEGISLATIVE BILL # 0051-22:

An Act Relating to Budget and Finance and Naabikiyati Committees and the Navajo Nation Council; Approving \$3,003,441 from the Unreserved, Undesignated Fund Balance (“UUFb”) for the Navajo Election Administration for its Expenses in Preparation for the 2022 Navajo Nation Elections; Waiving 12 N.N.C. §820(E), §820(F), §820(J) and §820(L) *Sponsored by Wilson C. Stewart Jr., Council Delegate*

has had it under consideration and reports the same with the recommendation that It **Do Pass** without amendment.

And, therefore referred to the **NAABIKIYATI** Committee

Respectfully submitted,



Jamie Henio, Chairman

Adopted: 
Legislative Advisor

Not Adopted: _____
Legislative Advisor

3 May 2022

The vote was **5** in favor **0** opposed yeas: *Raymond Smith, Jr., Jimmy Yellowhair, Amber K. Crotty, Nathaniel Brown, Elmer P. Begay*
Main Motion: *Elmer P. Begay*
Second: *Nathaniel Brown*

BUDGET AND FINANCE COMMITTEE

3 May 2022

Regular Meeting

VOTE TALLY SHEET:

Legislation No. 0051-22: An Act Relating to Budget and Finance and Naabikiyati Committees and the Navajo Nation Council; Approving \$3,003,441 from the Unreserved, Undesignated Fund Balance (“UUFB”) for the Navajo Election Administration for its Expenses in Preparation for the 2022 Navajo Nation Elections; Waiving 12 N.N.C. §820(E), §820(F), §820(J) and §820(L) *Sponsored by Wilson C. Stewart Jr., Council Delegate*

Motion: Elmer P. Begay

Second: Nathaniel Brown

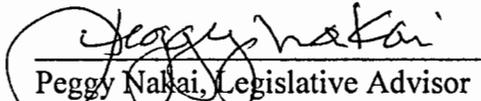
Vote: 5-0, Chairman not voting

Final Vote Tally:

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



Jamie Henio, Chairman
Budget & Finance Committee



Peggy Nakai, Legislative Advisor
Budget & Finance Committee