

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

23RD NAVAJO NATION COUNCIL - FIRST YEAR, 2015

AN ACTION

RELATING TO THE NAABIK'ÍYATI' COMMITTEE; APPROVING SPEAKER'S
APPOINTMENT TO THE NAVAJO-HOPI LAND COMMISSION

BE IT ENACTED:

Section One. Findings

1. The Navajo Nation Council established the Naabik'íyáti' Committee as a Navajo Nation standing committee and as such the Naabik'íyáti' Committee approves the Navajo Nation Speaker's appointment to the Navajo-Hopi Land Commission. 2 N.N.C. §§ 700 (A) (2012) and 852(A) (2009) (current version at CJY-27-11 , 22nd N.N.C. §3 (as passed by Navajo Nation Council, July 19, 2011).
2. The Navajo Nation Council established the Navajo-Hopi Land Commission within the Legislative Branch. 2 N.N.C. § 851 (A) (2009).
3. The Navajo-Hopi Land Commission's purpose is to "[m]onitor, collect, and update information on any and all land use conflicts between Navajo Nation and the Hopi Tribe, and any claimants in and to lands within the area described in the Act of June 14, 1934 (48 Stat. 960) [and to] [s]peak and for the Navajo Nation with respect to the land selection and land exchange provisions of P.L. 96-305." 2 N.N.C. § 851(B) (2009).
4. The Speaker shall appoint nine Navajo Nation Council voting members who represent areas affected by the Navajo-Hopi Land Dispute. 2 N.N.C. §852 (A). (current version at C0-44-15, 23rd N.N.C. §2 (as passed by Navajo Nation Council, October 21 , 2015). EXHIBIT A.
5. The Speaker has appointed Kee Allen Begay, Jr., Council Delegate, Tachee/Blue Gap, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain, to the Navajo Hopi Land Commission. EXHIBIT B.

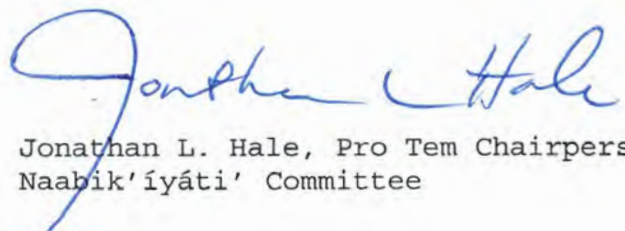
6. Navajo-Hopi Land Commission members shall serve at the pleasure of the Naabik'íyáti' Committee. 2 N.N.C. §852(B)(2) (2009) (CJY-27-11, 22nd N.N.C. §3, as passed by Navajo Nation Council, July 19, 2011).
7. Navajo-Hopi Land Commission members shall serve a term coinciding with their term as Navajo Nation Council Delegates and until their successors are appointed. 2 N.N.C. § 852 (D) (2009).

Section Two. Approving Appointment

The Naabik'íyáti' Committee, pursuant to its authority under Navajo Nation law, hereby approves Kee Allen Begay, Jr. as a Commission member to the Navajo Hopi Land Commission from the Chinle Agency.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' 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 15 in favor and 0 opposed, this 12th day of November, 2015.



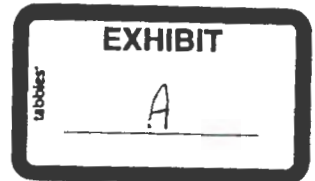
Jonathan L. Hale, Pro Tem Chairperson
Naabik'íyáti' Committee

Motion : Honorable Walter Phelps
Second : Honorable Tuchoney Slim

RESOLUTION OF THE
NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL -- First Year, 2015

AN ACT



RELATING TO LAW AND ORDER AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; AMENDING 2 N.N.C. § 852(A) AND (B) (1) OF THE NAVAJO-HOPI LAND COMMISSION ACT TO INCREASE THE NUMBER OF VOTING MEMBERS FROM EIGHT TO NINE

BE IT ENACTED:

Section One. Findings and Purposes

- 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 proposed amendments to 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.
- C. Enactments of positive law must be reviewed and approved by resolution by the Navajo Nation Council. 2 N.N.C. § 164(A).
- D. The Navajo Nation Council established the Navajo-Hopi Land Commission within the Legislative Branch. 2 N.N.C. § 851(A) (2009).
- E. The Navajo-Hopi Land Commission's purpose is to "[m]onitor, collect, and update information on any and all land use conflicts between Navajo Nation and the Hopi Tribe, and any claimants in and to the lands within the area described in the Act of June 14, 1934 (48 Stat. 960) [and to] [s]peak and for the Navajo Nation with respect to the land selection and land exchange provisions of P.L. 96-305." 2 N.N.C. § 851(B) (2009).
- F. Currently the Navajo-Hopi Land Commission consists of eight regular voting members of the Navajo Nation Council. 2 N.N.C. §852 (A) and (B)(1) (2009) (current version at CJY-27-11, as passed by 22nd Navajo Nation Council, July 19, 2011).

- G. It is necessary to increase the number of delegates that serve as voting members of the Navajo-Hopi Land Commission from eight to nine regular voting members, to ensure adequate representation of the areas affected by the Navajo-Hopi Land Dispute.
- H. It is in the best interest of the Navajo Nation to amend Title 2 of the Navajo Nation Code to increase the number of regular voting members of the Navajo-Hopi Land Commission from eight to nine voting members of the Navajo Nation Council.

Section Two. Amendments to Title 2 of the Navajo Nation Code

The Navajo Nation hereby amends Navajo Nation Code, Title 2, § 852 (A) and (B)(1) as follows:

NAVAJO NATION CODE ANNOTATED
TITLE 2. NAVAJO NATION GOVERNMENT
CHAPTER 3. LEGISLATIVE BRANCH
SUBCHAPTER 11. BOARDS AND COMMISSIONS
ARTICLE 1. NAVAJO-HOPI LAND COMMISSION

§ 852. Membership; selection; Chairperson and Vice-chairperson; term of office; ex-officio

A. The Commission shall consist of ~~eight~~ nine regular voting members and two ex-officio members who shall be appointed by the Speaker of the Navajo Nation Council with the approval of the Naabik'iyáti' Committee of the Navajo Nation Council. The Commission shall have the authority to establish subcommittees as deemed appropriate to provide advisory input from citizens, professionals, federal and other non-elected sources.

B. The Commission shall consist of:

- 1. ~~Eight~~ Nine voting members of the Navajo Nation Council representing areas affected by the Navajo-Hopi Land Dispute.

Section Three. Effective Date

The Act enacted herein shall be effective upon its approval pursuant to 2 N.N.C. §221(B).

Section Four. Codification

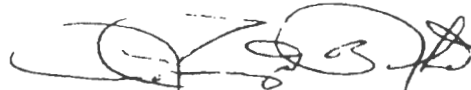
The provisions of this ordinance which amend or adopt new sections of the Navajo Nation Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel shall incorporate such amended provisions in the next codification of the Navajo Nation Code.

Section Five. Saving Clause

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

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by 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 17 in favor and 1 opposed, this 21st day of October 2015.



LoRenzo Bates, Speaker
Navajo Nation Council

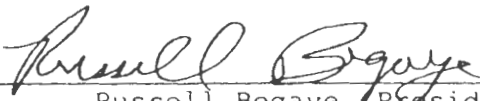
Oct. 27, 2015

Date

Motion: Honorable Davis Filfred
Second: Honorable Seth Damon

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (C)(10), on this 2nd day of November 2015.



Russell Begaye, President
Navajo Nation

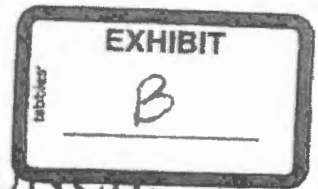
2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this _____ day of _____ 2015 for the reason(s) expressed in the attached letter to the Speaker.

Russell Begaye, President
Navajo Nation



23RD NAVAJO NATION COUNCIL


OFFICE OF THE SPEAKER



HONORABLE LORENZO C. BATES
SPEAKER, 23RD NAVAJO NATION COUNCIL

Memorandum

To: Kee Allen Begay, Jr., Council Delegate

From: 
LoRenzo Bates, Speaker
23rd Navajo Nation Council

Date: October 30, 2015

Re: Navajo-Hopi Land Commission Appointment

I am pleased to appointment you to the Navajo-Hopi Land Commission ("Commission"). I appointed you because, as a Navajo Nation Council Delegate, you represent areas affected by the Navajo-Hopi Land Dispute. The Navajo Nation Council established the Commission to "[m]onitor, collect, and update information on any and all land use conflicts between the Navajo Nation and the Hopi Tribe, and any claimants in and to lands within the area described in the Act of June 14, 1934 (48 Stat. 960) [and to] [s]peak and act for the Navajo Nation with respect to the land selection and land exchange provisions of P.L. 96-305." Additionally, the Navajo Nation gave the Commission "all powers necessary and proper to carry out the Commission's purpose, as well as two enumerated powers.

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

Again, I am pleased to appoint you to the Navajo-Hopi Land Commission.

NAVAJO NATION

RCS# 199

Naa'bik'iyati Committee

11/12/2015

07:41:44 PM

Amd# to Amd#

Legislation No. 0376-15:

PASSED

MOT Phelps

Approving Speaker's Appointment

SEC Slim

to the Navajo-Hopi Land

Commission

Yea : 15

Nay : 0

Not Voting : 9

Yea : 15

Bates

Chee

Filfred

Tso

Begay, NM

Crotty

Phelps

Tsosie

BeGaye, N

Damon

Slim

Witherspoon

Bennett

Daniels

Smith

Nay : 0

Not Voting : 9

Begay, K

Hale

Perry

Shepherd

Begay, M

Jack

Pete

Yazzie

Brown

NAVAJO NATION

RCS# 198

Naa'bik'iyati Committee

11/12/2015

07:35:19 PM

Amd#1 to Amd#

PASSED

MOT Tso

Page 2 of 2, line 14, strike

SEC Smith

Chinle

Yea : 15

Nay : 0

Not Voting : 9

Yea : 15

Bates
Begay, NM
BeGaye, N
Bennett

Chee
Crotty
Damon
Daniels

Filfred
Phelps
Slim
Smith

Tso
Tsosie
Witherspoon

Nay : 0

Not Voting : 9

Begay, K
Begay, M
Brown

Hale
Jack

Perry
Pete

Shepherd
Yazzie