

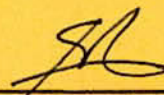


## 24<sup>th</sup> NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

I, ELMER P. BEGAY, Primary  
Sponsor of proposed legislation hereby withdraw my  
sponsorship of the proposed legislation. The legislation  
tracking number is 0151-20

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

SPONSOR SIGNATURE:



DATE:

7/14/20

## LEGISLATIVE SUMMARY SHEET

Tracking No. 0151-20

**DATE:** April 20, 2020

**TITLE OF RESOLUTION:** AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; AMENDING RESOLUTION HEHSCAP-05-20, ENTITLED "AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; APPROVING 2020 - 2024 NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN;" T'IISYAAKIN RESIDENTIAL HALL, INC.

**PURPOSE OF RESOLUTION:** This resolution, if approved, will amend resolution HEHSCAP-05-20, Entitled "An Action Relating To Health, Education And Human Services; Approving 2020 - 2024 Navajo Nation School Board Apportionment Plan." The amendment concerns T'iisyaakin Residential Hall, Inc.

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 to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson  
Website Posting Time/Date: 8:12pm 07-02-20  
Posting End Date: 07-07-20  
Eligible for Action: 07-08-20

## Health Education & Human Services Committee

PROPOSED STANDING COMMITTEE RESOLUTION  
24th NAVAJO NATION COUNCIL -- Second Year, 2020  
INTRODUCED BY

  
\_\_\_\_\_  
(Prime Sponsor)

TRACKING NO. 0151-20

### AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; AMENDING  
RESOLUTION HEHSCAP-05-20, ENTITLED "AN ACTION RELATING TO HEALTH,  
EDUCATION AND HUMAN SERVICES; APPROVING 2020 - 2024 NAVAJO NATION  
SCHOOL BOARD APPORTIONMENT PLAN;" T'IISYAAKIN RESIDENTIAL HALL,  
INC.

### BE IT ENACTED:

#### SECTION ONE. AUTHORITY

The Health, Education and Human Services Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 400(A). Among various responsibilities, it approves apportionment plans for school boards for use in elections every four years. 11 N.N.C. § 11.

#### SECTION TWO. FINDINGS

A. On April 15, 2020, Health, Education and Human Services approved HEHSCAP-05-20, resolution entitled "AN ACTION RELATING TO HEALTH, EDUCATION AND

1 HUMAN SERVICES; APPROVING 2020 - 2024 NAVAJO NATION SCHOOL BOARD  
2 APPORTIONMENT PLAN.” Resolution HEHSCAP-05-20, attached hereto as **Exhibit**  
3 **A**.

4 B. Under the 2020 – 2024 Navajo Nation School Board Apportionment Plan, generally,  
5 schools are consolidated for purposes of being represented by one school board. The  
6 Tiisyaakin Residential Hall is included in the new Apportionment Plan and it is combined  
7 with schools for purposes of operating under one governing board.

8 C. Tiisyaakin Residential Hall “provides residential services for Holbrook High School  
9 students, grades 9th to 12th at large from the Navajo Nation and surrounding areas.” See,  
10 *Tiisyaakin.org*. It is located in Holbrook, Arizona. *Id.* “Student residing in the residential  
11 hall attend Holbrook High School and they stay Sunday through Friday and then are bused  
12 home weekly.” The residential hall is “federally funded under P.L. 100-297, through the  
13 Bureau of Indian Education.” *Id.*

14 D. The governing board, supported by the Principal of the Holbrook High School, is  
15 requesting the apportionment plan be amended to allow the residential hall to have its own  
16 governing board (not to be a part of other consolidated schools). **Exhibit B**, May 8, 2020  
17 resolution and letter of HHS Principal. In its resolution requesting amendment, the current  
18 governing board states – “[Tiisyaakin Residential Hall] board is comprised of members  
19 from the surrounding communities familiar with the students and local culture which the  
20 home living program serves;” It states that a plan to include such a residential hall would  
21 be detrimental to its “mission of delivering a high-quality experience to its students and  
22 staff through continued excellence....” In support, the Principal of Holbrook High School  
23 reports above average graduation rates of Native students at the high school and advises  
24 against any disruption in the current T’iisyaakin Residential Hall system.

25 E. Due to unique circumstances presented, and in the interests of fairness, it is in the best  
26 interest of the Navajo Nation to amend the 2020 – 2024 Navajo Nation School Board  
27 Apportionment Plan.  
28  
29  
30

1       **SECTION THREE. AMENDING HEHSCAP-05-20**

2       The Health, Education and Human Services Committee of the Navajo Nation Council  
3 hereby amends HEHSCAP-05-20 as follows:

4       \_\_\_\_\_  
5       FORT DEFIANCE AGENCY

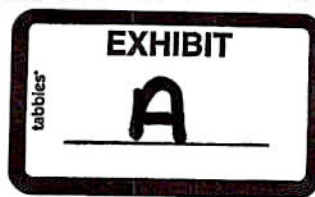
6       \*\*\*\*

7       02. Tsé Hootsoi II (Ft. Defiance) Schools

8       Five (5) Member Board

9       \*(Combined with Hunter's Point Boarding School Wide Ruins Community School,  
10      Kin Dah Lichi'Iolta, Dilcon Community School, Greasewood Community School,  
11      Ch'ooshgai Community School, ~~T'iisyaakin Residential Hall~~, Winslow Residential  
12      Hall)

13      03. T'iisyaakin Residential Hall      /      3 – Navajo Nation-wide  
14      \_\_\_\_\_



RESOLUTION OF THE  
HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE  
of the 24th NAVAJO NATION COUNCIL -- Second Year, 2020

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; APPROVING 2020  
-2024 NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN

BE IT ENACTED:

SECTION 1. FINDINGS AND PURPOSE

1. The Health, Education and Human Services Committee is a standing committee of the Navajo Nation Council. Among various responsibilities, it approves apportionment plans for school boards for use in elections every four years. 11 N.N.C. § 11. The Election Code provides:

"On or before the first Monday of November 2003 and every four years thereafter, the Health, Education and Human Services Committee of the Navajo Nation Council shall set the size of each Local Community School Board and shall apportion the number of school board seats among the Chapter or Chapters represented in each Local Community School Board. This apportionment shall establish election precincts for each Local Community School Board containing approximately equal numbers of students attending the Local Community School at the time of the apportionment. The Health, Education and Human Services Committee, for purposes of public comment or collecting data, may extend the time for approval of an apportionment plan. Should an extension be ordered, the Navajo Board of Election Supervisors shall adjust, if necessary, the opening filing period for elective school board positions." 11 N.N.C. § 11(B).

2. For purposes of public hearings, the Health, Education and Human Services Committee on February 16, 2020 approved possible apportionment plans as options. Thereafter, with the assistance of Navajo Department of Diné Education, public notices were provided, and hearings were conducted in the five agencies of the Navajo Nation as follows: To'Nanees'Dizi Chapter on February 24, 2020; Chinle Chapter on February 25, 2020; Shiprock Chapter on February 26, 2020; Crownpoint

Chapter on February 27, 2020; and at the Fort Defiance Chapter on February 27, 2020. See attached **Exhibit B**.

**SECTION 2. ADOPTING 2020-2024 SCHOOL APPORTIONMENT PLAN**

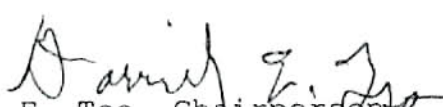
1. The Health, Education and Human Services Committee of the Navajo Nation Council hereby approves the 2020-2024 Navajo Nation School Board Apportionment Plan, attached as **Exhibit "A."**
2. The Navajo Election Administration and the Navajo Board of Election Supervisors shall use the apportionment plan adopted herein for use in the 2020 Navajo Nation Chapter Elections.

**SECTION 3. SAVINGS CLAUSE**

Should any portion of this action of the vision of the Health, Education and Human Services Committee or any portion of the apportionment plan adopted herein 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 the action or apportionment plan which are not determined invalid shall remain the law of the Nation.

**CERTIFICATION**

I, hereby, certify that the following resolution was duly considered by the Health, Education and Human Services Committee of the 24<sup>th</sup> Navajo Nation Council at a duly called meeting at Window Rock, (Navajo Nation) Arizona, at which quorum was present and that same was passed by a vote of 5 in favor, 0 opposed, on this 15<sup>th</sup> day of April 2020.

  
Daniel E. Tso, Chairperson  
Health, Education and Human Services Committee  
Of the 24<sup>th</sup> Navajo Nation Council

Motion: Honorable Pernell Halona  
Second: Honorable Paul Begay, Jr.



# NAVAJO ELECTION ADMINISTRATION

"THE FOUNDATION OF OUR TRIBAL GOVERNMENT  
BEGINS WITH ELECTIONS"

## 2020 NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN

### Plan Six

# CENTRAL NAVAJO AGENCY

| NAME OF SCHOOL                                                                                                                                                                                                                                          | 2020 SCHOOL BOARD APPORTIONMENT                                                                                                                                                                                                                                                                                                            |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01. Central Navajo Schools (K-12)<br>Five (5) Member Board<br><br>*(Combined with Rocky Ridge Boarding School, Cottonwood Day School, Many Farms High School)                                                                                           | 1 – Chinle Chapter<br><br>2 – Many Farms Chapter<br><br>1 – At-large with Round Rock/Tsé Ch'izhi (Rough Rock) Chapters<br><br>1 – At-large Tachee-Blue Gap/Whippoorwill/Tselani-Cottonwood Chapters                                                                                                                                        |
| 02. Ch'inli Navajo Schools (K-12)<br>Five (5) Member Board<br><br>*(Combined with Black Mesa Community School, Rough Rock Community School, Nazlini Community School, Lukachukai Community School, Pinon Community School, Many Farms Community School) | 1 – At-large with Lukachukai/Tsaile-Wheatfields/ Round Rock Chapters<br><br>1 – At-large with Tsé Ch'izhi (Rough Rock)/ Many Farms Chapters<br><br>1 – Chinle Chapter<br><br>1 – At-large with Hard Rock/Pinon/Forest Lake/ Black Mesa Chapters<br><br>1 – At-large with Whippoorwill/Tachee-Blue Gap/ Nazlini/Tselani-Cottonwood Chapters |

Total Board Members: 10

# EASTERN NAVAJO AGENCY

| NAME OF SCHOOL                                                                                                                                                                                                                                                                                                                                              | 2020 SCHOOL BOARD APPORTIONMENT                                                                                                                                                                                                                                                                                                                                              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01. Shash Bi'to Schools (K-12)<br>Five (5) Member Board<br><br>*(Combined with Breadsprings Day Schools, ChiChiltah/Jones Ranch Community School, Wingate (K-12) Schools)                                                                                                                                                                                   | 1 – At-large with Chichiltah/ Bááhááíí (Breadsprings)/ Tsé Lichíí (Red Rock)/ Manuelito/ Tsayatoh Chapters<br><br>1 – Churchrock Chapter<br><br>1 – Iyanbito Chapter<br><br>1 – At-large with Pinedale/ Mariano Lake Chapters<br><br>1 – At-large with Thoreau/Baca-Prewitt/ Smith Lake Chapters                                                                             |
| 02. T'iists'ózi (Crownpoint) Schools<br>Five (5) Member Board<br><br>*(Combined with Baca/Dlo'ay Azhi Community School, Lake Valley Navajo School, Tse'ii'ahi' Community School, Mariano Lake Community School, Dibe' Yazhi'Habit'iin (Borrogo Pass) School, Ojo Encino Day School, Pueblo Pintado Community School, T'iis Ts'ozí Bi'Olta Community School) | 1 – Baca-Prewitt Chapter<br><br>1 – At-large with Pinedale/Mariano Lake/Smith Lake/Thoreau Chapters<br><br>1 – At-large with Tse'ii'ahi' (Standing Rock)/Nahodishgish/Lake Valley/White Rock/ Crownpoint Chapters<br><br>1 – At-large with Counselor/Ojo Encino/Pueblo Pintado Chapters<br><br>1 – At-large with Becenti/Little Water/Casamero Lake/Whitehorse Lake Chapters |
| 03. Eastern Navajo Schools<br>Five (5) Member Board<br><br>*(Combined with NaNeelzhiin Ji'Olta (Torreon Day School), Dzilh-Na-O-Dith-Hle Community School, Hanaa'dli Community School/Dormitory)                                                                                                                                                            | 2 – Torreon Chapter<br><br>2 – Huerfano Chapter<br><br>1 – Nageezi Chapter                                                                                                                                                                                                                                                                                                   |
| 04. Alamo Navajo School Board<br>Five (5) Member Board                                                                                                                                                                                                                                                                                                      | 5 – Alamo Chapter                                                                                                                                                                                                                                                                                                                                                            |
| 05. Ramah Navajo School Board (Pine Hill School)<br>Five (5) Member Board                                                                                                                                                                                                                                                                                   | 5 – Ramah Chapter                                                                                                                                                                                                                                                                                                                                                            |
| 06. To'Hajiilee Community School<br>Five (5) Member Board                                                                                                                                                                                                                                                                                                   | 5 – To'hajiilee Chapter                                                                                                                                                                                                                                                                                                                                                      |

Total Board Members: 30

# FORT DEFIANCE AGENCY

| NAME OF SCHOOL                                                                                                                                                                                                                                                                                                                  | 2020 SCHOOL BOARD APPORTIONMENT                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>01. Tsé Hootsoí I (Ft. Defiance) Schools<br/>Five (5) Member Board</p> <p>*(Combined with Pine Springs Day School, Seba Delkai Boarding School, Jeehdeez'a Elementary School, Crystal Boarding School)</p>                                                                                                                   | <p>1 – At-large with Red Lake/Crystal Chapters</p> <p>1 – Whippoorwill Chapter</p> <p>1 – Low Mountain Chapter</p> <p>1 – Teestoh Chapter</p> <p>1 – At-large with Lupton/Houck/Nahata Dzil Chapters</p>                                                                                                                                                                                                                                                                       |
| <p>02. Tsé Hootsoí II (Ft. Defiance) Schools<br/>Five (5) Member Board</p> <p>*(Combined with Hunter's Point Boarding School, Wide Ruins Community School, Kin Dah lichí'I Olta, Dilcon Community School, Greasewood Community School, Ch'ooshgai Community School, T'iisyaakin Residential Hall, Winslow Residential Hall)</p> | <p>1 – At-large with Naschitti/ Tohatchi/ Coyote Canyon/ Bahastl'a'a' (Twin Lakes)/ Mexican Springs Chapters</p> <p>1 – At-large with Ft. Defiance/ St. Micheals Chapters</p> <p>1 – At-large with Oak Springs/ Houck/ Lupton/ Nahata Dzil/ Wide Ruins Chapters</p> <p>1 – At-large with Steamboat/ Kin Dah Lichí' (Kinlichee)/ Ganado/ Klagetoh/ Cornfields/ Wide Ruins Chapters</p> <p>1 – At-large with Greasewood Springs/White Cone/ Dilcon/ Jeddito/ Teesto Chapters</p> |

Total Board Members: 10

# NORTHERN NAVAJO AGENCY

| NAME OF SCHOOL                                                                                                                                                                                                                                                                    | 2020 SCHOOL BOARD APPORTIONMENT                                                                                                                                                                                                                                                                                                                                                                                                    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>01. Northern Navajo Schools<br/>Five (5) Member Board</p> <p>*(Combined with Cove Day School, Sanostee Day School, Beclabito Day School, Tohaali Community School, Aneth Community School, Tiis Nāzbas Community School, Nenahnezad Community School, Red Rock Day School)</p> | <p>1 – At-large with Aneth/ Red Mesa/ Tó Likan (Sweetwater)/ Mexican Water Chapters</p> <p>1 – At-large Teecnospos/ Beclabito/ Gadii'áhi/To'Koi (Cudeii)/ Tse Daa Kaan (Hogback) Chapters</p> <p>1 – At-large with Cove/ Red Valley Chapters</p> <p>1 – At-large with Tsé alnáozt'i' í (Sanostee)/ Two Grey Hills/Toadlena, Newcomb Chapters</p> <p>1 – At-large with Shiprock/ Nehnanezad/ Upper Fruitland/ San Juan Chapters</p> |
| <p>02. Nataani Nez Schools (K-12)<br/>Five (5) Member Board</p> <p>*(Combined with Shiprock Associated Schools, Kinteel Residential Campus, Tsé Nitsaa Deez' Ahi Diné Bi' Olta' (Rock Point Community School))</p>                                                                | <p>2 – Shiprock Chapter</p> <p>1 – At-large with Rock Point/Round Rock Chapters</p> <p>1 – At-large with Gadii'áhi/To'Koi (Cudeii)/ Tse Daa Kaan (Hogback) Chapters</p> <p>1 – At-large with Tsé alnáozt'i' í (Sanostee)/ Two Grey Hills/Toadlena/ Newcomb Chapters</p>                                                                                                                                                            |
| <p>03. Navajo Preparatory School<br/>Four (4) Member Board</p>                                                                                                                                                                                                                    | <p>1 – At-large with Northern Navajo Agency</p> <p>1 – At-large with Eastern Navajo Agency</p> <p>1 – At-large with Ft. Defiance Agency</p> <p>1 – At-large with Chinle Navajo Agency/ Western Navajo Agency</p>                                                                                                                                                                                                                   |

Total Board Members: 14

# WESTERN NAVAJO AGENCY

| NAME OF SCHOOL                                                                                                                                                                                                                                                                                               | 2020 SCHOOL BOARD APPORTIONMENT                                                                                                                                                                                                                                                                                                             |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 01. To' Nanees' Dizi' (Tuba City) Schools I (K-12)<br>Five (5) Member Board<br><br>*(Combined with Dennehotso Boarding School, Tonalea Day School, Kaibeto Boarding School, Kayenta Community School, Tuba City Boarding School)                                                                             | 2 – At-large with Tonalea/Tõh Nanees Dizi (Tuba City) Chapters<br><br>1 – At-large with Tsah Bii Kin (Inscription House)/ K'Ai' Bii' Tó (Kaibeto) Chapters<br><br>1 – At-large with Bodaway-Gap/Coalmine Canyon/ Cameron Chapters<br><br>1 – At-large with Kayenta/ Oljato/Dennehotso/ Chilchinbeto Chapters                                |
| 02. To' Nanees' Dizi' (Tuba City) Schools II (K-12)<br>Five (5) Member Board<br><br>*(Combined with Little Singer Community School, NaaTsisAan Community School, Chilchinbeto Community School, KinLani Bordertown Dormitory, Leupp Schools, Inc., Greyhills Academy High School, Shonto Preparatory School) | 2 – At-large with Tonalea/Tõh Nanees Dizi (Tuba City) Chapters<br><br>1 – At-large with Tsah Bii Kin (Inscription House)/ K'Ai' Bii' Tó (Kaibeto)/ Shonto Chapters<br><br>1 – At-large with Kayenta/ Oljato/ Dennehotso/ Chilchinbeto/ NaaTsisAan Chapters<br><br>1 – At-large with Leupp/ Tsídii to'ii (Birdsprings)/ Tolani Lake Chapters |
| 03. Richfield Residential Hall<br>Four (4) Member Board                                                                                                                                                                                                                                                      | 1 – At-large with Tõh Nanees Dizi (Tuba City)/ Bodaway-Gap Chapters<br>1 – At-large with Dennehotso/Kayenta Chapters<br>1 – At-large with Oljato/Rough Rock Chapters<br>1 – At-large with Lechee/ K'Ai' Bii' Tó (Kaibeto)/ Naa' Tsis'áán (Navajo Mountain)/ Shonto Chapters                                                                 |

Total Board Members: 14

# PUBLIC HEARING NOTICE

EXHIBIT

B



## Navajo Nation School Board Apportionment Plan for use in the 2020 Navajo Nation Chapter Elections

10:00 AM – 3:00 PM

The purpose of the hearings is to provide the proposed plans to determine the size of each Local Community School Board and to apportion the number of school board seats among the chapters represented in each Local Community School Board at the following locations:

### Monday, February 24, 2020 - To' Nanees' Dizi' Chapter

Physical Address: 220 S. Main Street, Tuba City, Arizona

### Tuesday, February 25, 2020 - Chinle Chapter

Physical Address: Chinle, Arizona

### Wednesday, February 26, 2020 - Shiprock Chapter

Physical Address: Shiprock, New Mexico

### Thursday, February 27, 2020 - Crownpoint Chapter

Physical Address: Crownpoint, New Mexico

### Friday, February 28, 2020 - Fort Defiance Chapter

Physical Address: Fort Defiance, Arizona

**Written Comments can be submitted no later than**

**Friday, February 28<sup>th</sup> by 3:00 PM to the**

**Department of Diné Education**

**Window Rock, Arizona**

**FAX: (928) 871-7474**

Note: Proposed Apportionment Plans are available on the [navajonationdode.org](http://navajonationdode.org) website

For questions, please contact (928) 871-7475/7466

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE  
Special Meeting  
April 15, 2020

Roll Call  
Vote Tally Sheet

LEGISLATION NO. 0074-20

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; APPROVING 2020-2024  
NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN

(Note: Eligible for Committee Action April 01, 2020)

Sponsor: Honorable Edison J. Wauneka  
Co-Sponsor: Honorable Pernell Halona  
Co-Sponsor: Honorable Otto Tso

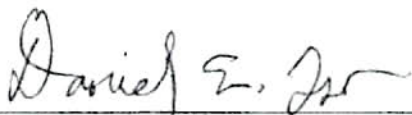
April 01, 2020 - Main Motion Pending  
Motion by: Honorable Pernell Halona  
Seconded by: Honorable Paul Begay, Jr.

April 01, 2020 - Motion to Table  
Motion by: Honorable Charlaime Tso  
Second by: Honorable Pernell Halona  
Vote: 5-0 CNV; Yeas: all; Nays: none; Absent: all present

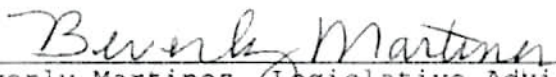
April 15, 2020 - Recall from Table Motion  
Motion by: Honorable Pernell Halona  
Seconded by: Honorable Paul Begay, Jr.  
Vote: 5 in favor; 0 Opposed; Chairperson Not Voting  
Yeas: Pernell Halona; Paul Begay, Jr.; Charlaime Tso; Carl R. Slater;  
Edison J. Wauneka  
Nays: none; Absent (excused): all present

April 15, 2020 - Amendment One Motion  
Motion by: Honorable Pernell Halona  
Seconded by: Honorable Carl R. Slater  
Vote: 4 in favor; 0 Opposed; Chairperson Not Voting  
Yeas: Pernell Halona; Carl R. Slater; Paul Begay, Jr.;  
Edison J. Wauneka  
Nays: Charlaime Tso; Absent (excused): all present

April 15, 2020 - Main Motion  
Motion by: Honorable Pernell Halona  
Seconded by: Honorable Paul Begay, Jr.  
Vote: 5 in favor; 0 Opposed; Chairperson Not Voting  
Yeas: Pernell Halona; Paul Begay, Jr.; Charlaime Tso; Carl R. Slater;  
Edison J. Wauneka  
Nays: None; Absent (excused): all present



Daniel E. Tso, Chairperson  
Health, Education and Human Services Committee



Beverly Martinez, Legislative Advisor  
Health, Education and Human Services Committee



**Holbrook High School**  
*Once a Roadrunner, Always a Roadrunner*  
**Helping students Help themselves Succeed**

May 6, 2020

To Navajo Nation Council:

It has come to my attention that the Navajo Nation Council is considering an organizational change with Tiisyaakin Residential Hall, which is an agency that I have worked closely with for the past fourteen years as principal of Holbrook High School.

During this time, specifically under the leadership of Executive Director Rene White-Alcott, I have found the dormitory to operate in an exceptional manner. Rene and her staff are always available to address HHS-dorm student concerns and are extremely proactive in monitoring their students' academic, behavioral, and emotional well-being.

HHS's 4-year and 5-year Native American graduation rates are regularly 17-20% above state averages and the dorm's efficiency plays an integral role in this happening. HHS takes pride in providing Northern Arizona Native American students a meaningful educational opportunity and a functioning dorm is an intricate entity in this endeavor. As a result, the Holbrook School District would be greatly disheartened to witness any change in this operation.

In closing, as I communicate to concerned dorm parents during registration interviews, I would feel comfortable placing my own children in the dorm today under their current leadership; I wouldn't have said that twenty years ago. As a result, I request you strongly reflect on creating any disruption to current Tiisyaakin Residential Hall systems as their present state of affairs has a proven productive impact on Navajo Nation students. Please feel free to call me on my cell phone if I could be of further assistance (928-853-9795).

Respectfully,

*Lance William Phatuross*

Lance Phatuross, Principal  
Holbrook High School



# TIISYAAKIN RESIDENTIAL HALL

1100 West Buffalo Street  
Holbrook, Arizona 86025  
Telephone: (928) 524-6222  
Fax: (928) 524-2231

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## RESOLUTION OF TIISYAAKIN RESIDENTIAL HALL, INC.

**REQUESTING OF SUPPORT AND APPROVAL TO AN AMENDMENT OF THE  
HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE RESOLUTION  
(HEHSCAP-05-20), ENTITLED "AN ACTION RELATING TO HEALTH, EDUCATION  
AND HUMAN SERVICES: APPROVING 2020-2024 NAVAJO NATION SCHOOL BOARD  
APPORTIONMENT PLAN" AS THE AMENDMENT WOULD ALLOW TIISYAAKIN  
RESIDENTIAL HALL, INC. TO BE A STANDALONE ENTITY REPRESENTED BY ITS  
OWN LOCALLY CONTROLLED COMMUNITY SCHOOL BOARD**

### WHEREAS:

1. Pursuant to the Navajo Nation Code at 10 N.N.C. § 200; and P.L. 93-638, Indian Self-Determination and Education Assistance Act of 1975; P.L. 100-297, Tribally Controlled Schools Act of 1988, all as amended; and the Tiisyaakin Residential Hall, Inc. Policies and Procedures, the Tiisyaakin Residential Hall, Inc. Board (Board) has been delegated the duty and responsibility and has full legal authority to act for and on behalf of Tiisyaakin Residential Hall (TRH); and
2. Navajo and federal law both emphasize that TRH and similarly situated community schools and homeliving programs should be governed locally and establish that Local Community School Boards have been delegated the responsibility and authority to govern community schools and homeliving programs, in order to carry out this mandate. See 10 N.N.C. §§ 1(A), 3(S) and 200(A); P.L. 93-638; P.L. 100-297 and P.L. 114-95; and
3. The Board has been informed that the Health, Education and Human Services Committee approved a resolution entitled "An Action Relating to Health, Education and Human Services; Approving 2020-2024 Navajo Nation School Board Apportionment Plan." HEHSCAP-05-20. The resolution approves Apportionment Plan 6, which creates 16 regional, consolidated boards to represent the P.L. 100-297 grant schools on the Navajo Nation and the border town dormitories; and
4. The Board acknowledges that many of the proposed apportionment plans consolidate the current Local Community School Boards into regionalized boards that represent many different schools; and

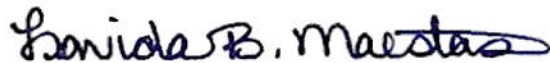
5. TRH is currently governed by an autonomous Local Community School Board, which provides for the care and education of students through the homeliving program; and
6. The TRH Board is comprised of members from the surrounding communities familiar with the students and local culture which the homeliving program serves; and
7. TRH has a highly successful staff and student retention rate, which greatly exceed that of other P.L. 100-297 schools and homeliving programs. On average, 95% of students return to TRH after their first year. Last contract year 96% of employment contracts were renewed and 100% of employees returned to work for another year; and
8. TRH's students are thriving academically and socially as evidenced by reaching maximum student counts on an annual basis and as measured by student success rates, where graduation rates are regularly 17-20% above state averages. TRH emphasizes and fosters a special relationship with Holbrook High School where academics are the top priority; and
9. TRH staff have built a strong rapport with the community, families, and students through their efforts, and through emphasizing cultural values; TRH staff have a responsibility to perform a unique duty to teach students as surrogate parents emphasizing cultural values, practices and language preservation, while they attend the Holbrook Public Schools, off the Navajo Nation lands; and
10. TRH has always received clean audits; and
11. TRH has consistently received the maximum allowable number of years following reauthorization proceedings; and
12. As a result of the foregoing, TRH has demonstrated the ability to create a thriving academic environment conducive to student achievement without the need for strong external oversight; and
13. The TRH Board has shown fiscal, curricular, and programmatic responsibility through above-average student and employment retention rates; and
14. The TRH Board is committed to its mission of delivering a high-quality experience for its students and staff through continued excellence and believes transferring control of its School to a regionalized, consolidated board with oversight responsibilities over seven other vastly different schools with differing needs and challenges could be highly detrimental to this mission.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

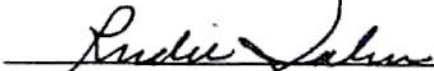
1. Tiisyaakin Residential Hall, Inc.'s Local Governing Board requests support and approval of an Amendment to the Health, Education and Human Services Committee Resolution (HEHSCAP-05-20), entitled "An Action Relating to Health, Education and Human Services: Approving 2020-2024 Navajo Nation School Board Apportionment Plan". The Amendment would allow Tiisyaakin Residential Hall, Inc. to be a standalone entity represented by its own locally controlled community school board; and
2. Tiisyaakin Residential Hall, Inc.'s Local Governing Board encourages the Honorable Health, Education and Human Services Committee to affirm, reinstate, and respect the primacy of the Tiisyaakin Residential Hall, Inc. Governing Board by amending and approving the apportionment plan that allows Tiisyaakin Residential Hall, Inc. to preserve its standalone entity represented by its own Locally Controlled Community School Board. They are strongly supported and quoted by the Holbrook High School, "Tiisyaakin Residential Hall systems as their present state of affairs has a proven productive impact on Navajo Students". Attached as (Exhibit A).

**CERTIFICATION**

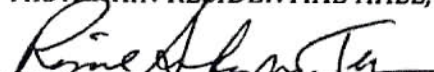
We hereby certify that the foregoing resolution was duly considered by the Tiisyaakin Residential Hall, Inc. Board at a duly called meeting at which a quorum was present and that the same was adopted by a vote of 2 in favor, 0 opposed and 1 abstained on this 8<sup>th</sup> day of May, 2020.



*Lavida B. Maestas, Board President*  
TIISYAAKIN RESIDENTIAL HALL, INC.



*Rudie L. John, Board Vice President*  
TIISYAAKIN RESIDENTIAL HALL, INC.

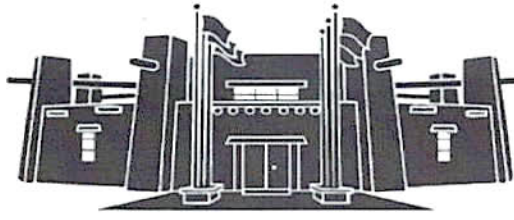


*Rosie Sekayumptewa, Board Secretary*  
TIISYAAKIN RESIDENTIAL HALL, INC.

Tiisyaakin Residential Hall, Inc.

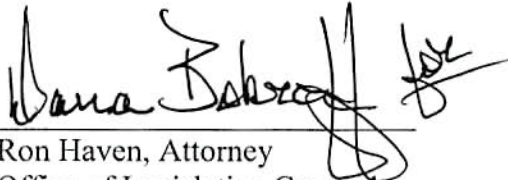
MAY - 8 2020

BOARD APPROVED



## MEMORANDUM

To : Hon. Elmer P. Begay, Delegate  
Navajo Nation Council

From :   
Ron Haven, Attorney  
Office of Legislative Counsel

Date : June 25, 2020

Re : AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; AMENDING RESOLUTION HEHSCAP-05-20, ENTITLED "AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; APPROVING 2020 - 2024 NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN;" T'IISYAAKIN RESIDENTIAL HALL, INC.

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. As to format, the resolution as drafted is legally sufficient. Regarding substance, as with any legislation, 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.

If you are satisfied with the proposed resolution, please sign it as "sponsor" and submit it to the Office of Legislative Services where it will be given a tracking number and sent to the Office of the Speaker for assignment. 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. Ahéhee'.

OLC # 20- 196 -1

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0151-20\_\_

SPONSOR: Elmer P. Begay

**TITLE: An Action Relating to Health, Education and Human Services; Amending Resolution HEHSCAP-05-20, Entitled "An Action Relating to Health, Education and Human Services; Approving 2020 – 2024 Navajo Nation School Board Apportionment Plan;" T'iisyaakin Residential Hall. Inc.**

*Date posted:* July 2, 2020 at 8:12PM

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) 871-7586

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.: 0151-20

SPONSOR: Honorable Elmer P. Begay

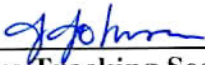
**TITLE: An Action Relating to Health, Education and Human Services; Amending Resolution HEHSCAP-05-20, Entitled "An Action Relating to Health, Education and Human Services; Approving 2020 – 2024 Navajo Nation School Board Apportionment Plan;" T'iisyaakin Residential Hall, Inc.**

Posted: July 2, 2020 at 8:12 PM

5 DAY Comment Period Ended: July 07, 2020

Digital Comments received:

|                       |                                                                                         |
|-----------------------|-----------------------------------------------------------------------------------------|
| Comments Supporting   | <i>None</i>                                                                             |
| Comments Opposing     | 1) Willie Tracey, Jr., Ganado Chapter<br>2) Diné Bi Olta School Board Association, Inc. |
| Inconclusive Comments | <i>None</i>                                                                             |

  
\_\_\_\_\_  
Legislative Tracking Secretary  
Office of Legislative Services

07/08/20      8:43AM  
\_\_\_\_\_  
Date/Time

# Legislation 0151-20

Ganado Chapter <ganado@navajochapters.org>

Sat 7/4/2020 10:34 AM

To: comments <comments@navajo-nsn.gov>;

Members of HEHSC,

Only to accommodate one (1) school is unjustifiable! Remain with how you all have design the School Board 2020-2024 Reapportionment.

If your going to change for only one school, you would have to conduct another public hearing for everyone's awareness.

Willie Tracey Jr., Chapter Manager

GANADO CHAPTER ADMINISTRATION

WARNING: External email. Please verify sender before opening attachments or clicking on links.



DINÉ BI OLTA SCHOOL BOARD ASSOCIATION INC.

**DBOSBA**

P.O. Box 3719

Window Rock, Arizona 86515

Telephone (928) 871-5225/5226

Fax (928) 871-5148

DBOSBA:20-07-001

**RESOLUTION OF THE  
DINÉ BI OLTA SCHOOL BOARD ASSOCIATION, INC.**

**ADAMANTLY OPPOSING LEGISLATION NO. 0151-20 "AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES: AMENDING RESOLUTION HEHSCAP-05-20, ENTITLED "AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES; APPROVING 2020-2024 NAVAJO NATION SCHOOL BOARD APPORTIONMENT PLAN" T'IISYAAKIN RESIDENTIAL HALL, INC.**

**WHEREAS:**

1. The Diné Bi Olta School Board Association (DBOSBA) was established thru the Navajo Sovereignty in Education Act of 2005, Amendment to Title 10-Navajo Nation Education Code, approved by the Navajo Nation Council July 19, 2005; and created Establishment of Executive Board of the Diné Bi Olta School Board Association as "the only school board association recognized by the Navajo Nation to represent local community school boards"; and
2. The Diné Bi Olta School Board Association, Inc., pursuant to the Navajo Sovereignty in Education Act of 2005 amendment, provides school board services and training to local school boards serving BIA/BIE-funded schools under the provisions of Public Law 93-638 Contract with the Bureau of Indian Affairs education services early childhood through 12<sup>th</sup> grades and adult education, including dormitory, facility, student transportation and food services; and
3. DBOSBA and the HEHS Committee members are aware that all the schools being consolidated under Plan 6 are comprised of school board members registered from different surrounding communities who would also be familiar with the students and local culture which the schools serve; and
4. DBOSBA acknowledges under the School Board Reapportionment that Plan 6 will have a critical negative impact to the "mission of delivering high-quality experience to all Diné students" attending school organizations that will be consolidated; and
5. DBOSBA believes all the schools consolidated under the conditions of Plan 6 will have a major adverse disruption to the education services provided to our Diné students and cause confusion for parents and employees; and
6. DBOSBA understands per Plan 6, other residential programs are included to be consolidated with schools and it is unclear why Tiisyaakin Residential Hall is being considered differently and that all other bureau funded schools are also unique; and

7. DBOSBA believes it is in the best interest and fairness for all Bureau funded schools to be included to remain as a stand-alone board by amending the 2020-2024 Navajo Nation School Board Apportionment Plan instead of taking this action for one residential organization.

**NOW, THEREFORE, BE IT RESOLVED, THAT:**

1. The Diné Bi Olta School Board Association respectfully opposes Legislation No. 0151-20 "An action relating to Health, Education and Human Services: amending Resolution HEHSCAP-05-20, entitled "An action relating to Health, Education and Human Services; approving 2020-2024 Navajo Nation School Board Apportionment Plan" T'iisyaakin Residential Hall, Inc.
2. DBOSBA believes it is in the best interest and fairness that all Bureau funded schools to be included to remain as a stand-alone board by amending the 2020-2024 Navajo Nation School Board Apportionment Plan instead of taking this action for one residential organization.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered by the Executive Board of the Diné Bi Olta School Board Association, Inc. at a duly called meeting in which a quorum was present and same was passed by a vote of 5 in favor, 0 opposed, and 1 abstention, on this 6<sup>th</sup> day of July, 2020.



Ervin Chavez, Executive Board President  
Diné Bi Olta School Board Association, Inc.

Motion: Genevieve Jackson  
Second: Tom Franklin, Jr.