| To | Manuel Rico, Senior Programs and Projects Specialist |
| :--- | :--- |
| OFFICE OF LEGISLATIVE SERVICES |  |

Date : January 9, 2019

Subject : 23rd Navajo Nation Council Expired Legislation

Pursuant to 2 N.N.C. § 164 (A) (1), "The last day for consideration of resolutions shall be December $31^{\text {st }}$ of the year immediately preceding the swearing in of the new Council", the following legislation need to be closed out and labeled as "expired":

NAVAJO NATION COUNCIL:

| $0399-17$ | $0424-17$ | $0098-18$ | $0136-18$ |
| :--- | :--- | :--- | :--- |
| $0183-18$ | $0224-18$ | $0328-18$ | $0344-18$ |
| $0356-18$ | $0358-18$ | $0367-18$ | $0373-18$ |
| $0385-18$ | $0393-18$ | $0404-18$ | $0416-18$ |
| $0422-18$ |  |  |  |

NAABIK'IYATI' COMMITTEE:
0224-15
0361-16
0341-18
0406-18
0418-18
0427-18

BUDGET AND FINANCE COMMITTEE:
0021-17
0392-17
0099-18
0261-18
0287-18
0398-18
0435-18
0436-18

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE:

$$
\begin{array}{lll}
0414-18 & 0419-18 & 0451-18
\end{array}
$$

LAW AND ORDER COMMITTEE:

| $0114-17$ | $0031-18$ | $0217-18$ | $0307-18$ |
| :--- | :--- | :--- | :--- |
| $0353-18$ | $0360-18$ | $0364-18$ | $0437-18$ |

RESOURCES AND DEVELOPMENT COMMITTEE:

| $0402-15$ | $0104-16$ | $0121-16$ | $0183-16$ |
| :--- | :--- | :--- | :--- |
| $0282-16$ | $0296-16$ | $0370-16$ | $0384-16$ |
| $0135-17$ | $0176-17$ | $0386-17$ | $0400-17$ |
| $0076-18$ | $0395-18$ | $0415-18$ | $0443-18$ |

Legislation need to be closed out as soon as possible. If you have any questions, please let me know.


Honorable LoRenzo C. Bates, Speaker
$23^{\text {rd }}$ Navajo Nation Council

[^0]
## LEGISLATIVE SUMMARY SHEET

Tracking No. 0398 - 18

DATE: December 7, 2018

TITLE OF RESOLUTION: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE. NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE HUNDRED THIRTEEN THOUSAND ONE HUNDRED NINETY DOLLARS $(\$ 313,190)$ FOR AMA DOO ALCHINI BIGHAN, INC., BUSINESS UNIT \#NEW

PURPOSE: The legislation approves supplemental funding from the UUFB for ADABI to support services for domestic violence and sexual assault survivors.

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

Health, Education \& Human Services Committee
$\qquad$
Eligible for Action: 12 | 14 |2018

PROPOSED NAVAJO NATION COUNCIL RESOLUTION $23^{\text {rd }}$ NAVAJO NATION COUNCIL - Fourth Year, 2018

Budget \& Finance Committee Thence Naabik'íyáti' Committee Thence Navajo Nation Council
review and recommend to the Navajo Nation Council the budgeting and management of all funds. 2 N.N.C. $\$ \S 300$ (A), 301 (B)(2).
C. The Navajo Nation Council established the Naabik'íyáti' Committee as a Navajo Nation standing committee and as such proposed legislation that requires final action by the Navajo Nation Council shall be assigned to the Naabik "íyáti* Committee. 2 N.N.C. $\$ \$ 164$ (A)(9), 700 (A).
D. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102 (A).
E. The Title 12 Appropriations Act Supplemental Appropriation requirements include:

1. When the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. 12 N.N.C. § 820(L).
2. Supplemental appropriations made from non-recurring revenues shall only be made for non-recurring operations or purposes, as set forth at $\S 820(\mathrm{~F})$. The Controller of the Navajo Nation shall be responsible for designating recurring and non-recurring revenues. 12 N.N.C. § 820(L).
3. All requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget ("OMB") for budget impact analysis. 12 N.N.C. § 820(M).

## Section Two. Findings

A. Ama Doo Alchini Bighan, Inc. (ADABI) is a private, non-profit, community based domestic violence and sexual assault crisis intervention. advocacy, prevention, and safe home network program. ADABI serves victims of intimate partner violence in the Chinle Agency of the Navajo Nation. www.azdhs.gov
B. This is a funding request will allow ADABI to increase safety provisions for victims by providing shelter/safe home and crisis intervention of domestic violence and sexual assault rape victims in the Chinle area.
C. The supplemental funding request forms are attached as Exhibit A.
D. The Office of Management and Budget is aware of the supplemental funding request and has been asked to provide a budget impact analysis pursuant to 12 N.N.C. § 820(M).
E. The Office of the Controller is aware of the supplemental funding request and has been asked to provide a memorandum indicating the balance in the Unreserved, Undesignated Fund Balance as of December, 2018. This memorandum will meet the requirements of 12 N.N.C, 820 (L); however, the Controller of the Navajo Nation should designate the funds at recurring or non-recurring.
F. The request for funds must meet the grant budget requirements of 1) an approved plan of operation, 2) budget request must be part of a recommended division or branch budget, 3) the respective oversight [committee] of the division or branch must recommend the request; in addition the request shall be submitted to the Office of Management and Budget on appropriate budget forms. See Fiscal Year 2019 Budget Instruction Manual, Section XI(B).
G. The Navajo Nation finds it in the best interest of the Navajo citizens who are in need of shelter and safe homes as a result of domestic violence and sexual assault situations to approve this supplemental appropriation request.

Section Three. Approving the Supplemental Appropriation from the Unreserved, Undesignated Fund Balance in the Amount of $\mathbf{\$ 3 1 3 , 1 9 0}$ for Ama Doo Alchini Bighan, Inc.
A. The Navajo Nation hereby approves the supplemental appropriation from the Unreserved, Undesignated Fund Balance to Ama Doo Alchini Bighan, Inc., Business Unit \#NEW for $\$ 313,190$ to continue to provide shelter and safe homes for domestic violence and sexual assault victims.
B. This supplemental appropriation of $\$ 313,190$ shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller and to Ama Doo Alchini Bighan, Inc., Business Unit \#NEW.

The provisions of this Act shall become effective in accord with 2 N.N.C. § 221(B).

PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:
See attached Articles of Incorporation. ADAB| will increase safety provisions for victims by providing sheller/safe home and crisis intervention to victims of domestic violence and sexual assault rape victims in the Chinle area.

PART III. PROGRAM PERFORMANCE CRITERIA:

## 1. Goal Statement:

Provide shelter-bednights, meals and basic necessities to domestic violence and sexual assault rape victims.
Program Performance Measure:
Provide a safe environment and shelter 120 vicims of domestic violence and sexual assault rape victims.
. Goal Statement:
Provide and maintain a 24 -hour toll free crisis hotline.
Program Performance Measure:
Provide hotline assistance for 400 calls for crisis intervention.

## 3. Goal Statement:

Provide group counseling for 200 victims.
Program Performance Measure:
Provide group sessions about the dynamics of domestic violence and sexual assaults.
4. Goal Statement:

Provide transportation for victims to their destinations.
Program Performance Measure:
Provide transporation to 150 victims for safety/other safe places, safe home and shelters.
5. Goal Statement:

To provide personal advocacy.
Program Performance Measure:
Provide information and assistance for advocacy services to 400 victims.
PART IV. IH

the navajo nation
LISTING OF POSITIONS AND ASSIGNMENTS BY BUSINESS UNIT

| $\begin{aligned} & \text { SUB } \\ & \text { ACCT } \end{aligned}$ | $\begin{aligned} & \hline \text { POS } \\ & \text { NO } \end{aligned}$ | $\begin{aligned} & \text { JOB } \\ & \text { TYPE } \end{aligned}$ | POSITION TITLE | EMP ID | WRKSITE CODE | FY 2018 ACTUAL |  | FY 2019 |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  |  |  |  | G/S | SALARY | HOURS |
| xxxx | xxxxxx | 1235 | Program Manager I | VACANT | WIN | AI67A | \$ 52,852.80 | 2080 |
| xxxx | xxxxxx | 1260 | Administrative Assistant | VACANT | WIN | Al62A | \$ 34,881.60 | 2080 |
| xxxx | xxxxxx | 3710 | Victim Witness Advocate | VACANT | WIN | Al62A | \$ 34,881.60 | 2080 |
| xxxx | xxxxxx | 3710 | Victim Advocate | VACANT | WIN | Al62A | \$ 34,881.60 | 2080 |
|  |  |  |  |  | SUBTOTAL |  | \$ 157,497.60 |  |
|  |  |  |  |  | BUSINESS U | T TOTA | \$ 157,497.60 |  |

FY 2019

$\$ 157,497.60$
$\$ 157,497.60$
FY 2019

FY 2019

FY 2019


## FY 2019

|  |  |  |  |  |  | siness Unit No.: | NEW |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| PART II. PERSONNEL/POSITION CHANGES: |  |  |  |  |  |  |  |  |  |
| (A) | (B) | (C) | (D) | (E) | (F) | (G) | (H) | (I) |  |
| Type of Change | Sub Acct Object Code | Position <br> Number | Job Type / Class Code | Position Title | Employee ID No. or Vacant | Salary | Fringe Benefit | Total | (Col. G + H) |
| NEW | xxxx | xxxxxx | 1235 | Program Manager I | VACANT | \$ 52,852.80 | \$ 23,175.95 | \$ | 76,028.75 |
| NEW | xxxx | xxxxxx | 1260 | Administrative Assistant | VACANT | \$ 34,881.60 | \$ 15,295.58 | \$ | 50,177.18 |
| NEW | xxxx | xxxxxx | 3710 | Victim Witness Advocate | VACANT | \$ 34,881.60 | \$ 15,295.58 | \$ | 50,177.18 |
| NEW | xxxx | xxxxxx | 3710 | Victim Witness Advocate | VACANT | \$ 34,881.60 | \$ 15,295.58 | \$ | 50,177.18 |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  | - |
|  |  |  |  |  | PAGE TOTAL: | \$ 157,497.60 | \$ 69,062.69 | \$ | 226,560.29 |

## MEMORANDUM

TO: Hon. Jonathan Hale
$23^{\text {rd }}$ Navajo Nation Council


Levon B. Henry. Chief Legislative Counsel Office of Legislative Counsel

DATE:
December 7, 2018

SUBJECT: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, NAA'BIK'ÍYÁTI', AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE HUNDRED THIRTEEN THOUSAND ONE HUNDRED NINETY DOLLARS $(\$ 313,190)$ FOR AMA DOO ALCHINI BIGHAN, INC., BUSINESS UNIT \#NEW

Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

The Office of Legislative Council confirms the appropriate standing committees review based on the standing committees and Council powers outlined in 2 N.N.C. §§ 102, 164,300 , and 400 . 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).

Please review the proposed resolution to ensure it is drafted to your satisfaction. If this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.

LEGISLATION NO: _0398-18_ SPONSOR: Jonathan Hale

TITLE: An Action Relating To Health, Education And Human Services, Budget And Finance, NAABIK'IYATI', And Navaio Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Three Hundred Thirteen Thousand One Hundred Ninety Dollars $(\$ 313,190$ ) For Ama Doo Alchini Bighan, Inc., Business Unit \#New

Date posted: December 10, 2018 at 5:40 PM
Digital comments may be e-mailed to comments@navajo-nsn.gov
Written comments may be mailed to:

Executive Director<br>Office of Legislative Services<br>P.O. Box 3390<br>Window Rock, AZ 86515<br>(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 <br> LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

## LEGISLATION NO.: 0398-18

SPONSOR: Honorable Jonathan L. Hale
TITLE: An Action Relating To Health, Education And Human Services, Budget And Finance, NAABIK'IYATI', And Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of Three Hundred Thirteen Thousand One Hundred Ninety Dollars $(\$ 313,190)$ For Ama Doc Alchini Bighan, Inc., Business Unit \#New

Posted: December 10, 2018 at 5:40 PM
5 DAY Comment Period Ended: December 15, 2018
Digital Comments received:

| Comments Supporting | None |
| :---: | :--- |
| Comments Opposing | None |
| Inconclusive Comment | None |

$\qquad$
Legislative Secretary II
Office of Legislative Services


## Committee Report

THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO NATION COUNCIL to whom has been assigned;

LEGISIATION NO. 0398-18

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, BUDGET AND FINANCE, NAABIK'IYATI' AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE HUNDRED THIRTEEN THOUSAND ONE HUNDRED NINETY DOLLARS (\$313,190) FOR AMA DOO ALCHINI BIGHAN, INC., BUSINESS UNIT \#NEW
(Note: Eligible for Committee Action December 16, 2018)

Sponsors: Honorable Jonathan L. Hale

Has had under consideration and report the same with the recommendation that Legislation 0398-18 PASS with no Amendment and no Directive; and therefore referred the same to the BUDGET AND FINANCE COMMITTEE OF THE NAVAJO NATION COUNCIL

Respectfully Submitted,


December 17, 2018 - Main Motion Motion by: Honorable Nelson BeGaye Seconded by: Honorable Jonathan L. Hale Vote: 3 in favor; $\underline{0}$ Opposed; Vice-Chairperson Not Voting Yeas: Nelson BeGaye; Jonathan L. Hale; Olin Kieyoomia
Nays: None
Absent (excused): Amber Kanazbah Crotty
Not Voting: Amber Kanazbah Crotty

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE
Regular Meeting
December 17, 2018

Roll Call
Vote Tally Sheet

LEGISLATION NO. 0398-18

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE, BUDGET AND FINANCE, NAABIK'IYATI' AND NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF THREE HUNDRED THIRTEEN THOUSAND ONE HUNDRED NINETY DOLILARS $(\$ 313,190)$ FOR AMA DOO ALCHINI BIGHAN, INC., BUSINESS UNIT \#NEW
(Note: Eligible for Committee Action December 16, 2018)

Sponsors: Honorable Jonathan L. Hale

December 17, 2018 - Main Motion
Motion by: Honorable Nelson BeGaye
Seconded by: Honorable Jonathan L. Hale
Vote: 3 in favor; $\underline{0}$ Opposed; Vice-Chairperson Not Voting
Yeas: Nelson BeGaye; Jonathan L. Hale; Olin Kieyoomia
Nays: None
Absent (excused): Amber Kanazbah Crotty
Not Voting: Amber Kanazbah Crotty


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


[^0]:    COPIES: Pete K. Atcitty, Chief of Staff, Office of the Speaker Ed McCool, Acting Chief Legislative Counsel, Office of Legislative Counsel Files

