

RESOLUTION
OF THE LAW AND ORDER COMMITTEE
OF THE NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL - First Year 2015

AN ACTION

RELATING TO LAW AND ORDER; APROVING AND RECOMMEND TO THE
BUDGET AND FINANCE COMMITTEE THE NAVAJO NATION OFFICE OF
HEARINGS AND APPREALS FISCAL YEAR 2016 BUDGET

BE IT ENACTED;

SECTION ONE. Findings

- A. The Navajo Nation Council gave their Law and Order Committee oversight over the Navajo Nation Office of Hearing and Appeals, 2 N.N.C. § 601 (C) (I).
- B. The Navajo Nation Council gave their Law and Order Committee power "(t)o review, amend, recommend and submit:" the Navajo Nation Office Hearing and Appeals' Fiscal Year 2016 annual budget to the Budget and Finance Committee and the Navajo Nation Council 2 N.N.C. § 601 (B) (15) and 2 N.N.C. § (840) (A).
- C. The Navajo Nation President recommended the proposed Navajo Nation Office of Healing and Appeals' Fiscal Year 2016 Budget to the Law and Order Committee which is provided on the Fund Type Budget Summary, EXHIBIT A. 12 N.N.C. § 830 (I).
- D. The Law and Order Committee held a budget hearing and took budget testimony regarding the Navajo Nation Office of Ethics and Rules' Fiscal Year 2016 Budget. 12 N.N.C. § 840 (A).

SECTION TWO - APPROVING AND RECOMMENDING

- A. The Law and Order Committee approves the Navajo Nation Office of Hearing and Appeals' Fiscal Year 2016 Budget. EXHIBIT A.

- B. The Law and Order Committees request the Budget and Finance Committee and the Navajo Nation Council adopt the Navajo Nation Office of Hearing and Appeals' Fiscal Year 2016 Budget, as set forth in the General Fund Comparative Summary, EXHIBIT B, and Recommended Changes to the General Fund Budget forms, EXHIBIT C.
- C. The Law and Order Committee authorize the Committee Chairman or Vice-Chairman to meet and negotiation with the Budget and Finance Committee on these recommendations.
- D. The Law and Order Committee adopted an amendment to recommend to the Budget and Finance Committee to fully consider and support the Navajo Nation Office of Hearing and Appeals Unmet Needs (Attached Form E).

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Law and Order Committee of the Navajo Nation Council at a duly called meeting a Navajo Nation Council Chambers, Window Rock, (Arizona), at which a quorum was present and that same was passed by a vote of 4 in favor and 0 opposed, this 13th day of August 2015.



Hon. Edmund Yazzie, Chairperson
Law and Order Committee

Motion: Hon. Otto Tso
Second: Hon. Jonathan Perry

A quorum of 5 members present

The Navajo Nation Fund Type Budget Summary

EXHIBIT A

The Navajo Nation General Fund Comparative Summary

Division: Office of Hearings and Appeals

EXHIBIT B

The Navajo Nation Fund Type Budget Summary

[illegible]

The Navajo Nation General Fund Comparative Summary

Division: Office of Hearings and Appeals

EXHIBIT B

Fiscal Year 2016

**The Navajo Nation
Recommended Unmet Needs Budgets**

Branch: Executive Branch

Division: Office of Hearings and Appeals

(A) Business Unit Number	(B) Program Title	(C) Amount of Unmet Need	(D) Explanation of Recommended UNMET NEEDS to the Fiscal Year 2015 General Fund Budget
103004	Office of Hearings and Appeals	145,026	Operating Cost is not covered for FY16. A request for additional fund is needed. No funding will affect the daily operation of the office and staff duties.
			Additional Hearing Officers and Legal Secretaries are needed to provide assistance to the current case load.
			The current staff are overloaded and cannot cover all agencies when Chief Hearing Officer is needed to attend administrative duties for the office and at the request of the Office of the President/Vice President. An order of maintenance and balance of the office, a request to decentralize into the Tuba City and Shiprock agency will help in providing local service to the Navajo Nation.
			Current Staff:
			1. Chief Hearing Officer
			1. Hearing Officer
			1. Legal Secretary
			1. Administrative Assitant
TOTAL:		145,026	

LEGISLATIVE SUMMARY SHEET

Tracking No. 0271-15

DATE: August 4, 2015

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER;
APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE
THE NAVAJO NATION OFFICE OF HEARINGS AND APPEALS' FISCAL YEAR 2016
BUDGET

PURPOSE: The resolution's purpose is to approve and recommend to the Budget and Finance Committee the Navajo Nation Office of Hearings and Appeals' Fiscal Year 2016 Budget.

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: Ladanya Butler
Website Posting Time/Date: 8:03pm 8/4/15
Posting End Date: 8/9/15
Eligible for Action: 8/10/15

Law & Order Committee

PROPOSED STANDING COMMITTEE RESOLUTION
23rd NAVAJO NATION COUNCIL—FIRST YEAR, 2015

INTRODUCED BY



Primary Sponsor

TRACKING NO. 027#15

AN ACTION

RELATING TO LAW AND ORDER; APPROVING AND RECOMMENDING TO THE
BUDGET AND FINANCE COMMITTEE THE NAVAJO NATION OFFICE OF HEARINGS
AND APPEALS' FISCAL YEAR 2016 BUDGET

BE IT ENACTED:

SECTION ONE - FINDINGS

- A. The Navajo Nation Council gave their Law and Order Committee oversight over the Navajo Nation Office of Hearings and Appeals. 2 N.N.C. § 601 (C) (1).
- B. The Navajo Nation Council gave their Law and Order Committee power "[t]o review, amend, recommend and submit" the Navajo Nation Office of Hearings and Appeals' Fiscal Year 2016 annual budget to the Budget and Finance Committee and the Navajo Nation Council. 2 N.N.C. § 601 (B) (15) and 12 N.N.C. § 840 (A).
- C. The Navajo Nation President recommended the proposed Navajo Nation Office of Hearings and Appeals' Fiscal Year 2016 Budget to the Law and Order Committee which is provided on the Fund Type Budget Summary, EXHIBIT A. 12 N.N.C. § 830 (I).
- D. The Law and Order Committee held a budget hearing and took budget testimony regarding the Navajo Nation Office of Hearings and Appeals' Fiscal Year 2016 Budget. 12 N.N.C. § 840 (A).

SECTION TWO – APPROVING AND RECOMMENDING

- A. The Law and Order Committee approves the Navajo Nation Office of Hearings and Appeals' Fiscal Year 2016 Budget. EXHIBIT A.

- 1 B. The Law and Order Committee requests the Budget and Finance Committee and the
2 Navajo Nation Council adopt the Navajo Nation Office of Hearings and Appeals' Fiscal
3 Year 2016 Budget, as set forth in the General Fund Comparative Summary, EXHIBIT B,
4 and Recommended Changes to the General Fund Budget forms, EXHIBIT C.
- 5 C. The Law and Order Committee authorize the Committee Chairman or Vice-Chairman to
6 meet and negotiation with the Budget and Finance Committee on these recommendations.

Branch:


Division:

[illegible]



MEMORANDUM

TO: Honorable Otto Tso
Navajo Nation Council Delegate

FROM: 
Carolyn R. West, Attorney
Office of Legislative Counsel

DATE: August 4, 2015

SUBJECT: OLC Service Request Number 15-579-1: An Action Relating to Law and Order;
Approving and Recommending to the Budget and Finance Committee the Navajo
Nation Office of Hearings and Appeals' Fiscal Year 2016 Budget

As requested, I prepared the above-reference proposed resolution and associated legislative summary sheet. Based on existing law, the resolution drafted is legally sufficient. However, as with all legislation, the proposed resolution is subject to review by the courts in the event of a challenge. You are encouraged to review the proposed resolution to ensure this is drafted to your satisfaction.

The Office of Legislative Council confirms the appropriate standing committee(s) reviews based on the standing committees powers outlined in 2 N.N.C. §§ 301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. § 164(A)(5).

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

If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like to make.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0271-15__

SPONSOR: Otto Tso

**TITLE: An Action Relating To Law And Order; Approving And Recommending
To The Budget And Finance Committee The Navajo Office Of Hearings And
Appeals' Fiscal Year 2016 Budget**

Date posted: August 4, 2015 at 8:03PM

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.: 0271-15

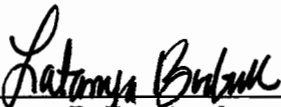
SPONSOR: Honorable Otto Tso

TITLE: An Action Relating To Law And Order; Approving And Recommending To The Budget And Finance Committee The Navajo Office Of Hearings And Appeals' Fiscal Year 2016 Budget.

Posted: August 4, 2015 at 8:03 PM

5 DAY Comment Period Ended: August 9, 2015

Digital Comments received: *No comments received.*



Policy Analyst
Office of Legislative Services

8/10/15 10:17am

Date/Time