LEGISLATIVE SUMMARY SHEET
Tracking No. 0245-18

DATE: July 3, 2018

TITLE OF RESOLUTION: AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING AND RECOMMENDING THE PROPOSED FISCAL YEAR 2019 BUDGET FOR FIXED COST – OFFICE OF MANAGEMENT AND BUDGET, OFFICE OF THE CONTROLLER, DIVISION OF GENERAL SERVICES, EXECUTIVE OFFICES, DIVISION OF HUMAN RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH; TO BE INCLUDED IN THE NAVAJO NATION COMPREHENSIVE BUDGET FOR FISCAL YEAR 2019

PURPOSE: This legislation will approve and recommend the FY 2019 budget for the Fixed Costs for accounts within the OMB, OOC, Division of General Services, Executive Offices, Division of Human Resources, Department of Justice and the Judicial Branch.

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.

5-DAY BILL HOLD PERIOD:
Website Posting Time/Date: 12:24pm 7/10/18
Posting End Date: 7/15/2018
Eligible for Action: 7/16/2018

Budget & Finance Committee

PROPOSED STANDING COMMITTEE RESOLUTION

23rd NAVAJO NATION COUNCIL – Fourth Year, 2018

INTRODUCED BY

Dwight Witherspoon

(Prime Sponsor)

TRACKING NO. 0245-18

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING AND RECOMMENDING THE PROPOSED FISCAL YEAR 2019 BUDGET FOR FIXED COST – OFFICE OF MANAGEMENT AND BUDGET, OFFICE OF THE CONTROLLER, DIVISION OF GENERAL SERVICES, EXECUTIVE OFFICES, DIVISION OF HUMAN RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH; TO BE INCLUDED IN THE NAVAJO NATION COMPREHENSIVE BUDGET FOR FISCAL YEAR 2019

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Budget and Finance Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 300(A).

B. Each oversight committee shall review and make recommendations to the Budget and Finance Committee concerning the budget in accordance with the annual budget instructions. 12 N.N.C. § 840 (A).

C. The Budget and Finance Committee has oversight of the Fixed Cost budgets for certain programs. 2 NNC § 301(B)(2).

SECTION TWO. FINDINGS

A. The Budget and Finance Committee held a budget hearing and took budget testimony regarding the Fixed Cost Fiscal Year 2019 Budget for the Office of Management and Budget's Indirect Cost Plan, the Office of the Controller's annual audit, building maintenance, FMIS debt service, Investment fees, FMIS maintenance service, the Division of General Services' insurance premiums, utilities, telecommunications, radio communications, facilities maintenance, air transportation, the Executive Offices' Hopi Partition Land Rental, Division of Human Services' retirement plan account, Department of Justice's litigation and the Judicial Branch's Justice Information Sharing System. 12 N.N.C. § 840 (A).

B. The Budget and Finance Committee recommends a fiscal year budget for the Fixed Costs. 12 N.N.C. § 840 (A).

SECTION THREE. APPROVING AND RECOMMENDING THE PROPOSED FISCAL YEAR 2019 BUDGET FOR THE FIXED COSTS

A. The Budget and Finance Committee hereby recommends the proposed Navajo Nation Fiscal Year 2019 Budget for the Fixed Costs, as provided on the Fund Type Budget Summary, attached as **Exhibit A**.

B. The Budget and Finance Committee requests the changes to the Budget, as set forth in the General Fund Comparative Summary **Exhibit B**, Recommended Changes to the General Fund Budget, **Exhibit C**, Recommended Conditions of Appropriation and Legislative Concerns, **Exhibit D**, and Recommended Unmet Needs, **Exhibit E**, be incorporated into the Navajo Nation Comprehensive Budget.

Fiscal Year 2019

The Navajo Nation
Fund Type Budget Summary

EXHIBIT A

Business Unit Number	Program	FY 2018 General Fund Budget	Fiscal Year 2019 Navajo Nation Funds							
			Proposed General Fund Budget	Indirect Cost Fund	External Funds Cash Match	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	Total
										0
N01000	DOJ/OAG - Fixed Cost Litigation	5,000,000	5,000,000							5,000,000
										0
										0
										0
										0
										0
										0
										0
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										0
										0
										0
	Total	5,000,000	5,000,000	0	0	0	0	0	0	5,000,000

Fiscal Year 2018

The Navajo Nation
General Fund Comparative Summary

EXHIBIT B

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

(A) Business Unit Number	(B) Program Title	(C) Branch Chief's Proposed FY 2019 General Fund Budget	(D) Oversight Committee's Recommended FY 2019 General Fund Budget	(E) Plus or minus $ difference (Column D minus C)
				0
N01000	DOJ/OAG - FIXED COST LITIGATION	5,000,000		5,000,000
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
	TOTAL:	5,000,000	0	5,000,000

Fiscal Year 2019

The Navajo Nation
Recommended Changes to the General Fund Budget

EXHIBIT C

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	Explanation of Recommended Changes to the Fiscal Year 2019 General Fund Budget (Increase or Decrease $ Amount)
N01000	DOJ/OAG - FIXED COST LITIGATION	

Fiscal Year 2019

The Navajo Nation
Recommended Conditions of Appropriations and Legislative Concerns

EXHIBIT D

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)
N01000	DOJ/OAG - FIXED COST LITIGATION	

Fiscal Year 2019

The Navajo Nation
Recommended Unmet Needs Budgets

EXHIBIT E

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

(A) Business Unit Number	(B) Program Title	(C) Amount of Unmet Need	(D) Explanation of Recommended UNMET NEEDS to the FY 2019 General Fund Budget
N01000	DOJ/OAG - FIXED COST LITIGATION		
	TOTAL:		

Fiscal Year 2019 | The Navajo Nation | EXHIBIT A

The Navajo Nation
Fund Type Budget Summary

Business Unit Number	Program	FY 2018 General Fund Budget	Fiscal Year 2019 Navajo Nation Funds							
			Proposed General Fund Budget	Indirect Cost Fund	External Funds Cash Match	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	Total
										0
118013	DOJ/OAG - Navajo-Hopi Partitioned Land Rental	120,400	120,400							120,400
										0
										0
										0
										0
										0
										0
										0
										0
										0
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										0
										0
										0
										0
	Total	120,400	120,400	0	0	0	0	0	0	120,400

Fiscal Year 2018

The Navajo Nation
General Fund Comparative Summary

EXHIBIT B

Branch: EXECUTIVE BRANCH

Division: DEPARTMENT OF JUSTICE/FIXED COST LITIGATION

(A) Business Unit Number	(B) Program Title	(C) Branch Chief's Proposed FY 2019 General Fund Budget	(D) Oversight Committee's Recommended FY 2019 General Fund Budget	(E) Plus or minus $ difference (Column D minus C)
				0
118013	DOJ/OAG - NAVAJO-HOPI PARTITIONED LAND RENTAL	120,400		120,400
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL:		120,400	0	120,400

Fiscal Year 2019

The Navajo Nation
Recommended Changes to the General Fund Budget

EXHIBIT C

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	Explanation of Recommended Changes to the Fiscal Year 2019 General Fund Budget (Increase or Decrease $ Amount)
118013	DOJ/OAG - NAVAJO-HOPI PARTITIONED LAND RENTAL	

Fiscal Year 2019

The Navajo Nation
Recommended Conditions of Appropriations and Legislative Concerns

EXHIBIT D

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)
118013	DOJ/OAG - NAVAJO-HOPI PARTITIONED LAND RENTAL	

Fiscal Year 2019

The Navajo Nation
Recommended Unmet Needs Budgets

EXHIBIT E

Branch: EXECUTIVE BRANCH **Division:** DEPARTMENT OF JUSTICE

(A) Business Unit Number	(B) Program Title	(C) Amount of Unmet Need	(D) Explanation of Recommended UNMET NEEDS to the FY 2019 General Fund Budget
118013	DOJ/OAG - Navajo-Hopi Partitioned Land Rental		
	TOTAL:		

Office of Legislative Counsel
Telephone: (928) 871-7166
Fax # (928) 871-7576

Honorable LoRenzo Bates
Speaker
23rd Navajo Nation Council

MEMORANDUM

TO: Hon. Seth Damon
23rd Navajo Nation Council

FROM: Levon B. Henry, Chief Legislative Counsel
Office of Legislative Counsel

DATE: July 3, 2018

SUBJECT: AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE; APPROVING AND RECOMMENDING THE PROPOSED FISCAL YEAR 2019 BUDGET FOR FIXED COST – OFFICE OF MANAGEMENT AND BUDGET, OFFICE OF THE CONTROLLER, DIVISION OF GENERAL SERVICES, EXECUTIVE OFFICES, DIVISION OF HUMAN RESOURCES, DEPARTMENT OF JUSTICE, JUDICIAL BRANCH; TO BE INCLUDED IN THE NAVAJO NATION COMPREHENSIVE BUDGET FOR FISCAL YEAR 2019

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 Counsel confirms the appropriate review based on the standing committee's authority outlined in 2 N.N.C. § 300. 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.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION

LEGISLATION NO: _0245-18_____ **SPONSOR:** Seth Damon/Tom Chee

TITLE: An Action Relating to the Budget and Finance Committee; Approving and Recommending the Proposed Fiscal Year 2019 Budget for Fixed Cost - Office of Management and Budget, Office of the Controller, Division of General Services, Executive Offices, Division of Human Resources, Department of Justice, Judicial Branch; to be included in the Navajo Nation Comprehensive Budget for Fiscal Year 2019

***Date posted*: July 10, 2018 at 12:29pm**

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) 871-7590

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.: 0245-18

SPONSOR: Honorable Seth Damon

TITLE: An Action Relating to the Budget and Finance Committee; Approving and Recommending the Proposed Fiscal Year 2019 Budget for Fixed Cost - Office of Management and Budget, Office of the Controller, Division of General Services, Executive Offices, Division of Human Resources, Department of Justice, Judicial Branch; to be included in the Navajo Nation Comprehensive Budget for Fiscal Year 2019

Posted: July 10, 2018 at 12:29pm

5 DAY Comment Period Ended: July 15, 2018

Digital Comments received:

Comments Supporting	***None***
Comments Opposing	***None***
Inconclusive Comments	***None***

Legislative Secretary II
Office of Legislative Services

7/14/2018 8:21am
Date/Time