

**RESOLUTION OF THE
LAW AND ORDER COMMITTEE OF THE
25th NAVAJO NATION COUNCIL - FIRST YEAR, 2023**

AN ACTION

RELATING TO THE LAW AND ORDER COMMITTEE; APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2024 BUDGET FOR THE NAVAJO NATION DEPARTMENT OF JUSTICE AND RELATED MATTERS, TO BE INCLUDED IN THE NAVAJO NATION'S FY2024 COMPREHENSIVE BUDGET

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Law and Order Committee ("LOC") is a standing committee of the Navajo Nation Council with oversight authority over the Navajo Nation Department of Justice ("Department of Justice"). 2 N.N.C. §600(A); 2 N.N.C. §601(C)(1).
- B. Each Oversight Committee, including the Law and Order Committee, shall review and make recommendations regarding the programs under its oversight responsibility, regarding the Navajo Nation's Comprehensive Budget for the upcoming Fiscal Year. 12 N.N.C. §840(A).

SECTION TWO. FINDINGS

- A. Pursuant to 12 N.N.C. §840(A), each Oversight Committee, including the LOC, "shall review and make recommendations to the Budget and Finance Committee concerning the budget[s]" for the Programs they oversee. 12 N.N.C. §840(A) further provides that Oversight Committee recommendations shall not exceed the base planning amounts established in the FY2024 Budget Instructions Manual. The base planning amounts were established by the Budget and Finance Committee in the FY2024 Budget Instructions Manual (see Resolution No. BFJY-15-23).
- B. In accordance with 12 N.N.C. §840(A), the LOC held public meetings and heard reports from Program staff and the Office of Management and Budget regarding the proposed FY2024 Budget for the Department of Justice.
- C. During these budget meetings, the LOC reviewed and considered the proposed FY2024 Budget for the Department of Justice, as compared to the base planning amounts established in the FY2024 Budget Instructions Manual and as recommended by the

Office of Management and Budget.

- D. The LOC finds that approval of the proposed FY2024 Budget for the Department of Justice and inclusion of such Budget in the Navajo Nation's FY2024 Comprehensive Budget is in the best interest of the Navajo Nation.

SECTION THREE. APPROVING AND RECOMMENDING TO THE BUDGET AND FINANCE COMMITTEE THE FISCAL YEAR 2024 BUDGET FOR THE DEPARTMENT OF JUSTICE AND RELATED MATTERS

- A. The LOC hereby approves the FY2024 Budget for the Department of Justice, as detailed in the "Fund Type Budget Summary" attached hereto as **Exhibit A**.
- B. The LOC hereby approves certain revisions to the Branch Chiefs' proposed FY2024 Budget amount for the Department of Justice, as shown in Columns D and E in the "General Fund Comparative Summary" attached hereto as **Exhibit B**.
- C. The LOC recommends the changes to the General Fund Budget described in **Exhibit C**.
- D. The LOC recommends certain Conditions of Appropriation and Legislative Concerns, as listed in **Exhibit D**.
- E. The LOC recommends that certain Unmet Needs for the Department of Justice be included in the FY2024 Comprehensive Budget, as explained in **Exhibit E**.
- F. The LOC hereby recommends that the Budget and Finance Committee approve the Department of Justice FY2024 Budget and all Committee recommendations, as set forth in **Exhibits A - E**.
- G. As necessary and appropriate, the LOC hereby authorizes the Chair and Vice-Chair to negotiate the LOC recommendations herein with the Budget and Finance Committee.

SECTION FOUR. EFFECTIVE DATE

This Action shall become effective as provided in 2 N.N.C. §189(A).

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Law and Order Committee of the 25th 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 03 in Favor, and 00 Opposed, on this 16th day of August 2023.

A handwritten signature in cursive script, reading "Cheryl Yazzie".

Honorable Cheryl Yazzie, Vice-Chair
Law and Order Committee

Motioned: Honorable Steven Arviso
Second : Honorable Herman M. Daniels, Jr.

The Navajo Nation
Fund Type Budget Summary

Branch: Executive BranchDivision/Office: DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	FY 2023 General Fund Budget	FY 2024								Total
			Proposed General Fund Budget	Indirect Cost Fund	Personnel Lapse Fund	External Funds Cash Match	Proprietary Fund	Fiduciary Fund	Special Revenue Fund - Internal	Special Revenue Fund - External	
104001	Office of the Attorney General	3,214,083	3,373,012	1,787,453						21,865,942	27,026,407
104002	Navajo-Hopi Legal Services Program	321,269	319,663							0	319,663
104005	Office of the Prosecutor	3,088,739	3,073,296							1,230,399	4,303,695
Total:		6,624,091	6,765,971	1,787,453			0	0	0	23,096,341	31,649,765

The Navajo Nation
Recommended Conditions of Appropriations and Legislative Concerns

Branch: _____ Executive Branch Division/Office: _____ Navajo Nation Department of Justice

Business Unit Number	Program Title	Brief Narrative of Recommended Condition of Appropriation (COA) or Legislative Concern (LC)
104001 104002 104005	Office of the Attorney General, Navajo-Hopi Legal Service Program, Office of the Prosecutor	The are several open positions throughout the Department of Justice, which is an ongoing concern of the Law and Order Committee. While there are staffing shortages, the DOJ is requesting an increase in their budget to include more positions as an unmet need. The LOC hereby requests the DOJ to provide a report halfway through FY2024, to provide a oral and written process report reviewing the efforts to fully staff these positons, retention numbers, and amounts spent/remaining that was budgeted for the funded positions.
104001 104002 104005	Office of the Attorney General, Navajo-Hopi Legal Service Program, Office of the Prosecutor	Legislative Concern: There are several consultants that are contracted by the DOJ that are not clearly identified. The DOJ is instructed to provide an oral and written report no later than the First Quarter in FY 2024, listing the consultants, including all contract workers, that are hired by all DOJ programs and offices. The report should include details on the scope of work and how long these contracts are provided.
104001 104002 104005	Office of the Attorney General, Navajo-Hopi Legal Service Program, Office of the Prosecutor	Legislative Concern: The DOJ should revisit and update all the Plans of Operation for all DOJ programs and offices. The DOJ should provide a report, both verbally and in writing, to the Law and Order Committee by the end of 3rd Quarter FY2024

The Navajo Nation
Recommended Unmet Needs Budgets

Branch: _____ Executive Branch _____ Division/Office: _____ DEPARTMENT OF JUSTICE

Business Unit Number	Program Title	Amount of Unmet Need	Explanation of Recommended UNMET NEEDS to the FY 2023 General Fund Budget
104001	OFFICE OF THE ATTORNEY GENERAL	398,208	Unmet need is to cover Prorated 6 Professional staff-Vacant position at 1808 hours. In addition, to cover travel expenses including Air Fares and to cover the Special Transactions for the insurance policy payment General liability and workers comp. Personnel Expenses: 2110 Regular \$377,945; 3000 Travel/Commercial Air: \$17,669 and 7000: special Transaction: \$2,594 = \$599,233.00
104002	OFFICE OF THE PROSECUTOR	1,229,447	Funding will support the salary adjustments from FY2023 carried over as required per BIM, provide sufficient funds for the first year's full support after the implementation of the Major Crime Unit; and will allow sufficient funds to fifteen district Prosecutor Office and WCCU. The Unmet Needs includes areas of tribal vehicle usage, travel, office and operating supplies, leases for Ramah District and the combined Window Rock District Prosecutors, WCCU, Major Crime Unit, and Office of the Chief Prosecutor. The leases of equipment and maintenance of office equipment, communication efforts, utility services for leased prosecutor offices, repairs and maintenance of office equipment, contractual services that include transcription and interpretation services, legal notices, required mandatory dues and renewal of prosecutor memberships, and required insurances
104005	NAVAJO-HOPI LEGAL SERVICES PROGRAM	29,922	To fully fund NHLSP's Legal Secretary Position for the rest of FY 2024, including the required insurances and to provide additional funding for increased travel expenses due to the attendance of NJLSP legal Staff of meeting in Window Rock at least twice a month.
TOTAL:		1,657,577	

LAW AND ORDER COMMITTEE

**Special Meeting
August 15, 2023**

Legislation No. 0172-23: An Action Relating to the Law and Order Committee; Approving and Recommending to the Budget and Finance Committee the Fiscal Year 2024 Budget for the Navajo Nation Department of Justice and Related Matters, to be included in the Navajo Nation's FY2024 Comprehensive Budget.

Sponsors: Honorable Eugenia Charles-Newton/Co-Sponsor: Honorable Danny Simpson

VOTE TALLY SHEET:

Main Motion:

Motion: Honorable Steven Arviso

Second: Honorable Herman M. Daniels, Jr.

Vote: 3-0-2

Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None

Amendment No. 1:

Motion: Honorable Herman M. Daniels, Jr.

Second: Honorable Steven Arviso

Vote: 3-0-2

Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None

Legislative Concerns:

Motion: Honorable Herman M. Daniels, Jr.

Second: Honorable Steven Arviso

Vote: 3-0-2

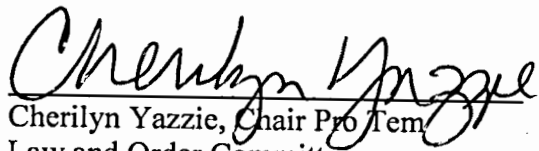
Yea: Honorable Eugenia Charles-Newton, Honorable Steven Arviso, Honorable Herman M. Daniels, Jr.

Nay: None

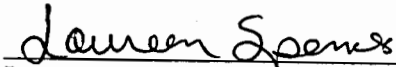
Not Voting: Honorable Cherilyn Yazzie

Excused: Honorable Nathan Notah

Absent: None



Cherilyn Yazzie, Chair Pro Tem
Law and Order Committee
25th Navajo Nation Council



Laureen Spencer, Legislative Advisor
Office of Legislative Services