#### LEGISLATIVE SUMMARY SHEET

DATE:

March 21, 2022

TITLE OF RESOLUTION: AN ACT RELATING TO HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANACE, LAW AND ORDER, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; REPEALING 9 N.N.C. § 2(C) OF THE DINÉ MARRIAGE ACT OF 2005 TO ACKNOWLEDGE AND RECOGNIZE MARRIAGE EQUALITY AMONG ALL PEOPLE; AMENDING COMMONLAW MARRIAGE CRITERIA AT 9 N.N.C. § 4(E); AMENDING MARRIAGE LICENSE FORM TO BE GENDER NEUTRAL AT 9 N.N.C. § 7; AMENDING HUSBAND AND WIFE SECTION AT 9 N.N.C. § 201 ET. SEQ

**PURPOSE:** If approved, this resolution will repeal 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005, Resolution No. CJN-34-05. This legislation also amends other necessary provisions within the Navajo Nation Code to conform with this repeal. Necessary provisions include the following: 9 N.N.C. § 4(E)—Common Law Marriage, 9 N.N.C. § 7—Marriage License, and 9 N.N.C. § 201 et. seq. This repeal will acknowledge and recognize marriage equality among all people within the Navajo Nation.

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.

	HOLD PERIOD: Health Education & Human Services Co	ommittee
Website P Posting En	osting Time/Date: 2:43pm; 03-22-22	Thence
Eligible for	Blinder & Finance (Co	
1	Law & Order Co	Thence
2	PROPOSED NAVAJO NATION COUNCIL RESOLUTION	Thence
3	24th NAVAJO NATION COUNCIL - Fourth Year, 2022 Naabik'íyáti' Co	
4	INTRODUCED BY Navajo Nation	Thence
5	INAVAJO INALIOII	Council
6	Coin (1st	
7	(Prime Sponsor)	
8	2071	
9	THACKING NO. 0054-22	
10		
11	AN ACT	
12	RELATING TO HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND	
13	FINANACE, LAW AND ORDER, AND NAABIK'ÍYÁTI' COMMITTEES AND THE	
14	NAVAJO NATION COUNCIL; REPEALING 9 N.N.C. § 2(C) OF THE DINÉ	
15	MARRIAGE ACT OF 2005 TO ACKNOWLEDGE AND RECOGNIZE MARRIAGE	
16	EQUALITY AMONG ALL PEOPLE; AMENDING COMMON-LAW MARRIAGE	
17	CRITERIA AT 9 N.N.C. § 4(E); AMENDING MARRIAGE LICENSE FORM TO BE	
18	GENDER NEUTRAL AT 9 N.N.C. § 7; AMENDING HUSBAND AND WIFE SECTION	
19	AT 9 N.N.C. § 201 ET. SEQ	
20		
21	BE IT ENACTED:	
22		
23	SECTION ONE. AUTHORITIES	
24	A. The Health, Education and Human Services Committee is a standing committee of the	
25	Navajo Nation Council empowered [t]o establish Navajo Nation policy, promulgate rules	
26	and regulations governing health, social services, education, human services and general	
27	government services of the Navajo Nation and its tribal organizations, entities, and	
28	enterprises. 2 N.N.C. §§ 400(A), 401(B)(1).	
29	B. The Budget and Finance Committee is a standing committee of the Navajo Nation	
30	Council empowered to [t]o promulgate policies and regulations concerning wages,	

5-DAY BILL HOLD PERIOD:

- expenditure reimbursement, and fringe benefits for Navajo Nation officials and employees. 2 N.N.C. §§ 300(A), 301(B)(8).
- C. The Law and Order Committee is a standing committee of the Navajo Nation Council empowered [t]o review and make recommendations to the Navajo Nation Council on proposed amendments to and enactments in the Navajo Nation Code. 2 N.N.C. §§ 600(A), 601(B)(14)
- D. The Naabik'íyáti' Committee is a standing committee of the Navajo Nation Council empowered to review proposed legislation which requires final action by the Navajo Nation Council. 2 N.N.C. §§ 700(A), 164(A)(9).
- E. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A).

#### **SECTION TWO. FINDINGS**

- A. The purpose of this legislation is to repeal 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005, Resolution No. CJN-34-05. This legislation also amends other necessary provisions within the Navajo Nation Code to conform with this repeal. Necessary provisions include the following: 9 N.N.C. § 4(E)—Common Law Marriage, 9 N.N.C. § 7—Marriage License, and 9 N.N.C. § 201 et. seq. This repeal will acknowledge and recognize marriage equality among all people within the Navajo Nation.
- B. The Navajo Nation fully recognizes that the tribe has retained from time immemorial the exclusive inherent sovereign powers to govern itself. However, over time, the Navajo Nation Supreme Court and the Supreme Court of the United States have recognized limits regarding tribal jurisdiction in criminal and civil cases arising within the Navajo Nation. See also, John Doe BF v. Diocese of Gallup, No. SC-CV-06-10, 9 Nav. R. 527 (2011). Worcester v. Georgia, 31 U.S. 515 (1832); Willaims v. Lee, 79 S.Ct. 269, 271 (1959); United States v. Wheeler, 98 S.Ct. 1079, 1088 (1978); Montana v. U.S., 101 S.Ct. 1245, 1257 (1981) (Thus, in addition to the power [of federally recognized tribes] to punish tribal offenders, the Indian tribes retain their inherent power to determine tribal membership, to regulate domestic relations among members, and to prescribe rules of inheritance for members); Ford Motor Co., v. Kayenta Dist. Ct., No. SC-CV-33-07, 9

- Nav. R. 225, 226 (2008) The Navajo Nation retains civil jurisdiction over claims arising within the Nation by inherent sovereignty under Article II of the Treaty. To the Navajo, the Treaty is organic law [The Navajo Treaty of 1868, Aug. 12, 1868, 15 Stat. 667].
- C. Thus, the Navajo Nation hereby exercises its inherent sovereign power in regulating domestic relations by repealing the same-sex marriage prohibition enacted by the Diné Marriage Act of 2005 which explicitly excluded and prohibited members of the samesex from marrying.
- D. Although this legislation repeals the prohibition against same-sex marriage at 9 N.N.C. § 2(C), the method for a traditional Navajo wedding ceremony outlined at 9 N.N.C § 4(D) involving a man and a woman shall remain unchanged. Traditional Navajo society places a great importance upon the institution of marriage and believes that the elaborate ritual of marrying using the traditional method is believed to be blessed by the "Holy People." This blessing ensures that the marriage will be stable, in harmony, and perpetual. *Navajo Nation v. Murphy*, 6 Nav. R. 10, 13 (1988); See also *Begay v. Chief*, No. SC-CV-08-3, 8 Nav. R. 654 (2005) which provides that common law-marriage under Navajo Nation Code is different than one arising out of traditional wedding ceremony. Keeping the traditional Navajo wedding the same will not prohibit nor deny same-sex marriage because there are other methods for marrying under 9 N.N.C § 4.
- E. The Navajo Nation also recognizes that in *Obergefell v. Hodges*, 135 S.Ct. 2584, 2591 (2015), the Supreme Court of the United States ruled that "[t]he right to marry is a fundamental right inherent in the liberty of the person, and under the Due Process and Equal Protection Clauses of the Fourteenth Amendment, couples of the same sex may not be deprived of that right and that liberty." The Navajo Nation, however, understands that it has inherent powers to govern domestic relations and is not bound by *Obergefell v. Hodges. See also Talton v. Mayes*, 163 U.S. 376 (1896).
- F. The Navajo Nation further recognizes that Navajo society accepted multi-gendered individuals prior to European arrival. European religious influence viewed homosexuality as an intolerable sin. As a result, acceptance of the lesbian, gay, bisexual, transgender, questioning/queer, two-spirit (LGBTQ+) declined within tribal nations. Today, many tribal nations have repealed same-sex prohibition laws.

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- G. The Navajo Nation passed Resolution No. NABIS-50-19 supporting the U.S. Congress to enact Senate Bill 788, "Equality Act." The Equality Act will amend the Civil Rights Act of 1964, to expand and clarify the protections and remedies against discrimination on the basis of sexual orientation, gender identity, and sex in the areas of employment, housing, public, accommodations, public education, federal funding, credit, and the jury system.
- H. The Navajo Nation has also passed Resolution No. CJY-63-20 which established Diné Pride Week to be held every third week in June as a reoccurring event. Through CJY-63-20, the Navajo Nation proclaimed that the "Nation will continue to protect its citizens from discrimination based on age, race, disability, ethnicity, family or marital status, gender identity or expression, languages, national origin, physical and mental ability, religion, sexual orientation, veteran status and other characteristics that make our citizens unique under the law."
- I. Data has also shown that LGBTQ+ members experience higher rates of workplace discrimination and non-acceptance from family members which leads to increased substance abuse and suicide attempts as well as other mental health effects. Further data shows, providing support for LGBTQ+ decreases the negative effect and promotes selfidentity. NCAI Policy Research Center, A Spotlight on Two Spirit (Native LGBT) March 18, Communities, Accessed on 2022. Weblink available at: https://www.ncai.org/policy-research-center/research-data/prcpublications/A Spotlight on Native LGBT.pdf
- J. Navajo culture from time immemorial includes oral stories about multiple gendered (LGBTQ+) people. Multiple gendered people have always been acknowledged and have also played important roles in our history. It is in the best interest of the Navajo Nation to repeal 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005, Resolution No. CJN-34-05.

## SECTION THREE. REPEALING 9 N.N.C. § 2(C) OF THE DINÉ MARRIAGE ACT OF 2005

The Navajo Nation hereby amends 9 N.N.C. § 2(C) as set forth below.

1	
2	Title 9. Domestic Relations
3	Chapter 1. Marriage
4	***
5	§ 2. Plural marriages void
6	A. All plural marriages contracted, whether or not in accordance with Navajo custom, shal
7	be void and prohibited.
8	B. Marriage between parents and children, including grandparents and grandchildren of
9	every degree, between brothers and sisters of one-half degree, as well as whole blood,
10	and between uncles and nieces, aunts and nephews and between first cousins, is
11	prohibited and void.
12	C. Marriage between persons of the same sex is void and prohibited.
13	***
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17 18 19 20	CRITERIA  The Navajo Nation hereby amends 9 N.N.C. §4(E) as follows:
21	Title 9. Domestic Relations
22	Chapter 1. Marriage
23	****
24	§ 4. Methods of contracting marriage
25	A marriage may be contracted within the Navajo nation by any of the following procedures:
26	****
27	E. The contracting parties establish a common-law marriage having the following features:
28	1. Present intention of the parties to be <u>come spouses husband and wife;</u>
29	2. Present consent between the both parties to become spouses husband and wife;
30	3. Actual cohabitation;

4. Actual holding out of the p	parties within their commun	nity to be married.
****		
SECTION FIVE. AMENDIN	G MARRIAGE LICEN	SE FORM TO BE GEND
NEUTRAL AT 9 N.N.C. § 7		
The Navajo Nation hereby amen	ds 9 N.N.C. §7 as follows:	
	<del></del>	
ר	Γitle 9. Domestic Relations	Š
	Chapter 1. Marriage	
****		
§ 7. Form		
The form of Navajo Nation ma	arriage licenses shall be sub	stantially as follows:
	NAVAJO NATION	
	MARRIAGE LICENSE	
Authority is hereby give	en for the marriage of the fol	llowing named persons:
Man-Spouse 1		Woman Spouse 2
	Name	
	Residence	
	Age Mother's Clan	
	Eather's Clan	
IN WITNESS WHEREOF, I h	nave hereunto set my hand	d this day of
	2 maranio del mij mane	auj or
•		
		_
	Title	
•		r
N	IARRIAGE CERTIFICATI	ᅼ

1	I, the man spouse 1 named above, hereby take the woman spouse 2 named above for my		
2	lawful wife partner; and I, the woman spouse 2 named above, hereby take the man spouse 1		
3	named above for my lawful husband partner.		
4	I hereby certify that the man and woman spouses named above were married this day in a		
5	ceremony at which I officiated. (This Paragraph may be crossed out if the parties are not		
6	married before a clergyman, medicineman, or traditionalist.)		
7	IN WITNESS WHEREOF, we have hereunto set our hands this day of in the		
8	presence of the witnesses whose names appear below.		
9			
10	Witness	Contracting party	
11	A 11 CXY'.		
12	Address of Witness		
13	Witness	Contracting party	
14	11 20255	Conducting party	
15	Address of Witness		
16		Clergyman/Medicineman	
17		Traditionalist	
18			
19		Address of Clergyman person	
20		Medicineman /Traditionalist	
21	RETURNED AND FILED FOR RECORD this day of, and recorded in		
22	Book of Marriage Licenses and	Certificates on page, Number	
23			
24		Navajo Agency Census Clerk	
25	****	Travajo rigenoj consus ciera	
26			
27	SECTION SIX. AMENDING HUSBAND A	AND WIFE SECTION AT 9 N N C 8 201 FT	
28	SECTION SIX. AMENDING HUSBAND AND WIFE SECTION AT 9 N.N.C. § 201 ET. SEQ.		
29	The Navajo Nation hereby amends 9 N.N.C. § 201 <i>et. seq.</i> as follows:		
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#### **Title 9. Domestic Relations**

#### Chapter 3. Husband and Wife Property and Liability

§ 202. Separate property—Definitions

- A. All property, real and personal, of <u>both spouses the husband</u>, owned or claimed by him <u>or her</u> before marriage, and that acquired afterward by gift, devise or descent, and also the increase, rents, issues and profits thereof, is his <u>or her</u> separate property.
- B. All property, both real and personal, of the wife, owned or claimed by her before marriage, and that acquired afterward by gift, devise or descent, and also the increase, rents, issues and profits thereof, is her separate property.
- <u>CB</u>. The earnings and accumulations of the <u>wife spouse</u> and <u>the minor children in <u>his or her</u> custody while <u>he or</u> she lives separate and apart from <u>his or her spouse husband</u> are <u>the</u> separate property-of the wife.</u>

#### § 203. Liability for debts

The separate property of the husband or wife either spouse is not liable for the debts of the other contracted before marriage or contracted after separation.

#### § 204. Married women couples

Married women couples have the sole and exclusive control of their separate property. The separate property of a married woman spouse is not liable for the debts or obligations of the other spouse husband, and it may be sold, mortgaged, conveyed or bequeathed by the woman either spouse who owns it as if he/she were not married

### § 205. Community property—Definition

A. All property acquired by either husband or wife spouse during the marriage, except that which is acquired by gift, devise or descent, or earned by the wife either spouse and her minor children while he or she lives separate and apart from his or her husband spouse, is the community property of the husband and wife.

1	All divisions, departments, programs, and offices of the Navajo Nation government shall
2	amend their policies, including but not limited to employee benefits, to reflect and include
3	changes set forth in this legislation within ninety (90) days after enactment of this legislation.
4	
5	SECTION EIGHT. EFFECTIVE DATE
6	This legislation and the Navajo Nation Code amendments enacted herein shall become
7	effective pursuant to 2 N.N.C. § 221(B).
8	
9	SECTION NINE. CODIFICATION
10	The provisions of this legislation which amend or adopt new sections of the Navajo Nation
11	Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel
12	shall incorporate such amended provisions in the next codification of the Navajo Nation Code.
13	
14	SECTION TEN. SAVINGS CLAUSE
15	Should any provisions of this legislation be determined invalid by the Navajo Nation Supreme
16	Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation
17	Supreme Court, those portions of this legislation which are not determined invalid shall remain
18	the law of the Navajo Nation.
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Office of Legislative Counsel

Telephone: (928) 871-7166 Fax # (928) 871-7576 Council



Honorable Seth Speaker 24<sup>th</sup> Navajo Nation

#### MEMORANDUM

TO: Honorable Eugene Tso

Law and Order Committee 24th Navajo Nation Council

FROM:

Chad Abeyta, Attorney

Office of Legislative Counsel

DATE: March 21, 2022

AN ACT RELATING TO HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANACE, LAW AND ORDER, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; REPEALING 9 N.N.C. § 2(C) OF THE DINÉ MARRIAGE ACT OF 2005 TO ACKNOWLEDGE AND RECOGNIZE MARRIAGE EQUALITY AMONG ALL PEOPLE; AMENDING COMMON-LAW MARRIAGE CRITERIA AT 9 N.N.C. § 4(E); AMENDING MARRIAGE LICENSE FORM TO BE GENDER NEUTRAL AT 9 N.N.C. § 7; AMENDING HUSBAND AND WIFE SECTION AT 9 N.N.C. § 201 ET. SEQ

Per your request, the Office of Legislative Counsel has prepared the above reference proposed legislation and associated legislative summary sheet. Based on existing law, the legislation as 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.

Please review the proposed legislation to ensure it is drafted to your satisfaction. If you approve, please sign as "Primary Sponsor" and submit it to the Office of Legislative Services where the proposed legislation will be given a tracking number and referred to the Office of the Speaker.

If the proposed legislation is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of any revisions requested.

## THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0054-22\_ SPONSOR: <u>Eugene Tso</u>

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Date posted: March 22, 2022 at 2:43 PM

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.: <u>0054-22</u>

**SPONSOR:** Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

#### Digital Comments received:

	1) Alvina White
Comments Supporting	2) Carrie House
_	3) Nedra A. Joe
	4) Christopher Belin
	5) Curtis Berry
·	6) Lynn Patten
	7) Josie Raphaelito
	8) William Wilson
	9) Jake Farrago
	10) Fatima Jumaralli
	11) Kristie Johnson
	12) Lindsey Clark
	13) Molly Carpenter
	14) Tristin Sam
	15) Jeryn Watchman
	16) Michelle Huyser
	17) Lloyd L. Lee
	18) Lena Begay
	19) Ethan Lee Robbins
	20) Sheila Lopez
	21) Gemma Drake
	22) Medina Howard
	23) Abrianna Chayrez
	1 /

	24) Titus J. Nez
	25) Victoria Canby
	26) Orion Martinez
	27) Rehna Kirk
	28) Darby Raymond-Overstreet
	29) Radmilla Cody
	30) Jeri Garfield
	31) Tammy Brown
	32) Deniece Etta
	33) Jennifer Denetdale
	34) Geronimo Louie
	35) Shay Bilinski
	36) Amilia Notah
	37) Melanie Fey
	38) Lyndale Curley
	39) Rachael Heather Johnson
	40) Agnes Attakai
	41) Sumayyah Dawud
	1) Edward Scott
Comments Opposing	2) Samantha Stevens
	3) Carla Bia
	4) Pastor Robert Hughbanks
	5) Jeraleen Mitchell
	6) Frances Tso
	7) Valerie Kelly
	8) Chanda Keeto
	9) Pearl Smith
	10) Eva Wilson
	11) Leonard Livingston
Comments/Recommendations	1) LeNora Y. Fulton

Legislative Tracking Secretary
Office of Legislative Services

March 28, 2022; 8:40 AM Date/Time

## Dine Marriage Act

## Alvina White <yannaman24@gmail.com>

Wed 3/23/2022 8:15 AM

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

To whom it may concern,

I am writing in regards to the Navajo Nation Marriage Act and Equality. I am in support of this legislation and feel that it should be approved on the Navajo Nation. We have many same sex couples that are already legally married outside of the Navajo Nation. To be discriminated from their own tribe is wrong. All they want is equality and a legal certificate saying their married within their tribe, they shouldn't have to go off navajo land to do so. We as native people are against racism and being treated differently, but yet we treat our own people this way because of their choice in sexuality and who they choose to marry. If the Navajo Nation is all about Hozhó, we should treat everyone equally, especially our own people. Thank you for your time and consideration.

#### Alvina White

## Repeal Dine' Marriage Act

#### CarrieH House <carrie.house@vcfa.edu>

Wed 3/23/2022 10:41 AM

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

I support Legislation No. 0054-22 to repeal the discriminatory Diné Marriage Act and to officially recognize marriage equality. The bill recognizes and acknowledges the sacred role of the lesbian, gay, bisexual, transgender, queer/questioning, and two-spirit community (LGBTQ+) and their contribution to the history of the Navajo Nation.



Carrie House
MFA Candidate in Film
Vermont College of Fine Arts

w: vcfa.edu/film: storyboard: Facebook: YouTube: Twitter: Instagram

## Legislation no: 0054-22

### Nedra Ann <ann.nedra@ymail.com>

Wed 3/23/2022 11:36 AM

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

Executive Director,

Re: Repealing the Diné Marriage Act of 2005

I'm in support of this legislation. Thank you for the opportunity to declare my support.

Nedra A Joe, Dilcon chapter Fort Defiance Agency PO Box Shiprock, NM 87420 Ann.nedra@ymail.com

#### Sent from Yahoo Mail for iPhone

## Support Legislation 0054-22

#### Christopher Belin <cwbelin92@gmail.com>

Wed 3/23/2022 1:56 PM

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

#### Good afternoon,

My name is Christopher Belin. My husband, who is also Navajo and enrolled with the Navajo Nation, and I have been together since 2010. We got legally married back in 2016 and are still going strong. I legally changed my name and took my husbands last name. All my legal documents reflect my married name. When I went to the enrollment office to try and have my Certificate of Indian Blood (CIB) reflect my recognized legal name, I was turned away because the Navajo Nation does not recognize same-sex marriage.

At the moment, I was in disbelief and embarrassed. Which now I ask myself why? Now, when I think about it, I felt shame for the Navajo Nation. Being turned away and feeling like just because I married another man, I wasn't recognized as a Navajo anymore. Whether that was the intent or not, that's how it felt.

This bill that was passed and in place is backward-looking. You hear Navajo people talk about "being proud of your Nation" or "Come back and support your tribe." I find that difficult when your own Nation can't recognize the person you are.

So I support Legislation No. 0054-22. For myself and all those after me who want to walk this life in marriage with the love of their life and not be turned away for it.

Thank you,

## SUPPORT for Legislation 0054-22

#### Curtis Berry <codyb87@gmail.com>

Wed 3/23/2022 4:56 PM

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

#### Honorable Council Delegates,

I wish to voice my support on legislation 0054-22. In our teachings as Dine', two-spirited people have always been essential to our culture and even helped us exist to this day. I'm sure you are aware of our long ago teachings from 'the separation of sexes' where individuals of the same sex assisted each other by taking on roles of the opposite sex during the separation. This separation of sexes would have doomed our people, but the two-spirited on each side took on responsibilities that kept them alive until the sexes resolved their differences. Even so, our two-spirited ancestors are credited with the invention of many tools, songs and roles in ceremonies. Our heritage cannot be ignored, it must be remembered. I ask you not only to think of your people today, but for people of our history and support us all.

Please repeal the Dine Marriage Act and allow for marriage equality for all.

Ahe'hee, Curtis Berry, Dine' Maiideeshghizhnii Tabaa'ha Todichinii' Nakai' Dine'

## Untitled

## Lynn Patten < lynnmaria 91@gmail.com>

Thu 3/24/2022 11:17 AM

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

I am sending this in support of Legislature 0054-22. Equality! WARNING: External email. Please verify sender before opening attachments or clicking on links.

## Comment in Support of Navajo Nation Legislation 0054-22 - J. Raphaelito

#### Josie Raphaelito < jraphaelito@gmail.com>

Thu 3/24/2022 11:17 AM

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

As a Queer Dine Woman I am submitting a formal comment in support of Navajo Nation Legislation 0054-22. I stand in solidarity with my Diné LGBTQ+ relatives to demand equal marriage rights, dignity, respect, and human rights.

Gender and sexuality is a western construct. As Diné people we have our own teachings on gender and community roles that should support values of love and kinship. This is a moment in our Navajo Nation history where we have the ability to decolonize and Indigenize a law that acknowledges, respects, and supports our Diné relatives who see beyond gender and sexuality and find love and partnership in the form of a marriage between two five fingered beings.

An amendment to the Diné Marriage Act of 2005 that legally recognizes same-sex marriages also meets the principles of non-discrimination and respect for human rights under international human rights law, as recognized by the UN Declaration on the Rights of Indigenous Peoples, and the OAS American Declaration on the Rights of Indigenous Peoples. Specifically, Article 2 of the UN Declaration states that "Indigenous peoples and individuals are free and equal to all other peoples and individuals and have the right to be free from any kind of discrimination, in the exercise of their rights, in particular that based on their indigenous origin or identity."

Ultimately, we carry the responsibility to treat each of our relatives with the same love and respect that our Holy People used to create all beings in this world. Our respect and understanding of love and family should not be restricted by law. With these community teachings and values, I am in strong support of the Navajo Nation Legislation 0054-22.

## Marriage equality

### William Wilson < william.wilson1@sfcc.edu>

Thu 3/24/2022 11:18 AM

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

I am a citizen of the Navajo Nation and writing to express my support for Marriage Equality and to Repeal the Discriminatory Dine Marriage Act. LGBTQ+ Diné people have been an important and essential part of our people's history since creation and should be treated with the same respect and dignity that we extend to all our relations. This is very simple, a person's expression of their gender and sexuality is a basic human right. Traditionally Diné have recognized and respected this. Let's honor our relatives and support this basic human right by extending marriage equality to all citizens of the Navajo Nation.

William Wilson,

Will Wilson (He, him, his) Photography Program Head Santa Fe Community College Office 702 C1 O: 505-428-1525 C: 520 william.wilson1@sfcc.edu willwilson.photoshelter.com

## 0054-22

## Jake Farrago < jakefarrago@me.com>

Thu 3/24/2022 11:18 AM

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

As I understand it, and for what it's worth, I believe this act will help bring unity to the community. I have only known love from those who support, and, in turn, I wish to support them in their love.

Thank you.

### 0054-22

## Jumaralli, Fatima (Synchrony) <Fatima.Jumaralli@syf.com>

Thu 3/24/2022 3:14 PM

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

I am writing in support of Legislation 0054-22, to repeal the Dine Marriage Act of 2005. I support marriage equality for all and support the Navajo Nation in their efforts to care for their people and "acknowledge and recognize marriage equality among all people within the Navajo Nation".

#### Fatima Jumaralli

## Comment in Support of Navajo Nation Legislation 0054-22 - K. Johnson

#### Kristie Johnson < kristiejohnson 05@gmail.com>

Thu 3/24/2022 3:15 PM

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

Yá'át'ééh shik'éí dóó shidine'é,

Shí éí Kristie Johnson yinishyé. Hashk'aan Hadzohí nishlí. Tlizilani bashishchiin. Tódích'íí'nii dashicheii. Tach'ii'nii dashinalí

Ákót'éego diné asdzáán nishłí

Oljato déé' naashá.

As Diné asdzáán, I am submitting a formal comment in support of in support of Navajo Nation Legislation 0054-22. I stand in solidarity with K'e LGBTQ+ relatives. We need to recognize equal marriage rights, dignity, respect, and human rights.

Before the days of colonization, we as Diné had our own teachings on gender and community member roles that support love, kinship and harmony. Yet, we are faced to bend to the western construct of Gender and sexuality. We as Diné have a pivotal moment in history to redefine the way our communities & Nation embraces inclusivity in this era. To provide our Diné LGBTQ+ relatives with a Diné law that acknowledges, respects, and supports our Diné relatives who see beyond gender and sexuality and find love and partnership in the form of a marriage between two five fingered beings.

An amendment to the Diné Marriage Act of 2005 that legally recognizes same-sex marriages also meets the principles of non-discrimination and respect for human rights under international human rights law, as recognized by the UN Declaration on the Rights of Indigenous Peoples, and the OAS American Declaration on the Rights of Indigenous Peoples. Specifically, Article 2 of the UN Declaration states that "Indigenous peoples and individuals are free and equal to all other peoples and individuals and have the right to be free from any kind of discrimination, in the exercise of their rights, in particular that based on their indigenous origin or identity." The Navajo Nation has an opportunity to improve its resources and infrastructure to help promote equality and acceptance of Trans people.

Ultimately, we carry the responsibility to treat each of our relatives with the same love and respect that our Holy People used to create all beings in this world. Our respect and understanding of love and family should not be restricted by the Diné Marriage Act of 2005. With these community teachings and values, I fully support the Navajo Nation Legislation 0054-22.

Ahéhee',

Kristie Johnson

## I support Legislation 0054-22

## Lindsey C < I.clark5118@gmail.com>

Thu 3/24/2022 4:36 PM

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

#### Greetings!!

This is to voice my support in passing the subject legislation. I am in full support of allowing our two-spirited beings to marry one another and live their lives together if it is their desire.

Thank you for hearing me out,

Lindsey Clark PO Bo> Fruitland, NM 87416

Registered with Beclabito Chapter

## Dine' Marriage Act

## Molly Carpenter <carpentermolly91@gmail.com>

Thu 3/24/2022 4:36 PM

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

By repealing the Dine' Marriage Act, all our families will finally be treated with fairness and respect by the Navajo government. With the freedom to marry who we choose and love, ending this discriminatory law will finally provide same-sex couples the protections, rights, & benefits marriage can only provide.

We call upon all Navajo leaders to finally repeal the Dine' Marriage Act.
WARNING: External email. Please verify sender before opening attachments or clicking on links.

## Comment in Support of Legislation No. 0054-22

#### Tristin Sam <tts41@georgetown.edu>

Fri 3/25/2022 9:57 AM

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

I, Tristin Sam from Tuba City Chapter express my strong support for Legislation No.0054-22 for marriage equality. I do not identify with the LGBTQ+ community, however many of my close friends and family do. It is important that all Navajos are seen as equals and their identities and self are acknowledged and supported by our collective tribal government.

Stay healthy,

Tristin Sam

## Legislation No. 0054-22

### Jeryn Watchman < jerynwatchman23@gmail.com>

Fri 3/25/2022 9:58 AM

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

I believe that this is the next step in providing freedom for our future generations and giving acceptance to people that are afraid to be who they are. I know many LGBTQ+ Navajo men and women who have come very far in their lives filled with major accomplishments, they want to come home to give back to their community and with this legislation it would show they are being recognized.

## Support NN Legislation 0054-22

#### Michelle Huyser <mhuyser@gmail.com>

Sat 3/26/2022 1:57 PM

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

I am submitting a formal comment in support of Navajo Nation Legislation 0054-22. As an LGBTQ+ ally, I stand in solidarity with my Diné LGBTQ+ relatives to demand equal marriage rights, dignity, respect, and human rights.

Gender and sexuality is a western construct. As Diné people we have our own teachings on gender and community roles that should support values of love and kinship. This is a moment in our Navajo Nation history where we have the ability to decolonize and Indigenize a law that acknowledges, respects, and supports our Diné relatives who see beyond gender and sexuality and find love and partnership in the form of a marriage between two five fingered beings.

An amendment to the Diné Marriage Act of 2005 that legally recognizes same-sex marriages also meets the principles of non-discrimination and respect for human rights under international human rights law, as recognized by the UN Declaration on the Rights of Indigenous Peoples, and the OAS American Declaration on the Rights of Indigenous Peoples. Specifically, Article 2 of the UN Declaration states that "Indigenous peoples and individuals are free and equal to all other peoples and individuals and have the right to be free from any kind of discrimination, in the exercise of their rights, in particular that based on their indigenous origin or identity."

Ultimately, we carry the responsibility to treat each of our relatives with the same love and respect that our Holy People used to create all beings in this world. Our respect and understanding of love and family should not be restricted by law. With these community teachings and values, I am in strong support of the Navajo Nation Legislation 0054-22.

Thank you, Michelle Huyser

## Legislation No: 0054-22

### Lloyd Lee < llee35@gmail.com>

Sat 3/26/2022 8:16 PM

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

Yá'át'ééh,

I am writing in support of Legislation No: 0054-22. Repealing the Diné Marriage Act of 2005 to acknowledge and recognize marriage equality among all people is appropriate and true to a Diné way of life. Our ancestors did not discriminate against someone based on their marriage. Our extended family network acknowledged and loved each person in the family network. This legislation is correcting a wrong and I support it. Please vote to approve this legislation.

Respectfully,

Lloyd L. Lee, Ph.D.

## Repeal of Navajo Marriage Act

#### Lena Begay <begay.lena1961@gmail.com>

Sun 3/27/2022 11:04 AM

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

#### Ya ateeh'.

I am a parent in support of repealing the Navajo Marriage Act. People like my child, have consistently faced discrimination and hate are not recongnized under the 2005 Diné Marriage Act. This act does not recognize same sex marriage and does not allow any provisons for those unions domestically, medically, or legally. I disagree with this act regarding domestic relations in the same sex marriage prohibition and implore the council to repeal it. By keeping this act we are continuing a cycle of harm towards our people. We are perpetuating an unbalanced society where we don't recognize our most basic teaching of compassion and acceptance of all living beings. It's our obligation to ensure the restoration of Hozho for all our nation's members. By passing the new legislation, I hope to see many new happy families and regaining K'e' in our community.

Thank you.

Lena Begay, Member of the Navajo Nation

Sent from my iPhone

## Legislation No. 0055-22

Ethan-Lee Robbins <ethan.lee.robbins.229@gmail.com>

Sun 3/27/2022 11:04 AM

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

# Re: Legislation No. 0055-22 To Executive Director, <a href="mailto:comments@navajo-nsn.gov">comments@navajo-nsn.gov</a>

Yá'át'ééh. Shí éí Ethan Lee Robbins yinishyé.

Tábąąhá nishłį, Tsi'naajinii bashishchiin ,Táchii'nii dashicheii, Tséńjíkiní dashinalí. Beegahshi 'bi 'too dee' nasha. Shizhe 'e doo shima ei Lorenzo Robbins doo Lena Begay wolye. Shimasani doo shicheii ei Lilly Catherine Begay doo Lee Earl Begay wolye, Shinali hastiin doo shinali asdzaan ei William Robbins doo Bertha Robbins wolye. Ákót'éego diné nishłį

I came here today as a Diné person who doesn't fall under the Western American definition of Female or Male. I'm one of 9 in my family and live openly, as a changing one. It was difficult. I have faced our community who have mocked me and have degraded me. I lived in shame. I did not see a place in either the Western world and the Diné world to be myself. I fight this injustice everyday to be seen as a human being, not in just the outside world but in our own homeland.

I stand before you unafraid and like you, a child of the holy people. Diné people like myself who have consistently faced discrimination and hate are not recongnized under the 2005 Diné Marriage Act. This act

does not recognize same sex marriage and does not allow any provisons for those unions domestically, medically, or legally. I disagree with this act regarding domestic relations in the same sex marriage prohibition and implore the council to repeal it. By keeping this act we are continuing a cycle of harm towards our people. We are perpetuating an unbalanced society where we don't recognize our most basic teaching of compassion and acceptance of all living beings. It's our obligation to ensure the restoration of Hozho for all our nation's members. By passing the new legislation, I hope to see many new happy families and regaining K'e' in our community.

Thank you.

Ethan Lee Robbins Member of the Navajo Nation

## Marriage Equality on NN

### Sheila Lopez <slopezaz10@gmail.com>

Sun 3/27/2022 11:05 AM

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

Yá'át'ééh Navajo Nation Representatives:

I'm a member of the Navajo Nation and I am writing in full support of marriage equality on our nation. As a mother of two gay children I fully support and love them unconditionally. They too are tribal members and it saddens me that they don't have equal rights under our nation. Please open your hearts and minds and support marriage equality because inequality causes harm and suffering to LGBTQ2S people. Thank you for taking the time to listen.

Ahe'hee, Sheila Lopez

# 0054-22 Legislation

### G Drake <gemmath@gmail.com>

Sun 3/27/2022 11:06 AM

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

Hello!

I just learned about Bill 0054-22 and wanted to express my support and excitement for this to go through. Equality for all. Thank you.

Gemma Drake

## In Support Of Legislation 0054-22

Medina Howard < Medinahoward@outlook.com >

Sun 3/27/2022 11:06 AM

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

### Good afternoon,

Tolerance, acceptance, and compassion for others is what makes us uniquely human. Denying oneself and others of being able to hold these feelings is damaging. The only way to move forward is to pass legislation 0054-22. The Dine Marriage Act of 2005 is outdated and harmful. Those who are at the intersection of indigenous and LGBTQ+ identities face a unique level of marginalization. Opening up this single avenue would not only grant the right for same sex couples to get married, it also sends a strong and affirming message to LGBTQ+ members that their existence is more than recognized, but worthy of celebration. During these times when it can feel like the world is falling apart, the local celebrations of being able to love aloud has become so much more important in our lives. Having your loved one near and being able to rejoice in being their lifetime partner is a gift everyone should be able to hold.

Though I may not be Navajo, Diné have touched my life in many ways. Many of whom are a part of the LGBTQ+ community. The opportunity to stand with them for their rights is to honor the joy they have brought into my life. They deserve to be granted the same.

I hope that we can move forward in unity,

Medina Howard

Phoenix, Az 85037

# I wanna support this bill

## Abrianna Chayrez <abrisoto05@gmail.com>

Sun 3/27/2022 11:06 AM

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

Sent from my iPhone hi um I live in Arizona and am queer and trans and to hear this coming from my people since I'm also indigenous this makes so happy and filled with pride I just wanna support the bill as much as possible since all people are equal

## In support of legislation no. 0054-22

### Titus Nez <titusjaynez@gmail.com>

Sun 3/27/2022 11:06 AM

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

Ya'at'eeh Honorable members of the 24th Navajo Nation Council and Honorable Navajo Nation President Jonathan Nez,

I humbly rise in support of current legislation no. 0054-22 that is now up for public comment for the greater Navajo people. It is time to rise from the ashes that were created many years ago to ban the recognition of marriage equality in the Navajo Nation. In 2005, that very human right was taken away by leaders who were greatly influenced by religious leaders and traditional Medicine people because it went against the teachings. The teaching calls for only one type of marriage, between a man and woman or as they say, Adam and Eve. If my mind recollects, was there ever a marriage conducted for Adam and Eve? Does it say in the Holy Bible of such action?

We as a Dine' society were greatly defeated with Order of Religion as the mighty forces overtook our lands and conquered us. Over the years, these very religious orders played a vast influence on how we should pray, what we should condone, how we should live life. Basically the teaching of killing the savage and saving the man. I have recently come to realize how history played a role in our Dine society; by creating such orders that diminished a once proud society of Dine people. Over the years our medicine men and women were taught that marriage should be between a man and woman, abortion should not be allowed, that certain ways of living were in order; because we saw that the Church was creating good religious homes. Our traditional healers accepted the teachings and incorporated them into our own teaching, being greatly influenced to do so. We have lost our way as we move forward, because of that very acceptance of religious order.

Today March 26, 2022, the Gallup Independent has a full-page ad "We, the people of the Navajo Nation say No!!" paid by 174 network Churches on the New Mexico portion of the Navajo Reservation with a phone number of (505) 786-5986. I found it greatly appalling that it took one legislation to have 174 churches opposing this. Do they really understand what they are saying? Reflecting on the teaching of the Holy people? Between first man and first woman? Who gives them the right to say such slanderous statements and speak for those of us that see right through their tactics to conform one teaching with the Religious order? Again I refer to where does it state such marriage happened between Adam and Eve or as they say First Man and First Woman? What kind of negative impact will it have on our current Navajo society? It's no secret that this legislation was introduced, they state because of the pandemic there is little to no information these actions are being acted upon without consultation of the Navajo People. This whole ordeal and a full page is a waste of money, rather than play an influence in these actions and spend money for such fabricated ads the money should go back to the people they serve. Should be used to educate using a mask, social distance, train churches on COVID-related initiatives. These 174 churches have no right to compare our traditional teachings to a religion that nearly destroyed it. How can we sit here and think this is okay? How can we as Dine people see that it is okay to see the mass devastation, hurt, and hardship these religious orders did to our people? We're just suppose to forget all this has happen and live in a society where we accept we were nearly wiped out in the name of the Bible? In the name of the teachings of Jesus Christ? I am not okay with it, this ad does not speak for me or my ancestors who died because they were told they worship evil or to "Gods" that didn't care. For the record, traditional Navajo beliefs is not a religion. It is a spirtuality with many rich oral history full of sacred songs, prayers, and teachings.

I support this legislation, because history was made in 2013, to allow for same sex marriage became legal in the largest democratic free society in this world and universe. I grew up in a home where were told the same message these Religious orders preached, their society orders. With a ever changing society, I found a human being that had compassion, love, and character; that person happen to be a man. When the opportunity came, we went to a courthouse and got married on 02/14/2014. That was the day my life changed forever. That was the day, I would go out into the world and tell the world; I married the person who made earth move, who I would make life with, lina. This year we celebrated 8 years of marriage, I am happy to say we are living the best times in our lives. The mere acceptance to marry my partner did not involve a religious ordeal or the need to do it in a hogan. My marriage is simply a government document telling other orgaization should one day I am in my death bed the decision would lie with my spouse to make the choice of life and death. The document is to tell my employer I have a spouse to add to my insurance benefits for him and to be a beneficiary to my estate, should I go one day. When I got married, I knew these assurances would give me a peace of mind knowing the same benefits I have would be applicable to my spouse. When I came back to work for the Navajo Nation nearly 5 years ago, that assurance stopped, because of the Dine Marriage Act of 2005. Mainstream sociaty recognized my marriage, all 50 States recognized it. The Navajo Nation did not acknowledge my marriage document, they said marriage is between a man and woman. It broke my heart knowing that my spouse did not have insurance, knowing that, that security of assurance was not going to be there. Since I got back we had our share of dealing with paying out of pocket

for certain medical needs, which was unfair; because other co-workers and their spouse didn't pay more on medicine and care. While we had to struggle and make sacifices to pay out of pocket money and going into debt.

I am in favor of this legislation, Honorable members of the Council and Honorable Navajo Nation President. Reality has been set in 2013, by the United State Supreme Court; giving a basic human right to every American on who they want to marry. Giving us hope that one day we get to use that document to make iina, to ensure we too have protection. We shouldn't use fear and unfair unverified tactics to influence policy change because it does not conform to a religious order. I am hoping you as elected officials will make the right decision on this matter, because it is a basic human right. It shouldn't be influence because of religion. The matter of Church and State should continue and always be applicable to such government actions. If you think the Churches should play a influence in government policy, I think it's time we talk about taxing them. Your decision on this will forever be in our history of Dine society, rather you approve it now or in the next council; marriage equality is emminet. Thank you for taking the time to read my statement. May the Holy People bless our people and land, may we get abundance rain for our livestock and plants. Hagoshii.

Respectfully,

Titus J Nez (Churchrock, NM)

## Marriage for all

### Victoria Canby <dembones@hotmail.com>

Sun 3/27/2022 11:06 AM

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

To whom it may concern,

As member of the Diné Nation, I'm happy to hear the 2005 discriminating policy against marriage for all is on the table to be repealed. This is a powerful opportunity for the Diné Nation to show support all their citizens and that colonial ways do not dominate our culture. We are a people of love and understanding. We are a people that puts family first and that should include all kinds of families. Love is love and Diné LGBTQA+ & Two Spirit have a right to celebrate legally their love!

Ahé hee' Victoria Canby

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# Bill To Recognize Marriage Equality

### Orion <orionmartinez1886@gmail.com>

Sun 3/27/2022 11:06 AM

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

Good afternoon,

To whom it may concern, my name is Orion Martinez born February 2000 and I am in support of this legislation.

Kindly,

Orion Martinez

### Repeal Dine Marriage Act

### Rehna Kirk <mrsviceboss@yahoo.com>

Sun 3/27/2022 11:07 AM

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

I am an Enrolled Navajo. I am getting up in my years now. From an early age, I had homosexual men and women in my family. They were good people who were able to live their lives as gay couples in harmony within our family. They were considered "Holy People" considered Medicine people and respected in that way. It was Christianity that came only very recently and made it an "Abomination" and caused disagreements and separations among our people and families. The Bible which is the template for a lot of our laws in this Great Nation and Navajo Nation is root cause of strife and ignorance of what is truly our Constitutional rights. The bible is found in the FICTION area of any library along with Pinocchio & Cinderella. Separation of Church & State should be utilized. We at Navajo have a lot of uneducated people in office of Navajo Administration. Navajo should be ALL inclusive to our Navajo peoples. Religion should not be used as "my way or the highway" mentality just because you are in a position of power. We vote them into position but that is where our voice ends. LGBTQ are normal people and should be accepted and afforded the rights as anyone else in our Tribe. Navajo Way is non existence now and our Culture & Traditional Cultures are almost dead because of religion and lost young peoples of Navajo who no longer have the teachings. We can brag about being Navajo just because we have the DNA but without culture, traditions, customs and language. I see the ignorance everyday of LGBTQ that are discriminated against on Navajo land BY Navajo people!!! it is so sad to see the pain in their face when accosted for being themselves. SO, SO much to discuss and unravel in this matter but PLEASE do right for our people. Thank you and I do hope you receive my opinion on this matter that is so close to my heart because I lost family members to suicide because they saw no hope in acceptance in our society or even there own family. Give the LGBTQ their right to marry who they want. By the way, I was sold by my Great Grandmother in an arranged marriage at 14 to a 41 yr old alcoholic abusive man with missing teeth, no job and had been married 2 other women who ran away from him. I ran away and didn't reunite with my family until I was 20. I mention this because people who make laws to PROTECT us from outdated Navajo traditions that do more harm than good and also that includes using an old relic of unproven fables to pass laws that do harm to our peoples. Thank you.

Signed sincerely by: Rehna Kirk

Sent from Yahoo Mail on Android

## I support legislation 0054-22

### Darby Raymond-Overstreet <darby.r.overstreet@gmail.com>

Sun 3/27/2022 11:40 AM

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

I'm writing to provide my support of legislation 0054-22 to repeal the section of the Diné Marriage Act of 2005 that prohibits same sex marriage.

I firmly believe that our Navajo Nation should recognize marriage equality amongst all people. This means our laws should reflect inclusivity and should support the sacred loving connection that our LGBTQ+ relatives experience as people just as it recognizes and supports the love experienced by our relatives who identify as straight. This is an opportunity to reach out and embrace a part of our community that too often is shunned and shamed and to miss this opportunity would compromise a moment of healing where we could come together and rejoice in our shared humanity as beings who are all capable of love.

Signed,

Darby Raymond-Overstreet

## Legislation No. 0054-22

### Radmilla Cody <mscody@radmillacody.net>

Sun 3/27/2022 2:33 PM

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

Honorable 24th Navajo Nation Council,

As a member of the Navajo Nation, I support Legislation No. 0054-22. This bill will protect the rights of same-sex couples, officially recognize marriage equality and acknowledge the sacred role of the lesbian, gay, bisexual, transgender, queer/questioning, and two-spirit community (LGBTQ+) and their contribution to the history of the Navajo Nation.

The Navajo Nation Council stands for all members of Diné society, our lifeways and make decisions based on our original governance of K'é. As *Béésh bąąh dah si'ání*, be on the right side of history by joining the **24 tribes whose laws recognize same-sex** marriage and vote "AÓO/ YES" on Legislation No. 0054-22.

Stand with our relatives and LGBTQIA+ community so they can live a just, free and dignified life on the corn pollen path of Sa'ah Naagháí Bike'h Hózhóón.

Ahe'hee' for your time and consideration. Ádaa ádaholya.

Blessings,

Radmilla Cody
Advocate/ Recording Artist/ Consultant
Radmilla Entertainment, LLC
www.radmillacody.com
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## Digital Comment for Diné Marriage Equality

Jeri Garfield < jerigarfield2@gmail.com>

Sun 3/27/2022 2:56 PM

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

Dear Office of Legislative Services,

As a Diné woman, mother, teacher, future public health professional, and ally of the LGBTQ+ community, I am in full support of the Legislation No. 0054-22 to repeal the Diné Marriage Act and to recognize same-sex marriage equality for Diné LGBTQ+ tribal members. The current marriage law is discriminatory and harmful to our LGBTQ+ relatives. Please accept my digital comment to advocate for same-sex marriage on Navajo Nation.

Sincerely, Jeri Garfield

MG\_7301.mov

## Support of Legislation 0054-22

## Tammy Brown <tammy.brown9894@yahoo.com>

Sun 3/27/2022 3:49 PM

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

I am of the LGBTQ+ community. I support this legislation and so many other same sex couples will. I have been in a relationship with my partner for 13 years and planning on taking the next step in marriage. We deserve the same benefits as any other married couple will. We deserve the same rights. We deserve to be equal.

Sent from my iPhone

## Diné Marriage Equality for All

### D Etta <deniecettaa@gmail.com>

Sun 3/27/2022 3:49 PM

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

Ya'át'ééh, shi kei doo shidiné'e, Shi ei Deniece E. yinishye. Tsi'naajinií nishli, Naahilii diné bashishchuin, Dibélizhini dashicheii, Naahilii diné dashinali. Before colonialism our LGBTQ+ community held a high rank within Our Tribe and other Tribes all across Turtle Island. We must unlearn and go back to the teachings of our ancestors. So i'm taking some time out of my day to use my voice as an ally to the Lgbtq+ community. Let's do the right thing and restore K'é. Kinship. Ahéhéé. WARNING: External email. Please verify sender before opening attachments or clicking on links.

## Leg. No. 0054-22

Jennifer Denetdale <jjdedale@gmail.com>

Sun 3/27/2022 8:01 PM

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

As a voting citizen (Tohatchi Chapter) of the Navajo Nation, I support Legislation No. 0054-22. This bill will protect the rights of our LGBTQI relatives who should have the same protections and equal representation as do other Diné citizens. The repeal of the Diné Marriage Act will send a message that the Navajo Nation values all of its citizens regardless of gender.

Jennifer Denetdale, Ph.D. Tohatchi Chapter

## Support of Legislation 0054-22

### Geronimo Louie <francisg99louie@gmail.com>

Sun 3/27/2022 9:08 PM

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

Yá'át'ééh,

I am full support of legislation 0054-22. Since the begging of Dine history "queer" people have existed. These people where considered sacred being like everyone else. They brought great understanding of both male and female perspectives. They were leaders, medicine people, and care givers for our community. Our LGBTQ and "Two spirit relatives should be given the same equal rights of protection and marriage equality. We should be able to recognize their sacred gender identities. Before colonization our people love and accepted every part of these sacred people. They were given sacred roles and names like Nádleehí along with three other names that specifically described three other genders. But because of culture/biological genocide and force religious conversion these sacred names and teaching were changed or forgotten. The Navajo Nation should not only recognize the rights of the LGBTQ+ community but protect them and celebrate their sacredness. Just like Diyin Dine taught us to through our natural laws of Beenahaz'áani. We were all taught the importance of K'e now is the time to use practice it.

Geronimo Louie

# Comment in Support of Navajo Nation Legislation 0054-22 - S. Bilinski

### Shay Bilinski <shaylynnr@gmail.com>

Sun 3/27/2022 9:08 PM

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

As a sister to a Queer Dine Woman I am submitting a formal comment in support of Navajo Nation Legislation 0054-22. I stand in solidarity with my Diné LGBTQ+ relatives to demand equal marriage rights, dignity, respect, and human rights.

An amendment to the Diné Marriage Act of 2005 that legally recognizes same-sex marriages also meets the principles of non-discrimination and respect for human rights under international human rights law, as recognized by the UN Declaration on the Rights of Indigenous Peoples, and the OAS American Declaration on the Rights of Indigenous Peoples. Specifically, Article 2 of the UN Declaration states that "Indigenous peoples and individuals are free and equal to all other peoples and individuals and have the right to be free from any kind of discrimination, in the exercise of their rights, in particular that based on their indigenous origin or identity."

Ultimately, we carry the responsibility to treat each of our relatives with the same love and respect that our Holy People used to create all beings in this world. Our respect and understanding of love and family should not be restricted by law. With these community teachings and values, I am in strong support of the Navajo Nation Legislation 0054-22.

Sincerely, Shay Bilinski

## Marriage Equality

## Mila 921 <amilia921@gmail.com>

Sun 3/27/2022 9:08 PM

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

I support marriage equality for all Diné people.

I support Legislation No. 0054-22 to repeal the discriminatory Diné Marriage Act and to officially recognize marriage equality. The bill protects the rights of same-sex couples, acknowledges the sacred role of the lesbian, gay, bisexual, transgender, queer/questioning, and two-spirit community (LGBTQ+), and their contribution to the history of the Navajo Nation.

-Amilia Notah RN

## Legislation No. 0054-22

### Melanie Fey <melanie.fey25@gmail.com>

Sun 3/27/2022 9:08 PM

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

Yá'át'ééh.

Shí eí Melanie Fey yinishyé. Naakaii Dine'é nishlłį. Italian bashíshchlín. Ta'chii'nii dashicheii. German dashinálí. Tónaneesdizídęę iyisíi naashá. K'ad eí Portland, OR keéhasht'į

I just wanted to offer my support for marriage equality and Legislation No. 0054-22. Same-sex relations were traditionally acceptable in our Diné communities prior to colonization. I am part of and support our LGBTQ2S+ family. If folks in our community do not believe in same-sex marriage, then they do not have to marry someone of the same-sex. It is that simple! However, those folks should not be able to dictate who LGBTQ2S+ community can or cannot marry. We deserve the same rights and respect as every other Diné person. We should not be excluded from marriage because of who we love. Let's make our ancestors and future generations proud by repealing the Diné Marriage Act.

Thank you for the opportunity to offer my support and I look forward to the Council's decision.

T'aa akodi. Ahéhee'!

Melanie Fey

# NAHATA DZIIL COMMISSION GOVERNANCE

Darryl Ahasteen – President Lyndale Curley – Vice President LaVonno Typiarch 25, 2022 Loretta Bahe - Treasurer Mae Horseman - Member Vacant - Manager

Office of Legislative Services PO BOX 3390 Window Rock, AZ. 86515

Lyndale Curley PO BOX 951 Sanders AZ, 80512

Dear Office of Legislative Service Administrator,

My name is Lyndale Curley, and I am a constituent who lives in Sanders Arizona and a registered Navajo Nation voter as well as Commission Vice President for Nahata Dziil Commission Governance

I am writing today in support of the Navajo Nation Legislation # 0054-22 Dine Equality Act. This comprehensive legislation seeks to protect gay, lesbian, bisexual, and transgender plus two spirit (LGBTQ) individuals of the Navajo Tribe expanding Navajo Nation Civil Rights to Equality.

I believe that all people deserve the opportunity to work, live, play, or learn, without fear of discrimination or bias, and the Navajo Nation will help ensure that reality for LGBTQ people on Navajo Nation.

This includes LGBTQ members of my community. I believe that my friends, neighbors, and family members who are in the LGBTQ community deserve the same opportunities to work and live on the Navajo Nation as anyone else. Currently the Navajo Nation does not honor the national legislation of Equality which confirms inequality in the world around me and take action to repair the world. It is for these reasons that I write to you today.

Unfortunately, LGBTQ people face disproportionate levels of discrimination and harassment. Most students in school experience bullying in school or the public and many are of the LGBTQ youth. Many surveys of transgender people shows that most transgender individuals are unemployed due to the fear of what others would think or faced adverse employment action based on their gender identity or expressions. By passing the Dine Equality Act, we can begin to address these disparities, and ensure that all people, including LGBTQ youth and employees, can work and learn.

In the United States, 19 other states, Washington DC, and over 200 cities and towns have seen the benefit of comprehensive legal protections for LGBTQ people and have shown that this law works. Here on the Navajo Nation just about over 65% of the population lives in cities or towns with local protections. It is time we unify and send the message that Navajo Nation is an inclusive and competitive nation.

I appreciate the Eugene Tso along with other leaders and community members who support this legislation. Feel free to reach me at lcurley@navajochapters.org for any other questions or concerns. In conclusion I personally have experience hate in all formats only because I was not built to be quiet and have others feel I can just agree. Since I was a child, I would always express myself. I second the idea of entertaining the funding source pertaining to the home.

Sincerely

Lyndale Curley

Commission Vice President - Nahata Dzill Commission Governance

P. O. Box 400 • Sanders, AZ 86512 • (928) 688-2150 • FAX: (928) 688-2235

# Untitled

## Heather Johnson <hlapahie@unm.edu>

Sun 3/27/2022 4:31 PM

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

Support our Dine LGBTQ2S+ people, our Navajo traditions, and our rights to marry whom we want.

Thank you Rachael Heather Johnson Writer/Poet WARNING: External email. Please verify sender before opening attachments or clicking on links.

# Support marriage equality in NN

## agnes attakai <agnesa.attakai2@gmail.com>

Mon 3/28/2022 6:55 AM

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

I support Legislation No. 0054-22 to repeal the discriminatory Diné Marriage Act and to officially recognize marriage equality.

The bill protects the rights of same-sex couples, acknowledges the sacred role of the lesbian, gay, bisexual, transgender, queer/questioning, and two-spirit community (LGBTQ+), and our contribution to the history of the Navajo Nation.

Madam Chair Eugenia Charles-Newton and Council Delegate Charlaine Tso are co-sponsors of the legislation. More leaders are planning to join soon.

#### Agnes Attakai

# Marriage Equality

## Sumayyah Dawud <bdsnature@gmail.com>

Mon 3/28/2022 6:55 AM

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

As a supporter of the LGBT Indigenous community, please support marriage equality - legislation 0054-22. Thank you. WARNING: External email. Please verify sender before opening attachments or clicking on links.

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## edward scott <cheiyo@yahoo.com>

Sun 3/27/2022 11:04 AM

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

I am oppose to this proposal. Marriage is between man and woman.

Thank you,

Edward Scott Leupp Chapter

Sent from Yahoo Mail on Android

## Legislation 0054-22

### Samantha Stevens <sam.rosalinenos@gmail.com>

Sun 3/27/2022 11:06 AM

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

I dont think the council should focus on these efforts. What council should focus on is increasing the pay rate for certain positions of admin staff under Navajo Personnel Department along with other positions. For instance, an admin assistant job in my time at Alaska was getting paid at least \$16 per hour starting. Navajo is offering at least \$13 or so. These wages were compared between 2020 and 2022. The wages within the Personnel and other programs are not competitive compared to the rest of the nation. I understand there are budgets and such for each department but if Navajo Nation really wants to be like the "rest of the world" ask and require personnel to increase wages as such wages are dated back to being paid like we are in the 80s. It really discourages those who have degrees and work off the reservation and want to move back to reservation but are getting paid \$3 less. Thank you.

I oppose legislation 0054-22.

Samantha Stevens, BS Sam.rosalinenos@gmail.com

### Warrior Lady <warriorlady14@yahoo.com>

Sun 3/27/2022 11:07 AM

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

I am opposing this legislation because it is wrong. God made man and woman to be one couple and God said to multiply meaning having children. How can anyone oppose God's commandment and order. Navajo Nation will be judged if it gets approved. This is not the way of life for the Navajo people.

This legislation needs to be disseminated to all people of Navajo Nation and explained in Navajo. Why is the NNC trying to approve this legislation secretly.

Carla Bia, PO Box , Window Rock, AZ 86515 I am a voter and citizen of Navajo Nation. Sent from Mail for Windows

# **Letter to Navajo Nation**

My name is Pastor Robert Hughbanks I am the pastor of Crossland Bible Church at Thoreau, NM. We the people of Crosslands Bible Church strongly believe that the amendment that will allow common law marriages, same sex marriages, provide for gays exclusive rights, and holds the third week of June as Navajo pride week and other stipulations should be voted down. The amendment to title IX of the tribal code, the Dine Marrage Act of 2005 please vote no.

There are many scripture verses that talk about homosexuality is an abomination to the Lord the scripture verses are as follows: Leviticus 18:22; Leviticus 20:13; Genesis 19:1–11; Judges 19:22–30; Jeremiah 23:14.; Ezekiel 6:49, 50; Romans 1:26, 27, 32; I

### Sent from Frontier Yahoo Mail for iPhone

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

KODELL HUGNDANKS PASTOL

Crosslands Bible Church

P O <u>Box 1309</u>

Thoreau, NM 87323

## No to Amend Legislation 0054-22

### J Mitchell <beautifulflowersjm@gmail.com>

Sun 3/27/2022 2:56 PM

To:Edison J. Wauneka <ejwauneka@navajo-nsn.gov>; comments <comments@navajo-nsn.gov>;

### Council Delegates

I am asking to vote NO to amend the Marriage Legislation 0054-22. Marriage is between a male and a female. This should not be changed. God created male and female. Please do not destroy what God has blessed and considered Holy.

I desire for our Navajo Nation people to prosper, however, this will not happen if you are trying to strip away the very foundation of a family which is marriage. Please do not appease a person's agenda but stand for what is right and holy.

Thank you for allowing comments on this legislation.

Sincerely,

Jeraleen Mitchell PO Box Window Rock, AZ 86515

## Legislation NO:\_0054-22\_

### Frances Tso <ftso554@gmail.com>

Sun 3/27/2022 9:08 PM

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

Let the people who walk in darkness in our Navajo Nation see the light, and let Your light shine upon those in the shadow of darkness. Isaiah 9:2

Eugene Tso

Mr. Tso I am emailing you, because what you are changing is wrong, about Amending Marriage License form to be Gender Neutral. Why is it that everyone who comes into service for our people is always making things harder and complicated.

Sincerely Frances D. Tso

# NO on Legislation 0054-22

## Valerie Kelly <vkelly1966@gmail.com>

Sun 3/27/2022 10:08 PM

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

No on legislation 0054-22. Marriage is sacred. It should stay between a man and a woman. WARNING: External email. Please verify sender before opening attachments or clicking on links.

## Legislation No. \_0054-22\_\_

### Miss Keeto <cj\_keeto@hotmail.com>

Mon 3/28/2022 6:55 AM

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

### Good evening,

My name is Chanda Keeto. I am a full blooded and enrolled member of the Navajo Nation. I am writing this email to express my very strong opposition to the newly introduced legislation mentioned above. This is legislation that would repeal the current Dine Marriage Act of 2005.

In the bible, marriage is described as an act between a man and a woman. Not between a man and a man or between a woman and a woman. In Genesis 2:24 it states, "Therefore a man shall leave his father and mother and be joined to his wife, and they shall become one flesh."

I am strongly urging the current Navajo Nation Council and President Jonathan Nez to abstain from voting legislation number 0054-22 into law and to keep marriage on the Navajo Nation between a man and a woman.

Respectully,

#### Chanda Keeto

## NN Legislative Summary Sheet Tracking No. 0054-22

Pearl <on2ten@yahoo.com>

Mon 3/28/2022 6:55 AM

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

Address to Navajo Nation Council Delegates, Standing Committees, Navajo Nation Office of President and Vice-President, and Administration Overseers

I am writing this response for the purpose of notifying that I do not support the amendment and changes to be considered for the following:

LEGISLATION NUMBER: 0054-22

LEGISLATION TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

LEGISLATION DESCRIPTION: If approved, this resolution will repeal 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005, Resolution No. CJN-34-05. This legislation also amends other necessary provisions within the Navajo Nation Code to conform with this repeal. Necessary provisions include the following: 9 N.N.C. § 4(E) — Common Law Marriage, 9 N.N.C. § 7 — Marriage License, and 9 N.N.C. § 201 et. seq. This repeal will acknowledge and recognize marriage equality among all people within the Navajo Nation.

The proposed changes is sponsored by the following Delegates:
Eugene Tso (Chinle)
Charlaine Tso (Mexican Water, To'likan, Teesnospos, Aneth, Red Mesa)
Eugenia Charles-Newton (Shiprock)

The following response will address my reason for not supporting the amendment of the Dine Marriage Act of 2005 and related provisions to be included:

Marriage Equality, Gender Neutral, Amending Husband and Wife to spouse - These are the words that come to surface immediately when reading the opening of the act.

Equality has become a catchphrase over the last several years when speaking of injustices, specifically between a man and a woman. In our time, we are tasked with another cry for equality, specifically marriage. In time memorial, within God's creation, marriage was established for man and woman. In the KJV Bible, God called this union a blessing and holy. The Traditional Navajo marriage also calls this same marriage as a holy union per the Dine Marriage Act of 2005. It seems for sake of equality, the sponsors of the amendment will retain traditional marriage as written and amend only for church and civil unions. Is not this discrimination against people of church faith who fear the only and true Almighty God? I believe that marriage, established by God, is an establishment

of "holy union" between a man and woman. Whether it be church or traditional Navajo, the union is between a man and woman, a holy union that brings forth blessings of generations (children). It is intolerable that the sponsors of the amendment would have their own Navajo people who believe in Almighty God compromise their faith and conscience. I do not support this amendment, because to hold another religious belief above another is an inequality and is a manipulative action.

Any member of the Navajo Nation who holds sacred beliefs in accordance with their faith or religious belief should be free in conscience to uphold and practice it. The United States constitution affords the freedom of religion.

The definition of gender is in reference to male and female. Biologically, there are two genders that exist by their physical trait to identify a male separate from a female. In today's popular opinion, the change of one's gender can be easily fixed by surgical and/or hormone/testosterone treatments. Gender neutrality is desired by those who have issue with their biological physical form. But what of those who do not have issue with their biological physical form? Is it not an attack on these persons who live as male or female in their daily lives without thought of it? To begin addressing gender as neutral is like an oxymoron. By this I mean, do not transgenders desire to be of the opposite sex from their physical form? Male to female or female to male. Possibly it is only an issue of gender confusion than neutrality. Why put this burden on the Navajo people to absolve their own gender for the sake of satisfying a gender confused individual?

I am a woman married to a man whom I call husband. The word husband has much meaning for me, because I understand that the word is specific to the man. I as the woman, am wife to my husband. I personally take offense that this amendment desires to remove the sanctity of husband and wife identification in marriage. To change to "spouse" and remove husband and and wife is but only a political maneuver to appease those who do not truly understand the role of a husband and wife in a marriage. How can spouse identify themselves in the role of marriage? Husband and wife are not interchangeable.

Statistics on both side of the inequality and neutrality debate have muddled gray purpose of words that identify and define a specific meaning. The few who desire to take equal part in marriage equality want to have special priviliges in other areas of civil right actions. That is not equality.

When the Dine Marriage Act of 2005 was made law, this established the Navajo People's voice. I can assuredly say that people who uphold their faith, church or traditional, have not been moved in changing with the political climate. Because faith and belief stem from wisdom, knowledge, teachings and life. The political view changes with every whim of generations who cry for equality. I believe equality will never be achieved in this world. We all live our daily lives according to how we have implement standards to meet or achieve. We are not all equal.

I am a person of faith. I believe that God created man and woman for marriage, a holy and blessed union. I do think that we, woman, have compromised our womanly ways of dress and mannerism. The Navajo religion and culture is based much on oral history. Christian faith is based on the Bible as written history. What people have learned has been passed on for generations, and therefore an establishment of specific gender teachings are not without wisdom and knowledge.

I implore you Council Delegates, to not amend the Dine Marriage Act of 2005.

Sincerely, Pearl Smith (enrolled Navajo voter from Ts'ah Biikin Chapter).

# "Marriage Equality Act"

### Eva Wilson <evawilson397@yahoo.com>

Mon 3/28/2022 8:30 AM

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

Navajo Nation Council Legislation 005-22 Vote to a NO

Date: March 27, 2022

To: Executive Director Office of Legislative Services P.O. Box 3390 Window Rock, AZ

86515 (928) 871-758, comments

From: Mr. Leonard Livingston

Subject: Legislation No: 0054-22. Opposition to An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Upon hearing of the proposed Navajo Nation Council legislation No. 0054-22 today I am vigorously opposed to the Navajo Nation bill. I am registered voter with Church Rock Chapter, Church Rock, NM 87311, member of the community and veteran of the U.S. Armed Forces. I oppose for the following reasons as noted in my commentary.

I do not oppose Section One, Authorities in which the Navajo Nation Council is an elected body of the Navajo People is acting in the best interests, Navajo Council members act as stewardship, leaders of the Navajo People who possessed the necessary skills, leadership, wisdom and vision for the people. Navajo Nation Council members should be wise, honest, express candor to its communities they served.

As to Section Two. Findings. A. I vigorously oppose to repeal the Dine Marriage Act.

As to Section Two. Findings. B. I agree in part that the Navajo Nation fully recognizes that the tribe has retained from time immemorial the exclusive inherent sovereign powers to govern itself. I also agree that the Indian tribes retain their inherent power to determine tribal membership, to regulate domestic relations among members, and to prescribe rules of inheritance for members); Ford Motor Co., v. Kayenta Dist. Ct. No. SC-CV-33-07, 9 Nav. R. 225, 226 (2008) The Navajo Nation retains civil jurisdiction over claims arising within the Nation by inherent sovereignty under Article II of the Treaty. To the Navajo, the Treaty is organic law [The Navajo Treaty of 1868, Aug. 12, 1868, 15 Stat. 667].

As to Section Two. Findings. C. I agree with the Dine Marriage Act of 2005 but oppose to the repeal of the law. There are no specific findings, data, comments, chapter resolutions, no comments by the Navajo People and there is simply no specific findings in repealing the law other than this is political exploit at the expense of the Navajo Nation tribal resources, values, teachings and people.

As to Section Two. Findings. D. I agree in part however disagree with the suggestion samesex marriage should be recognized. Navajo People and its laws is governed by Dine Fundamental Laws, specifically traditional Navajo society places a great importance upon the institution of marriage and believes that the elaborate ritual of marrying using the traditional method is believed to be blessed by the "Holy People." This blessing ensures that the marriage will be stable, in harmony, and perpetual. Navajo Nation v. Murphy, 6 Nav. R. 10, 13 (1988); See also Begay v. Chief, No. SC-CV-08-3, 8 Nav. R. 654 (2005) which provides that common law-marriage under Navajo Nation Code is different than one arising out of traditional wedding ceremony. Here we (Navajo Nation members and voters) need more information, need more data, need input from the traditional medicine practitioners who are wise, honest. I like advice from the traditional medicine practitioners in this same subject not from Navajo Council Delegate Eugene Tso, Chinle. I particularly want some clarification and specific points to the suggestion "Keeping the traditional Navajo wedding the same will not prohibit nor deny same-sex marriage because there are other methods for marrying under 9 N.N.C § 4." I need some data or evidence concerning this statement and noted as findings in the Navajo Nation Council Resolution. I find the findings to be vague, non-specific and non-conclusive lacking the proper authority.

As to Section Two. Findings. E. I oppose entirely to Section E because the Navajo Nation does not recognize *Obergefell v. Hodges*, 135 S. Ct. 2584, 2591 (2015). There is no Navajo Supreme Court case law that points to this issue nor any Navajo law that recognizes Obergefell. To my understanding the Navajos are governed by the Navajo Nation Bill of Laws. The Navajos are self-governed, self-sufficient, independent from the federal (United States), states, counties and locals laws. We make our own laws, govern by our own leaders as found in the Navajo Nation Statutes (Annotated 2005).

As to the remaining Sections Findings F, G, H, I, and J. I oppose in its entirety because the specific findings are flawed, faulty and the data presented by NCAI Policy Research Center, A Spotlight on Two Spirit (Native LGBT) Communities, accessed on March 18, 2022 does not apply to the Navajo Nation, its people or demographics. The findings does not address people of Christianity faith, churches, faith leaders, NAC membership, leadership any and/or all members of the Navajo Nation include non-natives. Because the law will affect them.

Lastly, Legislation No. 0054-22 should be opposed and denied by the Navajo People. I conclude by saying, under the Dine Marriage Act of 2005, the Navajo Nation does not recognize same-sex marriages: "Marriage between persons of the same sex is void and prohibited." See 9 N. N. C. §2(C). Unless change by the Navajo voters in free election. SDG.

Respectfully submitted this date March 27, 2022.

//Electronically signed //
Mr. Leonard Livingston

Gallup. NM 87301 Mobile: 505 Hastiin7@yahoo.com

## LeNora Y Fulton <gad86504@yahoo.com>

Wed 3/23/2022 8:15 AM

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

This Legislation will affect all members of the Navajo Nation, therefore, it must be done through the voice of the people throughout the nation. It must be done through referendum vote, through the electoral process. The Navajo Nation Council needs to make sure that all those of voting age who chooses to cast their vote for or against this Legislation must be given the opportunity to consent or not consent to this change in the way of life of the Navajo people. Since time immemorial, the value and principle of marriage was clear in the teachings and traditions of the Navajo people. Only through the voice of the majority of the people can such a deep way of life be altered.

This method was done with the language issue of the Presidency when the people voted by majority vote, that fluency was not a requirement to run for Navajo Nation President, so that issue was settled through the referendum vote.

Now, this issue of "marriage" is of great importance and should be decided by the people, only then will this issue be decided.

The 24 members of the NNC needs to direct or refer this matter to a refe	rendum vote.
LeNora Y. Fulton, PO Boy Vindow Rock, Az 86514 (928)	gad86504@yahoo.com
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# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0054-22** 

**SPONSOR:** Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

Digital Comments received:

Comments Supporting	1) Kyle Ranieri
Comments Opposing	<ol> <li>Ella Wilson</li> <li>Rev. Roger Tsosie &amp; Grace Tsosie</li> <li>210 Participants - Petition in Opposition</li> <li>Kevin Begay</li> <li>Elliott Morris &amp; Charlotte Morris</li> </ol>
Comments/Recommendations	None

Legislative Tracking Secretary
Office of Legislative Services

March 28, 2022; 2:05 PM

Date/Time

# Repeal the Diné Marriage Act

#### Kyle Ranieri <kyledranieri@gmail.com>

Mon 3/28/2022 1:55 PM

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

To Whom It May Concern,

As a citizen of the Navajo Nation, I write to express my support for repealing the Diné Marriage Act. As I wrote in a 2018 Navajo Times Op-Ed, our traditions do not align with any inhumane discrimination of our nádleeh/LGBTQ+ community members. The United States legalized same-sex marriage in 2015 with the landmark case Obergefell v. Hodges by finding that marriage is a fundamental right embedded within the U.S. Constitution. Similarly, it is clear that the Diné Fundamental Laws and our traditions do not permit discrimination in the form of a same-sex marriage ban. These acts of exclusion stray us further from hozho, and now is the time to change them.

Ahé'héé, Kyle Ranieri Navajo Nation Citizen WARNING: External email. Please verify sender before opening attachments or clicking on links.

## PROPOSED LEGISLATION TO REPEAL DINE MARRIAGE ACT -2005

Mon 3/28/2022 11:35 AM

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

**DATE: MARCH 28, 2022** 

#### Good morning,

I am providing my comments regarding the proposed Legislation to Repeal the Dine' Marriage Act-2005 under 0054-22. Please be advised that many of the Dine' people are opposed to this legislation and will be submitting

their Letter(s) with signatures attached. Many of the Dine' people are elderly and some of them live in remote areas

of the Navajo Nation and most of them do not have an email address and they do not have access to a computer.

This makes it difficult to comment or respond to this Legislation.

#### MY COMMENTS INCLUDE:

**VOTE NO to the proposed Legislation** 

RECCOGNIZE the voice of all the Dine; people, including Believers in Christ

EXTEND the comment period to allow more education to the Dine' people in this matter

ALLOW NAVAJO NATION PRESIDENT LIZER AND NAVAJO NATION VICE PRESIDENT LIZER TO VETO THIS LEGISLATION

SET this proposed legislation for a referendum vote on the election ballot for all Navajo voters to be well informed of this

legislation. The time period of 5 days is too short and will not give adequate time for the Dine' people to understand this

proposal.

505-

The RPEAL OF THE DINE' MARRIAGE ACT is a grave issue for the Dine' nation and Dine' people with serious Consequences.

Thank you for your time and understanding.

RESPECTFULLY,
Ella Wilson, Dine' voter
P.O. Box Sallup, NM 87305
spiritwarrior.91@hotmail.com

Saturday, March 26, 2022

T0: Executive Director:
Office of Legislative Services
P. O. Box 3390
Window Rock, AZ 86515

FROM: Rev. Roger E. Tsosie & Grace C. Tsosie (wife)

Retired: Window Rock UMC, 1996 - 2013

Navajo registered voters: Tselani-Cottonwood & Shiprock Chapters

P. O. Box Shiprock, NM 87420

SUBJECT: Position Paper, in opposition to Legislative No. 0054-22, Sponsor by Eugene Tso

REASONS: I am an ordained Clergy of the Albuquerque (NM) District of the United Methodist Annual Conference, Certified Deacon 5/18/'96 and Full Elder 5/22/'98, and a post graduate from Fuller Theological Seminary, Pasadena, Calif. With a degree of Master of Divinity, June 8, 1996.

Please be advised that my wife and I totally opposed by the acknowledgment of the Holy Bible, we stand and do not support the Resolution to "repeal 9N.N.C. Section 2(C)) of the Dine Marriage Act of 2005, No. CJN-34-05.

We believe the Bible is the written Word of God, which sustains our physical earthly survival and spiritual heavenly realm. We further acknowledge the Holy Scriptures were written lone before there was a civilization like the Navajo Society or even the concept of European religious influences.

THEREFORE, we emphasize highly the following selections from the Holy Scriptures to support our oppositions: "In the beginning God created the heavens and the earth." (Genesis 1:1)..."And the LORD God formed man out of the dust of the ground, and breathed into his nostrils the breath of life; and man became a living being." (Genesis 2:7)..."And the LORD God said, 'It is not good that man should be alone: I will make him a helper comparable to him." (Genesis 2:18)..."And the LORD God caused a deep sleep to fall on Adam, and he slept; and took one of his ribs, and closed up the flesh in its place. Then the rib which the LORD God had taken from man He made into a woman, and He brought her to the man."...And Adam said, "This is now bone of my bones and flesh of my flesh; She shall be called woman, because she was taken out of man."..."Therefore a man shall leave his father and mother and be joined to his wife, and they become one flesh."...And they were both naked, the man and his wife and were not ashamed." (Genesis 2:21-25)

In the TRUTH of the Word of God, we believe this is the Biblical Holy Matrimony, the Act or rite of marriage between a man and a woman. Any act aside from this ritual, God will condemned, and He will judged.

Further addition, the Holy Bible in the New Testament states: "Marriage is honorable among all, and the bed undefiled; but the fornicators and adulterous God will judged." (Hebrews 13:4)

We pray our leaders will proceed in the right direction, and seriously plead to God for His wisdom.

Yours truly; Rev. Roger E. Tsosie, Signature: Roger E. Tsosie

Mrs. Grace C. Tsosie, Signature: Nace C. Tsosie

EMAIL: retsosie41@hotmail.com PHONE # (505)

(Date) 3/27/21

VIA EMAIL: comments@navajo-nsn.gov VIA EMAIL: (Council Delegate's email

address can be found on the Navajo Nation website)

VIA FAX:

(928) 871-4025 (for OPVP)

Executive Director Office of Legislative Services PO Box 3390 Window Rock, AZ 86515

Dear Sir/Madam:

This letter is regarding the proposed Navajo Nation Council Resolution being introduced as:

#### An Act

Relating to Health Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing N.N.C. § 2© of the Dine Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality among all People; Amendng Common-Law Marriage Criteria at 9 N.N.C. § 46; Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 ET. SEQ

The purpose of this letter is to petition for you to:

- 1. Vote NO to the above proposed Navajo Nation Council Resolution.
- 2. Vote NO to any form of homosexual matter, behavior, attitude pursuant to the Bible, including same sex marriage.

To the Office of the President and Vice President we petition that:

- 1. As true Believers, that you continue to be obedient to God.
- 2. You do not sign this legislation into law.
- 3. You VETO this legislation for a referendum vote.

This is too grave an issue as it affects the healthy development of our children and the stability of our family health settings. It is also in opposition to the teachings of the Bible and God.

Respectfully submitted: (Name) (Position title) (Address) (Valid email address) Office of the President and Vice President cc: Sel attrebel Segrature Shu

(Council Delegate's Name)

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· March 27, 2022 Wendi Weigl

STATE OF NEW MEXICO NOTARY PUBLIC WENDI WEIGL

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March 27, 2032 Wendi weyif

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March 27, 2022 Windi Wigt

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# Re:

# Kevin Begay <br/> <br/>begaykevin31669@gmail.com>

Mon 3/28/2022 1:01 PM

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

On Mon, Mar 28, 2022, 11:21 AM Kevin Begay < <a href="mailto:begaykevin31669@gmail.com">begaykevin31669@gmail.com</a> wrote:

Legalation #0054-22 I am against this Legalation

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

# Dine Marriage Act

## elliott.morris@twc.com

Mon 3/28/2022 1:01 PM

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

I, Elliott Morris and my mother Charlotte Morris (both Cornfields Chapter) wish to comment no on the proposed repeal (0054-21) of the Dine Marriage Act of 2005. Thank you. WARNING: External email. Please verify sender before opening attachments or clicking on links.

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0054-22** 

**SPONSOR:** Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

#### **Digital Comments received:**

Comments Supporting	1) Jordan Oglesby
Comments Opposing	1) Frankie Davis 2) Rose Whitey 3) Laura Gon 4) Heather and Udell Ellison 5) Jose Heeley 6) Irene Eldridge 7) 28 Participants – Petition in Opposition 8) Johnny Begody 9) Mary Hosteenez 10) LaRue Baker 11) Clifford Hosteenez 12) Reynald Baker 13) Candeleria Demientieff 14) Tisha Sage 15) Sylvia Yazzie 16) Jennifer Garcia
Comments/Recommendations	1) Eveline Curley-Sandoval

Legislative Tracking Secretary
Office of Legislative Services

March 30, 2022; 8:20 AM Date/Time

## In Support of Legislation No. 0054-22

Jordan Oglesby <jordankoglesby@gmail.com>

Tue 3/29/2022 9:39 PM

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

I am writing in support of legislation no. 0054-22 and urge the Honorable Delegates of the 24<sup>th</sup> Navajo Nation Council to pass this important piece of legislation into law.

I support this legislation as a proud citizen of the Navajo Nation, and as a Diné woman who believes in marriage equality. Like many other young professionals, I felt compelled to return home to my Tribe but was disappointed to learn that even today, the Nation does not currently recognize gay marriage. It gives me great hope **now** to know that our Council Delegates are listening to the voices of so many, many younger, whom desire marriage equality on the Nation. I am inspired to work for a Tribe that believes in marriage equality, and I am proud to know that there is strong support for this legislation. I am also thankful that my Delegate, Delegate Charles-Newton, is a co-sponsor of this legislation.

This is an important legislation because it will immediately change the lives of so many Diné people across the Navajo Nation. Our family members, friends, co-workers, and every Navajo citizen who identifies as LGTBQI+ deserve equal treatment as a person no matter how they identify; and equal treatment in marriage under Navajo Nation law. Future generations deserve to marry whom they love, and this legislation will provide strong protections in support of that right. This moment will define who we Diné are as a People, community, and Nation. I strongly urge the Honorable Delegates of the 24<sup>th</sup> Navajo Nation Council to vote in favor of this legislation.

Ahe'hee, Thank you,

Jordan Oglesby (she/her/hers)

Citizen of the Navajo Nation

Shiprock Chapter Voter

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## LEGISLATION NO: 0054-22

## Bizhinth-bah <nativepreservation@gmail.com>

Mon 3/28/2022 4:27 PM

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

Re: LEGISLATION NO: 0054-22 Executive Director Office of Legislative Services PO Box 3390 Window Rock, AZ 86515

My name is, Frankie Davis. I am Kinyaani, born for my father who is Tachiini, a Navajo Code talker and former Navajo Police Officer. My Nali was Mescalito Nelson, a renowned Councilman and Hataathli and a mounted police for the BIA under Stacher, from Pueblo Pintado.

My Uncle was Frank Chee Willeto, Vice President of the Navajo Nation under President Milton Bluehouse Sr.

I have to speak up against this legislation, because of what my Nali taught me.

My direct Paternal Great Grandfather was the second signer of the Treaty in 1868. And this legislation goes against this treaty. Diné Bi Beenahaz'áanii.

The right of our children is sacred according to the Holy Ones.

## for example:

§ 4. Diyin Dine'é Bitsaadee Beenahaz'áanii--Diné Customary Law (1 N.N.C. § 204)

The Diné Customary Law declares and teaches that:

A. It is the right and freedom of the people that there always be holistic education of the values and principles underlying the purpose of living in balance with all creation, walking in beauty and making a living; and

B. It is the right and freedom of the people that the sacred system of k'é, based on the four clans of Kiiyaa'áanii, Todích'iínii, Honagháahnii and Hashtl'ishnii and all the descendent clans be taught and preserved; and

C. It is the right and freedom of the people that the sacred Diné language (nihilinei') be taught and preserved; and

D. It is the right and freedom of the people that the sacred bonding in marriage and the unity of each family be protected; and

E. It is the right and freedom of the people that every child and every elder be respected, honored and protected with a healthy physical and mental environment, free from all abuse.

F. It is the right and freedom of the people that our children are provided with education to absorb wisdom, self-knowledge, and

knowledge to empower them to make a living and participate in the growth of the Navajo Nation.

This is based upon the fact that these children need a mother and father to teach them. Each is separate and has different qualities. A man and a woman. As such Medicine men have spiritual songs and healing ceremonies specifically for this. Our Nation is based on this. People can be gay if they want, but according to the Holy Ones, should not be allowed to have gay marriage as this robs our children from receiving both a father and mother's sacred teachings. Hence, we would be condemning ourselves. Has our council chosen to make excuses and harm our people? Ignoring the rights of the Diné? This legislation should be denied. Going against the Holy Ones is foolish.

Let the people decide.

Frankie Davis Po Box Provo UT 84605

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## Proposed resolution 0054-22

#### Don Heeley <gospelmagic@msn.com>

Mon 3/28/2022 4:55 PM

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

March 26, 2022

Via Email:

comments@navajo-nsn.gov

Via Email:

danieltso@navajo-nsn.gov

Via Fax:

(928) 871-4025 (for OPVP)

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

Dear Sir/Madam:

This letter is regarding the proposed Navajo Nation Council Resolution being introduced as:

Proposed Council Resolution #0054-22

#### An Act

Relating to Health Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing N.N.C. § 2© of the Dine Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality among all People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4€; Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 *ET. SEQ* 

The purpose of this letter is to petition for you to:

- 1. Vote NO to the above proposed Navajo Nation Council Resolution.
- Vote NO to any form of homosexual matter, behavior, attitude pursuant to the Bible, including same sex marriage.

To the Office of the President and Vice President we petition that:

- 1. As true Believers, that you continue to be obedient to God.
- 2. You do not sign this legislation into law.
- 3. You VETO this legislation for a referendum vote.

This is too grave an issue as it affects the healthy development of our children and the stability of our family health settings. It is also in opposition to the teachings of the Bible and God.

Respectfully submitted:

Rose Whitey

## LEGISLATION 0054-22

#### lagon@juno.com

Mon 3/28/2022 4:56 PM

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

March 28, 2022

Executive Director, Office of Legislative Services Navaio Nation Council Delegates

Greetings Honorable Director and Council Delegates:

I acknowledge your positions that the Navajo people have put their trust in your leadership to serve your local chapters and the Navajo Nation, so you can make the best decisions

for now and the future generations and for all people. We live in this world, where everything has changed. We have to keep the mentally of what's right and wrong. The choices we

as Christians make is from the Bible, its our guidance. I'm a Christian woman, I vote NO, to the proposed amendment of the Legislative. I am standing on the Biblical truths;

Genesis 2: 24 Therefore a man shall leave his father and mother and be joined to his wife, and they shall become one flesh. I value my culture, I respect our clans, the way of

life, that my mom taught me as a woman, Thank you for taking the time to voice my comments. Respectfully submitted, Laura Gon. WARNING: External email. Please verify sender before opening attachments or clicking on links.

Legislation No: 0054-22

#### Heather ELLISON <heatherse20@hotmail.com>

Mon 3/28/2022 4:56 PM

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

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

Dear Sir/Madam:

This email is in reference to the proposed Navajo Nation Council Resolution being introduced as:

#### An Act

Relating to Health Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing N.N.C. § 2© of the Dine Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality among all People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4€; Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 ET. SEQ

As members of the Navajo Nation and a co-pastor's we appeal that our voice be taken into consideration as believer's of Jesus Christ and believer's in the teachings of the Bible of God. The issue at hand is too grave an issue as we know that it affects the healthy development of our children and the stability of our family health settings. This proposed resolution is in opposition to the teaching of the Bible and God.

The bible in Genesis 1:27 states, "So God created man in His own image, in the image of God He created him; male and female He created them."

As for the Office of the President and Vice President we petition that:

- 1. As true Believers, that you continue to be obedient to God.
- 2. You do not sign this legislation into law.
- 3. You VETO this legislation for a referendum vote.

#### Respectfully submitted:

Heather and Udell Ellison
Pastor's of Riverside Bread of Life Church, Fruitland, NM
PO Box Kirtland, NM 87417
Heatherse20@hotmail.com

Sent from Mail for Windows

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

## RESOLUTION 0054-22

#### Don Heeley <gospelmagic@msn.com>

Mon 3/28/2022 5:13 PM

To:Daniel Tso <danieltso@navaio-nsn.gov>:

March 25, 2022

Via Email:

comments@navaio-nsn.gov

Via Email:

danieltso@navajo-nsn.gov

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

Dear Sir/Madam:

This letter is regarding the proposed Navajo Nation Council Resolution being introduced as:

Proposed Council Resolution #0054-22

#### An Act

Relating to Health Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing N.N.C. § 2© of the Dine Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality among all People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4€; Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 *ET. SEQ* 

The purpose of this letter is to petition for you to:

- 1. Vote NO to the above proposed Navajo Nation Council Resolution.
- Vote NO to any form of homosexual matter, behavior, attitude pursuant to the Bible, including same sex marriage.

To the Office of the President and Vice President we petition that:

- 1. As true Believers, that you continue to be obedient to God.
- 2. You do not sign this legislation into law.
- 3. You VETO this legislation for a referendum vote.

This is too grave an issue as it affects the healthy development of our children and the stability of our family health settings. It is also in opposition to the teachings of the Bible and God.

Respectfully submitted:

Jose Heeley

Cuba, NM 87013

gospelmagic@msn.com

# Legislation \_0054\_22\_

# Irene Eldridge <hagooshi66@gmail.com>

Tue 3/29/2022 1:08 PM

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

This legislation is the not in best interest of the Navajo Nation, both Traditional and Christian People. Traditional history says that same sex marriage was tried, only to bring disharmony, disease and hardship. The Navajo People are not to repeat this way of life. God will judge the Navajo People. Therefore this legislation is not in the best interest for the future of the Navajo People . Irene Eldridge Citizen of Navajo Nation. P.O. Box Window Rock Arizona 86515

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

March 28, 2022

4025 (for OPVP)

**Executive Director** 

Office of Legislative Services

Po Box 3390

Window Rock, AZ 86515

Dear Sir/Madam:

This letter is regarding the proposed Navajo Nation Council Resolution being introduced as:

#### An Act

Relating to Health Education and Human Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing N.N.C. 2 of the Dine Marriage Act of 2005 Acknowledge and Recognize Marriage Equality among all People; Amending Marriage License Form to be Gender Neutral at 9 N.N.C. 7; Amending Husband and Wife Section at 9 N.N.C. 201 ET.SEQ

The purpose of this letter is to petition for you to:

- 1. Vote NO to the above proposed Navajo Nation Council Resolution
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- 1. As true Believers, that you continue to be obedient to God.
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- 3. You VETO this legistration for a referendum vote.

This is too grave an issue as it affects the healthy development of our children and the stability of our family helath settings. It is also in opposition of the teachings of the Bible and God.

Name: Dyrene L. Garfield

Postion Title: Pastor of Living Spirit Church

Address: Po Box 6 Farmington, NM 87499

Email Address: dyrenegarfield@gmail.com

cc: Office of the President and Vice President

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	ADDRESS: PU toy Blunt, WM 37413	•	ADDRESS: 18 1 SX Witerflow 8410
•	EMAIL ADDRESS: M 12 White wyned. 10m	•	EMAIL ADDRESS:
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## Navajo Indian Christian Ministry Inc.

PO Box 699 Chambers, AZ 86502 Phone: (928) 206-8276

March 28, 2022

Navajo Nation Council

RE: Proposed bill No. 0054-21 (Amendments to Dine Marriage Act of 2005)

Dear Council Member,

I, Johnny Begody, the president of NICM Inc., and minister of the gospel of Jesus Christ in Sanders, AZ am urging you to vote against this piece of legislation that would reap further moral destruction on our people. Our churches stand on the principle that marriage is defined by the union of one man and one woman.

A survey of relevant Biblical texts shows that Scripture teaches in a clear, consistent, and compelling way that homosexual acts of any kind are sinful and are not in agreement with God's will. The Bible tells the churches to live according to the Word of God to avoid the sins listed in 1 Corinthians 6:9-10 "Know ye not that the unrighteous shall not inherit the kingdom of God? Be not deceived: neither fornicators, nor idolaters, nor adulterers, nor effeminate, nor abusers of themselves with mankind, nor thieves, nor covetous, nor drunkards, nor revilers, nor extortioners, shall inherit the kingdom of God."

The Bible states in Leviticus 18:23 "Neither shalt thou lie with any beast to defile thyself therewith: neither shall any woman stand before a beast to lie down thereto: it is confusion."

Our position is firm and unwavering that marriage is sacred in the eyes of God and should remain so. We are taking a stand saying no to the destructive homosexual lifestyle for the sake of our children and families. We implore you to vote no on this bill and urge you to respect the Word of God for our Navajo Nation to keep the marriage as it was created, one man and one woman.

President of Navajo Indian Christian Ministry Inc.



# To: Legistative Services

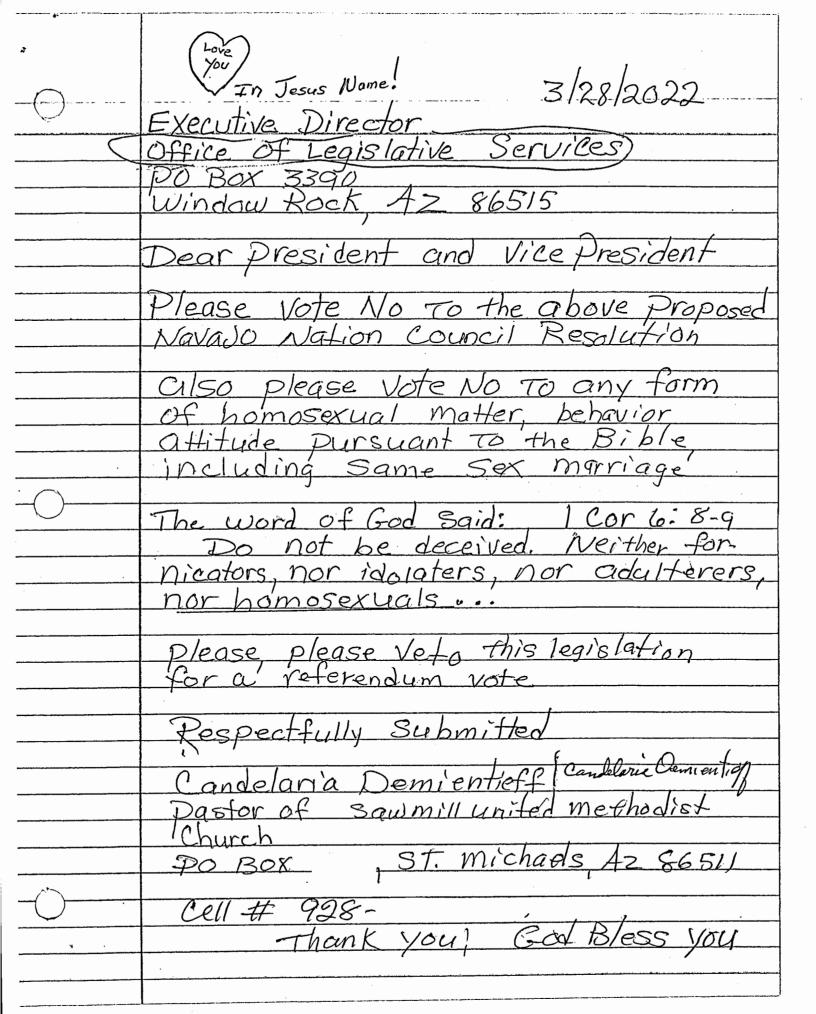
	3/28 2022
	Executive Director
	OFFice of Legistative Serices
	P.O. Box 3390
	WINdow, Rock AZ 86515
· .	
	To The Office of The President and Vice President WE petition That:
	Vice President WE petition That:
	The purpose of This LETTER is to
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	Respectfully Submitted
	Name: Mary Posteener Mary Hosternez Position title Evanglism
	Position title Evanglism
	address Po Box# window Rock, AZ86515
	Cell No 928
·()	Love you In Jesus Name
	LOVE YOU IN OLONG HOME
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3/28/22 Executive Director Office of Legalative ovcher PO BOX 5290 Window POCX AZ #0515 Dear, President and Vice President Please vote Noi to the above proposed Navaja Dation Concil. also vote No' to the above proposed Navaja Nation Concil Reselution also vote no to any form of flomo sexualty matter.... noonk you.

March 28, 2022 Exerutive Director Office of Legislative Services
Po Box 3390
Window Rock AZ 86515 Dear sirs: President + Vice President Same sex marriage I against Such act of 2005. Please Veto This Legislation for a referendum vote. We are First Natione, Dine People We will honor God, and He will Blessys. As True Believer, Continue To obey God! The Bible said it is written; Flee Sexual immorality 1 cor 6:18 Do No be deceived, Neither fornictor or homosexual, if Not repent, will lead to Hell! Not good for Our Children, grandchildren

Timothy 1: 10 For fornicators, Sodomites
for Kidnappers, is contrary to sound doctrine. Thank you for lets us write letters. Respectfully Sulpmitted Name: Clifford Hosteenez le Had Hatery Position title: Evanglism address: Pa Box# window Rock, AZ

3/28/2022 Exective Directer Office of tegestation General DO, Box 3390 Wendow Rock Arron 86515 Dear President Nez Please vote No to the above Proposed Now Ago Nation Council Reco he to also we to homosnal Matter. Inculding Same Soo marrows 1 Cor 6,8 Please peto this Legroladors Respectfully, Submitted Reynald Baker Roynard Baker Window Rock As 86575 Thank you -Aell # 928



03/28/2022 Exective Director Office of fegislatue Scruices
Plo Box 3390 Window Rock AZ 86515 Dear President Nez, Please reto the proposilo & the homoswal Matter behavior, this 10076, 8-9 includes the same sex marriage. Please vete This proposal, Respectfuly. Plo Box. Verndow Rock Az ags15 480.

# Repeal of the Dine' Marriage Act of 2005

### Sylvia Yazzie <msyazhe@yahoo.com>

Tue 3/29/2022 3:15 PM

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

#### Dear Sir or Ms:.

I'm writing this email to voice my concern on the Proposed Navajo Nation Council Resolution on the Repealment of the Dine' Marriage Act of 2005. I read through the proposal and the Title 9 - Domestic Relations.

I see the proposal as discriminating against wife. All the wording where it mentions wife has been scratched. The proposal needs to consider that some Navajos are members of religous groups or denomination of belief, worship, and ideals. This proposal is discriminating against religion.

My main concern is that the women's role as a wife is being dimininshed. It's will be no longer valid. There will be no longer a family unit where the husband and wife will be no longer recognized, respected, or held as sacred.

What is going on with our leaders of the Navajo Nation to bringi forth this irrevelent proposal when we have so many issues on the Navajo Nation that we ought to be using our energy on? We have the rising cost of gas and food, crimes, covid, unemployment, etc., that I don't see or hear any of the council delegates voicing their concerns over.

Just because the Federal and State Governemnt is changing their policy to accommodate the queer population, it does not mean we have to do the same. My God, we are a soveriegn nation and we should be leading by example. I hear and read about the transgender people taking over female sports and I don't see equality in that. Now, it's coming to our doorstep where the role of the women in our traditional history and teaching in culture is being diminished, erased, and threaten from within.

Sylvia Yazzie Mother, Grandmother

## No gay marriage

## 

Tue 3/29/2022 9:39 PM

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

Jennifer Garcia PO Box Shiprock, NM 87420 928 prplelazr@gmail.com Church member

Hello. I am not for gay marriage on the Navajo nation. This will demoralize the teaching, foundation to over right the thinking of the body of the nation to become unstable for our children and grandkids to come.

Thank you.

Sent from my iPhone

## 0054-22

**Eveline Curley-Sandoval** 

Mon 3/28/2022 2:16 PM

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

Importance: High

RE: COMMENTS TO LEGISLATION 0054-22

I am responding in regards to Legislation No. 0054-22, An Act Relating to Health, Education and Humans Services, Budget and Finance, Law and Order, and Naabik'iyati' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Dine' Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria and 9 N.N.C. §4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq.

As a registered Navajo Voter of the Ganado Community, this above legislation being sponsored by Honorable Eugene Tso is not something to be entered into lightly. It will make changes beyond our years, and in saying so, I believe this legislation should be presented to the entire Navajo Nation, an example is the gaming legislation. All the Navajo People need to hear the entire changes to be made. Not all Navajo People have access or means to gain the latest in technology or even to access the legislation. As I recall, numerous ads were placed in mailboxes, newspapers, flyers, radio, and etc. in reference to gaming. Currently, not all Navajo People have heard of this legislation.

In this matter, I am requesting this legislation be a referendum for the Navajo People to decide, and not our elected 24. Every individual Navajo will make their own stand and voice their own decision in the matter. Lastly, a referendum will not put blame or a negative impact onto our delegate(s). With the exception on three chapters, the remaining delegates are voices of several chapters, and all these voices are different, so let the voters decide.

Sincerely,

Eveline Curley-Sandoval
Ganado Chapter Community Member and Registered Voter
P.O. Box

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0054-22** 

SPONSOR: Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

### Digital Comments received:

Comments Supporting	<ol> <li>Vivian Arviso</li> <li>Autumn Jaramillo</li> <li>Hailey Abeyta</li> <li>Paulene Abeyta</li> <li>Shayna Abeyta</li> </ol>
Comments Opposing	<ol> <li>Winnie C. Augustine</li> <li>5 Participants – Petition in Opposition</li> <li>Frankie Davis</li> </ol>
Comments/Recommendations	1) Ramona B. Silversmith 2) Laverne Schierholz

Legislative Tracking Secretary
Office of Legislative Services

March 31, 2022; 12:25 PM Date/Time

## Legislation No. 0054-22

vivian arviso <outlook\_EA71CD943DE324E0@outlook.com> on behalf of vivian arviso <varviso@comcast.net>

Wed 3/30/2022 11:13 AM

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

Cc:vivian arviso <varviso@comcast.net>:

I want to thank Honorable Council Delegate Eugene Tso for presenting Legislation No. 0054-22 that corrects long, overdue flaws in tribal laws; restores dignity to our LGBTQ+ relatives through recognizing their rights; and has an acknowledgement that LGBTQ+ are Children of the Holy People, thereby eliminating their invisibility as citizens of the Navajo Nation.

As an educator, I take great pride in seeing the many accomplishments of Dine young people who excel in ways and places that prior generations never dreamed. Their determination and knowledge of their heritage set no limits as to their success. Our LGBTQ+ relatives have shown in their schooling and careers that they are achievers and represent the best of Dine society.

We teach children their Clans. We recognize the diversity of the Dine people in the recounting of one's Four Clans, as taught by the Holy People. Let the laws of this land reinforce these teachings in which our young people do belong to Dine society and all are protected equally.

Our tribal leaders and members of Naabik'iyati' uphold oaths to protect all Dine people. Tribal laws that recognize only certain segments within our society discriminate against those left aside. This lack of due process is especially evident against outside forces which seek to diminish our governmental and cultural institutional strengths. We, therefore, count heavily upon compassion from our leadership to protect each one of us, including our LGBTQ+ relatives.

As a mother and an educator of LGBTQ+ children, I strongly urge your passage of Legislation No. 0054-22 to correct the invisibility of our LGBTQ+ relatives. Our nation will be stronger when everyone feels a belonging. Our nation must cease the deaths and losses that result when children and adults feel unwanted. We must do this now for all our LGBTQ+ relatives and for the future goodwill of our nation.

Vivian Arviso

Albuquerque, NM 87106 varviso@comcast.net

Sent from Windows Mail

## Support 0054-22

## Autumn Jaramillo <autumnjaramillo1@gmail.com>

Wed 3/30/2022 3:55 PM

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

Cc:Jamie Henio <jhenio@navajo-nsn.gov>;

I am Autumn Jaramillo from Alamo Navajo Indian Reservation. I am an enrolled member of the Navajo Nation. I support LEGISLATION NO: 0054-22 sponsored by Delegate Eugene Tso which will repeal the Dine Marriage Act and instead allow equal rights to marry. Please vote in favor of this legislation.

Sincerely,

Autumn Jaramillo, 10th Grader

Alamo Navajo Community School

## My Comment Supporting Legislation 0054-22

### hailey 18 <hrabeyta18@gmail.com>

Wed 3/30/2022 3:55 PM

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

Cc:MP Abeyta <asdzaniabeyta@gmail.com>; Jamie Henio <jhenio@navajo-nsn.gov>;

My name is Hailey Abeyta and I am from To'hajiilee, New Mexico. I am a member of the Navajo Nation. My parents parents and family taught me to speak up for things I believe in. I support legislation 0054-22 sponsored by Honorable Delegate Eugene Tso. I think the Dine Marriage Act should be repealed and that the Navajo Nation should allow equal rights to marry.

In 2016, I watched my bizhi (paternal aunt) marry her significant other in Albuquerque, New Mexico. I am happy to now have two aunties. They have helped me all my life. They love me unconditionally and always treat me with respect. They were at my womanhood ceremony and supported me all four days. They encourage me and my brother to be good people and do good in school.

My aunties have respect for each other. They are very nice people. Love is love.

Thank you.

Hailey Abeyta

5<sup>th</sup> Grader, To'hajiilee Community School

### SUPPORT 0054-22

Wed 3/30/2022 8:52 PM

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

Cc:Jamie Henio <jhenio@navajo-nsn.gov>; Charlaine Tso <charlainetso@navajo-nsn.gov>; Eugenia Charles-Newton <echarles-newton@navajo-nsn.gov>; Eugene Tso <etso@navajo-nsn.gov>; Nathaniel Brown <nbrown@navajo-nsn.gov>;

#### Ya'ah'teeh Shi Naat'aniis:

Paulene Abeyta yinishye, Diné asdzaan nishli. Please accept my letter in support of Legislation No. 0054-22.

As a Diné asdzaan, daughter, sister, mother and wife, I support marriage equality for our Diné relatives and citizens. I am grateful for the leadership of Sponsor Delegate Eugene Tso, Co-Sponsor Delegate Charlaine Tso, Co-Sponsor Delegate Eugenia Charles-Newton, and Co-Sponsor Delegate Nathaniel Brown and their willingness to bring forth this important legislation.

I respectfully encourage Delegate Jamie Henio, Alamo-Ramah-To'hajiilee, and other Delegates of the 24<sup>th</sup> Navajo Nation Council to vote in favor of this legislation. I am hopeful that our Great Navajo Nation will recognize marriage equality for our Diné relatives and citizens. Ahe'hee.

Kind regards,

Paulene Abeyta

To'hajiilee Navajo Chapter Voter

Enrolled Member of the Navajo Nation

## SUPPORT 0054-22

### Shayna Abeyta <shaynaabeyta@gmail.com>

Thu 3/31/2022 8:19 AM

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

Cc:Jamie Henio <jhenio@navajo-nsn.gov>; Charlaine Tso <charlainetso@navajo-nsn.gov>; Eugenia Charles-Newtoń <echarles-newton@navajo-nsn.gov>; Eugene Tso <etso@navajo-nsn.gov>; Nathaniel Brown <nbrown@navajo-nsn.gov>;

#### Hello,

My name is Shayna Abeyta and I am an enrolled member of the Navajo Nation. I am writing today in support of the Legislation No. 0054-22.

In 2016, I married my wife outside my tribal community due to the current laws of the Navajo Nation. I love my culture and feel that this change would better our community. There has been a long fight to equalize LGBTQ marriages nationwide and smaller communities uniting to help equality grow means better opportunities for the upcoming generation.

As a member of the LGBTQ community, I believe that all people including the Great Navajo Nation respectfully recognize equality marriage without fear of discrimination or bias.

Kind regards,

Shayna Abeyta

To'hajiilee Navajo Chapter Voter

Enrolled Member of the Navajo Nation

Suptan Oring-Executive Director This letter is to in John about same sex marriage on the Navajo Reservation I disagree will this to have as navago Vulian This letter I'm writing is to to be practice on Danis reservation In the beginning God Created Dam & Evre (hubband huift) a the earther Thato the way we Should fallow. I we so retired from my job. Right now D'm Valunteer as a treasurer for Dord News Church letter. May God Bless you all

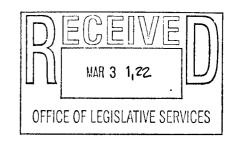
# PETITION SIGNATURE TO VOTE NO (Legislative # 0054-22)

#	Print Name	Address	Email	Signature
1	Alberta Holds	Fort Wellance +		Morter Set
2	Louise Watch	BOY Fort Defiance A	A THAT WALL IN THAT STORE A CO.	· · · · · · · · · · · · · · · · · · ·
3	Hart Chrost	Box Wandows Pork	84505	Sush
4	Sharon Jim	POB WINDOW ROCK AZS	Sharonkjim1@	Therow Jan
5	Joann TSO	P.O. Box Window Rock, F	・ 対象に対象を対象を対象を対象を対象を対象を対象を対象を対象を対象を対象を対象を対象を対	Come 120
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24 March 2022 Friday

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

Re: LEGISLATION NO: 0054-22



Executive Director,

This proposal is a direct violation of the Fundamental Law. The Holy Ones stated, "that marriage is between a man and a woman only." That does not mean these people should be treated right, but when it comes to marriage, I recently attended a Navajo wedding and it was stated by the Medicine man that the marriage needed to be between a man and woman and that a marriage between a man and a man and a woman and a woman is directly against the traditional Navajo Ceremony.

Charlaine Tso and Eugenia Charles – Newton, have brought great condemnation by the Holy Ones upon the whole of the Navajo Nation. I was directly involved in the lawsuits against Chris Deschene and the election of Russell Begay as leader. You do not know the whole story. But when the Council

went against this and Supreme Court Justice Herb Yazzie spoke in the court, I was there. He stated that the language of the Navajo People was sacred and spoken as such by the Holy Ones and according to the Fundamental Law. The Council went against this and as a result, the people were punished by the Holy Ones by the Gold King Mine spill polluting and contaminating the river through Shiprock, Farmington and Arizona hurting many Navajo farmers. This Legislation will bring ruin to the Navajo Nation because it goes against the Holy One's teachings and it will bring curses upon those who instigated it. The Council can make any excuses they want but none of it will sit well with the Holy Ones. There will be consequences as tradition of the Navajo's says. I would not want to be in their shoes going against the Holy Ones because that is exactly what they are doing.

So this is what I am going to do as both of my grandfather's were medicine men, my grandfather Mescalito Nelson was also a member of your Council and would be appalled at this. This letter needs to be read out to the Council during the Hearing. And if need be I will speak to the Council directly because I am not afraid of evil. It has nothing to do with the Rights of individual it has to do with what the Holy Ones' and what they said. I have already consulted two attorneys and I will file against the Council and against these two sponsors if they don't withdraw this or if they pass this. Also, I will seek at the least, 10 Million dollars in damages, if they pass this. Which they will need to come up with. I will not offend the Holy Ones and I would rather fear them than the Council.

Frankie Davis

PO Box

Provo, Utah 84606 Manhae Lawra

Navojo Wation Council 24

It is such a heart breaking news of hear from Window Rock soncerning homosequality life style to up root homosequality life style to up root the beautiful Navijolife. It is being attack by a homosequal way of life by our younger and middle age. What happen to the Navajo traditional teachings? Some of we elders cherished the teachings our porents home placed in the art for which we are thompshul fix. Some of the instruction were hard, but we have accepted and honored what we were taught.

The homorequality life style is going to Ronfure all the shildren and grand shildren, What is going to be their future and security as they are growing up to become productive in society

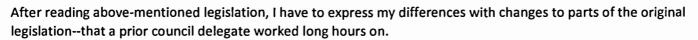
Another delp koncern for our people is our traditional way of greeling. This is going to be no longer special. How would you gut four daughter's woman partner or zour sons. man partner. The Navajo way of life now in so much better homosequal way of life. Let our Navajo life Continue The way our Creator made.

Lincerely, Kamona B. Scheremich POBOY Continental Divide, NM 87312 March 24, 2022

Executive Director
Office of Legislative Services
PO Box 3390
Window Rock, AZ 86515

RE: Legislation 0054-22

Dear Sir/Madam,



Changing prior council delegates' or other people's work seems to be a specialty of Council Delegate Eugene Tso, as I have seen him try to re-name roads and others (where a lot of effort went into improving conditions).

OFFICE OF LEGISLATIVE SERVICES

Please delete these sections as it is covered by 14<sup>th</sup> Amendment equal protection clauses: under "F" states gays here pre-European arrival; and "I" states substance abuse/suicide attempts by gays due to no support; and "J" states oral stories from time immemorial about gays.

Section "E" should remain as-is since married gays refer to each other as husband and wife. Chapter I Marriage form and anywhere else should also state husband and wife, not spouse 1 & 2. We are not numbers.

Mr. Tso does not realize that gays, queers, trans genders, etc., resulted from their being sexually abused as children. Just ask any police department or social worker, they will tell you they had to deal with a child sexually abused in a home; they are the first responders to this type of crime. The police and or social worker will tell you that they have to deal with that same sexually abused victim as a teenager, and now they find that victim is gay, and is in their system again due to substance abuse or suicide attempt(s). There are stories of babies being sexually abused away from the reservation, and I am sure it happens here too. In the Gallup Independent, every week there is always a story of a Navajo adult man being sentenced for sexually abusing a young boy or girl; just last week, they wrote of a 14-year-old Navajo boy that was sexually raped by two Navajo men in Shiprock, NM.

So when you add sections F, I, and J where Mr. Tso is making queer acceptable, the reality instead, should be stated that Navajo Nation has a history pre-European arrival of sexual abuse of Navajo children. Instead of creating a rosy picture of the gay lifestyle, go to the source of the problem. Work and create legislation to help victims with more safe houses, counseling, etc. Have it taught in schools that sexual abuse is wrong under Navajo traditional teachings so the woke teachers will not block it.

I do not want gay lifestyle to be acceptable nor taught in schools to young impressionable minds that it is ok. Mr. Tso needs to consider religious beliefs and not just jump on bandwagons. Council delegates need to focus on the safety of all at home and in schools.

Sincerely.

Laverne Schierholz, ONTC Senior Tax Auditor

POB St. Michaels, AZ 86511

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: <u>0054-22</u>

SPONSOR: Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

Digital Comments received:

Comments Supporting	1) Sandra Yellowhorse
Comments Opposing	1) Raymond Nopah
Comments/Recommendations	None

Legislative Tracking Secretary
Office of Legislative Services

April 05, 2022; 10:25 AM

Date/Time

## Legislation No. 0054-22 Repeal the Dine Marriage Act

Sandra Yellowhorse <s.yellowhorse@auckland.ac.nz>

Mon 4/4/2022 10:50 AM

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

Yá'át'ééh shí Diné'è dóó shí k'è,

My name is Sandra Yellowhorse and I am a Diné citizen. I am Kiinya'aannii born for the French. My maternal grandparents are Táchii'ni, and my paternal grandparents are Kinichii'nii. I am current a PhD Candidate at Te Puna Wananga, School of Maori and Indigenous Education at the University of Auckland in New Zealand.

I write in support of the legislation in repealing the Diné Marriage Act. I support removing the discrimination of our two-spirit and LGBTQ relatives in our community. The Diné Marriage Act has acted on imposed sensibilities of Western cultures.

The Dine Marriage Act builds upon the long lineage of discrimination found within the U.S. as a colonial nation-state. It is a foreign way of life to enact discrimination, which is why the U.S. is entrenched in a long history of racism, sexism, classism and discrimination towards our disabled relatives. The policing of our LGBTQ2 community is an extension of this imposed way of life.

When I think of Dine intellectual knowledge, I think of our prevailing principle of k'é. As Diné, we were blessed with this lifeway and teaching. This lifeway will always be the heart of who we are and the heart of what makes us Diné. It teaches us to relate and treasure all we hold dear, our language, land, and people. Through k'é we will always have a place, be loved, be recognized and part of the prayers of our ancestors to live in beauty. Because of k'é, our society has always had the tools to enact peace, harmony and balance. I believe that k'é has and will always be the answer to discrimination, neglect and marginalization.

Our stories and traditional teachings have long held the promises that all Diné belong and are entitled to life of beauty, and to be free from harm. Our stories teach us that there is a role for all of us, and that our nadlhéé relatives are and will always be an important part of our lives and community life.

I humbly request the Navajo Nation Council accept this comment in the spirit of love and relationship.

Respectfully,

Sandra Yellowhorse

## Public Comment - Legislation 0054-21

### Raymond Nopah <raynopah@ymail.com>

Mon 4/4/2022 10:50 AM

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

I provide my opposition to Legislation 0054-21 for the following:

- 1) Fails to cite that federal assistance namely housing under the Fair Housing Act, resulting from U.S. Supreme Court's Obergefell v. Hodges decision affects funding sources. The extent of the U.S. Supreme Court's ruling affects all manner of federal assistance the Navajo Nation receives.
- 2) Fails to adequately site the extensiveness of Navajo creation stories of multiple gendered people (LGBTQ+) people. The legislation offering one sentence under Section 2 (J) to which the legislation insinuates the Navajo people have same-sex creation stories, songs, rituals. Further, the legislation fails to cite any formal resolutions from organized groups such as the Dine Hatalthilie Association.

The government of the people in consideration of laws that governs the people they represent require nothing less than its government to being truthful about the laws they pass. In addition, the government should also not stand behind "Navajo culture" to defend its legislations.

Simply put, failure of the Navajo Nation to adopt Same-Sex statutes jeopardizes its funding sources, because those federal funding affect an individual's insurance, payroll, personal finances, employee rights and property attained by that individual through those sources.

In our Navajo customs, stories or Ha'ne is important. Plants, shrines, insects, animals, ceremonies, songs and all manner of being we are told all have Ha'ne. I would like to have our government through this legislation bring forth an individual or group of individuals that have the knowledge of Ha'ne as it pertains to the what the legislation calls as the "multiple gendered people (LGBTQ+) people."

I wholly support our LGBTQ+ community, but to pass legislation under the false pretense of Navajo culture and the government's failure to being honest that its federal funding requires such statutes in order to continue its federal funding morally and ethically fails our LGBTQ+ community to be accepted in our communities.

Raymond Nopah Gallup, NM

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0054-22** 

SPONSOR: Honorable Eugene Tso

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

**Digital Comments received:** 

Comments Supporting	None
Comments Opposing	1) La Verne Joe
Comments/Recommendations	None .

Legislative Tracking Secretary Office of Legislative Services

April 11, 2022; 1:20 PM Date/Time Date : March 31, 2022

To: Navajo Nation President, Jonathan Nez

Navajo Nation Council

From : La Verne Joe, Navajo Nation Community Voter

Subject: Legislation 0054-22

I am writing this memo request a "No" vote to Repeal 9NN Section 2 (C) of the Dine Marriage act of 2005 Resolution no. CJN-34-05.

As a Navajo, voter, I am, (we) are requesting the Navajo Nation Voters to be consulted, community chapter members. At this time the we have limited services due to Covid, chapters are still closed and limited services.

This legislation need to be given a Referendum Vote of the Navajo People, who have an inherent sovereignty has a right to say what governing principles, we Navajo have been given, taught from our Creator, almighty God, grandparents, parents, Navajo teaching from beginning of time. Biblical Verses Gen 2: 21-24; Rom 1:24-32.

If the Navajo Nation Council and its 4 standing committee, rushes this for Vote, not allowing, we Navajo people, who votes, and we vote them into office to lead our people with wisdom, knowing Navajo Nation as a whole voice must be heard, not only 24, and the Navajo Nation President.

Our Chapter does know the information, due to chapter closures, this ignoring Navajo voters, grandmas, grandpas, uncles, aunts, parents, all relations, is in Violation of the Rights of Navajo People without "ke". No public education, to fully inform our community members.

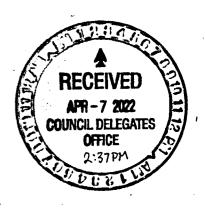
WE ARE ASKING OUR Navajo Nation Council, the 4 standing committee, Vote NO.

We are asking our Navajo Nation President & Vice President to exercise his VETO powers on Legislation 0054-22.

Thank you for hearing the Navajo Peoples as a Whole.

Thank you for your time, and Hearing with your God Gifted Ears.





# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0054-22** 

**SPONSOR:** <u>Honorable Eugene Tso</u>

TITLE: An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

Posted: March 22, 2022 at 2:43 PM

5 DAY Comment Period Ended: March 27, 2022

**Digital Comments received:** 

Comments Supporting	1) Dane Smith
Comments Opposing	None
Comments/Recommendations	None

Legislative Tracking Secretary Office of Legislative Services

April 13, 2022; 8:34 AM
Date/Time

## Vote YES/Green on Legislation 0054-22

Tue 4/12/2022 2:06 PM

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

Dear Honorable Navajo Nation Council and President Nez:

As a resident and voter of the Navajo Nation, I ask for your support of Legislation 0054-22 to vote for children and families by supporting the freedom to marry for all Diné citizens. After reading many of the comments from persons opposing marriage equality, I'm rather appalled and sickened that people unfairly and mistakenly blame LGBTQ citizens for the failings of society and families. Children also need families; regardless, if it's one man and woman or persons of the same sex. Legislation 0054-22 will allow many Navajo children to have families that are recognized and respected under our laws. Legislation 0054-22 also promotes families and gives children the ability to be with loving families. I've known several same sex couples raising amazing children on the Navajo Nation. Why shouldn't our laws be extended to give them the same dignity, respect, and protections as other married persons?

I am a long time Christian and believer in the Lord. My family has always followed the Lord and have always been taught to <u>use Scripture to build up communities and people</u>; not to tear them down. Our Diné brothers and sisters in the lesbian, gay, bisexual and transgender community have suffered at the hand of religious dogma and rhetoric for far too long. Meanwhile, the Bible admonishes us to love our neighbor as ourselves and he who is without sin to cast the first stone.

Due to my own faith and belief in equality, I have supported same-sex marriage or marriage equality for many years. It is with sincerity of purpose and love for my fellow man that I ask our people and elected leaders to support the freedom to marry for our gay and lesbian neighbors and Dine' citizens.

As Legislation 0054-22 reads, there are some simple points that need to be made:

- 1. Will ministers, pastors, or churches be forced to marry people of the same sex? NO.
- 2. Are same-sex couples looking to invade or takeover your church? NO.
- Does Legislation 0054-22 protect families and marriage?
   YES! This bill allows greater opportunities to allow people to marry and build strong families.

It is in the measure of the law that we protect human dignity, do no harm and cause no loss to others. Giving our people an equitable ruling of equal protection of their loved ones under the law is as perfect as one can get in a civilized and loving society. My hope is that our people will embrace the diversity of our own humanity and that we will receive justice and equality under our laws.

Please vote "YES" or "GREEN" on Legislation 0054-22. Ahéhee'.

## Sincerely,

Dane Smith PO Box Shiprock, NM 87420

# HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE 24<sup>TH</sup> NAVAJO NATION COUNCIL

### **FOURTH YEAR 2022**

#### COMMITTEE REPORT

Mr. Speaker,

The **HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE** to whom has been assigned:

**Legislation #0054-22:** An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq

**Sponsor:** Council Delegate Eugene Tso

Co-Sponsors: Council Delegates: Charlaine Tso; Eugenia Charles-Newton and

Nathaniel Brown

Has had it under consideration and reports the same with the recommendation that it **DO NOT PASS with no amendment**.

And thence is referred to the Budget and Finance Committee.

Respectfully submitted,

Daniel E. Tso. Chairman

Health, Education and Human Services Committee

24th Navajo Nation Council

Date: April 13, 2022

Main Motion:

Motion: Honorable Carl R. Slater Second: Honorable Charlaine Tso

Vote: 2-3-0

# HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE Regular Meeting April 13, 2022

**Legislation #0054-22:** An Act Relating to Health, Education and Human Services, Budget and Finance, Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005 to Acknowledge and Recognize Marriage Equality Among All People; Amending Common-Law Marriage Criteria at 9 N.N.C. § 4(E); Amending Marriage License Form to be Gender Neutral at 9 N.N.C. § 7; Amending Husband and Wife Section at 9 N.N.C. § 201 et. seq.

**Sponsor:** Council Delegate Eugene Tso

Co-Sponsors: Council Delegates: Charlaine Tso; Eugenia Charles-Newton and

Nathaniel Brown

#### **VOTE TALLY SHEET:**

Main Motion:

Motion: Honorable Carl R. Slater Second: Honorable Charlaine Tso

Yea: Carl R. Slater; Charlaine Tso;

Nay: Paul Begay Jr.; Pernell Halona; Edison J. Wauneka

Not Voting: Daniel E. Tso (Presiding Chairman)

Excused: Absent:

Vote: 2-3-0

Daniel E. Tso, Chairman

Health, Education and Human Services Committee

24th Navajo Nation Council

Angelita Benally, Legislative Advisor

Health, Education and Human Services Committee

Office of Legislative Services