

RESOLUTION OF THE  
BUDGET AND FINANCE COMMITTEE  
OF THE NAVAJO NATION COUNCIL

23<sup>RD</sup> NAVAJO NATION COUNCIL - Third Year, 2017

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE; ESTABLISHING A  
TASK FORCE OF THE EXECUTIVE AND LEGISLATIVE BRANCHES TO REVIEW  
THE CONDITIONS OF APPROPRIATION IN THE APPROPRIATIONS ACT

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee is a Standing Committee of the Navajo Nation Council. 2 N.N.C. § 300(A).
- B. The Budget and Finance Committee exercises oversight in the areas of budget, finance, investment, bonds, and contracting for the purposes of coordinating, overseeing, and regulating the fiscal, financial, investment, and contracting policies of the Navajo Nation. 2 N.N.C. § 300(C) (1).
- C. Navajo Nation committees may establish subcommittees consisting of committee members selected by the committee. The subcommittees shall exist until its assigned tasks are completed and a final report and recommendation is made to the committee. The same provisions which apply to committee meetings shall also apply to subcommittee meetings.
- D. Task forces perform work that is the same or similar to subcommittees. A task force may be comprised of members outside the standing committee authorizing the task force.

SECTION TWO. FINDINGS

- A. A Task Force compromised of Legislative and Executive Branch members is needed to discuss the Navajo Nation's use of Conditions of Appropriation.

- B. The Task Force will meet as needed in order to meet its objective of reviewing and recommending changes to the Conditions of Appropriation as defined in 12 N.N.C. § 810(I).
- C. The Office of the President and Vice President provided a memorandum dated April 5, 2017 with a listing of individuals to serve on the Task Force, attached as Exhibit A.

### SECTION THREE. ESTABLISHMENT OF THE CONDITIONS OF APPROPRIATION TASK FORCE

- A. The Conditions of Appropriation Task Force shall report monthly to the Budget and Finance Committee on its progress and recommendations.
- B. The Conditions of Appropriation Task Force shall consist of five members from the Legislative Branch. These five members are as follows:
  - 1. LoRenzo C. Bates
  - 2. Dwight Witherspoon
  - 3. Seth Damon
  - 4. Leonard Tsosie and
  - 5. Kristen Lowell
- C. The COA Task Force shall consist of five members from the Executive Branch. These five members are as follows:
  - 1. Pearline Kirk, Controller, Office of the Controller
  - 2. Paul Spruhan, Assistant Attorney General, Department of Justice
  - 3. Dr. Glorinda Segay, Department of Health
  - 4. Dr. Tommy Lewis, Superintendent, Department of Diné Education
  - 5. Karis N. Begaye, Legal Counsel, Office of the President and Vice President

### SECTION FOUR. TASK FORCE TERM

The COA Task Force shall exist for a maximum of 12 months from when this Resolution is approved. The COA Task Force shall report its progress to the Budget and Finance Committee at least once a month. The COA Task Force shall provide a final report and recommendation at the end of its term to the BFC.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Budget and Finance Committee of the Navajo Nation Council at a duly called meeting held at Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 3 in favor and 0 opposed, this 5<sup>th</sup> day of April, 2017.

A handwritten signature in blue ink, appearing to read 'Leonard Tsosie', is written above the printed name.

Leonard Tsosie, Pro Tem Chairperson  
Budget and Finance Committee

Motion: Honorable Lee Jack, Sr.  
Second: Honorable Tuchoney Slim, Jr.



# THE NAVAJO NATION

RUSSELL BEGAYE **PRESIDENT**  
JONATHAN NEZ **VICE PRESIDENT**

## MEMORANDUM

**TO:** Budget and Finance Committee

**FROM:**

A handwritten signature in black ink, appearing to read "Russell Begaye", written over a horizontal line.

Russell Begaye, President  
**THE NAVAJO NATION**

**DATE:** April 5, 2017

**SUBJECT:** Legislation 0109-17

As we discussed at our Leadership Meeting with the Budget and Finance Committee of the Navajo Nation Council ("BFC") there are several initiatives that we must address to issues that are impeding moving our Nation forward. I thank the BFC for pursuing this task force so we can now address these issues.

The following individuals shall serve on this Task Force:

1. Pearline Kirk, Controller, Office of the Controller
2. Paul Spruhan, Assistant Attorney General, Department of Justice
3. Dr. Glorinda Segay, Department of Health
4. Dr. Tommy Lewis, Superintendent, Department of Dine Education
5. Karis N. Begaye, Legal Counsel, Office of the President and Vice President

If you have any further questions, please contact Karis N. Begaye, Legal Counsel, OPVP, (928) 871-7812.

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0109-17

**DATE:** March 20, 2017

**SUBJECT:** **AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE; ESTABLISHING A TASK FORCE OF THE EXECUTIVE AND LEGISLATIVE BRANCHES TO REVIEW THE CONDITIONS OF APPROPRIATION IN THE APPROPRIATIONS ACT**

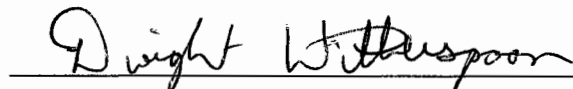
**PURPOSE:** The purpose of this legislation is to establish task force consisting of Legislative and Executive Branch members to review the Conditions of Appropriation in the Appropriations Act.

**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 review the proposed resolution in detail.**

5-DAY BILL HOLD PERIOD: 5Notah  
Website Posting Time/Date: 5:05pm 3/24/2017  
Posting End Date: 3/29/2017  
Eligible for Action: 3/30/2017

PROPOSED STANDING COMMITTEE RESOLUTION  
23<sup>rd</sup> NAVAJO NATION COUNCIL—THIRD YEAR, 2017

INTRODUCED BY



(Primary Sponsor)

TRACKING NO. 0109-17

AN ACTION

RELATING TO THE BUDGET AND FINANCE COMMITTEE; ESTABLISHING A TASK  
FORCE OF THE EXECUTIVE AND LEGISLATIVE BRANCHES TO REVIEW THE  
CONDITIONS OF APPROPRIATION IN THE APPROPRIATIONS ACT

BE IT ENACTED:

**Section One. Authority**

- A. The Budget and Finance Committee is a Standing Committee of the Navajo Nation Council. 2 N.N.C. § 300(A).
- B. The Budget and Finance Committee exercises oversight in the areas of budget, finance, investment, bonds, and contracting for the purposes of coordinating, overseeing, and regulating the fiscal, financial, investment, and contracting policies of the Navajo Nation. 2 N.N.C. § 300(C)(1).
- C. Navajo Nation committees may establish subcommittees consisting of committee members selected by the committee. The subcommittee shall exist until its assigned tasks are completed and a final report and recommendation is made to the committee. The same provisions which apply to committee meetings shall also apply to subcommittee meetings.

D. Task forces perform work that is the same or similar to subcommittees. A task force may be comprised of members outside the standing committee authorizing the task force.

## **Section Two. Findings**

A. A Task Force comprised of Legislative and Executive Branch members is needed to discuss the Navajo Nation's use of Conditions of Appropriation.

B. The Task Force will meet as needed in order to meet its objective of reviewing and recommending changes to the Conditions of Appropriation as defined in 12 N.N.C. § 810(I).

## **Section Three. Establishment of the Conditions of Appropriation Task Force**

A. The Conditions of Appropriation Task Force shall report monthly to the Budget and Finance Committee on its progress and recommendations.

B. The Conditions of Appropriation Task Force shall consist of five members from the Legislative Branch. These five members are as follows:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

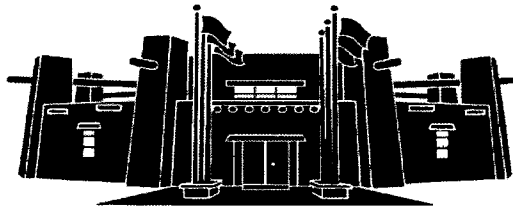
C. The COA Task Force shall consist of five members from the Executive Branch. These five members are as follows:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

## **Section Three. Task Force Term**

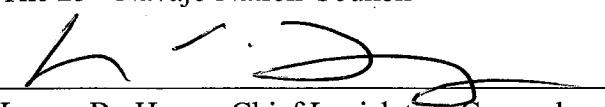
1 The COA Task Force shall exist for a maximum of 12 months from when this Resolution  
2 is approved. The COA Task Force shall report its progress to the Budget and Finance  
3 Committee at least once a month. The COA Task Force shall provide a final report and  
4 recommendation at the end of its term to the BFC.  
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## MEMORANDUM

TO: Honorable Dwight Witherspoon  
The 23<sup>rd</sup> Navajo Nation Council

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

DATE: March 20, 2017

SUBJECT: **AN ACTION RELATING TO THE BUDGET AND FINANCE COMMITTEE;  
ESTABLISHING A TASK FORCE OF THE EXECUTIVE AND  
LEGISLATIVE BRANCHES TO REVIEW THE CONDITIONS OF  
APPROPRIATION IN THE APPROPRIATIONS ACT**

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on a review of the existing law and the documents submitted, the legislation is legally sufficient.

The resolution as drafted is legally sufficient; however, as with any action of government it may be subject to review by the courts in the event of proper challenge. Please ensure that this resolution is precisely what you want.

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

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

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0109-17\_\_\_\_\_

SPONSOR: Dwight Witherspoon

**TITLE: An Action Relating to Budget and Finance Committee; Establishing a Task Force of the Executive and Legislative Branches to review the Conditions of Appropriation in the Appropriations Act.**

***Date posted: March 24, 2017 at 5:05pm***

**Digital comments may be e-mailed to comments@navajo-nsn.gov**

**Written comments may be mailed to:**

**Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7590**

**Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.**

**Please note:** This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW SUMMARY

LEGISLATION NO.: 0109-17

SPONSOR: Honorable Dwight Witherspoon

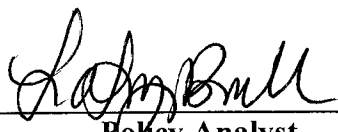
TITLE: An Action Relating to Budget and Finance Committee; Establishing a Task Force of the Executive and Legislative Branches to review the Conditions of Appropriation in the Appropriations Act.

Posted: March 24, 2017 at 5:05 PM

5 DAY Comment Period Ended: March 30, 2017

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	<i>None</i>
Inclusive Comments	<i>None</i>

  
\_\_\_\_\_  
Policy Analyst  
Office of Legislative Services

3/30/17 11:30 am  
Date/Time

**23<sup>rd</sup> NAVAJO NATION COUNCIL**

Third Year 2017

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

**NAVAJO LEGISLATIVE BILL # 0109-17:**

An Action Relating to Budget and Finance Committee; Establishing a Task Force of the Executive and Legislative Branches to Review the Conditions of Appropriations in the Appropriations Act *Sponsored by Dwight Witherspoon, Council Delegate*

has had it under consideration and reports the same with the recommendation that It **TABLE** with 1 amendment.

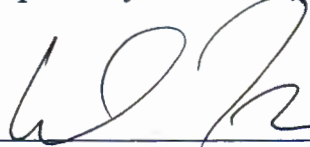
1. On Page 2, line 16-20, insert the names in this order:

1. LoRenzo C. Bates
2. Dwight Witherspoon
3. Seth Damon
4. Leonard Tsosie and
5. Kristen Lowell

2. On Page \_\_, line(s) \_\_, strike/insert the words "\_\_\_", insert "\_\_\_"

*[Read into the record April 4, 2017; main motion held by Lee Jack, Sr. seconded by Tuchoney Slim, Jr.; Tabling motion made by Tuchoney Slim, Jr. seconded by Dwight Witherspoon Vote: 3-0; Tabled until such time receipt of the Executive Branch list of 5 members]*

Respectfully submitted

  
Leonard Tsosie, Pro Tem Chairman

Adopted: \_\_\_\_\_  
Legislative Advisor

Not Adopted:   
Legislative Advisor

**4 April 2017**

The vote was in favor opposed

Absent: Seth A. Damon, Tom T. Chee

**23<sup>rd</sup> NAVAJO NATION COUNCIL**

Third Year 2017

Mr. Speaker:

The **BUDGET & FINANCE COMMITTEE** to whom has been assigned

**NAVAJO LEGISLATIVE BILL # 0109-17:**

An Action Relating to Budget and Finance Committee; Establishing a Task Force of the Executive and Legislative Branches to Review the Conditions of Appropriations in the Appropriations Act *Sponsored by Dwight Witherspoon and Leonard Tsosie, Council Delegates*

has had it under consideration and reports the same with the recommendation that It **PASS** with 3 amendments.

1. On Page 2, lines 16-20, insert the names in this order:

1. LoRenzo C. Bates
2. Dwight Witherspoon
3. Seth Damon
4. Leonard Tsosie and
5. Kristen Lowell

2. On Page 2, lines 23-27, insert the names in this order:

1. Pearline Kirk, Controller, Office of the Controller
2. Paul Spruhan, Assistant Attorney General, Department of Justice
3. Dr. Glorinda Segay, Department of Health
4. Dr. Tommy Lewis, Superintendent, Department of Dine Education
5. Karis N. Begaye, Legal Counsel, Office of the President and Vice President

3. On page 2 line 10 insert under Findings a letter C:

The Office of the President and Vice President provided a memorandum dated April 5, 17 with a listing of individuals to serve on the Task Force, attached as Exhibit A.

Respectfully submitted,

  
Seth A. Damon, Chairman

Adopted:   
Legislative Advisor

Not Adopted: \_\_\_\_\_  
Legislative Advisor

**5 April 2017**

The vote was **3** in favor **0** opposed

Absent: Dwight Witherspoon, Lee Jack, Sr.