

# 23<sup>rd</sup> NAVAJO NATION COUNCIL LEGISLATION SPONSORSHIP WITHDRAWAL

, Doget Managori, Primary
Sponsor of proposed legislation hereby withdraw my
sponsorship of the proposed legislation. The legislation
tracking number is 0129-15.
If there are any co-sponsors, they may re-sponsor the same
bill by beginning a new legislation.
SPONSOR SIGNATURE.
SPONSOR SIGNATURE: Dwgh www.spoor
DATE: June 30, 2015

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Tracking No. 0129-15

**DATE:** April 14, 2015

TITLE OF RESOLUTION: AN ACTION RELATING TO THE BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES, CONFIRMING THE NAVAJO NATION PRESIDENT'S NOMINATION TO THE NAVAJO TAX COMMISSION

**PURPOSE:** The purpose of the resolution is to confirm Moroni T. Benally to the Navajo Tax Commission.

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.

	OLD PERIOD: Laur Budget & Finance  ng Time/Date: 11:30am 41:715  THENCE	
- 1	tion: 4123 12015 Naa'bik'iyáti'	Committee
1	PROPOSED STANDING COMMITTEE RESOLUTION	
2	23 <sup>rd</sup> NAVAJO NATION COUNCIL First Year, 2015	
3	INTRODUCED BY	
4	( It I I Paul serve	
5	Toward Williams	
6	(Prime Sponsor)	
7		
8	TRACKING NO. <u>0129-15</u>	
9		
10	AN ACTION	
11	RELATING TO THE BUDGET AND FINANCE AND NAABIK'ÍYÁTI'	
12	COMMITTEES, CONFIRMING THE NAVAJO NATION PRESIDENT'S	
13	NOMINATION TO THE NAVAJO TAX COMMISSION	
14		
15	BE IT ENACTED:	
16	Section One. Findings	
17		
18	A. The Navajo Nation President nominates a person to the Navajo Tax Commission based on	
19	education, experience, or office. 2 N.N.C. § 3352(B).	
20	B. The Naabik'íyáti' Committee confirms the Navajo Nation President's nominees to the	
21	Navajo Tax Commission. 2 N.N.C. § 3352(B).	
22	C. The Navajo Nation Council established the Budget and Finance Committee (B&F) as	
23	a Navajo Nation standing committee and as such gave B&F the power to conduct	
24	oversight functions of the Navajo Tax Commission. 2 N.N.C. §§ 300(A) and	
25	301(B)(13) (2012) see also CJA-03-13.	
26	D. The Navajo Tax Commission "shall consist of five members, at least three of whom	
27	shall be Navajos." 2 N.N.C. § 3352(A).	
28	E. The Navajo Tax Commissioners shall serve a five year term of office, provided the	
29	terms are staggered. 2 N.N.C. § 3352 (C).	
30	F. The powers and duties of the Navajo Tax Commission are found at 2 N.N.C. § 3353.	

## THE NAVAJO NATION



# BEN SHELLY PRESIDENT REX LEE JIM VICE PRESIDENT



March 18, 2015

Moroni T. Benally Post Office Box Shiprock, New Mexico 87420

Dear Mr. Benally,

It is my pleasure to reappoint you to the Navajo Tax Commission. Your ongoing interest and role in promoting the tax base of the Navajo Nation, and assistance in the regulatory process as a member of the Tax Commission is commendable.

Your commitment to the Navajo People and your experience in the taxation program of the Navajo Nation and other Indian Tribes will be beneficial to the Navajo Nation moving forward.

Sincerely,

Ben Shelly, President NAVAIO NATION

### Moroni Benally



Date: September 11, 2013

Office of the President of the Navajo Nation Window Rock, Navajo Nation

RE: Appointment to Navajo Tax Commission

To Whom It May Concern:

My name is Moroni Benally, I am writing this letter to express keen interest in being re-appointed as a Tax Commissioner on the Navajo Nation Tax Commission. I have previously served as a Tax Commissioner from 2007 to 2012. As a result, I have become familiar with the processes and procedures of the Navajo Tax Commission.

I am currently finishing a Ph.D. in Public Policy and Management, and have a two Masters Degrees in Public Policy, one with an emphasis on public economics and the other with an emphasis on the science of economic and policy analysis. I fundamentally believe that a well-structured tax regime is key to a vital and healthy economy. As a tax commissioner I will bring the much needed economic analysis of proposed taxes for the Navajo Nation, and having studied the Navajo Nation economy, I am in a position to adequately assess the impact of a new tax on the unique features of the Navajo Nation economy.

I am from Sweetwater, Navajo Nation. I am finishing my doctoral work at the University of Washington in Seattle, but maintain my residence at Sweetwater. Further, I have taught undergraduate and graduate level classes in policy analysis, public management, courts and law, and political theory. This Fall, I will be teaching quantitative and economic reasoning to graduate students in the Tribal Governance program at the Evergreen State College in Olympia Washington.

Lastly, while my qualifications meet the requirements, I fundamentally believe in creating and developing a fiscal policy and regulatory regime that supports, sustains and grows the Navajo Nation economy now and in the future.

Please consider my request to be appointed to the Navajo Nation Tax Commission.

Sincerely,

Moroni Benally, MPP, PhC Visiting Professor

### Moroni Benally

### PhD Candidate, Public Policy and Management Evans School of Public Affairs University of Washington

#### **EDUCATION**

Ph.D. Candidate, Public Policy and Management (University of Washington), Expected March 2014

Research Interests: Traditional Knowledge, Intellectual Property Policy, Technology Policy, Renewable Energy, Political Strategy, Co-optation, Policy Process and Theory (Committee Chair: Laura Evans; Committee Members: Craig Thomas, Margaret Levi, Jose Antonio Lucero)

Masters of Science in Public Policy (University of Washington), Expected June 2013 Masters of Public Policy (Brigham Young University), April 2006 B.A. International Relations (Stanford University), August 2006

#### ACADEMIC/RESEARCH EXPERIENCE

Teaching Assistant Oct. 2009 - March 2012, September 2012 - Present University of Washington

- Assist in teaching core policy and management course for the Masters in Public Affairs Program at the
  Evans School of Public Affairs. Tasks included grading, leading sections, and coordinating logistics for
  the class
  - PBAF 511: Managing Politics and Policy Process
    - o Sept. 2009 Dec. 2009: Professor Laura Evans
    - o Sept. 2010 Dec. 2010: Professor Jon Brock
    - o Sept. 2011 Dec. 2011: Professor Sanjeev Khagram
  - PBAF 512: Managing Organizational Performance
    - Jan. 2012 Mar. 2012; Jan. 2011 Mar. 2011; Jan. 2010 Mar. 2010: Professor Joaquin Herranz, Jr.
  - PBAF 513: Policy Analysis
    - o Mar. 2010 June 2010: Professor Howard McCurdy
    - o Mar. 2011 June 2011: Professor Marieka Klawitter
  - POL S 367: Comparative Courts and Law: Professor Rachel Cichowski (Fall 2012)
  - POL S 273: The Concept of Political Power: Deepa Bhandaru (Winter 2013)
  - POL S 201: Intro to Political Theory: Dr. Heather Pool (Spring 2013)

Research Assistant to Professor Laura Evans, Sept. 2008- June 2009; Mar. 2012 - September 2012, University of Washington

- Assist with research on the evolution of Federal Indian Policy. Research covers institutionalism, organizational behavior, economics, policy processes and theory (Sept. 2008 – June 2009)
- Recommend and implement strategies for data collection and research design on understanding the institutional niches created by marginalized groups to advance their interests in policy settings. (Mar. 2012 - Sept. 2012)

Evans School Symposium for Public Affairs Committee, Oct. 2010 - June 2011, University of Washington

 Co-Chair of Steering Committee and Chair of Research for annual Research Symposium on Public Policy and Public Affairs.

Research Assistant to Professor Carol Ward, May 2006- June 2006, Brigham Young University

 Coordinated data collection and developed survey instrument for program evaluation of after-school programs.

Primary Researcher, Mar. 2003-April 2003, Xichang, China

 Recipient of Undergraduate Research Grant at Stanford University to study education and development policy of ethnic minority and autonomous regions in China.

#### PROFESSIONAL EXPERIENCE

Research Analyst for Graduate and Professional Student Senate, Sept. 2012 - Present, University of Washington

 Conduct research and present recommendations for improving the efficiency of Graduate Student Senate and its Committees in advocating on behalf of graduate students.

#### Program Evaluation Consultant, August 2012 - Present, The Bikery, Seattle, Washington

 Conduct an extensive program evaluation of the Bikery and develop a set of recommendations to streamline operations to increase effectiveness in outreach, sustainability, and outcomes impact.

#### Graduate and Professional Student Senator, Sept. 2011 - Present, University of Washington

Native American Graduate Student Representative to the Graduate and Professional Student Senate.

#### Navajo Nation Tax Commissioner, July 2007 - August 2012, Window Rock, Arizona

 Appointed by the President of the Navajo Nation to serve a 5-year term to a 5 member Navajo Tax Commission to study sources of wealth and recommend and approve adjustments in tax policy for the Navajo Nation. Adopted new tax policy which raised \$1.5 million in new revenue and effectively reduced federal transfer payments while maintaining level of service to tribal members. Oversee the collection of over \$95 million in tax revenue.

#### Policy Research Consultant, June 2010 - Sept. 2010, Window Rock, Arizona

- Hired by the Office of the Speaker of the Navajo Nation Council to recommend strategies for re-structuring 88-member Legislature to 24-member Legislature.
- Collected, coded, and analyzed legislative data to provide recommendations on reorganization of the legislative branch.
- Restructured the 12 standing committee of the Navajo Nation Council (legislature) into 4 committees, greatly increasing efficiency and reducing legislative staff workload.

#### Policy Research Fellow at Diné Policy Institute, Sept. 2008 - April 2010, Tsaile, Arizona

- Designed and implemented research on prospective restructuring of the Navajo legislative process, managed 14 people (survey team, interview team, coders, and transcribers). Managed project, and oversaw each phase of the research project, developed analysis strategy and analyzed data and wrote final report and presented to 88-member legislature representing 300,000 people.
- Project Manager, designed research, managed budgets, supervised interns and research assistants, supervised data collection and analysis, oversaw interviews of 900 tribal members.
- Research Tribal policy processes: the effects of institutions on tribal policy

#### Policy Analyst at Diné Policy Institute, July 2006-Sept. 2008, Tsaile, Arizona

- Develop a policy process relevant to Navajo Nation, research and analyze theoretical and philosophical foundations of policy, collect and analyze data on Navajo Nation policy issues, develop and lead workshops on policy development, supervise a staff of 6 people, manage grants, communicate and act as liaison to Federal Governmental, and non-governmental and educational (university) organizations for policy purposes. Research, Analyze, and write reports for policy recommendations to the Navajo Nation Council, such as uranium mining, economic development, tax policies, extractive resource policy, election rules, health, and education.
- Oversaw and managed \$1.3 million grant.

September 2006 – September 2008 Sweetwater Chapter Secretary/Treasurer Sweetwater Chapter

Sweetwater, Navajo Nation (Arizona)

 Elected Official of the Community, a political sub-unit of the Navajo Nation. Responsible for analyzing and submitting policies to the public, for economic development, and for representing the Chapter to outside organizations.

Tsaile, Navajo Nation (Arizona)

August 2006-June 2008 Adjunct Faculty Diné College

Econ 201: Principles of Microeconomics – Spring 2008

• Econ 200: Principles of Macroeconomics - Fall 2006

#### Summer 2004 and Summer 2005

Program Coordinator

International Honors Program

Boston, MA

 Coordinated and taught course on Indigenous Issues to university students for the Indigenous Perspectives Program.

Summer 2005

Community Services Coordinator

Upper Fruitland, Navajo Nation (New Mexico)

Upper Fruitland Chapter, Navajo Nation

 Served as the administrative arm of the local government unit; coordinated with Tribal, State, and Federal governments to provide services to the local government.

Summer 2004

Marketing and Public Relations Officer

Shiprock, Navajo Nation (New Mexico)

Boys and Girls Club of Navajo, Inc.

 Created marketing strategies for the Corporation's 14 clubs, and worked with the local and national media to bring attention to the clubs on the Navajo Nation.

#### Community Development Coordinator (Intern)

Magdeburg, Germany

Miteinander Netzwerk für Demokratie und Weltoffenheit

 Responsible for presenting and lecturing on socio-political and economic issues pertinent to Germany's multi-cultural state, and planning activities and preparing workshops for the present difficulties of German Unification.

Summer 2001 (Intern)

**English Instructor** 

Xichang, China

Office of the Secretary of Foreign Affairs for Sichuan Province, China

Taught English Classes to Government Officials of the Yi Autonomous Region of Xichang City, China.

#### PRESENTATIONS and LECTURES

June 17, 2011

University of Washington School of Law Learning from Tradition: Tribal Justice and Rule of Law Panel Presenter, "Power in the Margins: Resisting the Illusion of Inclusion"

April 23, 2010

9th Annual Symposium of Indigenous Graduate Student and Faculty Research and Scholarship

"Understanding Institutional Bias in Policy Venues: A Case Study of the Navajo Nation Council and the Navajo Nation Supreme Court."

April 8-9, 2010

Consortium on Collaborative Governance Doctoral Conference

Los Angeles, CA

"Indigenous Participation in the Development of Indigenous Intellectual Property Rights in Transnational Collaborative Venues."

March 2009

Navajo Studies Conference

"Finding a Place for Educated Navajos: Understanding Development in Tribal Communities"

March 2010 (Guest Lecturer)

University of Washington School of Law Tribal Law Clinic

Lecture: "Frictions from within: Navajo views on the Fundamental Law in Courts and Policy"

#### WORKING PAPERS

"The Illusion of Collaboration: Cooptative Strategies in Collaborative Governance" June 2011

"Indigenous Participation in the Development of Indigenous Intellectual Property Rights in Transnational Collaborative Venues" May 2010

"Understanding Institutional Bias in Policy Venues: A Case Study of the Navajo Nation Council and the Navajo Nation Supreme Court." March 2009

#### **PUBLICATIONS**

#### **Book Review**

Navajo Courts and Navajo Common Law: A Tradition of Tribal Self-Governance. (Book Review). American Indian Quarterly. Vol. 35, No. 3, Summer 2011, pp. 470-473.

#### **REPORTS**

Robert Yazzie, Moroni Benally, Avery Denny, Amber Crotty, Andrew Curley, Michael Lerma and Dana Eldridge (January 2011). "Recommendations for Re-Structuring the Navajo Nation Council." Prepared for the Speaker of the 22<sup>nd</sup> Navajo Nation Council and for the 22<sup>nd</sup> Navajo Nation Council.

Robert Yazzie, Moroni Benally, Andrew Curley, Nikke Alex, James Singer and Amber Crotty (September 2008). "Navajo Nation Constitutional Feasibility and Government Reform Project." Prepared for the Speaker of the 22<sup>nd</sup> Navajo Nation Council and for the 22<sup>nd</sup> Navajo Nation Council.

#### OTHER EXPERIENCE

2002- Present

Member of the Education Committee of local government Sweetwater Chapter

Sweetwater, Navajo Nation (AZ)

•Member of a local government education committee responsible for making and implementing policies related to education of the local government. Also responsible for budgeting and allocation of education funds for education programs of the local community.

#### OTHER SKILLS

- Type 70 wpm; knowledge of Mac OS systems, PC windows, Microsoft Suite, SPSS, STATA, R, basic html coding.
- Fluent in English; working knowledge of Navajo, German and Spanish; studied French and Chinese.

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# THE NAVAJO NATION

**Employment Application** 

RECEIVED

For DPM Use Only

PLEASE PRINT ALL INFORMATION

2014 DEC 9 PM 5 11

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REFERENCES: List three persons who are not related to you and who have definite knowledge of your qualifications for the position you are applying for.  Do not repeat names of supervisors listed under work history.										
NAME	ADDRESS		TELEPHONE NUMBER							
, Robert Yazzie	Ganado, AZ									
2. Cherly Simrell King	Olympia, WA									
3. Jonathon Brock	Seattle, WA									
ADDITIONAL EMPLOYMENT INFORMATION  HAVE YOU EVER BEEN CONVICTED OF A FELONY? * YES V NO IF YES, GIVE DATE AND REASON.  ATTACH ADDITIONAL SHEET IF NECESSARY										
* A conviction does not automatically disqualify you, however, an incomplete	answer will result in an incomplete application	n								
HAVE YOU EVER BEEN CONVICTED OF A MISDEMEAN IF YES, GIVE DATE			YES NO							
* A conviction does not automatically disqualify you, however, an incomplete	answer will result in an incomplete application IICH MAY CHALLENGE YOUR ABILITY TO WHICH YOU ARE APPLYING		PONSIBILITIES OF THE JOB FOR							
ARE YOU RELATED TO ANYONE CURRENTLY EMPLOYED W	TH THE NAVAJO NATION?		YES NO							
NAME/ DEPARTMENT: Gloria Benally - Peace Making		RELATIONSHIP:								
NAME/ DEPARTMENT: Timothy Benally - DODE	RELATIONSHIP:									
(Do not indicate "See R	EMPLOYMENT HIS esume". Begin with co		ost recent position.)							
EMPLOYER'S NAME AND MAILING ADDRESS	DATES EN (MM/DD		JOB TITLE							
The Evergreen State College	9/15/2013	6/30/2014	Faculty							
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Admissions committee. Mentored students in r	esearch. Developed curricu	um.								
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Box 96	1 9287246944	To attend school			
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DESCRIBE DUTIES AND Directed, managed, and developed research	h agenda, analysis, and	grants. Managed a \$1.3 million grant			
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DESCRIBE DUTIES AND RESPONSIBILITIES					
PRE- EMPLOYMENT STATEMENT - PLEASE	READ CAREFULLY AND	SIGN THE STATEMENT BELOW			
THE INFORMATION THAT I HAVE PROVIDED ON THIS APPLICATION IS TRU OMISSION OF ANY FACT IN MY APPLICATION, OR ANY OTHER MATERIALS USI					
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CAN BE JUSTIFICATION FOR REFUSAL OF EMPLOYMENT, OR IF EMPLOYED, TERMINATION FROM EMPLOYMENT WITH THE NAVAJO NATION. MY SIGNATURE BELOW AUTHORIZES THE NAVAJO NATION TO CONTACT ANY OF MY PRIOR EMPLOYERS FOR REFERENCE PURPOSES.

I UNDERSTAND THAT I MAY BE SUBJECT TO A BACKGROUND CHECK, AND HEREBY AUTHORIZE NAVAJO NATION TO INVESTIGATE MY BACKGROUND TO DETERMINE ANY AND ALL INFORMATION OF CONCERN AS TO MY RECORD, WHETHER SAME IS OF RECORD OR NOT, AND I RELEASE EMPLOYERS AND PERSONS NAMED IN MY APPLICATION FROM ALL LIABILITY FOR ANY DAMAGES ON ACCOUNT OF HIS/HER FURNISHING SAID INFORMATION.

ADDITIONALLY, YOU	ARE HEREBY	AUTHORIZED	TO MAKE ANY	INVESTIGATI	ON OF MY	PERSONAL	. HISTORY	. EDUCA	TIONAL	BACKGR	OUND, I	MILITARY	RECORD,	MOTOR
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SIGNATURE

REVISED 10-01-08

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



Honorable LoRenzo Bates Speaker 23<sup>rd</sup> Navajo Nation Council

#### MEMORANDUM

**TO:** Honorable Dwight Witherspoon

Navajo Nation Council Delegate

FROM: (NESA TOURS)

Carolyn R. West-Taylor, Attorney Office of Legislative Counsel

**DATE:** April 14, 2015

SUBJECT: OLC Service Request No. 15-315-1: An Action Relating to Budget and Finance

and Naabik'íyáti' Committees; Confirming the Navajo Nation President's

Nomination to the Navajo Tax Commission

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

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

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

#### LEGISLATIVE BRANCH NAVAJO NATION



#### HONORABLE LORENZO C. BATES Speaker, 23<sup>d</sup> Navajo Nation Council

April 16, 2015

#### MEMORANDUM

TO

Honorable Members

Budget and Finance Committee

Naa'bik'iyati' Committee

FROM:

Hon. LoRenzo C. Bates, Speaker 23<sup>rd</sup> Navajo Nation Council

SUBJECT

ASSIGNMENT OF LEGISLATION

Pursuant to 2 N.N.C § 164 (A)(4), this memorandum serves to inform and advise you that I assign the following legislation to the Budget and Finance Committee and Naa'bik'iyati' Committee;

#### Legislation No. 0129-15

# RELATING TO BUDGET AND FINANCE AND NAA'BIK'IYATI' COMMITTEES; CONFIRMING THE NAVAJO NATION PRESIDENT'S NOMINATION TO THE NAVAJO TAX COMMISSION.

As the Committee assigned to consider the legislation, Legislation No. 0129-15 must be placed on the Budget and Finance Committee and Naa'bik'iyati' Committee's agenda at the next regular meeting for final consideration.

ATTACHMENT: Legislation No. 0129-15

xc:

Hon. Ben Shelly, President

The Navajo Nation

Harrison Tsosie, Attorney General

Roger Willie, Controller

Dominic Beyal, Executive Director, OMB

Honorable Dwight Witherspoon, Council Delegate (Prime Sponsor)

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0129-15 SPONSOR: Dwight Witherspoon

TITLE: An Action Relating To Budget And Finance And Naabik'iyati' Committees, Confirming The Navajo Nation President's Nomination To The Tax Commission

Date posted: April 17, 2015 at 11:30am

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.:** <u>0129-15</u>

SPONSOR: Honorable Dwight Witherspoon

Relating To Budget And Finance And Naabik'iyati' Committees, TITLE: Confirming The Navajo Nation President's Nomination To The Tax Commission.

Posted: April 17, 2015 at 11:30 am

5 DAY Comment Period Ended: April 22, 2015

Digital Comments received: No comments were received.

Office of Legislative Services

04-24-15 q.44am

Date/Time

#### 23<sup>nd</sup> NAVAJO NATION COUNCIL

First Year 2015

Mr. Speaker:

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

#### NAVAJO LEGISLATIVE BILL # 0129-15:

An Action Relating to Budget and Finance and Naabikiyati Committees, Confirming the Navajo Nation President's Nomination to the Navajo Tax Commission Sponsored by Dwight Witherspoon, Council Delegate

has had it under consideration and reports the same with the recommendation that It Do Pass without amendment.

And therefore, referred to the **NAABIKIYATI** Committee

Respectfully submitted,

Seth Damon, Pro Tem Chairman

Mhi Not Adopted: Adoptøð

Legislative Advisor

5 May 2015

The vote was 4 in favor o opposed

Excused: Jonathan Nez