

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0241-19

SPONSOR: Jimmy Yellowhair

TITLE: An Action Relating To Law And Order, Resources And Development, And NAABIK'IYATI' Committees, And Navajo Nation Council; Amending 12 N.N.C. § 820 (O), Distributions To Chapter

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Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0241-19

DATE: August 5, 2019

TITLE OF RESOLUTION: AN ACT RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; AMENDING 12 N.N.C. § 820 (O), DISTRIBUTIONS TO CHAPTER

PURPOSE: The purpose of this resolution is to amend 12 N.N.C. § 820(O), Distributions to Chapter.

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.

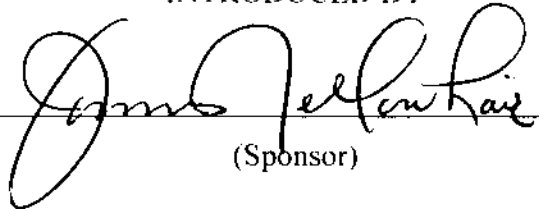
5-DAY BILL HOLD PERIOD: 2888
Website Posting Time/Date: _____
Posting End Date: 8/11/19
Eligible for Action: 8/12/19

Law & Order Committee
Thence
Resources & Development Committee
Thence
Budget & Finance Committee
Thence
Naa'bik'iyáti' Committee
Thence
Navajo Nation Council

1 **PROPOSED NAVAJO NATION COUNCIL RESOLUTION**

2 24th NAVAJO NATION COUNCIL. – First Year, 2019

3 INTRODUCED BY

4 
5

6 (Sponsor)

7
8 0241-19

9 TRACKING NO.

10
11
12 AN ACT

13 RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, BUDGET
14 AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION
15 COUNCIL; AMENDING 12 N.N.C. § 820 (O), DISTRIBUTIONS TO CHAPTER

16
17 BE IT ENACTED:

18
19 **Section 1. Authority**

- 20 A. The Law and Order Committee of the Navajo Nation Council is empowered to review
21 and make recommendations to the Navajo Nation Council on proposed amendments and
22 enactments to the Navajo Nation Code. 2 N.N.C. § 601(B)(14).
- 23 B. The Resources and Development Committee of the Navajo Nation Council serves as
24 the oversight committee for the Navajo Nation chapters. 2 N.N.C. § 501(C)(1).
- 25 C. The Budget and Finance Committee of the Navajo Nation Council is empowered to
26 coordinate and review all fiscal, financial and investment activities of the Navajo
27 Nation. 2 N.N.C. § 301(B)(5).
- 28 D. The Naabik'iyáti' Committee considers proposed resolutions that require final action
29 by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).

1 E. The Navajo Nation Council approves enactments and amendments of positive law. 2
2 N.N.C. § 164(A).
3

4 **Section 2. Findings**

5 A. The current formula for distributions to chapters is governed by the “fifty-fifty” method
6 as indicated in 12 N.N.C. § 820(O).

7 B. Some concerns have been expressed by chapters with a smaller population of registered
8 voters that the current distribution method provides a greater advantage to chapters with a
9 larger population of registered voters.

10 C. The “seventy-thirty” method would provide chapters with a smaller population of
11 registered voters additional funds from appropriations intended for all chapters of the
12 Navajo Nation.

13 D. Examples of the Fiscal Year 2020 Planning Allocations using the current and proposed
14 distribution method are attached as **Exhibits A and B**, respectively.
15

16 **Section 3. Amendments to Title 12 of the Navajo Nation Code**

17 The Navajo Nation hereby approves amendments to the Navajo Nation Code, Title 12,
18 Section 820(O), as follows:
19

20
21 **NAVAJO NATION CODE ANNOTATED**
22 **TITLE 12. FISCAL MATTERS**
23 **CHAPTER 7. APPROPRIATIONS**
24

25 ***

26 **§820. Overall Budget Policies**

27 ***

28 (O). Where not otherwise prohibited by existing law, any appropriation intended for
29 distribution to all chapters of the Navajo Nation shall be as follows: ~~fifty~~ seventy percent
30 ~~(50%)~~ (70%) of the appropriation shall be divided equally among all chapters and the

1 remaining ~~fifty~~ thirty percent (~~50%~~) (30%) shall be divided proportionately among the
2 chapters using a percentage equal to that figure which the number of registered voters in
3 each chapter bears to the whole of registered Navajo Nation voters as determined by the
4 most current voter registration figures available as of the date of the appropriation.

5 ***
6 _____
7

8 **Section 4. Effective Date**

9 The amendments enacted herein shall be effective pursuant to 2 N.N.C. §221.
10

11 **Section 5. Codification**

12 The provisions of the Act which amend or adopt new sections of the Navajo Nation Code
13 shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel
14 shall incorporate such amended provisions in the next codification of the Navajo Nation
15 Code.
16

17 **Section 6. Saving Clause**

18 Should any portion of the amendment enacted herein be determined invalid by the Navajo
19 Nation Supreme Court, or the District Court of the Navajo Nation, without appeal to the
20 Navajo Nation Supreme Court, those portions not determined invalid shall remain the law of
21 the Navajo Nation.
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