THE NAVAJO NATION
LEGISLATIVE BRANCH
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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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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.
PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL, First Year, 2019
INTRODUCED BY

(Sponsor)

02/1/19
TRACKING NO.

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

BE IT ENACTED:

Section 1. Authority
A. The Law and Order Committee of the Navajo Nation Council is empowered to review and make recommendations to the Navajo Nation Council on proposed amendments and enactments to the Navajo Nation Code. 2 N.N.C. § 601(B)(14).
B. The Resources and Development Committee of the Navajo Nation Council serves as the oversight committee for the Navajo Nation chapters. 2 N.N.C. § 501(C')(1).
C. The Budget and Finance Committee of the Navajo Nation Council is empowered to coordinate and review all fiscal, financial and investment activities of the Navajo Nation. 2 N.N.C. § 301(B)(5).
D. The Naabik’íyáti’ Committee considers proposed resolutions that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
E. The Navajo Nation Council approves enactments and amendments of positive law. 2 N.N.C. § 164(A).

Section 2. Findings
A. The current formula for distributions to chapters is governed by the “fifty-fifty” method as indicated in 12 N.N.C. § 820(O).
B. Some concerns have been expressed by chapters with a smaller population of registered voters that the current distribution method provides a greater advantage to chapters with a larger population of registered voters.
C. The “seventy-thirty” method would provide chapters with a smaller population of registered voters additional funds from appropriations intended for all chapters of the Navajo Nation.
D. Examples of the Fiscal Year 2020 Planning Allocations using the current and proposed distribution method are attached as Exhibits A and B, respectively.

Section 3. Amendments to Title 12 of the Navajo Nation Code
The Navajo Nation hereby approves amendments to the Navajo Nation Code, Title 12, Section 820(O), as follows:

NAVAGO NATION CODE ANNOTATED
TITLE 12. FISCAL MATTERS
CHAPTER 7. APPROPRIATIONS

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§820. Overall Budget Policies
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0. Where not otherwise prohibited by existing law, any appropriation intended for distribution to all chapters of the Navajo Nation shall be as follows: fifty seventy percent (50%) (70%) of the appropriation shall be divided equally among all chapters and the
remaining fifty thirty percent (50%) (30%) shall be divided proportionately among the
chapters using a percentage equal to that figure which the number of registered voters in
each chapter bears to the whole of registered Navajo Nation voters as determined by the
most current voter registration figures available as of the date of the appropriation.
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Section 4. Effective Date
The amendments enacted herein shall be effective pursuant to 2 N.N.C. §221.

Section 5. Codification
The provisions of the Act which amend or adopt new sections of the Navajo Nation Code
shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel
shall incorporate such amended provisions in the next codification of the Navajo Nation
Code.

Section 6. Saving Clause
Should any portion of the amendment enacted herein be determined invalid by the Navajo
Nation Supreme Court, or the District Court of the Navajo Nation, without appeal to the
Navajo Nation Supreme Court, those portions not determined invalid shall remain the law of
the Navajo Nation.