TITLE: An Action Relating To Resources And Development, Health, Education And Human Services; Budget And Finance, And NAABIK’IYATI’ Committees And The Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of One Million Three Hundred Ninety-Five Thousand, Eighty-Three Dollars ($1,395,083.00) For Summer Youth Employment To The Office Of Diné Youth; Waiving 12 N.N.C. §§ 820(F) And (L) Regarding The Restriction Of Appropriations Of Non-Recurring Revenues To Recurring Costs

Date posted: July 3, 2019 at 7:41 PM

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DATE: June 26, 2019

TITLE OF RESOLUTION: AN ACT RELATING TO RESOURCES AND DEVELOPMENT, HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-THREE DOLLARS ($1,395,083.00) FOR SUMMER YOUTH EMPLOYMENT TO THE OFFICE OF DINE' YOUTH; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

PURPOSE: The purpose of this legislation is to appropriate $1,395,083.00 to the Office of Dine' Youth for summer youth employment.

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

[Signature]

(Prime Sponsor)

TRACKING NO. 0192-19

AN ACT

RELATING TO RESOURCES AND DEVELOPMENT, HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK’IYÁTI’ COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-THREE DOLLARS ($1,395,083.00) FOR SUMMER YOUTH EMPLOYMENT TO THE OFFICE OF DÍNÉ YOUTH; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

BE IT ENACTED:

SECTION 1. AUTHORITY

A. The Navajo Nation established the Health, Education and Human Services Committee (HEHSC), and as such empowered HEHSC to review and recommend resolutions regarding employment, 2 N.N.C. § 401 (B)(6)(a).

B. The Navajo Nation established the Budget and Finance Committee (BFC) as a Navajo Nation standing committee and as such empowered BFC to review and
recommend to the Navajo Nation Council the management of all funds. 2 N.N.C. § 301 (B)(2).

C. The Navajo Nation Council established the Naabik’íyáti’ Committee as a Navajo Nation standing committee and as such proposed legislation that requires final action by the Navajo Nation Council shall be assigned to the Naabik’íyáti’ Committee. 2 N.N.C. §§ 164 (A)(9) and 700 (A).

SECTION 2. FINDINGS

A. The Office of Diné Youth (ODY) has requested a supplemental appropriation of $1,395,083.00 for the Offices of Diné Youth in Chinle, Crownpoint, Fort Defiance, Shiprock Agency, and Tuba City. The budget forms for each office are attached as Exhibit A.

B. The supplemental appropriation amounts requested for each office are as follows:

1. ODY- Chinle, BU# 109013 for $202,921;
2. ODY- Crownpoint, BU# 109014 $393,160;
3. ODY- Fort Defiance, BU# 109015 $329,747;
4. ODY- Shiprock Agency, BU# 109016 $240,969; and
5. ODY- Tuba City, BU# 109017 $228,286.

C. The Title 12 Finance Act Supplemental Appropriation requirements include:

1. Pursuant to 12 N.N.C. § 820(I.), when the Controller identifies additional sources of revenues above and beyond the initial or current revenue projections, supplemental appropriations may be allocated by the Navajo Nation Council. The Office of the Controller has indicated that as of April 10, 2019 the updated balance in the Unreserved, Undesignated Fund Balance (UUFB) is $42,334,700.00. This memorandum is included in Exhibit B.

2. Pursuant to 12 N.N.C. § 820(M), all requests for annual operating funds and supplemental funds shall be submitted to the Office of Management and Budget (OMB) for budget impact analysis. A preview of the appropriation legislation is available to the OMB for their budget impact
analysis response. The OMB review for this legislation has been completed and is provided in Exhibit B.

3. The Office of Controller provided a Memo dated May 21, 2019 stating the current balance of the UUFB and that the allocation is considered a recurring cost; the Memo is included in Exhibit B.

D. Diné Customary Law declares and teaches that: “[i]t 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.” 1 N.N.C. § 204 (F).

E. One way for the Navajo Nation to honor Diné Customary Law is to assist high school and college students with temporary employment.

F. The Summer Youth Employment program offers high school and college students the opportunity to gain work experience during their summer breaks and pay some of their school expenses.

G. The Summer Youth Employment program aligns with Diné Customary Law by providing Navajo Nation youth 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.” 1 N.N.C. § 204 (F).

H. The Navajo Nation hereby finds it is in the best interest of the Navajo People to approve this supplemental funding request.

SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-THREE DOLLARS ($1,395,083.00) FOR BUSINESS UNIT NUMBERS 109013-109017

A. This supplemental appropriation of $1,395,083.00 shall be from that amount of funds that exceeds the minimum fund balance of the Unreserved, Undesignated Fund Balance as determined by the Office of the Controller and to Business Unit Numbers 109013-109017.
B. The Navajo Nation hereby approves supplemental funding from the Unreserved Undesignated Fund Balance in the amount of $1,395,083.00 for Business Unit Numbers 109013-109017, to fund the Summer Youth Employment program.

C. The supplemental funding shall be deposited in accordance with the budget forms in Exhibit A.

SECTION 4. WAIVING §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(F) and (L) with regard to the restriction of appropriations of non-recurring revenues to recurring costs.