LEGISLATION NO: _0013-20__                    SPONSOR: Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, And NAABIK’IYATI Committees And The Navajo Nation Council, Amending 21 N.N.C. §503 (N) Of The Navajo Telecommunications Regulatory Act

Date posted: January 15, 2020 at 6:56 PM

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DATE: January 14, 2020

TITLE OF RESOLUTION: AN ACT RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL, AMENDING 21 N.N.C. §503(N) OF THE NAVAJO TELECOMMUNICATIONS REGULATORY ACT

PURPOSE: This resolution, if approved, will amend 21 N.N.C. § 503(N) of the Navajo Telecommunications Regulatory Act.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.
PROPOSED NAVAJO NATION COUNCIL RESOLUTION
24th NAVAJO NATION COUNCIL -- Second Year, 2020
INTRODUCED BY

(Prime Sponsor)

TRACKING NO. 0013-20

AN ACT
RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, AND
NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL,
AMENDING 21 N.N.C. §503(N) OF THE NAVAJO TELECOMMUNICATIONS
REGULATORY ACT

BE IT ENACTED:

Section One. Authority

A. The Navajo Nation Council established the Resources and Development
Committee as a Navajo Nation standing committee and was delegated oversight
authority over communications and utilities to establish Navajo Nation policy
with respect to optimum utilization of all Navajo Nation resources. 2 N.N.C. §
500(C)(1).

B. The Navajo Nation Council established the Law and Order Committee as a
Navajo Nation standing committee and was delegated authority to review and
make recommendations to the Navajo Nation Council on proposed amendments
to and enactments to the Navajo Nation Code. 2 N.N.C. §§ 600(C) and
601(B)(14).

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’iyáti’
Committee. 2 N.N.C. § 700 (A).

D. The Navajo Nation Council must review and approve enactments or amendments
of positive law. 2 N.N.C. § 164 (A).

Section Two. Findings
A. The Navajo Nation Telecommunication Regulatory Commission (“NNTRC”) was established to regulate telecommunications within the Navajo Nation and delegated the power to perform any and all acts necessary and convenient to supervise, monitor, and regulate telecommunication and those persons providing telecommunications service within the Navajo Nation. 21 N.N.C. §§ 504 and 505 (A).

B. In order for the NNTRC to effectively carry out its duties, Title 21 must be amended.

Section Three. Amendment to 21 N.N.C. § 503(N) of the Telecommunications Regulatory Act

The Navajo Nation hereby amends Title 21, Navajo Nation Code as follows:

NAVJO NATION CODE ANNOTATED
TITLE 21. PUBLIC UTILITIES AND COMMUNICATIONS
CHAPTER 5. TELECOMMUNICATION
SUBCHAPTER 1. NAVAJO TELECOMMUNICATIONS REGULATORY ACT

§ 503. Definitions

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N. “Person” means a natural person, either a Navajo or non-Navajo individual, sole proprietorship, partnership, corporation, joint venture, trust, estate, unincorporated
association, government (other than the government of the Navajo Nation and any wholly owned subdivision or enterprise of that government), public or private organization, and any part, division or agency of any of the foregoing or any other entity.

* * *

Section Four. Effective Date

The Act enacted herein shall be effective upon its approval pursuant to 2 N.N.C. §221.

Section Five. Codification

The provisions of this ordinance 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 Six. Saving Clause

Should any provisions of this ordinance be determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, those portions of this ordinance which are not determined invalid shall remain the law of the Navajo Nation.