LEGISLATION NO: _0024-20_____  SPONSOR: Amber Kanazbah Crotty

TITLE: An Action Relating to Budget and Finance Committee; Amending the Navajo Nation Fiscal Year 2020 Budget Instructions Manual; Concerning Section XII Supplemental Appropriations

Date posted: January 29, 2020 at 3:19pm

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DATE: January 28, 2020

TITLE OF RESOLUTION: AN ACTION RELATING TO BUDGET AND FINANCE COMMITTEE: AMENDING THE NAVAJO NATION FISCAL YEAR 2020 BUDGET INSTRUCTIONS MANUAL: CONCERNING SECTION XII SUPPLEMENTAL APPROPRIATIONS

PURPOSE: The purpose of this resolution is approve amendments to the Fiscal Year 2020 Budget Instructions Manual.

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 STANDING COMMITTEE RESOLUTION

24th NAVAJO NATION COUNCIL – Second Year, 2020

INTRODUCED BY

[Signature]

(Prime Sponsor)

TRACKING NO. 0024-20

AN ACTION

RELATING TO BUDGET AND FINANCE COMMITTEE; AMENDING THE NAVAJO NATION FISCAL YEAR 2020 BUDGET INSTRUCTIONS MANUAL; CONCERNING SECTION XII SUPPLEMENTAL APPROPRIATIONS

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Budget and Finance Committee is empowered to promulgate rules and regulations relative to contracting, investments, and financial matters. 2 N.N.C. § 301 (B) (1).

B. The Budget and Finance Committee is responsible for approving the budget instructions for each fiscal year. 12 N.N.C. § 830 (H).

SECTION TWO. FINDINGS

A. The Budget Instruction Manual for Fiscal Year 2020 was approved by the Budget and Finance Committee on June 3, 2019.

B. The Navajo Nation Appropriations Act provides that “the Navajo Nation Council may adopt and approve supplemental appropriations to the Annual Comprehensive Budget during the fiscal year.” Moreover, the “Controller of the Navajo Nation shall
be responsible for designating recurring and non-recurring revenues and purposes.” 12 N.N.C. § 820 (I).

C. Additionally, the Appropriations Act indicates supplemental appropriation requests “shall be submitted to the Office of Management and Budget for budget impact analysis and other appropriate action.” 12 N.N.C. § 820 (M).

D. The Appropriations Act defines a budget impact analysis as “an assessment by the Office of Management and Budget of the fiscal consequences of funding or failing to fund a particular branch, division, department, program, office, entity or activity.” 12 NNC. § 810(C).

SECTION THREE. AMENDMENT TO THE FISCAL YEAR 2020 BUDGET INSTRUCTION MANUAL, SECTION XII. SUPPLEMENTAL FUNDING REQUEST PROCEDURES.

A. The Budget and Finance Committee hereby amends Budget Instruction Manual, Section XII.A. as follows:

FISCAL YEAR 2020

BUDGET INSTRUCTION MANUAL

XII. SUPPLEMENTAL FUNDING REQUEST PROCEDURES

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A. **Purpose.** Due to limited availability of funds, the Navajo Nation must carefully weigh the laws, priorities and any extenuating circumstances before consideration of supplemental funding requests. Further, the Navajo Nation must consider obligations in terms of mandates ordered by the courts, required match funding to capture external funds, the health and safety of the general public and emergencies which may arise during the course of the fiscal year.
All supplemental funding requests shall be submitted through the Navajo Nation official review process before consideration by the appropriate oversight committee, Budget and Finance Committee, and the Navajo Nation Council. OMB will review all written analysis and recommendations and prioritize supplemental funding requests for consideration.

Once the budget is provided to OMB by the delegate sponsoring the legislation, OMB shall prepare a budget impact analysis. The budget impact analysis is defined within the Navajo Nation Appropriations at 12 NNC § 810(C) as “an assessment by the Office of Management and Budget of the fiscal consequences of funding or failing to fund a particular branch, division, department, program, office, entity, or activity.” OMB shall limit its analysis to the budget documents provided.

SECTION FOUR. APPROVAL
This amendment shall be effective upon Budget and Finance Committee’s approval and shall remain in effect unless amended by the Budget and Finance Committee.

SECTION FIVE. DIRECTIVE TO OFFICE OF MANAGEMENT AND BUDGET
A. The Office of Management and Budget is directed to make the changes approved in Section Three of this resolution to the Budget Instruction Manual for Fiscal Year 2020.

B. The Office of Management and Budget is further directed that any changes made to the Fiscal 2020 Budget Instruction Manual for inclusion into the Fiscal Year 2021 Budget Instruction Manual shall be summarized and provided to the Budget and Finance Committee prior to the approval of the Fiscal Year 2021 Budget Instruction Manual.