RESOLUTION OF THE
NAVAJO BOARD OF ELECTION SUPERVISORS

Authorizing Sworned Statements for Purposes of the Filing of Candidate Expense Reports for 2020 Chapter Elections

WHEREAS:

1. The Navajo Board of Election Supervisors, for purposes of implementing the Navajo Nation Election Code and conducting fair elections for all Navajo voters, is an independent entity of the Navajo Nation. 2 N.N.C. § 871. Consistent with this status, the board, among other duties, is authorized to implement the Election Code through rules and regulations. 11 N.N.C. §12.

2. The Navajo Nation Election Code provides, in part, at section 202:

   Each candidate whose name appears upon the official ballot in any Navajo Nation election shall, not more than 10 days after the election, file with the Board a sworn and signed itemized statement of receipts and expenses. 11 N.N.C. § 202(A).

3. The Navajo Board of Election Supervisors has previously required campaign expense reports to be notarized. However, due to an alarming rise in the number of COVID-19 cases in the last few weeks, candidates must be permitted to sign sworn statements without the requirement of a notarized statement. Further, the Navajo Nation, through health officials have issued Stay-at-home orders for all residents of the Navajo Nation. See e.g., Public Health Order No. 2020-031 issued December 3, 2020. Government offices also continue to be closed. Because of the serious health concerns existing, direct person-to-person contact is discouraged under the existing pandemic. Access to public offices, including notary public officials, is extremely limited.

4. It is in the best interest of the voters of the Navajo Nation, and the candidates they elect, to permit Campaign Expense Reports to be filed through sworn statements.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Navajo Board of Election Supervisors hereby permits candidates in the 2020 Chapter Elections to file Campaign Expenses Reports through sworn statements, as provided in the attached Exhibit A. The document, Exhibit A, shall be inserted with existing documents for purposes of the 2020 Chapter Elections only.

2. The Navajo Election Administration for purpose of this action is authorized to include any other necessary information to the Campaign Expense Report form provided it is not inconsistent with the intent and purposes of this action of the Navajo Board of Election Supervisors. Such form, including the report, can be mailed, through regular mail or emailed, to the Navajo Election Administration. Dates of receipt shall be the date the Election Administration receives documents.
3. Successful winning candidates not filing Campaign Expense Reports shall not be certified. Candidates not filing Campaign Expense Reports shall not take an Oath of Office nor shall they be allowed to assume office.

4. Candidates in quarantine due to COVID-19 may authorize another to assist in ensuring Campaign Expense Reports and related documents are filed in accordance with this action of the Navajo Board of Election Supervisors.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Board of Election Supervisors at a duly called meeting at Window Rock, Navajo Nation, (Arizona) at which a quorum was present and that the same was passed by a vote of 9 in favor, 0 opposed, and 0 abstaining this 10th day of December, 2020.

[Signature]

Melvin Harrison, Chairperson
Navajo Board of Election Supervisors

Motion: Hurley Benally
Second: Raymond Maxx
Navajo Election Administration
Campaign Expense Statement

For the Position of: ____________________________________________

For School Board Position – Name of School: ___________________________

11 NNC Section 202 (A): Each candidate whose name appears on the official ballot in any Navajo Nation election shall not more than 10 days after the election, file with the Navajo Election Administration a sworn and signed itemized statement of contributions and expenses.

A SEPARATE FORM IS REQUIRED FOR EACH POSITION

NAME: ____________________________________________ CENSUS NO: _______________________

MAILING ADDRESS: ____________________________________________

CHAPTER: ____________________________________________

ELECTION DATE: _______________________

TOTAL AMOUNT OF CONTRIBUTIONS: ________________________ (Itemized on Page 2)

TOTAL AMOUNT OF EXPENDITURES: ________________________ (Itemized on Page 3)

SWORN STATEMENT

I, ________________________ declare, certify, verify, and state under penalty of law that the foregoing is true and correct.

______________________________  __________________________
Signature  Date