

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0071-20\_\_\_\_\_

SPONSOR: Carl Slater

**TITLE: An Action Relating to an Emergency for the Navajo Nation; Waiving 10 N.N.C. § 1008, quorum requiring a physical presence at meetings for the Dine College Board of Regents for a limited time**

*Date posted: March 20, 2020 at 4:51pm*

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**LEGISLATIVE SUMMARY SHEET**

**Tracking No.** 0071-20

**DATE:** March 20, 2020

**TITLE OF RESOLUTION:** AN ACTION RELATING TO AN EMERGENCY FOR THE NAVAJO NATION; WAIVING 10 N.N.C. § 1008, QUORUM REQUIREMENTS A PHYSICAL PRESENCE AT MEETINGS FOR THE DINE COLLEGE BOARD OF REGENTS FOR A LIMITED TIME

**PURPOSE:** The purpose of this legislation is to approve a waiver of 10 NNC 1008 for a limited period of time.

**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 – Second Year, 2020

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0071-20

AN ACTION

RELATING TO AN EMERGENCY FOR THE NAVAJO NATION; WAIVING  
10 N.N.C. § 1008, QUORUM REQUIRING A PHYSICAL PRESENCE AT MEETINGS FOR  
THE DINE COLLEGE BOARD OF REGENTS FOR A LIMITED TIME

BE IT ENACTED:

**SECTION 1. AUTHORITY**

- A. The Navajo Nation Council is the governing of body of the Navajo Nation. 2  
N.N.C. § 102(A).
- B. Pursuant to 2 N.N.C. §164 (A)(16) “[m]atters constituting an emergency shall be  
limited to the cessation of law enforcement services, and disaster relief services, fire  
protection services or other direct services required as an entitlement under Navajo  
Nation or Federal law, or which directly threaten the sovereignty of the Navajo  
Nation. Such an emergency matter must arise due to the pressing public need for  
such resolution(s) and must be a matter requiring final action by the Council.”

**SECTION 2. FINDINGS**

- A. Executive Order 001-20 restricts or cancels all off-reservation travel and directs all  
Navajo Nation employees to return from off-reservation travel, closes Navajo Nation  
Government offices from March 16 to April 3, 2020, and authorizes the Navajo

1 Department of Health Command Operations Center and the Navajo Department of  
2 Emergency Management Operation Center to extend the closure beyond April 3,  
3 2020.

4 B. The Navajo Nation Board of Education declared an emergency and recommended  
5 the closure of all schools and educational facilities on the Navajo Nation until April  
6 3, 2020, subject to an extension beyond this date upon the recommendation of  
7 Navajo Nation Board of Education.

8 C. The existing Charter for Dine College states that its quorum requirement for Board  
9 of Regent meetings cannot be met except with "actual physical presence."

10 D. In addition, Dine College regents, faculty, and other representatives of the College  
11 are, from time to time, required to physically attend Council or Committee meetings  
12 regarding matters related to the College.

13 E. Given the existing state of emergency social distancing is the best way to prevent the  
14 further spread of COVID-19 within the Navajo Nation, the Navajo Nation waive the  
15 need for Board of Regent members to be physically present at meetings for quorum  
16 purposes.

17 F. The Navajo Nation allows for a waiver of the requirement to be physically present at  
18 a meeting by the Dine College Board of Regents.

19  
20 **SECTION 3. APPROVING A WAIVER OF 10 N.N.C. § 1008 FOR A LIMITED**  
21 **TIME PERIOD**

22 The Navajo Nation approves a waiver of 10 N.N.C. § 1008 for a period of 60 (sixty)  
23 days unless extended by the Navajo Nation Council and signed by the President of the  
24 Navajo Nation.