

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0078-19__

SPONSOR: Otto Tso

TITLE: An Action Relating To Law And Order, Budget And Finance And NAABIK'IYATI'; Concurring With The President's Acceptance Of The Bureau Of Indian Affairs Indian Highway Safety Program Law Enforcement Grant

Date posted: March 29, 2019 at 3:25 PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0078-19

DATE: March 21, 2019

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER, BUDGET AND FINANCE AND NAABIK'ÍYÁTI'; CONCURRING WITH THE PRESIDENT'S ACCEPTANCE OF THE BUREAU OF INDIAN AFFAIRS INDIAN HIGHWAY SAFETY PROGRAM LAW ENFORCEMENT GRANT

PURPOSE: The purpose of this resolution is to concur with the former Navajo Nation President Russell Begaye's acceptance and execution of the Bureau of Indian Affairs Indian Highway Safety Program Law Enforcement Grant.

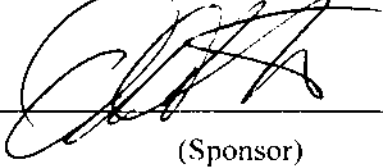
This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: James B. [Signature]
Website Posting Time/Date: _____
Posting End Date: 4/3/19
Eligible for Action: 4/4/19

Law & Order Committee
Thence
Budget & Finance Committee
Thence
Naa'bik'iyáti' Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL -- First Year, 2019

3 INTRODUCED BY

4 
5 _____
6 (Sponsor)

7
8 TRACKING NO. 0078-19

9
10 AN ACTION

11 RELATING TO LAW AND ORDER, BUDGET AND FINANCE AND
12 NAABIK'ÍYÁTI'; CONCURRING WITH THE PRESIDENT'S ACCEPTANCE OF
13 THE BUREAU OF INDIAN AFFAIRS INDIAN HIGHWAY SAFETY PROGRAM
14 LAW ENFORCEMENT GRANT

15
16 BE IT ENACTED:

17 **SECTION ONE. AUTHORITY**

- 18 A. The Law and Order Committee is a standing committee of the Navajo Nation Council
19 and is empowered to grant final approval for agreements negotiated by public safety
20 programs with other federal agencies subject to Naabik'iyáti' Committee approval
21 when required by law. *See* 2 N.N.C. §§ 600 (A) and 601 (B)(1)(a).
- 22 B. The Budget and Finance Committee is a standing committee of the Navajo Nation
23 Council and is empowered to authorize, review, approve and accept agreements,
24 including contracts and grants, between the Navajo Nation and any federal, state or
25 regional authority upon the recommendation of the standing committee which has
26 oversight over the division, department or program which has applied for the
27 agreement, or upon recommendation of the Chapter." *See* 2 N.N.C. §§ 300 (A) and
28 301 (B)(15).
- 29 C. The Naabik'iyáti' Committee is a standing committee of the Navajo Nation Council
30 and among other statutory powers, the committee has the delegated responsibility to

1 "review and continually monitor the programs and activities of federal and state
2 departments and to assist development of such programs designed to serve the Navajo
3 People and the Navajo Nation through intergovernmental relationships between the
4 Navajo Nation and such departments." *See* 2 N.N.C. §§ 700 (A) and 701 (A)(7).

5 D. Pursuant to 2 N.N.C. § 164 (B)(1), grants providing funds to the Navajo Nation do
6 not require Committee or Council approval.

7 E. The President or Vice-President of the Navajo Nation or their designee shall execute
8 contracts or agreements pertaining to the Executive Branch. *See* 2 N.N.C. § 222 (A).

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10 **SECTION TWO. FINDINGS**

11 A. The Navajo Division of Public Safety is established within the Executive Branch of
12 the Navajo Nation Government. *See* 2 N.N.C. § 1351.

13 B. The Navajo Department of Public Safety submitted a grant application to the Bureau
14 of Indian Affairs for the Indian Highway Safety Program Law Enforcement Grant.
15 The grant application provides a detailed budget of how the prospective funds will be
16 utilized by the Division of Public Safety. *See* Grant Application attached hereto as
17 **Exhibit A**.

18 C. The grant is intended to supplement existing law enforcement traffic safety programs
19 on Indian reservations with grant funds provided in the form of reimbursement. *See*
20 Grant Instructions attached as **Exhibit B**.

21 D. Although not required under Navajo Nation law, the Bureau of Indian Affairs for the
22 Indian Highway Safety Program Law Enforcement requests a formal resolution from
23 the Navajo Nation to complete the grant application submitted by the Navajo Division
24 of Public Safety.

25 E. On September 28, 2018, former Navajo Nation President Russell Begaye accepted the
26 \$536,360.00 grant on behalf of the Navajo Nation through an executed Bureau of
27 Indian Affairs Indian Highway Safety Grant Agreement attached as **Exhibit C**.

28 F. The award and budget has been entered into the Navajo Financial Management
29 Information System ("FMIS") "pursuant to the Navajo Nation President's
30 authorization." However, the Office of Management and Budget Contracts and Grants

1 Section has noted that the Navajo Nation Police Department must correct the DUNS
2 number to fully comply with the Fiscal Year 2019 Budget Instructions Manual. *See*
3 attached **Exhibit D**.

4
5 **SECTION THREE. CONCURRENCE WITH THE PRESIDENT'S ACCEPTANCE**
6 **AND EXECUTION OF THE BUREAU OF INDIAN AFFAIRS INDIAN HIGHWAY**
7 **SAFETY PROGRAM LAW ENFORCEMENT GRANT**

8 The Navajo Nation through the 24th Navajo Nation Council hereby concurs with the
9 former Navajo Nation President Russell Begaye's acceptance and execution of the
10 Bureau of Indian Affairs Indian Highway Safety Program Law Enforcement Grant.
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