

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0116-19_____

SPONSOR: Edmund Yazzie

TITLE: An Action Relating to Law and Order; Amending Regulations and Standards of Conduct for All Elected Officials By Including Restrictions Against Use of Alcohol While On Travel

Date posted: May 14, 2019 at 4:37pm

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7590**

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

LEGISLATIVE SUMMARY SHEET

Tracking No. 0116-19

DATE: May 3, 2019

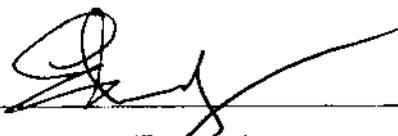
TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER;
AMENDING *REGULATIONS AND STANDARDS OF CONDUCT FOR ALL ELECTED OFFICIALS* BY INCLUDING RESTRICTIONS AGAINST USE OF ALCOHOL WHILE ON TRAVEL.

PURPOSE: The purpose of this legislation is to amend *REGULATIONS AND STANDARDS OF CONDUCT FOR ALL ELECTED OFFICIALS* by including restrictions against use of alcohol while on travel.

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

INTRODUCED BY



(Sponsor)

Tracking No. 0116-19

AN ACTION

RELATING TO LAW AND ORDER; AMENDING *REGULATIONS AND STANDARDS OF CONDUCT FOR ALL ELECTED OFFICIALS* BY INCLUDING RESTRICTIONS AGAINST USE OF ALCOHOL WHILE ON TRAVEL

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Law and Order Committee is a standing committee of the Navajo Nation Council. 2 N.N.C. § 600(A).

B. By resolution CO-45-12, all hearing functions of the former Ethics and Rules Committee were transferred to the Navajo Nation Office of Hearings and Appeals. The Law and Order Committee has oversight authority over the Office of Hearings and Appeals pursuant to 2 N.N.C. § 601(C).

SECTION TWO. FINDINGS

1. The Navajo Nation *Regulations And Standards Of Conduct For All Elected Officials* addresses the conduct of all Navajo Nation elected officials. See ERC-08-001.

2. It is in the best interest of the Navajo Nation that *Regulations And Standards Of Conduct For All Elected Officials* be amended to clarify the restrictions against alcohol use while on official travel.

1 3. Aside specific oversight responsibilities, a general purpose of the Law and Order
2 Committee is "to improve the administration of justice on the Navajo Nation." 2 N.N.C. §
3 600(C)(1).

4
5 **SECTION THREE. AMENDING REGULATIONS AND STANDARDS OF**
6 **CONDUCT FOR ALL ELECTED OFFICIALS**

7 The Navajo Nation hereby amends *Regulations And Standurds Of Conduct For All*
8 *Elected Officials* as follows:

9
10
11 **Regulations and Standards of Conduct for**
12 **Elected Officials of the Navajo Nation**

13
14 ****

15 **Section Two. Use of Drugs or Alcohol**

- 16 **A.** The provisions of the *Navajo Nation Policy On Drugs And Alcohol In The*
17 *Workplace* shall apply to *all elected officials*. Further, N no elected official
18 shall use, or be under the influence of, alcohol or any controlled substance
19 during the performance of any of his or her duties or while on travel for
20 official business. These provisions shall apply to all official meetings and
21 hearings attended by elected officials, including those meetings and hearings
22 attended within or outside the Navajo Nation. The provisions herein shall
23 apply to the entire duration of any travel for official purposes.
- 24 **B.** Elected officials are subject to removal and other sanctions for the habitual
25 abuse of drugs or alcohol, particularly if such abuse impairs or otherwise
26 adversely impacts the performance of official duties of office.
- 27 **C.** In respect to the regulation governing drugs and alcohol, elected officials,
28 while on official travel, shall conduct themselves in a professional and
29 dignified manner.

1 D. All instances involving violations of this section shall be reported to the Ethics
2 and Rules Office within 10 days of occurrence.
3

4
5 **SECTION FOUR. EFFECTIVE DATE**

6 The amendments enacted herein shall be effective immediately upon the bill's
7 certification.
8

9 **SECTION FIVE. COMPILATION OF REGULATIONS**

10 The provisions enacted or otherwise amended herein shall be inserted into the
11 existing *Regulations And Standards Of Conduct For All Elected Officials* and the
12 complete copy of the rules and regulations shall be printed and made available by the
13 Navajo Ethics and Rules Office.
14

15 **SECTION SIX. SAVINGS CLAUSE**

16 Should any provision of these amendments be determined invalid by the Navajo
17 Nation Supreme Court, or the District Courts of the Navajo Nation without appeal to the
18 Navajo Nation Supreme Court, those amendments that are not determined invalid shall
19 remain the law of the Nation.
20
21
22
23
24
25
26
27
28
29
30