

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0192-19

SPONSOR: Vince James

TITLE: An Action Relating To Resources And Development, Health, Education And Human Services; Budget And Finance, And NAABIK'YATI' Committees And The Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of One Million Three Hundred Ninety-Five Thousand, Eighty-Three Dollars (\$1,395,083.00) For Summer Youth Employment To The Office Of Diné Youth; Waiving 12 N.N.C. §§ 820(F) And (L) Regarding The Restriction Of Appropriations Of Non-Recurring Revenues To Recurring Costs

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0192-19

DATE: June 26, 2019

TITLE OF RESOLUTION: AN ACT RELATING TO RESOURCES AND DEVELOPMENT, HEALTH, EDUCATION AND HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING SUPPLEMENTAL FUNDING FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-THREE DOLLARS (\$1,395,083.00) FOR SUMMER YOUTH EMPLOYMENT TO THE OFFICE OF DINÉ YOUTH; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO RECURRING COSTS

PURPOSE: The purpose of this legislation is to appropriate \$1,395,083.00 to the Office of Dine Youth for summer youth employment.

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: None
Website Posting Time/Date: _____
Posting End Date: 7/8/19
Eligible for Action: 7/9/19

Resources & Development Committee
Thence
Health, Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee
Thence
Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION
2 24th NAVAJO NATION COUNCIL – First Year, 2019

3
4 INTRODUCED BY

5 _____
6
7 (Prime Sponsor)


OTTO TSO

8
9 TRACKING NO. 0192-19

10
11 AN ACT

12 RELATING TO RESOURCES AND DEVELOPMENT, HEALTH, EDUCATION AND
13 HUMAN SERVICES; BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES,
14 AND THE NAVAJO NATION COUNCIL: APPROVING SUPPLEMENTAL FUNDING
15 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT
16 OF ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-THREE
17 DOLLARS (\$1,395,083.00) FOR SUMMER YOUTH EMPLOYMENT TO THE OFFICE
18 OF DINÉ YOUTH; WAIVING 12 N.N.C §§ 820(F) AND (L) REGARDING THE
19 RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES TO
20 RECURRING COSTS

21
22 BE IT ENACTED:

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24 SECTION I. AUTHORITY

- 25 A. The Navajo Nation established the Health, Education and Human Services
26 Committee (HEHSC), and as such empowered HEHSC to review and
27 recommend resolutions regarding employment. 2 N.N.C. § 401 (B)(6)(a).
28 B. The Navajo Nation established the Budget and Finance Committee (BFC) as a
29 Navajo Nation standing committee and as such empowered BFC to review and
30

1 recommend to the Navajo Nation Council the management of all funds. 2 N.N.C.
2 § 301 (B)(2).

- 3 C. The Navajo Nation Council established the Naabik'iyáti' Committee as a Navajo
4 Nation standing committee and as such proposed legislation that requires final
5 action by the Navajo Nation Council shall be assigned to the Naabik'iyáti'
6 Committee. 2 N.N.C. §§ 164 (A)(9) and 700 (A).

7
8 **SECTION 2. FINDINGS**

- 9 A. The Office of Diné Youth (ODY) has requested a supplemental appropriation of
10 \$1,395,083.00 for the Offices of Diné Youth in Chinle, Crownpoint, Fort
11 Defiance, Shiprock Agency, and Tuba City. The budget forms for each office are
12 attached as **Exhibit A**.
- 13 B. The supplemental appropriation amounts requested for each office are as follows:
14 1. ODY- Chinle, BU# 109013 for \$202,921;
15 2. ODY- Crownpoint, BU# 109014 \$393,160;
16 3. ODY- Fort Defiance, BU# 109015 \$329,747;
17 4. ODY- Shiprock Agency, BU# 109016 \$240,969; and
18 5. ODY- Tuba City, BU# 109017 \$228,286.
- 19 C. The Title 12 Finance Act Supplemental Appropriation requirements include:
20 1. Pursuant to 12 N.N.C. § 820(I), when the Controller identifies
21 additional sources of revenues above and beyond the initial or current
22 revenue projections, supplemental appropriations may be allocated by
23 the Navajo Nation Council. The Office of the Controller has indicated
24 that as of April 10, 2019 the updated balance in the Unreserved,
25 Undesignated Fund Balance (UUFB) is \$42,334,700.00. This
26 memorandum is included in **Exhibit B**.
27 2. Pursuant to 12 N.N.C. § 820(M), all requests for annual operating funds
28 and supplemental funds shall be submitted to the Office of Management
29 and Budget (OMB) for budget impact analysis. A preview of the
30 appropriation legislation is available to the OMB for their budget impact

1 analysis response. The OMB review for this legislation has been
2 completed and is provided in **Exhibit B**.

3 3. The Office of Controller provided a Memo dated May 21, 2019 stating
4 the current balance of the UUFB and that the allocation is considered a
5 recurring cost; the Memo is included in **Exhibit B**.

6 D. Diné Customary Law declares and teaches that: “[i]t is the right and freedom of
7 the people that our children are provided with education to absorb wisdom, self-
8 knowledge, and knowledge to empower them to make a living and participate in
9 the growth of the Navajo Nation.” 1 N.N.C. § 204 (F).

10 E. One way for the Navajo Nation to honor Diné Customary Law is to assist high
11 school and college students with temporary employment.

12 F. The Summer Youth Employment program offers high school and college
13 students the opportunity to gain work experience during their summer breaks
14 and pay some of their school expenses.

15 G. The Summer Youth Employment program aligns with Diné Customary Law by
16 providing Navajo Nation youth with “education to absorb wisdom, self-
17 knowledge, and knowledge to empower them to make a living and participate in
18 the growth of the Navajo Nation.” 1 N.N.C. § 204 (F).

19 H. The Navajo Nation hereby finds it is in the best interest of the Navajo People to
20 approve this supplemental funding request.

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22 **SECTION 3. APPROVING SUPPLEMENTAL FUNDING FROM THE**
23 **UNRESERVED, UNDESIGNATED FUND BALANCE IN THE AMOUNT OF**
24 **ONE MILLION THREE HUNDRED NINETY-FIVE THOUSAND, EIGHTY-**
25 **THREE DOLLARS (\$1,395,083.00) FOR BUSINESS UNIT NUMBERS 109013-**
26 **109017**

27 A. This supplemental appropriation of \$1,395,083.00 shall be from that amount of
28 funds that exceeds the minimum fund balance of the Unreserved, Undesignated
29 Fund Balance as determined by the Office of the Controller and to Business Unit
30 Numbers 109013-109017.

- 1 B. The Navajo Nation hereby approves supplemental funding from the Unreserved,
2 Undesignated Fund Balance in the amount of \$1,395,083.00 for Business Unit
3 Numbers 109013-109017, to fund the Summer Youth Employment program.
4 C. The supplemental funding shall be deposited in accordance with the budget
5 forms in **Exhibit A**.

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7 **SECTION 4. WAIVING §§ 820(F) AND (L) REGARDING THE**
8 **RESTRICTION OF APPROPRIATIONS OF NON-RECURRING REVENUES**
9 **TO RECURRING COSTS**

10 The Navajo Nation Council hereby waives 12 N.N.C. §§ 820(F) and (L) with regard to
11 the restriction of appropriations of non-recurring revenues to recurring costs.
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