

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0010-22\_

SPONSOR: Otto Tso

**TITLE: An Action Relating to the Health, Education and Human Services, Law and Order, Budget and Finance, and Naabik'iyáti' Committees; Approving and Authorizing the Mutual Aid [Intergovernmental] Agreement Between the Navajo Nation Department of Public Safety and the State of Utah, Department of Public Safety**

***Date posted:*** January 14, 2022 at 1:09PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0010-22

**DATE:** January 7, 2022

**TITLE OF RESOLUTION:** AN ACTION RELATING TO THE HEALTH, EDUCATION AND HUMAN SERVICES, LAW AND ORDER, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING THE MUTUAL AID [INTERGOVERNMENTAL] AGREEMENT BETWEEN THE NAVAJO NATION DEPARTMENT OF PUBLIC SAFETY AND THE STATE OF UTAH, DEPARTMENT OF PUBLIC SAFETY

**PURPOSE:** This resolution, if approved, will approve the Mutual Aid [Intergovernmental] Mutual Aid Agreement between the Navajo Nation Department of Public Safety and State of Utah's Department of Public Safety.

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

5-DAY BILL HOLD PERIOD: Johnson  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 01-19-22  
Eligible for Action: 01-20-22

Health Education & Human Services Committee  
Thence  
Law & Order Committee  
Thence  
Budget & Finance Committee  
Thence  
Naabik'iyáti' Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 24<sup>th</sup> NAVAJO NATION COUNCIL – Fourth Year, 2022

3 INTRODUCED BY

4  
5 \_\_\_\_\_  
6 (Prime Sponsor)

7  
8 TRACKING NO. 0010-22

9  
10 AN ACTION

11 RELATING TO THE HEALTH, EDUCATION AND HUMAN SERVICES, LAW AND  
12 ORDER, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES;  
13 APPROVING AND AUTHORIZING THE MUTUAL AID [INTERGOVERNMENTAL]  
14 AGREEMENT BETWEEN THE NAVAJO NATION DEPARTMENT OF PUBLIC  
15 SAFETY AND THE STATE OF UTAH, DEPARTMENT OF PUBLIC SAFETY

16  
17 BE IT ENACTED:

18  
19 SECTION ONE. AUTHORITY

- 20 A. Intergovernmental Agreements must be reviewed and approved by resolutions by the  
21 appropriate standing committee (s) and the Navajo Nation Council except as otherwise  
22 provided herein. 2 N.N.C. § 164 (A).
- 23 B. The Navajo Nation established the Health, Education and Human Services Committee as  
24 a standing committee of the Navajo Nation Council with the enumerated power to review  
25 and recommend legislation relating to health, human services and general governmental  
26 services. 2 N.N.C. §§ 400(C)(1) and 401(B)(6)(a).
- 27 C. The Navajo Nation established the Law and Order Committee as a Navajo Nation Council  
28 standing committee empowered to provide oversight over law enforcement and with the  
29 enumerated power to support effective cooperation and coordination between Navajo  
30 Nation law enforcement agencies and that of various states and federal government law

1 enforcement agencies. 2 N.N.C. § 600 (C). The Law and Order Committee was also  
2 delegated the enumerated power to grant approval for agreements negotiated by justice  
3 systems entities, administrative legal tribunals and public safety programs with other  
4 federal, state, international, tribal, regional, and local governmental agencies, subject to  
5 Naabik'íyáti' Committee approval when required by law. 2 N.N.C. §§ 601 (B)(1)(A).

6 D. The Navajo Nation established the Budget and Finance Committee as a standing  
7 committee of the Navajo Nation Council empowered with oversight authority over budget,  
8 finances, insurance, and other matters. 2 N.N.C. § 300 (C). The Budget and Finance  
9 Committee was also delegated the enumerated power to authorize, review, approve and  
10 accept agreements, including contracts and grants, between the Navajo Nation and any  
11 federal, state, or regional authority upon the recommendation of the standing committee  
12 which has oversight of the division, department or program which has applied for the  
13 agreement. 2 N.N.C. § 301 (B)(15).

14 E. The Navajo Nation established the Naabik'íyáti' Committee as a standing committee of  
15 the Navajo Nation Council empowered to coordinate all federal, county and state programs  
16 with other standing committees and branches of the Navajo Nation government to provide  
17 the most efficient delivery of services to the Navajo Nation and to review and continually  
18 monitor the programs and activities of federal and state departments and to assist  
19 development of such programs designed to serve the Navajo People and the Navajo Nation  
20 through intergovernmental relationships between the Navajo Nation and such departments.  
21 2 N.N.C. §§ 701(A)(4) and (8).

## 22 23 **SECTION TWO. FINDINGS**

24 A. The Mutual Aid [Intergovernmental] Agreement between the Navajo Nation, its  
25 Department of Public Safety and the State of Utah and its Department of Public Safety  
26 ("Agreement"), attached as Exhibit A, is entered into pursuant to Navajo Nation and State  
27 of Utah laws and is predicated on a government to government relationship between the  
28 Navajo Nation and State of Utah.

29 B. The intent and purpose of the Agreement is to provide cooperative law enforcement  
30 operations and voluntary mutual aid in the event of disasters or emergencies within each

1 party's jurisdiction. **Exhibit A.**

2 C. The Agreement has been reviewed by the Navajo Nation Department of Justice and  
3 determined to be legally sufficient. **Exhibit B.**

4 D. The Navajo Nation finds it to be in the best interest of the Navajo People and the health,  
5 safety and welfare of its Utah citizens to enter into the Mutual Aid [Intergovernmental]  
6 Agreement between the Navajo Nation, its Department of Public Safety and the State of  
7 Utah and its Department of Public Safety. **Exhibit A.**

8  
9 **SECTION THREE. APPROVALS**

10 A. The Navajo Nation hereby approves the Mutual Aid [Intergovernmental] Agreement  
11 between the Navajo Nation, its Department of Public Safety and the State of Utah and its  
12 Department of Public Safety, attached as **Exhibit A.**

13 B. The Navajo Nation hereby authorizes the President of the Navajo Nation, Director of the  
14 Navajo Nation Department of Public Safety, and Navajo Nation Attorney General to  
15 execute and effectuate the Mutual Aid [Intergovernmental] Agreement between the Navajo  
16 Nation, its Department of Public Safety and the State of Utah and its Department of Public  
17 Safety, attached as **Exhibit A.**