

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0141-23\_

SPONSOR: Vince James

**TITLE: An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and to the Navajo Nation Council; Amending Resolution No. CF-05-23 to Remove the Funds Reversion Deadline for the Ganado Fire District Emergency Vehicle Expenditure Plan**

*Date posted:* June 27, 2023 at 9:25AM

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## **SUMMARY OF PROPOSED LEGISLATION**

Tracking No. 0141-23

DATE: June 23, 2023

**RE: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES, AND TO THE NAVAJO NATION COUNCIL; AMENDING RESOLUTION NO. CF-05-23 TO REMOVE THE FUNDS REVERSION DEADLINE FOR THE GANADO FIRE DISTRICT EMERGENCY VEHICLE EXPENDITURE PLAN**

### **Purpose of this Legislation:**

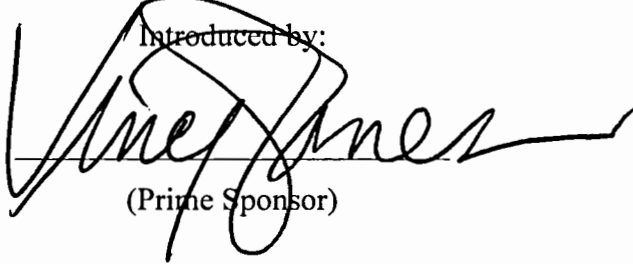
to approve the Controller's FY2024 revenue projections, the FY2024 Budget Instructions Manual, the FY2024 Indirect Cost projection, and the FY2024 Budget Calendar.

OLC No. 23-289-1

5-DAY BILL HOLD PERIOD 5/10  
Website Posting Time/Date \_\_\_\_\_  
Posting End Date: 07-02-23  
Eligible for Action: 07-03-23

Resources & Development Committee  
Thence  
Budget & Finance Committee  
Thence  
Naabik'iyati' Committee  
Thence  
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
25<sup>th</sup> NAVAJO NATION COUNCIL - First Year, 2023

Introduced by:  
  
(Prime Sponsor)

Tracking No. 0141-23

**AN ACTION**  
**RELATING TO THE RESOURCES AND DEVELOPMENT,**  
**BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES,**  
**AND TO THE NAVAJO NATION COUNCIL; AMENDING RESOLUTION**  
**NO. CF-05-23 TO REMOVE THE FUNDS REVERSION DEADLINE FOR THE**  
**GANADO FIRE DISTRICT EMERGENCY VEHICLE EXPENDITURE PLAN**

BE IT ENACTED:

**SECTION ONE. AUTHORITY**

- A. The Resources and Development Committee of the Navajo Nation Council provides oversight over chapter activities, as well as for community and economic development on the Navajo Nation. 2 N.N.C. §501(C)(1).
- B. The Budget and Finance Committee of the Navajo Nation Council reviews and recommends to the Navajo Nation Council the budgeting, appropriation, investment, and management of all funds. 2 N.N.C. §301(B)(2).
- C. The Naabik'iyati' Committee of the Navajo Nation Council reviews all proposed legislation requiring final action by the Navajo Nation Council. 2 N.N.C. §164(A)(9).
- D. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A). As such, it has the power over allocations of money from the Síhasin Fund (see 12 N.N.C. §2505) and to amend or rescind Council Resolutions pertaining to such allocations.

1 **SECTION TWO. FINDINGS**

- 2 A. Ganado Fire District is a political subdivision of the State of Arizona that provides  
3 emergency services to the Navajo Nation communities of Ganado, Steamboat, Kindahlichii,  
4 Klagetoh, Cornfields, Woodsprings, Cross Canyon, Bashbito, and Toyei, and others.
- 5 B. The Ganado Fire District requested \$2,644,380 from the Navajo Nation to purchase fire  
6 apparatus and rescue/medical transport units, in order to meet the fire and other emergency  
7 needs of the Ganado Chapter and surrounding Navajo Nation communities.
- 8 C. In Resolution No. CF-05-23 the Navajo Nation Council approved the requested \$2,644,380  
9 from the Síhasin Fund for Ganado Fire District’s emergency needs, and approved the  
10 “Ganado Fire District Síhasin Expenditure Plan.” CF-05-23 was signed into law on February  
11 15, 2023. A copy of CF-05-23 (without exhibits) is attached hereto as **EXHIBIT 1**.
- 12 D. Section THREE (H) of CF-05-23 establishes a reversion date for the approved Síhasin funds  
13 of March 31, 2024.
- 14 E. Because of material shortages and supply chain delays, the emergency vehicles and  
15 equipment being purchased for the Ganado Fire District will take many more months to  
16 modify and make ready for delivery to the District. See **EXHIBIT 2**. The seller requires  
17 sufficient time to properly tailor the equipment and vehicles to meet the District’s particular  
18 needs and specifications. Therefore, it is imperative that the approved Síhasin funds do not  
19 have a reversion deadline.
- 20 F. In light of the critical need for the emergency equipment and the Ganado Fire District’s  
21 emergency services provided to the several Navajo Nation communities served by the  
22 District, the Navajo Nation finds it in the best interest of the Navajo Nation and the Navajo  
23 People to amend CF-05-23 to remove the funds reversion for the Ganado Fire District Síhasin  
24 Expenditure Plan.

25  
26 **SECTION THREE. AMENDING SECTION FOUR(F) OF CO-53-21**

27 The Navajo Nation hereby amends CF-05-23, at Section THREE(H), as follows:

- 28 F. ~~Any and all cost savings shall be returned to the Síhasin Fund once all items~~  
29 ~~are purchased by DCD, and the funds approved herein shall revert to the Síhasin~~  
30 ~~Fund principal if not spent or encumbered by March 31, 2024. No amount of~~

1           the \$2,644,380 approved in this Resolution shall revert to the Síhasin Fund at  
2           any time prior to the completion of all purchases of the equipment and vehicles  
3           for the Ganado Fire District as approved in the related Expenditure Plan;  
4           however, all leftover funds not spent for such purchases, if any, shall be  
5           returned to the Síhasin Fund principal after completion of such purchases.

6  
7           **SECTION FOUR. DIRECTIVES**

8           A. Within 15 business days of the effective date of this Action, the Office of Management and  
9           Budget and the Office of the Controller shall make the \$2,644,380 in Síhasin funds available  
10           to the Division of Community Development for its purchases of emergency vehicles and  
11           equipment for the Ganado Fire District according to the Expenditure Plan approved in  
12           Resolution No. CF-05-23.

13           B. The Division of Community Development shall provide regular written reports on the status  
14           of its expenditures of the Síhasin funds approved in CF-05-23. These reports shall be  
15           submitted to the Naabik'iyati' Committee and to the Office of the President and Vice-  
16           President by the fifth day of each month following the effective date of this legislation.

17  
18           **SECTION FIVE. EFFECTIVE DATE**

19           This Action shall become effective pursuant to 12 N.N.C. §2505 and 2 N.N.C. §221(B).

20  
21           **SECTION SIX. SAVING CLAUSE**

22           If any part of this Action is invalidated by the Supreme Court of the Navajo Nation, or by any  
23           Navajo Nation District Court without appeal to the Navajo Nation Supreme Court, the  
24           remainder of this Action shall be the law of the Navajo Nation.