

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0194-25

SPONSOR: Shawna Ann Claw

**TITLE: An Action Relating to the Resources and Development, Budget and Finance and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$1,270,800 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Navajo Department of Transportation to Fund the Purchase and Installation of Two Automated Weather Observing Systems for Tuba City and Chinle Airports**

***Date posted:*** August 20, 2025 at 6:06 PM

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## LEGISLATIVE SUMMARY SHEET

Tracking No. 0194-25

**DATE:** August 12, 2025

**TITLE OF RESOLUTION:** AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING \$1,270,800 FROM THE UNRESERVED, UNDESIGNATED FUND BALANCE ("UUF") FOR THE NAVAJO DEPARTMENT OF TRANSPORTATION TO FUND THE PURCHASE AND INSTALLATION OF TWO AUTOMATED WEATHER OBSERVING SYSTEMS FOR TUBA CITY AND CHINLE AIRPORTS

**PURPOSE:** This proposed resolution will approve \$1,270,800 from the Unreserved, Undesignated Fund Balance for the Navajo Department of Transportation to the purchase and installation of two Automated Weather Observing Systems for Tuba City and Chinle Airports.

**FINAL AUTHORITY:** Navajo Nation Council

**VOTE REQUIREMENT:** Simple Majority

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

5-DAY BILL HOLD PERIOD: Al Ruben  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 08/25/25  
Eligible for Action: 08/26/25

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

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
25<sup>th</sup> NAVAJO NATION COUNCIL - Third Year, 2025

Introduced by:



(Prime Sponsor) *Shawna Ann Claw*

Tracking No. 0194-25

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE  
AND NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL;  
APPROVING \$1,270,800 FROM THE UNRESERVED, UNDESIGNATED FUND  
BALANCE ("UUFb") FOR THE NAVAJO DEPARTMENT OF TRANSPORTATION  
TO FUND THE PURCHASE AND INSTALLATION OF TWO AUTOMATED  
WEATHER OBSERVING SYSTEMS FOR TUBA CITY AND CHINLE AIRPORTS

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee is established as a Navajo Nation Council standing committee. 2 N.N.C. § 500(A).
- B. The Resources and Development Committee serves as the oversight committee for the Division of Transportation. 2 N.N.C. § 500(C) (2).
- C. The Budget and Finance Committee was established as a standing committee of the Navajo Nation Council with the authority to review and recommend to the Council the budgeting, appropriation, investment and management of all funds. 2 N.N.C. § 300(A) and § 301(B)(2).

1 D. The Naabik'iyáti' Committee was established as a standing committee of the Navajo  
2 Nation Council with the authority to hear all proposed resolutions that require final  
3 action by the Navajo Nation Council. 2 N.N.C. § 164 (A)(9), § 700(A).

4 E. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §  
5 102(A). As such, the Council “. . . may adopt and approve supplemental appropriations  
6 to the Annual Comprehensive Budget during the fiscal year. Supplemental  
7 appropriations of General Funds within the current fiscal year are permitted, if and  
8 when additional sources of revenues above and beyond the initial or current revenue  
9 projections are projected and which are also in excess of the reserve amount set forth at  
10 § 820(J).” 12 N.N.C. § 820(L).

11 F. The restrictions on supplemental appropriations, including all amounts from the UUFB,  
12 include:

13 1. Payment of recurring government operating expenses shall be from recurring  
14 revenues, and payment of nonrecurring expenses shall be from nonrecurring  
15 revenues such as UUFB funds. 12 N.N.C. § 820(E), § 820(F).

16 2. Specifically, the UUFB shall not be used for recurring government expenditures  
17 or operations. 12 N.N.C. § 820(J), § 820(L).

18 3. Nonrecurring revenues such as UUFB funds may be used only after the  
19 Controller determines whether or not such revenues are subsidizing an  
20 imbalance between the Navajo Nation's recurring revenues and expenditures,  
21 and government expenditures shall only be authorized if a long-term (3-year to  
22 5-year) forecast shows that the operating deficit will not continue; otherwise,  
23 nonrecurring revenues will be added to the Unreserved, Undesignated Fund  
24 Balance. 12 N.N.C. § 820(F).

25 4. The above provisions in Title 12 may be amended or waived by a two-thirds  
26 vote of the full Navajo Nation Council. 12 N.N.C. § 820(F).

27 5. In compliance with 12 N.N.C. § 820(F), all UUFB funding requests must be  
28 reviewed by the Controller. Such review is also required because the Controller  
29 determines which revenues and expenses are recurring and which are non-  
30 recurring. 12 N.N.C. § 820(L).

6. In compliance with 12 N.N.C. § 820(B) and (M), all UUFB funding requests must be submitted to the Office of Management and Budget ("OMB") for a budget impact analysis.

7. Pursuant to 12 N.N.C. § 820(N)(4), UUFB appropriations revert to the General Fund at the end of the fiscal year unless the Navajo Nation Council waives such reversion by a 7/8 vote.

## **SECTION TWO. FINDINGS**

A. The Navajo Department of Transportation is requesting \$1,270,800 in supplemental funding from the UUFB to fund the purchase and installation of two Automated Weather Observing Systems that provide real-time and accurate weather information that is essential for flight safety operations. The Supplemental Funding Proposal Summary (Appendix J of the Budget Instruction Manual) is attached as **Exhibit A**.

B. The Navajo Department of Transportation has provided the required Navajo Nation budget forms attached as **Exhibit B**.

C. The Controller has provided a memorandum as required by 12 N.N.C. §820(L), indicating that the proposed expenditures are *non-recurring*. The Controller's Memo is attached as **Exhibit C**.

D. The Office of Management and Budget has provided its memorandum as required by 12 N.N.C. §820(M). The OMB Memo is attached as **Exhibit D**.

E. The 164 review is attached as **Exhibit E**, with all reviewers noting it is sufficient.

F. Additional details on the proposed project are included in **Exhibit F**.

## **SECTION THREE. APPROVAL OF \$1,270,800 FROM THE UUFB FOR THE NAVAJO DEPARTMENT OF TRANSPORTATION TO FUND THE PURCHASE AND INSTALLATION OF TWO AUTOMATED WEATHER OBSERVING SYSTEMS (AWOS) FOR THE TUBA CITY AND CHINLE AIRPORTS**

A. The Navajo Nation hereby approves supplemental appropriation in the amount of \$1,270,800 from the Unreserved, Undesignated Fund Balance for the Navajo Department of Transportation to fund the purchase and installation of two Automated

1 Weather Observing Systems for flight safety operations in the communities  
2 surrounding the Tuba City and Chinle Airports, in accordance with the attached  
3 **Exhibit B.**

4 B. This supplemental appropriation approved herein shall be from those funds that exceed  
5 the minimum fund reserve balance of the UUFB required by 12 N.N.C. § 820(J).

6 C. Upon the effective date of this resolution, the approved UUFB funds shall be promptly  
7 transferred into those budget line items listed in the attached **Exhibit B.**

8 D. Any remaining unspent or unencumbered funds at the end of Fiscal Year 2025 shall  
9 revert to the General Fund, unless Council waives the appropriation lapse before the  
10 end of Fiscal Year 2025 pursuant to 12 N.N.C. §820(N).

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12 **SECTION FOUR. EFFECTIVE DATE**

13 This Action shall become effective in accordance with 2 N.N.C. §221(B).  
14

15 **SECTION FIVE. SAVING CLAUSE**

16 If any portion of this Action is determined invalid by the Navajo Nation Supreme Court, or by  
17 a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the  
18 remainder of this Action shall be the law of the Navajo Nation.  
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