

RESOLUTION OF THE
NAVAJO NATION COUNCIL

23rd NAVAJO NATION COUNCIL -- First Year, 2015

AN ACT

RELATING TO LAW AND ORDER AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; AMENDING 2 N.N.C. § 852(A) AND (B)(1) OF THE NAVAJO-HOPI LAND COMMISSION ACT TO INCREASE THE NUMBER OF VOTING MEMBERS FROM EIGHT TO NINE

BE IT ENACTED:

Section One. Findings and Purposes

- A. The Law and Order Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 601(B)(14), reviews and makes recommendations to the Navajo Nation Council proposed amendments to the Navajo Nation Code.
- B. The Naabik'íyáti' Committee of the Navajo Nation Council, pursuant to 2 N.N.C. § 164(A)(9), reviews proposed legislation which requires final action by the Navajo Nation Council.
- C. Enactments of positive law must be reviewed and approved by resolution by the Navajo Nation Council. 2 N.N.C. § 164(A).
- D. The Navajo Nation Council established the Navajo-Hopi Land Commission within the Legislative Branch. 2 N.N.C. § 851(A) (2009).
- E. The Navajo-Hopi Land Commission's purpose is to "[m]onitor, collect, and update information on any and all land use conflicts between Navajo Nation and the Hopi Tribe, and any claimants in and to the lands within the area described in the Act of June 14, 1934 (48 Stat. 960) [and to] [s]peak and for the Navajo Nation with respect to the land selection and land exchange provisions of P.L. 96-305." 2 N.N.C. § 851(B) (2009).
- F. Currently the Navajo-Hopi Land Commission consists of eight regular voting members of the Navajo Nation Council. 2 N.N.C. §852 (A) and (B)(1) (2009) (current version at CJY-27-11, as passed by 22nd Navajo Nation Council, July 19, 2011).

- G. It is necessary to increase the number of delegates that serve as voting members of the Navajo-Hopi Land Commission from eight to nine regular voting members, to ensure adequate representation of the areas affected by the Navajo-Hopi Land Dispute.
- H. It is in the best interest of the Navajo Nation to amend Title 2 of the Navajo Nation Code to increase the number of regular voting members of the Navajo-Hopi Land Commission from eight to nine voting members of the Navajo Nation Council.

Section Two. Amendments to Title 2 of the Navajo Nation Code

The Navajo Nation hereby amends Navajo Nation Code, Title 2, § 852 (A) and (B)(1) as follows:

NAVAJO NATION CODE ANNOTATED
 TITLE 2. NAVAJO NATION GOVERNMENT
 CHAPTER 3. LEGISLATIVE BRANCH
 SUBCHAPTER 11. BOARDS AND COMMISSIONS
 ARTICLE 1. NAVAJO-HOPI LAND COMMISSION

§ 852. Membership; selection; Chairperson and Vice-chairperson; term of office; ex-officio

A. The Commission shall consist of ~~eight~~ nine regular voting members and two ex-officio members who shall be appointed by the Speaker of the Navajo Nation Council with the approval of the Naabik'iyáti' Committee of the Navajo Nation Council. The Commission shall have the authority to establish subcommittees as deemed appropriate to provide advisory input from citizens, professionals, federal and other non-elected sources.

B. The Commission shall consist of:

- 1. ~~Eight~~ Nine voting members of the Navajo Nation Council representing areas affected by the Navajo-Hopi Land Dispute.

Section Three. Effective Date

The Act enacted herein shall be effective upon its approval pursuant to 2 N.N.C. §221(B).

Section Four. Codification

The provisions of this ordinance which amend or adopt new sections of the Navajo Nation Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel shall incorporate such amended provisions in the next codification of the Navajo Nation Code.

Section Five. Saving Clause

Should any provisions of this ordinance be determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, those portions of this ordinance which are not determined invalid shall remain the law of the Navajo Nation.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 17 in favor and 1 opposed, this 21st day of October 2015.



LoRenzo Bates, Speaker
Navajo Nation Council

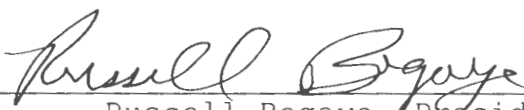
Oct. 27, 2015

Date

Motion: Honorable Davis Filfred
Second: Honorable Seth Damon

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (10), on this 2nd day of November 2015.



Russell Begaye, President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this _____ day of _____ 2015 for the reason(s) expressed in the attached letter to the Speaker.

Russell Begaye, President
Navajo Nation

RESOLUTION OF THE
NAVAJO NATION COUNCIL

22nd NAVAJO NATION COUNCIL - First Year 2011

AN ACT

RELATING TO LAW AND ORDER AND NAABIK'IYATI', APPROVING THE
AMENDMENTS TO THE NAVAJO-HOPI LAND COMMISSION ACT OF 2011

BE IT ENACTED:

Section 1. Findings

A. The number of delegates to the Navajo Nation Council was reduced from 88 to 24 members by an initiative vote of the Navajo voters. Accordingly, it is necessary to reduce the number of delegates to the Navajo-Hopi Land Commission to correspond to the lower number of delegates representing areas affected by the unimpeded.

B. The function and purposes of the Navajo-Hopi Land Commission will remain the same.

C. The Navajo Nation Council determines these amendments to be in the best interest of the Navajo Nation.

Section 2. Enactment of the Navajo-Hopi Land Commission Act of 2011

The Navajo Nation hereby enacts the Navajo-Hopi Land Commission Act of 2011.

Section 3. Amendments to Title Two

The Navajo Nation hereby amends Title 2, Navajo-Hopi Land Commission, Navajo Nation Code, as follows:

NAVAJO NATION CODE ANNOTATED
TITLE 2. NAVAJO NATION GOVERNMENT
CHAPTER 3. LEGISLATIVE BRANCH
SUBCHAPTER 11. BOARDS AND COMMISSIONS
ARTICLE 1. NAVAJO-HOPI LAND COMMISSION

**§ 852. Membership; selection; Chairperson and Vice chairperson;
term of office; ex-officio**

A. The Commission shall consist of ~~eleven~~ eight regular voting members and two ex-officio members who shall be appointed by the Speaker of the Navajo Nation Council with the approval of the ~~Intergovernmental Relations~~ Naabik'iyati' Committee of the Navajo Nation Council. The Commission shall have the authority to establish subcommittees as deemed appropriate to provide advisory input citizens, professionals, federal and other non-elected sources.

B. The Commission shall consist of:

1. ~~Eleven~~ Eight voting members of the Navajo Nation Council representing areas affected by the Navajo-Hopi Land Dispute.

2. All members of the Commission shall be appointed by the Speaker of the Navajo Nation Council and shall serve at the pleasure of the ~~Intergovernmental Relations~~ Naabik'iyati' Committee of the Navajo Nation Council.

§ 854. Meetings

Meetings shall be held on the call of the Chairperson of the Commission, the President of the Navajo Nation, or upon written request of any ~~six~~ five members of the Commission. At any meeting, a quorum shall consist of ~~six~~ five members.

Section 3. Effective Date

The Act enacted herein shall be effective upon its approval pursuant to 2 N.N.C. §221.

Section 4. Codification

The provisions of this ordinance which amend or adopt new sections of the Navajo Nation Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel shall incorporate such amended provisions in the next codification of the Navajo Nation Code.

Section 5. Saving Clause

Should any provisions of this ordinance be determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, those portions of this ordinance which are not determined invalid shall remain the law of the Navajo Nation.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 18 in favor and 2 opposed, this 19th day of July 2011.

Johnny Naize, Speaker
Navajo Nation Council

Date

Motion: Alton Joe Shepherd
Second: Danny Simpson

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (C)(10), on this _____ day of _____ 2011.

Ben Shelly, President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this _____ day of _____ 2011 for the reason(s) expressed in the attached letter to the Speaker.

Ben Shelly, President
Navajo Nation