

LEGISLATIVE SUMMARY SHEET

Tracking No. 0184-14

DATE: May 26, 2016

**TITLE OF RESOLUTION:** AN ACT RELATING TO RESOURCES AND DEVELOPMENT, NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL; RESPECTFULLY REQUESTING THE NAVAJO NATION CHAPTERS TO LIVESTREAM THE NAVAJO NATION COUNCIL SESSION WITHIN THEIR CHAPTERS DURING NAVAJO NATION COUNCIL WEEK

**PURPOSE:** This resolution if approved will request that the one hundred and ten (110) Chapters within the Navajo Nation to livestream the Navajo Nation Council session for the week, to allow the Navajo People view the council session to stay informed.

**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 legislation in detail.**


5-DAY BILL HOLD PERIOD: None  
Website Posting Time/Date: 4:04pm 6/11/14  
Posting End Date: 6/12/2014  
Eligible for Action: 6/13/2014

Resources & Development Committee  
THENCE

Naa'bik'íyáti' Committee  
THENCE

1 PROPOSED STANDING COMMITTEE RESOLUTION  
2 23<sup>RD</sup> NAVAJO NATION COUNCIL—SECOND YEAR, 2015 Navajo Nation Council

3 INTRODUCED BY

4   
5  
6 Primary Sponsor

7 TRACKING NO. 0184-16

8  
9 AN ACT

10 RELATING TO RESOURCES AND DEVELOPMENT, NAABIK'ÍYÁTI'  
11 COMMITTEES, AND NAVAJO NATION COUNCIL; RESPECTFULLY REQUESTING  
12 THE NAVAJO NATION CHAPTERS TO LIVESTREAM THE NAVAJO NATION  
13 COUNCIL SESSION WITHIN THEIR CHAPTERS DURING NAVAJO NATION  
14 COUNCIL WEEK

15  
16 **WHEREAS:**

- 17 A. The Navajo Nation established the Resources and Development Committee (RDC) as  
18 a Navajo Nation standing committee and as such gave RDC the authority to grant  
19 final approval of resolutions to develop and improve Local Governance Units and has  
20 oversight authority over Chapters. 2 N.N.C. §§ 164 (A)(9), 500 (A), 501 (B)(2)(c),  
21 and 501 (C)(1) (2015).
- 22 B. In 1922, a Business Council was organized with three important Navajos, Chee  
23 Dodge, Charlie Mitchell and Dugal Chee Bekis, with the power to arrange leases for  
24 the Tribe; this system did not truly represent the Navajo People because, they were  
25 not elected by a popular vote of the people; which led to the legality of the Business  
26 Council to grant leases and conduct tribal affairs being questioned; and ultimately  
27 Commissioner Burke to draw up a new plan for the tribal government for the Navajos  
28 on January 27, 1923. *See* Bill P. Acrey, Navajo History The Land and the People, 201  
29 (1988).
- 30

1 C. Each agency jurisdiction would elect one delegate and one alternate to form a tribal  
2 council; this council would then have the legal authority to represent the entire  
3 Navajo tribe in approving mineral leases on the reservation; and council meetings  
4 were called by the Special Commissioner to the Navajo Tribe and could not be held  
5 without his presence. *Id.* at 202.

6 D. The new plan called for tribal delegates to be divided among the six agency  
7 jurisdiction based on population; the San Juan Agency had three (3) delegates,  
8 Western Navajo Agency had two (2) delegates, Fort Defiance Agency had four (4)  
9 delegates, and Pubelo Bonito, Leupp, and Moqui Agencies had one (1) delegate each;  
10 with a total of twelve (12) delegates. *Id.* at 202.

11 E. The first elected Council delegates were:

- 12 1. Robert Martin
- 13 2. Deshna Clah Chischillige
- 14 3. Jacob Morgan
- 15 4. Todachene Bardony
- 16 5. Hosteen Nez
- 17 6. Becenti Begay
- 18 7. Hosteen Yazzie Jesus
- 19 8. Hosteen Usahelin
- 20 9. Louis Watchman
- 21 10. George Bancroft
- 22 11. Zagenitzo
- 23 12. Hosteen Begoiden Bega

24 *Id.* at 202.

25 F. On July 7, 1923, the first Council meeting was held in Toadlena, New Mexico. *Id.* at  
26 202.

27 G. In the early 1930s, representatives of the Chapters would meet periodically at a  
28 central location to discuss matters broader in scope than the problems of the local  
29 communities; with later lead to discussions of developing a tribal government based  
30 upon the Chapter system. The Navajo Political Experience, 67 (1999).

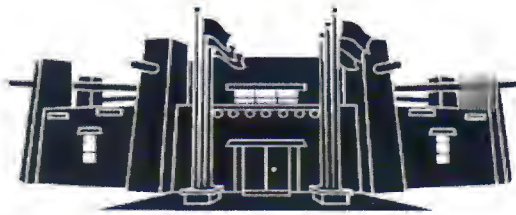
- 1 H. Chairman of the Tribal Council, Thomas Dodge, in 1933 recognized the importance  
2 of the Chapter system by indicating, “[f]rom the viewpoint of the Tribal Council it  
3 would be impossible for the Council to do its work without the Chapters.” *Id.* at 67.
- 4 I. The Chapters within the Navajo Nation played a vital role in the Indian  
5 Reorganization Act leading to over 100 Chapters being organized in the 1930s. *Id.* at  
6 68.
- 7 J. Currently, there are 110 Chapters within the Navajo Nation; with fifty-seven (57) in  
8 Arizona, fifty (50) in New Mexico, three (3) in Utah and forty-three (43) are certified  
9 chapters. *See* <http://navajochapters.org/>.
- 10 K. Pursuant to 2 N.N.C. § 162, there shall be four regular sessions of the Navajo Nation  
11 Council each year. Such sessions shall commence at 10 a.m. on the fourth Monday of  
12 January, the third Monday of April, July and October of each year.
- 13 L. The Navajo People and many Chapters are not within the local vicinity of Window  
14 Rock, Arizona where the Navajo Nation Council session is held, in order to attend a  
15 council session can take hours for some people and can become disenchanting for  
16 individuals who would like to stay informed of the issues facing the Navajo Nation.
- 17 M. During this week the Chapters shall livestream the Navajo Nation Council session  
18 within their respective chapters for the local community to attend, listen and be  
19 informed of the issues being presented during Council week.
- 20 N. The Navajo Nation Council session is available through USTREAM a live internet feed  
21 at <http://www.ustream.tv/channel/navajo-nation-council>.
- 22 O. This request aligns with the Navajo Nation’s position to continuously keep the  
23 Navajo People informed.
- 24 P. It is in the best interest of the Navajo Nation to request to have the Chapters to  
25 livestream the Navajo Nation Council sessions for the Navajo People.

26  
27 **NOW THEREFORE, BE IT RESOLVED:**

- 28 A. The Navajo Nation respectfully requests the Navajo Nation Chapters to livestream the  
29 Navajo Nation Council sessions for the Navajo People.  
30


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

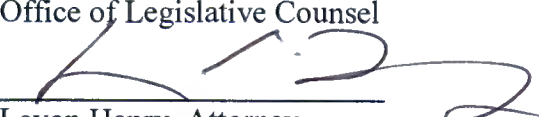
B. The Navajo Nation hereby authorizes the Navajo Nation President, the Navajo Nation Speaker, and their designees, to advocate for the Chapters to stream the Navajo Nation Council sessions for the Navajo People.



**MEMORANDUM**

**TO:** Honorable Davis Filfred  
Navajo Nation Council

**FROM:**   
Rhonda L. Tuni  
Office of Legislative Counsel

**THRU:**   
Levon Henry, Attorney  
Office of Legislative Counsel

**DATE:** May 26, 2016

**SUBJECT:** AN ACT RELATING TO RESOURCES AND DEVELOPMENT,  
NAABIK'ÍYÁTI' COMMITTEES, AND NAVAJO NATION COUNCIL;  
RESPECTFULLY REQUESTING THE NAVAJO NATION CHAPTERS  
TO LIVESTREAM THE NAVAJO NATION COUNCIL SESSION  
WITHIN THEIR CHAPTERS DURING NAVAJO NATION COUNCIL  
WEEK

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge. Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).

If the proposed resolution is unacceptable to you, please contact me at the Office of Legislative Counsel and advise me of the changes you would like made to the proposed resolution.

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0184-16\_\_\_\_\_ SPONSOR: Davis Filfred

**TITLE: An Action Relating to Resources And Development, Naabik'ivati' Committees, And Navajo Nation Council; Respectfully Requesting The Navajo Nation Chapters To Livestream The Navajo Nation Council Session Within Their Chapters During Navajo Nation Council Week**

**Date posted: June 7, 2016 at 4:04pm**

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto:comments@navajo-nsn.gov)

Written comments may be mailed to:

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7590

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

**Please note:** This digital copy is being provided for the benefit of the Nav, ajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*

**THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW SUMMARY**

**LEGISLATION NO.:** 0184-16

**SPONSOR:** Honorable Davis Filfred

**TITLE:** An Action Relating To Resources And Development, Naabik'iyati' Committees, And Navajo Nation Council; Respectfully Requesting The Navajo Nation Chapters To Livestream The Navajo Nation Council Session Within Their Chapters During Navajo Nation Council Week.

**Posted:** June 7, 2016 at 4:04pm

**5 DAY Comment Period Ended:** June 12, 2016

**Digital Comments received:**

<b>Comments Supporting (1)</b>	<b>1. Ojo Encino Chapter Resolution No. OJOE 06-12-16/011</b>
<b>Comments Opposing</b>	<i>None</i>
<b>Inclusive Comments</b>	<i>None</i>



**Executive Director  
Office of Legislative Services**

06-13-16 @ 8:26 AM

**Date/Time**



## Resolution of input regarding NN Legislation 0184-16

Gloria Chiquito <gchiqto@navajochapters.org>

Sun 6/12/2016 4:21 PM

To:comments <comments@navajo-nsn.gov>; btv321@hotmail.com <btv321@hotmail.com>;

2 attachments

SCN\_0042.pdf; SCN\_0043.pdf;

Im sending the resolution of Ojo Encino Chapter comments on Legislation 0184-16  
Any further question please call our Office at 505-731-2262  
Thanks, Gloria



OJO ENCINO CHAPTER  
 HCR 79 BOX 1500, OJO ENCINO, NEW MEXICO 87013  
 PHONE (505)731-2263 or 731-2262 FAX (505)731-1516  
 EMAIL: ojoencino@navajochapters.org

*Resolution OJOE 06-12-16/011*

RESOLUTION OF THE OJO ENCINO CHAPTER OF THE NAVAJO NATION

Resolution of Input regarding Navajo Nation Legislation 0184-16

WHEREAS,

1. The Ojo Encino Chapter (the "Chapter") is a political subdivision of the Navajo Nation under 11 N.N.C. § 10 and a local governance certified chapter pursuant to 26 N.N.C. § 102, and the Chapter is responsible for the health and safety of its local residents and for stewardship of its Chapter lands and resources; and
2. The Chapter strongly agrees that chapter houses would be an excellent conduit to provide access to live streaming video of Navajo Council sessions and committee sessions; and
3. However, the Chapter wishes to inform those considering this legislation that many chapter houses do not possess the needed internet bandwidth that can provide consistent streaming of the Navajo Council sessions; and
4. Upon doing internet speedtests in the trichapter region (Counselor, Ojo Encino, and Torreon/Starlake) the average download speed was approximately 0.7 Mbps download (download speeds of the three chapters: .43 Mbps, .44 Mbps, and 1.2 Mbps) for the chapter houses; and
5. This download speed is insufficient for day-to-day normal local governance needs and is extremely insufficient for both streaming live video and conducting normal governmental operations; and
6. The Chapter believes that it is likely many other chapter houses are in a similar situation regarding insufficient internet bandwidth.

NOW THEREFORE BE IT RESOLVED THAT

1. The chapter supports the intent of legislation 0184-16; and
2. The Chapter Supports the legislation if it is amended to recognize within its language/request that chapter houses might not have sufficient internet bandwidth to carry out the request; and
3. The chapter believes that the Navajo Nation Council through it's departments and funding should bring sufficient internet bandwidth to all chapter houses; and
4. That all Council and Committee sessions should have live **audio** streams via the internet for the public to listen too (which would then be available for later listening), no matter where such meetings are conducted.

CERTIFICATION

I hereby certify that the foregoing resolution was considered by the Members of the Ojo Encino Chapter at a duly called meeting at the Ojo Encino Chapter House at which a quorum was present, and that the same was passed by vote of in 16 in-favor, 00 opposed, and 02 abstaining, this 12 day of June, 2016.

Motion: *Martiza Lopez*

Second:

George Werito, Chapter President

George Werito Jr., Chapter President  
 Jeanette Vice, Chapter Vice President  
 Brandon Sam, Chapter Secretary/Treasurer

Gloria Chiquito, Chapter Manager  
 Leonard Tsosie, Council Delegate  
 Elizabeth Stoney, Land Board Member



OJO ENCINO CHAPTER  
 HCR 79 BOX 1500, OJO ENCINO, NEW MEXICO 87013  
 PHONE (505)731-2263 or 731-2262 FAX (505)731-1516  
 EMAIL: ojoencino@navajochapters.org

Resolution OJOE 06-12-16/011

RESOLUTION OF THE OJO ENCINO CHAPTER OF THE NAVAJO NATION

Resolution of Input regarding Navajo Nation Legislation 0184-16

WHEREAS,

1. The Ojo Encino Chapter (the "Chapter") is a political subdivision of the Navajo Nation under 11 N.N.C. § 10 and a local governance certified chapter pursuant to 26 N.N.C. § 102, and the Chapter is responsible for the health and safety of its local residents and for stewardship of its Chapter lands and resources; and
2. The Chapter strongly agrees that chapter houses would be an excellent conduit to provide access to live streaming video of Navajo Council sessions and committee sessions; and
3. However, the Chapter wishes to inform those considering this legislation that many chapter houses do not possess the needed internet bandwidth that can provide consistent streaming of the Navajo Council sessions; and
4. Upon doing internet speedtests in the trichapter region (Counselor, Ojo Encino, and Torreon/Starlake) the average download speed was approximately 0.7 Mbps download (download speeds of the three chapters: .43 Mbps, .44 Mbps, and 1.2 Mbps) for the chapter houses; and
5. This download speed is insufficient for day-to-day normal local governance needs and is extremely insufficient for both streaming live video and conducting normal governmental operations; and
6. The Chapter believes that it is likely many other chapter houses are in a similar situation regarding insufficient internet bandwidth.

NOW THEREFORE BE IT RESOLVED THAT

1. The chapter supports the intent of legislation 0184-16; and
2. The Chapter Supports the legislation if it is amended to recognize within its language/request that chapter houses might not have sufficient internet bandwidth to carry out the request; and
3. The chapter believes that the Navajo Nation Council through it's departments and funding should bring sufficient internet bandwidth to all chapter houses; and
4. That all Council and Committee sessions should have live **audio** streams via the internet for the public to listen too (which would then be available for later listening), no matter where such meetings are conducted.

**CERTIFICATION**

I hereby certify that the foregoing resolution was considered by the Members of the Ojo Encino Chapter at a duly called meeting at the Ojo Encino Chapter House at which a quorum was present, and that the same was passed by vote of in 16 in-favor, 0 opposed, and 0 abstaining, this 12 day of June, 2016.

Motion: Martiza Lopez

Second: Marcella Barbone

George Werito, Chapter President

George Werito Jr., Chapter President  
 Jeanette Vice, Chapter Vice President  
 Brandon Sam, Chapter Secretary/Treasurer

Gloria Chiquito, Chapter Manager  
 Leonard Tsosie, Council Delegate  
 Elizabeth Stoney, Land Board Member

**RESOURCES AND DEVELOPMENT COMMITTEE  
23rd NAVAJO NATION COUNCIL**

**SECOND YEAR 2016**

**COMMITTEE REPORT**

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

**LEGISLATION # 0184-16:** AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, NAABIK' IYATI COMMITTEES AND NAVAJO NATION COUNCIL; RESPECTFULLY REQEUSTING THE NAVAJO NATION CHAPTERS TO LIVESTREAM THE NAVAJO NATION COUNCIL SESSION WITHIN THEIR CHAPTERS DURING NAVAJO NATION COUNCIL WEEK. *SPONSOR: Honorable Davis Filfred*

Has had it under consideration and report the same with a recommendation of a DO PASS with one amendments

Page 2 of 4, Line 9, correct the spelling of "Pueblo Bonito".

(M: Jonathan Perry S: Benjamin Bennett V: 4-0-1)

And notation that this matter is a policy statement and should be finalized at Naabik'Iyati Committee.

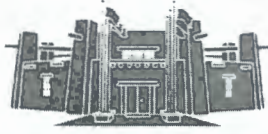
And thereafter referred to Naabik'Iyati Committee

Respectfully submitted,



Alton Joe Shepherd, Chairperson  
Resources and Development Committee  
of the 23<sup>rd</sup> Navajo Nation Council

**Date:** June 21, 2016  
**Motion:** Honorable Davis Filfred  
**Second:** Honorable Benjamin Bennett  
**Vote:** 4-0-1 (CNV)



# 23<sup>RD</sup> NAVAJO NATION COUNCIL OFFICE OF THE SPEAKER

---

HONORABLE LORENZO C. BATES  
SPEAKER, 23<sup>RD</sup> NAVAJO NATION COUNCIL

## MEMORANDUM

TO: Member of the 23<sup>rd</sup> Navajo Nation Council

FROM:

LoRenzo Bates, Speaker  
23<sup>rd</sup> Navajo Nation Council

DATE: June 21, 2016

SUBJECT: Legislation No. 0184-16: Respectfully Requesting the Navajo Nation Chapters to Livestream the Navajo Nation Council Session within their Chapters During Navajo Nation Council Week

---

Legislation No. 0184-16: *Respectfully Requesting the Navajo Nation Chapters to Livestream the Navajo Nation Council Session within their Chapters During Navajo Nation Council Week*, is scheduled to go to the Resources and Development Committee, Naabik'iyáti' Committee and the Navajo Nation Council.

This proposed legislation is a request to the Navajo Nation Chapters to provide access to the public for viewing the Navajo Nation Council meetings. As a request to the Chapters the final authority for Legislation No. 0184-16 is the Naabik'iyáti' Committee. This revision in committee assignment is pursuant to 2 N.N.C. § 164(A)(5).

The Office of Legislative Services will ensure the legislation is properly engrossed after final action by the Naabik'iyáti' Committee. If you have any questions, please contact the Office of the Speaker at (928) 871-7160. Thank you.

Cc: Tom Platero, Office of Legislative Services  
L. Henry, Office of Legislative Counsel