THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0225-24__ SPONSOR: <u>Herman M. Daniels Jr.</u>

TITLE: An Action Relating to the Naabik'íyáti' Committee and the Navajo Nation Council; Approving the Reinstatement of Cleve Eagleheart Atene as a Member of the Navajo Nation

Date posted: October 04, 2024 at 3:14 PM

Digital comments may be e-mailed to 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) 871-7586

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 Navajo 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.*

LEGISLATIVE SUMMARY SHEET

Tracking No. <u>0225-24</u>

DATE: October 3, 2024

TITLE OF RESOLUTION: PROPOSED NAVAJO NATION COUNCIL RESOLUTION; AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; APPROVING THE REINSTATEMENT OF CLEVE EAGLEHEART ATENE AS A MEMBER OF THE NAVAJO NATION

PURPOSE: This legislation, if approved, will approve reinstatement of Cleve Eagleheart Atene as an enrolled member of the Navajo Nation.

FINAL AUTHORITY: Navajo Nation Council

VOTE REQUIRED: Simple Majority Vote

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.

Website Po	HOLD PERIOD Naabik'íyáti' Com	mittee Thence
Posting End Eligible for	Date: 10-09-24 Navajo Nation C	
1	PROPOSED NAVAJO NATION COUNCIL RESOLUTION	
2	25th NAVAJO NATION COUNCIL – Second Year, 2024	
3	INTRODUCED BY	
4		
5		
6	(Prime Sponsor)	
7		
8	TRACKING NO. <u>0225-2</u> 4	
9		
10	AN ACTION	
11	RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION	
12	COUNCIL; APPROVING THE REINSTATEMENT OF CLEVE EAGLEHEART	
13	ATENE AS A MEMBER OF THE NAVAJO NATION	
14		
15	BE IT ENACTED:	
16		
17	SECTION ONE. AUTHORITY	
18	A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §	
19	102(A).	
20	B. A proposed resolution that requires final action by the Navajo Nation Council shall be	
21	assigned to the Naabik'íyáti' Committee. 2 N.N.C. §164(A)(9).	
22	D. Any enrolled member of the Navajo Nation may renounce his or her membership	
23	through written petition to the President of the Navajo Nation requesting his or her	
24	name be stricken from the Navajo Nation census roll. However, reinstatement of	
. 25	membership with the Navajo Nation is permitted, provided such reinstatement is	
26	approved by majority vote of the Navajo Nation Council. 1 N.N.C. § 705.	
27	E. To be eligible for membership in the Navajo Nation, an individual cannot be enrolled	
28	as a member of any other tribe of Indians. 1 N.N.C. § 703.	
29		
30	SECTION TWO. FINDINGS	
	Page 1 of 2	
	24-426-1	

- A. Cleve Eagleheart Atene was previously enrolled with the Navajo Nation, "being of ¾ degree Navajo Indian Blood." See Exhibit A, official record containing census number and Certificate of Navajo Indian Blood recorded November 1, 2001 by the Navajo Nation Vital Statistics Manager.
- B. Cleve Eagleheart Atene relinquished membership with the Navajo Nation and enrolled with the Duckwater Shoshone Tribe. However, Cleve Eagleheart Atene disenrolled with the Duckwater Shoshone Tribe. On April 14, 2021, the Duckwater Shoshone Tribal Council, by resolution number 2021-D-11 officially approved the disenrollment. See Exhibit B, resolution of the Duckwater Shoshone Tribe numbered 2021-D-11. By this action, Cleve Eagleheart Atene's "benefits and privileges ... enjoyed as a member of the Duckwater Shoshone Tribe" were effectively revoked.
- C. On September 25, 2021, the Oljato Chapter, in response to request for reinstatement, passed resolution OLJ09-03-2021-NB3, "SUPPORTING ... REINSTATEMENT OF CLEVE E. ATENE AS A MEMBER OF THE NAVAJO NATION." See EXHIBIT C, Oljato Chapter Resolution.
- D. Cleve Eagleheart Atene is eligible for reinstatement as a member of the Navajo Nation.

SECTION THREE. REINSTATEMENT OF CLEVE EAGLEHEART ATENE

The Navajo Nation Council hereby approves the reinstatement of Cleve Eagleheart Atene as an enrolled member of the Navajo Nation. Cleve Eagleheart Atene shall hereinafter be entitled to all rights, benefits and privileges associated with Navajo Nation membership.