

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0226-24\_

SPONSOR: Herman M. Daniels Jr.

TITLE: An Action Relating to the Naabik'iyáti' Committee and the Navajo Nation Council; Approving the Reinstatement of Nicola L. Atene as a Member of the Navajo Nation

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0226-24

**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 NICOLA L. ATENE AS  
A MEMBER OF THE NAVAJO NATION**

**PURPOSE:** This legislation, if approved, will approve reinstatement of Nicola L. 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.**

5-DAY BILL HOLD PERIOD Al Millett  
Website Posting Time/Date \_\_\_\_\_  
Posting End Date: 10/9/24  
Eligible for Action: 10/10/24

Naabik'iyáti' Committee  
Thence  
Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
2 25<sup>th</sup> NAVAJO NATION COUNCIL – Second Year, 2024

3 INTRODUCED BY

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5   
6 (Prime Sponsor)

7  
8 TRACKING NO. 0226-24

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10 AN ACTION  
11 RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION  
12 COUNCIL; APPROVING THE REINSTATEMENT OF NICOLA L. ATENE AS A  
13 MEMBER OF THE NAVAJO NATION

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15 BE IT ENACTED:

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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'iyáti' 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.

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30 **SECTION TWO. FINDINGS**

- 1 A. Nicola L. Atene was previously enrolled with the Navajo Nation, “being of ¼ degree  
2 Navajo Indian Blood.” See **Exhibit A**, official record containing census number and  
3 Certificate of Navajo Indian Blood recorded November 1, 2001 by the Navajo Nation  
4 Vital Statistics Manager.
- 5 B. Nicola L. Atene relinquished membership with the Navajo Nation and enrolled with  
6 the Duckwater Shoshone Tribe. However, Nicola L. Atene disenrolled with the  
7 Duckwater Shoshone Tribe. On April 14, 2021, the Duckwater Shoshone Tribal  
8 Council, by resolution number 2021-D-12 officially approved her disenrollment. See  
9 **Exhibit B**, resolution of the Duckwater Shoshone Tribe numbered 2021-D-12. By  
10 this action, Nicola L. Atene’s “benefits and privileges she enjoyed as a member of the  
11 Duckwater Shoshone Tribe” were effectively revoked.
- 12 C. On September 25, 2021, the Oljato Chapter, in response to request for reinstatement,  
13 passed resolution OLJ09-04-2021-NB4, “SUPPORTING ... REINSTATEMENT OF  
14 NICOLA L. ATENE AS A MEMBER OF THE NAVAJO NATION.” See **Exhibit C**,  
15 Oljato Chapter Resolution.
- 16 D. Ms. Nicola Lavender Atene is eligible for reinstatement as a member of the Navajo  
17 Nation.

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19 **SECTION THREE. REINSTATEMENT OF NICOLA LAVENDER ATENE**

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