

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0230-24

SPONSOR: Curtis Yanito

**TITLE: An Action Relating to an Emergency for the Navajo Nation Council;
Approving and Authorizing the Intergovernmental Agreement Between the Navajo
Nation and San Juan County, Utah.**

Date posted: October 23, 2024 at 12:38PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0230-24

DATE: October 22, 2024

TITLE OF RESOLUTION: AN ACTION RELATING TO AN EMERGENCY FOR THE NAVAJO NATION COUNCIL; APPROVING AND AUTHORIZING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE NAVAJO NATION AND SAN JUAN COUNTY, UTAH

PURPOSE: The purpose of this legislation is to approve an Intergovernmental Agreement between the Navajo Nation and San Juan County, Utah related to access and improvements to polling places located on the Navajo Nation.

Final Authority: Navajo Nation Council

Vote Required: Simple Majority

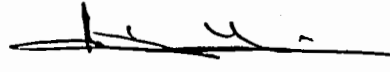
This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each Council Delegate to review the proposed resolution in detail.

OLC No. 24-512-1

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

25th NAVAJO NATION COUNCIL—Second Year, 2024

INTRODUCED BY



Primary Sponsor

TRACKING NO. 0230-24

AN ACTION

RELATING TO AN EMERGENCY FOR THE NAVAJO NATION COUNCIL;
APPROVING AND AUTHORIZING THE INTERGOVERNMENTAL
AGREEMENT BETWEEN THE NAVAJO NATION AND SAN JUAN COUNTY,
UTAH

BE IT RESOLVED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. § 102(A). As such, the Navajo Nation Council may consider proposed legislation regarding an emergency matter pursuant to 2 N.N.C. § 164(A)(16).
- B. “[M]atters constituting an emergency shall be limited to the cessation of law enforcement services, and disaster relief services, fire protection services or other direct services required as an entitlement under Navajo Nation or Federal law, or which directly threaten the sovereignty of the Navajo Nation. Such an emergency matter must arise due to the pressing public need for such resolution(s) and must be a matter requiring final action by the Council.” 2 N.N.C. § 164(A)(16).

SECTION TWO. FINDINGS

- 1 A. San Juan County, Utah (or the “County”) would like to address accessibility
2 barriers at the facilities the County utilizes on the Navajo Nation.
3 B. The County’s polling places are located at three Chapter facilities and one
4 Navajo-Utah Commission facility. The three Chapters at issue are Navajo
5 Mountain, Red Mesa and Aneth.
6 C. The Aneth Chapter is a Local Governance Act (LGA) Certified Chapter, while
7 the Navajo Mountain and Red Mesa Chapters are non-LGA Certified
8 Chapters.
9 D. The County is seeking to execute an Intergovernmental Agreement with the
10 Navajo Nation, herein attached as **Exhibit 1**, for access to go onto Navajo
11 Nation and Chapter property to make improvements for Americans with
12 Disabilities Act (ADA) accessibility, mainly in the form of leveling parking
13 spaces, adding ramps or ramp systems for wheelchair and walker access, and
14 marking spaces with appropriate paint and signage.
15 E. This legislation is put forth as an emergency measure because elections are a direct
16 service to the Navajo people and the General Election is quickly approaching on
17 November 5, 2024.

18
19 **SECTION THREE. APPROVAL**

- 20 A. The Navajo Nation hereby approves the Intergovernmental Agreement
21 between the Navajo Nation and San Juan County, Utah, attached as **Exhibit 1**.
22 B. The Navajo Nation hereby authorizes the President of the Navajo Nation to
23 execute this Intergovernmental Agreement and all documents necessary for
24 the implementation of the intent of this resolution.
25 C. The Navajo Nation authorizes the Aneth Chapter President to execute the
26 “Concurrences of LGA Certified Chapter” page of the Intergovernmental
27 Agreement.
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