# LEGISLATIVE SUMMARY SHEET

Tracking No. <u>0105-12</u>

**DATE:** March 15, 2012

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER; AMENDING JCJN-03-08 BY ESTABLISHING THE DZIŁ YIJIIN JUDICIAL DISTRICT

**PURPOSE:** This bill will establish the Dził Yijiin Judicial District composed of Black Mesa, Blue Gap-Tachee, Forest Lake, Low Mountain, Pinon, Whippoorwill and Hardrock Chapters.

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

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СО	5-DAY MMENT PERIOD
Start	3-16-2012
End:	3-21-2013
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PROPOSED STANDING COMMITTEE RESOLUTION

22nd NAVAJO NATION COUNCIL -- Second Year, 2012

INTRODUCED BY

(Prime Sponsor)

TRACKING NO. 0105-12

AN ACTION

RELATING TO LAW AND ORDER; AMENDING JCJN-03-08 BY ESTABLISHING THE

DZIŁ YIJIIN JUDICIAL DISTRICT

BE IT ENACTED:

# Section One. Findings and Purpose

- 1. Judicial Districts were last approved on June 5, 2008, with the redistricting of the Huerfano Chapter within the Shiprock and Crownpoint Judicial Districts. See JCJN-03-08,
- 21 attached as Exhibit "D."
- 22 2. There is now a need to revise the boundaries within the Chinle Judicial District by the
- 23 establishment of the Dził Yijiin Judicial District with facilities and services to be located at
- 24 | Pinon, Navajo Nation, Arizona. Meetings were held with the surrounding chapters, public
- 25 safety and service providers. See attached resolution of the Dził Yijiin Regional Council,
- 26 | marked as Exhibit "B," recommending the establishment of a new Judicial District. The
- 27 Judicial Branch supports and recommends such new District. See Exhibit "C."
- 28 | 3. The establishment of the Dził Yijiin Judicial District will include the Navajo Nation
- 29 chapters of Black Mesa, Blue Gap-Tachee, Forest Lake, Hardrock, Low Mountain, Pinon and
- 30 Whippoorwill Chapters.

# Section Two. Establishment of Dził Yijiin Judicial District

The Navajo Nation, pursuant to 7 N.N.C. §251(B) hereby amends JCJN-03-08 by establishing the Dził Yijiin Judicial District as a new Judicial District of the Navajo Nation. The Dził Yijiin Judicial District shall provide services for and consist of the Black Mesa, Blue Gap-Tachee, Forest Lake, Hardrock, Low Mountain, Pinion and Whippoorwill Chapters. The amendments enacted herein are reflected in the attached Exhibit "A," *Declaration of Judicial Districts Within The Judicial Branch of the Navajo Nation*.



# Exhibit "A"

# DECLARATION OF JUDICIAL DISTRICTS WITHIN THE JUDICIAL BRANCH OF THE NAVAJO NATION

### TUBA JUDICIAL DISTRICT A. Bodaway-Gap 5. Kaibeto 1. 2. 6. LeChee Cameron Toh Nanees Dizi Coalmine Canyon 7. 3. Coppermine 8. Tonalea 4. KAYENTA JUDICIAL DISTRICT В. 1. Chilchinbeto 5. Navaio Mountain Oliato 2. Dennehotso 6. Ts'ah Bii Kin (Inscription House) 7. Shonto 4. Kayenta C. **CHINLE JUDICIAL DISTRICT** 94. Nazlini 1. Black Mesa 2. Blue Gap-Tachee 10. Pinon 31. Chinle 11 5. Rock Point 4. Forest Lake 126. Rough Rock 13 7. Round Rock 5. Hardrock 6. Low Mountain 14 8. Tsaile-Wheatfields 72. Lukachukai 15 9. Tselani-Cottonwood 83. Many Farms 16. Whippoorwill D. DILKON JUDICIAL DISTRICT Birdsprings 6. 1. Leupp 2. Dilkon 7. Teesto 3. **Greasewood Springs** 8. Tolani Lake Indian Wells 9. Whitecone 4. 5. Jeddito E. WINDOW ROCK JUDICIAL DISTRICT Cornfields 10. Nahata Dziil 1. 11. Oak Springs 2. Crystal Fort Defiance Red Lake 12. 13. Rock Springs 4. Ganado 5. Houck 14. Sawmill

15.

18.

St. Michaels

Wide Ruins

16. Steamboat

17. Tsayatoh

Kinlichee

Klagetoh

Manuelito

Lupton

6.

7.

8.

9.

# F. SHIPROCK JUDICIAL DISTRICT

- 1. Beclabito
- 2. T'iistoh Silaah (Burnham)
- 3. Cove
- 4. Gadiiahi/To'koi
- 5. Tse'Kaa"Kaan (Hogback)
- 6. Naschitti
- 7. Nenahnezah
- 8. Newcomb
- 9. Red Valley
- 10. San Juan
- 11. Sanostee

- 12. Sheepsprings
- 13. Shiprock
- 14. Teec Nos Pos (east of the Arizona/New Mexico stateline)
- 15. Toadlena-Two Grey Hills
- 16. Upper Fruitland
- 17. Huerfano (north of a horizontal line

Beginning just south of Blanco Trading Post on U.S. Hwy 550 and

running westward through

Milepost

79 on State Hwy 371)

# G. CROWNPOINT JUDICIAL DISTRICT

- 1. Baca-Prewitt
- 2. Becenti
- 3. Baahaali (Breadsprings)
- 4. Casamero Lake
- 5. Chichiltah
- 6. Churchrock
- 7. Counselor
- 8. Coyote Canyon
- 9. Crownpoint
- 10. Herfano (South of a horizontal line beginning just south of Blanco Trading Post on U.S. Hwy 550 and running westward through Milepost 79 on State Hwy 371)
- 11. Iyanbito
- 12. Lake Valley
- 13. Littlewater

- 14. Mariano Lake
- 15. Mexican Springs
- 16. Nageezi
- 17. Nahodishgish
- 18. Ojo Encino
- 19. Pinedale
- 20. Pueblo Pintado
- 21. Red Rock
- 22. Smith Lake
- 23. Standing Rock
- 24. Thoreau
- 25. Tohatchi
- 26. Torreon
- 27. Twin Lakes
- 28. Whitehorse Lake
- 29. Whiterock

# H. RAMAH JUDICIAL DISTRICT

1. Ramah

# I. ALAMO/TO'HAJIILEE JUDICIAL DISTRICT

- 1. Alamo
- 2. To'hajiilee

# **Exhibit "A"** (pg. 3)

# J. ANETH JUDICIAL DISTRICT

- 1. Aneth
- 2. Mexican Water
- 3. Red Mesa
- 4. Sweetwater
- 5. Teec Nos Pos (west of the Arizona/New Mexico stateline)

# K. DZIŁ YIJIIN JUDICIAL DISTRICT

<u>1.</u>	Black Mesa	<u>5.</u>	Low Mountain
<u>2.</u>	Blue Gap-Tachee	<u>6.</u>	<u>Pinon</u>
<u>3.</u>	Forest Lake	<u>7.</u>	<u>Whippoorwill</u>
<u>4.</u>	<u>Hardrock</u>		



# RESOLUTION OF THE DZIL YIJIIN REGIONAL COUNCIL RESOLUTION NO. 1-2012-1

THE DZIL YIJIIN REGIONAL COUNCIL REQUESTS THE JUDICIAL BRANCH, CHIEF JUSTICE HERB YAZZIE TO RECOMMENT THE ESTABLISHMENT OF A NEW DZIL YIJIIN JUDICIAL DISTRICT.

# WHEREAS:

- 1. The Dzil Yijiin Regional Council is recognized by the Resources & Development Committee of the Navajo Nation Council per Legislation # 350-11; and
- 2. The Dzil Yijiin Regional Council's purpose is to advocate for, encourage, and promote community project support; and partner with other local governments; and
- 3. The Dzil Yijiin Regional Council's objectives shall be to advocate for and to assure that the sovereign status of the local chapter governments will be maintained and strengthen through collective support pursuant to NNC Title 26 subsection 1,b,2; and
- 4. Assess and develop ways to improve the Navajo Nation capabilities for enhanced service delivery; and
- 5. Creating a new judicial district will improve the Navajo Nation capabilities for enhanced service delivery to the Dzil Yijiin Regional communities.
- 6. The seven chapters for the Dzil Yijiin Judicial District are: Black Mesa, Blue Gap/Tachee, Forest Lake, Hardrock, Low Mountain, Pinon, and Whippoorwill.

# NOW THEREFORE BE IT RESOLVED THAT:

The Dzil Yijiin Regional Council requests that the Judicial Branch, Chief Justice Herb Yazzie recommend establishment of a new Dzil Yijiin Judicial District.

# **CERTIFICATION**

We hereby certify that the foregoing resolution was duly considered by the Dzil Yijiin Regional Council at a duly called meeting in Blue Gap/Tachee, Navajo Nation, Arizona which quorum was present that same was passed by vote of 12 in favor  $\infty$  opposed and  $\infty$  abstained on this  $\infty$  day of January, 2012.

DYRC Host Vice-President

DYRC Host Vice-President

DYRC Host Vice-President

Dwight Witherspoon, Council Delegate

# JUDICIAL BRANCH OF THE NAVAJO NATION

HERB YAZZIE Chief Justice of the Navajo Nation

Eleanor Shirley, Associate Justice





# Supreme Court

P.O. Box 520 ◆ Window Rock, Arizona 86515 Telephone 928-871-7669 ◆ Fax 928-871-6866

# MEMORANDUM

TO:

Law and Order Committee

Navajo Nation Council

FROM:

Herb Yazzie, Chief Justice

DATE:

February 24, 2012

**SUBJECT:** 

Establishment of Dzi Yijiin Judicial District

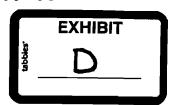
The Dzil Yijiin Regional Council is recognized through Resources and Development Committee resolution No. 350-11 as the representative of the following sever (7) Chapters; Black Mesa, Blue Gap/Tachee, Forest Lake, Hardrock, Low Mountain, Pinon and Whipporwill.

The Dzil Yijiin Regional Council has actively advocated for the establishment of judicial, public safety and corrections facilities in Pinon, Navajo Nation. Land has been allocated, architectural drawings and floor plans for the facilities have been developed and construction funds are now being requested to provide local services which will benefit the sever (7) Chapters and community members.

The Dzil Yijiin Regional Council has requested the Chief Justice to recommend that the Law and Order Committee approve the establishment of the new Dzil Yijiin Judicial District. This will improve the government capabilities for enhanced service delivery to this region which is isolated and in desperate need of improved services.

As Chief Justice of the Navajo Nation I support and recommend the establishment of the new Dzil Yijiin Judicial District to be added to the Judicial Districts.

# RESOLUTION OF THE JUDICIARY COMMITTEE OF THE NAVAJO NATION COUNCIL 21<sup>TH</sup> NAVAJO NATION COUNCIL - Second Year, 2008 INTRODUCED BY



Kee Allen Begay Jr.

# AN ACTION

Legislation No. 0287-08: Relating to Judiciary; Approving the Judicial Districts of the Navajo Nation; Including Portions of Huerfano Chapter in Both Shiprock and Crownpoint Judicial Districts

# BE IT ENACTED:

- 1. The Navajo Nation hereby approves the following Judicial Districts of the Navajo Nation as identified in the Declaration of Judicial Districts within the Judicial Branch of the Navajo Nation, attached hereto as Exhibit A:
  - A. Tuba City Judicial District
  - B. Kayenta Judicial District
  - C. Chinle Judicial District
  - D. Dilkon Judicial District
  - E. Window Rock Judicial District
  - F. Shiprock Judicial District
  - G. Crownpoint Judicial District
  - H. Ramah Judicial District
  - I. Alamo/Tohajiilee Judicial Districts; and
  - J. Aneth Judicial District.
- 2. The Shiprock Judicial District shall include the northern portion of Huerfano Chapter north of the boundary line described and marked as a horizontal line beginning just south of Blanco Trading Post of U.S. Highway 550 and running straight westward to Milepost 79 on State Highway 371, as described in Exhibit A and depicted in the map attached as Exhibit B.
- 3. The Crownpoint Judicial District shall include all other portions of Huerfano Chapter, as described in Exhibit A and depicted in the map attached as Exhibit B.

4. The Judicial Districts of the Navajo Nation as established by this resolution shall supersede all previously approved Judicial District boundary descriptions.

# CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Judiciary Committee of the Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that same passed by a vote of 4 in favor, 0 opposed, and 0 abstained, on this 5th day of June, 2008.

Welson Gorman Jr., Chairperson Pro-Tem

Judiciary Committee/ NAVAJO NATION COUNCIL

Motion: Raymond Berchman Second: Lena Manheimer

# <u>DECLARATION OF JUDICIAL DISTRICTS WITHIN</u> THE JUDICIAL BRANCH OF THE NAVAJO NATION

Judicial districts were last approved on August 10, 2007 with the establishment of the Aneth Judicial District. There is now a joint Public Safety and Judicial Branch need to revise the boundaries between Shiprock and Crownpoint police and judicial districts affecting only Huerfano chapter. The police department suggested a boundary and several meeting with service providers resulted in a consensus of service providers supporting the boundary change.

The change affects Huerfano chapter only. All areas of Huerfano chapter north of a horizontal line beginning immediately south of Blanco Trading Post on U.S. Highway 550 and running straight westward through Milepost 79 on State Highway 371 shall be moved to Shiprock Judicial District. All other parts of Huerfano chapter will remain in the Crownpoint Judicial District.

Judici Nation	al Brand n operat	fective, the following judiciants, approved by the Judiciary Committee resoluting budget as authorized at 7 N.N.C. §251 (a) the enumerated Chapters:	tion JCAU	and provided for in the Navajo			
Α.	TUBA CITY JUDICIAL DISTRICT						
	1.	Bodaway-Gap	5.	Kaibeto			
	2.	Cameron	6.	Lechee			
	3.	Coalmine Canyon	7.	Toh Nanees Dizi			
	4.	Соррегтіпе	8.	Tonalea			
В.	KAY	KAYENTA JUDICIAL DISTRICT					
	1.	Chilchinbeto	5.	Navajo Mountain			
	2.	Dennehotso	6.	Oljato			
	3.	Ts'ah Bii Kin (Inscription House)	7.	Shonto			
	4.	Kayenta					
C.	CHI	CHINLE JUDICIAL DISTRICT					
	1.	Black Mesa	9.	Nazlini			
	2.	Blue Gap-Tachee	10.	Pinon			
	3.	Chinle	11.	Rock Point			
	4.	Forest Lake	12.	Rough Rock			
	5.	Hardrock	13.	Round Rock			
	6.	Low Mountain	14.	Tsaile-Wheatfields			
	7.	Lukachukai	15.	Tselani-Cottonwood			
	8.	Many Farms	16.	Whippoorwill			
D.	DIL	DILKON JUDICIAL DISTRICT					
	1.	Birdsprings	6.	Leupp			
	2.	Dilkon	7.	Teesto			
	3.	Greasewood Springs	8.	Tolani Lake			
	4.	Indian Wells	9.	Whitecone			
	5.	Jeddito					
E.	WIN	WINDOW ROCK JUDICIAL DISTRICT					
	1.	Comfields	7.	Klagetoh			
	2.	Crystal	8.	Lupton			
	3.	Fort Defiance	9.	Manuelito			
	4.	Ganado	10.	Nahata Dziil			
	5.	Houck	11.	Oak Springs			
	6.	Kinlichee	12.	Red Lake			

	13.	Rock Springs	16.	Steamboat			
	14.	Sawmill	17.	Tsayatoh			
	15.	St. Michaels	18.	Wide Ruins			
F.	SHIPROCK JUDICIAL DISTRICT						
•	1.	Beclabito	12.	Sheepsprings			
	2.	T'iistoh Sikaad (Burnham)	13.	Shiprock			
	3.	Cove	14.	Teec Nos Pos (east of the			
	4.	Gadiiahi/To'koi		Arizona/New Mexico stateline)			
	5.	Tse'Daa'Kaan (Hogback)	15.	Toadlena-Two Grey Hills			
	6.	Naschitti	16.	Upper Fruitland			
	7.	Nenahnezad	17.	Huerfano (north of a horizontal line			
	8.	Newcomb		beginning just south of Blanco			
	9.	Red Valley		Trading Post on U.S. Hwy 550 and			
	10.	San Juan		running westward through Milepost			
	11.	Sanostee		79 on State Hwy 371)			
G.	CROWNPOINT JUDICIAL DISTRICT						
	1.	Baca-Prewitt	14.	Mariano Lake			
	2.	Becenti	15.	Mexican Springs			
	3.	Baahaali (Breadsprings)	16.	Nageezi			
	4.	Casamero Lake	17.	Nahodishgish			
	5.	Chichiltah Chichiltah	18.	Ojo Encino			
	6.	Churchrock	19.	Pinedale			
	7.	Counselor	20.	Pueblo Pintado			
	8.	Coyote Canyon	21.	Red Rock			
	9.	Crownpoint	22.	Smith Lake			
	10.	Huerfano (south of a horizontal line	23.	Standing Rock			
		beginning just south of Blanco	24.	Thoreau			
		Trading Post on U.S. Hwy 550 and	25.	Tohatchi			
		running westward through Milepost	26.	Тогтеоп			
		79 on State Hwy 371)	27.	Twin Lakes			
	11.	Iyanbito	28.	Whitehorse Lake			
	12.	Lake Valley	29.	Whiterock			
	13.	Littlewater					
H.		AH JUDICIAL DISTRICT					
	1.	Ramah					
I.	-	MO/TO'HAJIILEE JUDICIAL DISTRICT					
	1.	Alamo					
	2.	To'hajiilee					
J.		TH JUDICIAL DISTRICT					
	1.	Aneth					
	2.	Mexican Water					
	3.	Red Mesa					
	4.	Sweetwater					

Teec Nos Pos (west of the Arizona/New Mexico stateline)

5.

# Milepost 79 Market State Of Trading Post Mar

# **BELOW: Huerfano Chapter**

The present judicial boundary change affects Huerfano Chapter only.

The shaded portion in the map will, in future, come under the Shiprock Judicial District. This shaded portion consists of all areas of Huerfano chapter north of a horizontal line beginning immediately south of Blanco Trading Post on U.S. Highway 550 and running straight westward through Milepost 79 on State Highway 371.

All other parts of Huerfano chapter will remain in the Crownpoint Judicial District.

# LEGISLATIVE BRANCH NAVAJO NATION



# HONORABLE JOHNNY NAIZE Speaker, 22<sup>nd</sup> Navajo Nation Council

March 16, 2012

# **MEMORANDUM**

TO

Honorable Member

Law and Orden Committee

**FROM** 

Hen. Johnny Naize, Speaker 22<sup>nd</sup> Navajo Nation Council

SUBJECT

ASSIGNMENT OF LEGISLATION

Pursuant to 2 N.N.C. § 164 (A)(4), this memorandum serves to inform and advise you that I assign the following legislation to the Law and Order Committee:

Legislation No. 0105-12

# RELATING TO LAW AND ORDER; AMENDING JCJN-03-08 BY ESTABLISHING THE DZIŁ YIJIN JUDICIAL DISTRICT

As the Committee assigned to consider the legislation, Legislation No. 0105-12 must be placed on the Law and Order Committee's agenda at the next regular meeting for final consideration.

ATTACHMENT:

Legislation No. 0105-12

xc:

Hon. Ben Shelly., President

The Navajo Nation

Harrison Tsosie, Attorney General

Mark Grant, Controller

Honorable Dwight Witherspoon, Council Delegate (Prime Sponsor)



**Johnny Naize** Speaker of the Navajo Nation Council

# **MEMORANDUM**

To

Dwight Witherspoon, Council Delegate

Navajo Nation Council

From:

Ron Haven, Attorney

Office of Legislative Counsel

Date:

March 15, 2012

Re

Proposed Bill and Legislative Summary - AN ACTION RELATING TO LAW

AND ORDER; AMENDING JCJN-03-08 BY ESTABLISHING THE DZIŁ

YIJIIN JUDICIAL DISTRICT

As requested, I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. There are no funds requested for this bill (as I understand an appropriation was previously made). You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

If you are satisfied with the proposed resolution, please sign the proposed resolution where it indicates "INTRODUCED BY" and submit it to the Office of Legislative Services where it will be given a tracking number and sent to the Office of the Speaker for assignment.

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. Ahéhee'.

ATTACHMENT

OLC # 12-302-1

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0105-12\_\_\_\_ SPONSOR: <u>Dwight Witherspoon</u>

TITLE: An Action Relating to Law and Order: Amending JCJN-03-08 By Establishing the Dził Yijiin Judicial District

Date posted: March 16, 2012 at 10:15am

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) 871-7590

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 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.

# THE NAVAJO NATION LEGISLATIVE BRANCH INTERNET PUBLIC REVIEW SUMMARY

**LEGISLATION NO.: 0105-12** 

**SPONSOR:** <u>Honorable Dwight Witherspoon</u>

TITLE: An Action Relating to Law and Order: Amending JCJN-03-08

By Establishing the Dził Yijiin Judicial District0

POSTED: March 16, 2012 at 10:15am

5 DAY Comment Period Ended: March 21, 2012

Digital Comments received: NONE

111.1

Signature

Date

# RESOLUTION OF THE LAW AND ORDER COMMITTEE OF THE NAVAJO NATION COUNCIL

22<sup>ND</sup> NAVAJO NATION COUNCIL - Second Year, 2012

# AN ACTION

RELATING TO LAW AND ORDER; AMENDING JCJN-03-08 BY ESTABLISHING THE DZIŁ YIJIN JUDICIAL DISTRICT

# BE IT ENACTED:

The Navajo Nation pursuant to 7 N.N.C. §251(B) hereby amends JCJN-03-08 by establishing the Dził Yijiin Judicial District as a new Judicial District of the Navajo Nation. The Dził Yijiin Judicial District shall provide services for and consist of the Black Mesa, Blue Gap-Tachee, Forest Lake, Hardrock, Low Mountain, Pinon and Whippoorwill Chapters. The amendments enacted herein are reflected in the attached Exhibit "A," Declaration of Judicial Districts Within The Judicial Branch of the Navajo Nation.

# CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Law and Order Committee of the Navajo Nation Council at a duly called meeting at Window Rock, Navajo Nation (Arizona), at which a quorum was present and that same was passed by a vote of  $\underline{2}$  in favor and  $\underline{0}$  opposed, this  $29^{\text{th}}$  day of May, 2012.

Edmund Yazzie Chairperson

Law and Order Committee

Motion: Elmer P. Begay Second: Duane Tsinigine