

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0266-19\_\_\_\_\_

SPONSOR: Seth Damon

**TITLE: An Action Relating To Naabik'íyáti' And Navajo Nation Council; Appointing Dana Bobroff As Chief Legislative Counsel**

*Date posted:* September 5, 2019 at 5:04pm

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 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. 0266-19

**DATE:** August 30, 2019

**TITLE OF RESOLUTION:** PROPOSED NAVAJO NATION COUNCIL RESOLUTION;  
AN ACTION RELATING TO NAABIK'ÍYÁTI' AND NAVAJO NATION COUNCIL;  
APPOINTING DANA BOBROFF AS CHIEF LEGISLATIVE COUNSEL

**PURPOSE:** If approved by the Navajo Nation Council, this legislation would confirm the appointment of Ms. Dana Bobroff as Chief Legislative Counsel.

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.

5-DAY BILL HOLD PERIOD: 888  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 9/10/19  
Eligible for Action: 9/11/19

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
24<sup>th</sup> NAVAJO NATION COUNCIL – First Year, 2019

INTRODUCED BY

*[Handwritten signatures]*  
Daniel Z. Iso (Prime Sponsor)

TRACKING NO. 021610-19

*[Handwritten signature: Thomas Walker, Jr.]*  
AN ACTION  
RELATING TO NAABIK'ÍYÁTI' AND NAVAJO NATION COUNCIL;  
APPOINTING DANA DOBROFF AS CHIEF LEGISLATIVE COUNSEL

BE IT ENACTED:

**Section One. Authorities**

- A. Naabik'iyáti' is a Navajo Nation standing committee and as such recommends to the Navajo Nation Council the Chief Legislative Counsel's appointment. 2 N.N.C. § 700 (A) and 2 N.N.C. § 963 (A).
- B. The Navajo Nation Council appoints the Chief Legislative Counsel. 2 N.N.C. § 963 (A).

**Section Two. Findings**

- A. The Navajo Nation Code at 2 N.N.C. Section 963 states the manner and requirements for the appointment of a Chief Legislative Counsel. Specifically, 2 N.N.C. §§ 963 (A), (B) and (C) state:
  - 2 N.N.C. § 963. Personnel
    - A. There is hereby established the position of Chief Legislative Counsel, who shall be a state-licensed attorney, appointed by the Navajo Nation Council upon recommendation of the Naabik'iyati' (formerly, Intergovernmental Relations) Committee of the Navajo Nation Council.

1 The Chief Legislative Counsel shall serve at the pleasure of the Navajo  
2 Nation Council at a negotiated salary. The appointment shall be effective  
3 upon the approval of the Navajo Nation Council. The Chief Legislative  
4 Counsel shall not be allowed to engage in the private practice of law.

5 B. A state-licensed attorney or firm, selected in accordance with  
6 Navajo preference laws, may be hired as the Chief Legislative Counsel  
7 under a contract. Such contract shall not exceed one year and shall be  
8 approved by the Navajo Nation Council upon recommendation of the  
9 Naabik'iyati' (formerly, Intergovernmental Relations) and the Budget and  
10 Finance Committees of the Navajo Nation Council. Such attorney  
11 contract shall require the training of a qualified Navajo replacement within  
12 the term of the contract.

13 C. A non-Navajo licensed attorney may be hired only if a licensed  
14 Navajo attorney cannot be found to fill the position of Chief Legislative  
15 Counsel.

16 B. The Department of Personnel Management received applications from persons  
17 interested in the position of Chief Legislative Counsel. The Department of  
18 Personnel Management stated in its memorandum attached as **Exhibit A**:  
19 "Pursuant to your request, the Chief Legislative Counsel position was  
20 advertised from May 24, 2019 to June 10, 2019. A total of 3 application(s)  
21 were received at our office on or before June 10, 2019. Our qualification  
22 assessment revealed that there [were] 2 who met the minimum qualification  
23 requirements established for the position." The two applicants deemed  
24 qualified by Department of Personnel Management were both non-Navajo.

25 C. The Speaker and the Selection Committee selected applicant, Ms. Dana  
26 Bobroff, a non-Navajo. Memorandum of Department of Personnel  
27 Management, as well as employment documents, attached hereto as **Exhibit**  
28 **A**.

1       **Section Three. Appointment**

2           The Navajo Nation Council appoints Ms. Dana Bobroff as the Chief Legislative  
3 Counsel, Office of Legislative Counsel, to serve at the pleasure of the Navajo Nation  
4 Council. 2 N.N.C. § 963 (A).

5  
6       **Section Four. Effective Date**

7           The appointment shall be effective upon the Navajo Nation Council's approval. 2  
8 N.N.C. § 963 (A).