

RESOLUTION OF THE
NAVAJO NATION COUNCIL

20th NAVAJO NATION COUNCIL - Fourth Year, 2006

AN ACT

RELATING TO ELECTIONS AND GAMING; CHANGING THE NAME OF
HOGBACK CHAPTER TO TSE'DAA'KAAN CHAPTER

BE IT ENACTED:

Section 1. Enactment the Change of Name from Hogback
Chapter to Tse'Daa'Kaan Chapter Act

The Navajo Nation hereby approves the Change of Name
from Hogback Chapter to Tse'Daa'Kaan Act.

Section 2. Amendments to Title 11 of the Navajo Nation Code

The Navajo Nation hereby amends the Navajo Nation
Code, Title 11, §10 as follows:

§10. Election precincts; polling places; delegates

A. The election precincts, polling places and
delegates for election community are designated as
follows:

Hogback	<u>Tse'Daa'Kaan</u>	1280	1 delegate
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Section 3. Amendments to Title 17 of the Navajo Nation Code

The Navajo Nation hereby amends the Navajo Nation
Code, Title 17, §§421-422, as follows:

§421. Promotion of Unlawful Gambling

A. Offense. A person who commits promotion of unlawful
gambling if he or she derives or intends to derive

an economic benefit other than personal winnings from gambling and:

1. Induces or aids another to engage in gambling;
or
2. Knowingly invests in, finances, owns, controls, supervises, manages, or participates in any gambling.

B. Exceptions. It shall not be unlawful for any person to engage in the activities constituting this offense within the To'Hajiilee Chapter of the Navajo Nation and a Navajo Nation certified chapter that approves gaming within the chapter such as Shiprock Chapter, Manuelito Chapter, To'Hajiilee Chapter, Nahata Dzil Chapter, Leupp Chapter and Hegbaek Tse'Daa'Kaan Chapter, if done pursuant to a gaming compact entered into between the Navajo Nation and the applicable states.

C. Sentence. Any person found guilty of violating this Section shall forfeit to the Navajo Nation any and all proceeds and devices obtained through the activities constituting this offense.

§422. Possession of an unlawful gambling device

A. Offense. A person commits possession of an unlawful gambling device if, with knowledge of the character thereof, he or she manufactures, sells, transports, places or possesses, or conducts or negotiates a transaction affecting or designed to affect ownership, custody, or use of, a slot machine or any other gambling device knowing it is to be used in promoting unlawful gambling.

- B. Exceptions. It shall not be unlawful for any person to engage in the activities constituting this offense within the To'Hajiilee Chapter of the Navajo Nation and a Navajo Nation certified chapter that approves gaming within the chapter such as Shiprock Chapter, Manuelito Chapter, To'Hajiilee Chapter, Nahata Dzil Chapter, Leupp Chapter and Hegbaek Tse'Daa'Kaan Chapter, if done pursuant to a gaming compact entered into between the Navajo Nation and the applicable states.
- C. Sentence. Any person found guilty of possession of a gambling device shall forfeit to the Navajo Nation any and all proceeds and devices obtained through the activities constituting this offense.

Section 4. Codification

The provisions of this Act which delete or amend sections of the Navajo Nation Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel shall incorporate such provisions in the next codification of the Navajo Nation Code.

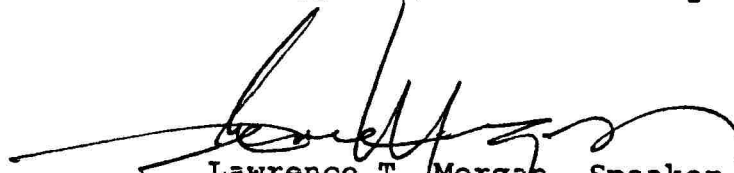
Section 5. Savings Clause

If any provision of this Act is determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, the portions of this Act which are not determined invalid shall remain the law of the Navajo Nation.

CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Nation Council at a duly


called meeting in Window Rock, Navajo Nation (Arizona) at which a quorum was present and that the same was passed by a vote of 49 in favor and 0 opposed, this 1st day of November 2006.


Lawrence T. Morgan, Speaker
Navajo Nation Council
02 NOV 06
Date

Motion: Peterson Yazzie
Second: Tom LaPahe

ACTION BY THE NAVAJO NATION PRESIDENT:

1. I hereby sign into law the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (10), on this _____ day of NOV 13 2006 2006.



Joe Shirley, Jr., President
Navajo Nation

2. I hereby veto the foregoing legislation, pursuant to 2 N.N.C. §1005 (C) (11), this _____ day of _____ 2006 for the reason(s) expressed in the attached letter to the Speaker.

Joe Shirley, Jr., President
Navajo Nation