

RESOLUTION OF THE  
NAVAJO NATION COUNCIL

20<sup>TH</sup> NAVAJO NATION COUNCIL - Fourth Year, 2006

AN ACT

RELATING TO PUBLIC SAFETY, AND JUDICIARY; ENACTING THE SEX  
OFFENDERS REGISTRATION ACT OF 2005; AMENDING TITLE  
SEVENTEEN OF THE NAVAJO NATION CODE

BE IT ENACTED:

Section 1. Enactment of the Title 17 General Provisions and  
Offenses Amendment Act of 2005

The Navajo Nation Council hereby enacts the Sex  
Offenders Registration Act of 2005.

Section 2. Purpose

The purpose of the Sex Offenders Registration Act of  
2005 is to require persons convicted of sexual offenses in  
the Navajo Nation Courts or courts of other jurisdictions,  
who live, work, or attend school within the Navajo Nation,  
to register and maintain registration as a sex offender  
with the Navajo Nation, or face sanctions including the  
revocation of probation or parole, or the reporting of non-  
registration to other jurisdictions, or both.

- A. The Navajo Nation Council hereby directs that all  
Navajo Nation branches, divisions, departments,  
offices, programs and other tribal entities to  
cooperate to the fullest extent possible to develop  
an integrated criminal justice information system.
- B. It is further directed that all technology groups  
coordinate with the Department of Information  
Technology and help facilitate the development of  
the integrated criminal justice information system.
- C. The Navajo Nation Council further directs that the  
proposed criminal justice information system be  
submitted for approval by the Navajo Nation Council  
no later than six (6) months.

Section 3. Amendments to Title 17 Navajo Nation Code

The Navajo Nation Council hereby amends the Navajo Nation Code, Title 17, as follows:

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§ 220. Criteria

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D. Sex Offender Registration and Reporting.

1. All Navajo Nation court sentences for convictions, guilty pleas, pleas of nolo contendere, and all conditions of probation and parole for violations of sexual offenses shall require that the offender register, and maintain registration, as a sex offender with the Navajo Nation Chief of Police.

2. All persons who have been convicted, or entered guilty pleas or pleas of nolo contendere to crimes constituting sexual offenses, by Navajo Nation Courts or the courts of another jurisdiction, and who reside, work, or attend school within the Navajo Nation shall register, and maintain registration, as a sex offender with the Navajo Nation Chief of Police.

This registration shall include:

a. a copy of each judgment of the court finding the person guilty of a sexual offense; and

b. a copy of the probation or parole order relative to each sexual offense committed, including all conditions of probation or parole; and

c. the physical address of the residence of the sex offender; and

d. the physical work address of the sex offender; and

e. the physical address of the school attended by the sex offender.

f. the census number and current photograph of the sex offender.

3. All sex offenders shall maintain their registration with the Navajo Nation Chief of Police by reporting any additional or changed information set forth in subsection (D)(1) above to the Navajo Nation Chief of Police within ten days of any change affecting such information.

4. The Navajo Nation Chief of Police shall provide written notice to:

a. all District Commanders within the Department of Law Enforcement and all Navajo Nation Chapter(s) in which the offender resides, in addition to all Navajo Nation Chapters(s) in which the offender resides, or works, or attends school; and

b. all print and broadcast media outlets which provide news coverage to all Navajo Nation Chapter(s) in which the offender resides, in addition to all Navajo Nation Chapters(s) in which the offender resides, or works, or attends school.

5. Failure by a sex offender to register, or maintain registration, as a sex offender shall be conclusive evidence of breach of conditions of probation or parole contained within any Navajo Nation court order and require that any such probation or parole be revoked. Any failure to register, or maintain registration, as a sex offender by a sex offender whose sexual offense conviction was issued by the court of another jurisdiction shall be reported, in writing, to that jurisdiction by the Navajo Nation Chief of Police.

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Section Four. Codification

The provisions of this Act which amend the Navajo Nation Code shall be codified by the Office of Legislative Counsel. The Office of Legislative Counsel shall not finalize a recodification or supplement of the Navajo Nation Code which does not incorporate such amendments.

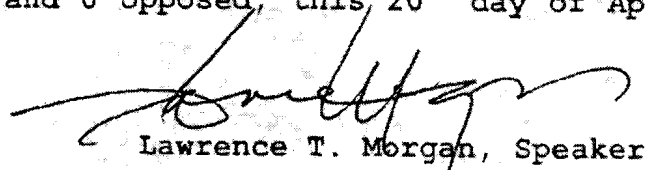
Section Five. Savings Clause

Should any provisions of this Act be determined invalid by the Navajo Nation Supreme Court, or the District Courts of the Navajo Nation, without appeal to the Navajo Nation Supreme Court, or any other court of competent jurisdiction, those 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 63 in favor and 0 opposed, this 20<sup>th</sup> day of April 2006.



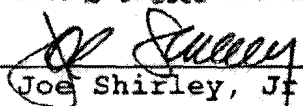
Lawrence T. Morgan, Speaker  
Navajo Nation Council

21 April 06  
Date

Motion: Ernest Hubbell  
Second: Larry Anderson, Sr.

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 APR 26 2006 2006.



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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.

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Joe Shirley, Jr., President  
Navajo Nation