

RESOLUTION OF THE  
NAVAJO TRIBAL COUNCIL

Adopting a Navajo Nation Fireworks Code to be  
Incorporated Into the Navajo Fire Protection Code,  
Title 17 of the Navajo Tribal Code

WHEREAS:

1. The Navajo Tribal Council is the governing body of the Navajo Nation; and

2. By Resolution ACJY-83-84, the Advisory Committee of the Navajo Tribal Council has recommended the adoption of the Navajo Nation Fireworks Code (Exhibit "1"); and

3. The Navajo Nation Justice Department, via a legal opinion on the status of Fireworks regulation on the Navajo Nation, has determined that there is no existing Navajo Nation Fireworks Code, and that such a Code to regulate such activity be enacted (Exhibit "2"); and

4. The Bureau of Indian Affairs' Solicitor has issued a similar legal opinion (Exhibit "2"):

(a) The Navajo Nation may enact such legislation to regulate the sale, possession and use of fireworks for its Navajo citizens;

(b) Fireworks are illegal, following the Four (4) States' Statutes/Codes (Exhibit "3"), in outlawing fireworks, with the exception of New Mexico, which permits certain small fireworks;

and

5. The Navajo Nation Fire Department has reviewed the draft Model Code, and concurs with the contents, the intents and purposes therefore (Exhibit 4), for the following reasons:

(a) The Reservation has a very dry climate, and an acute shortage of water, even for domestic use, and especially for combating fires caused by any means;

(b) The Navajo Nation Fire Department has a limited staff of an average of 4-5 fire fighters at any one time, and the rest of the Reservation having only



volunteer staff whom are also limited, and the long distances the existent staff must transport their equipment to combat fires;

and

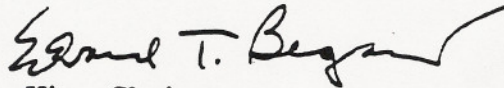
6. The Economic and Community Development Committee of the Navajo Tribal Council has duly considered this matter by authority of Resolution ACMA-35-84, and has determined that the possession, sale and use of fireworks are against the health, safety, and welfare of the Navajo people, and concurs with the intent and purpose for banning such fireworks from the Navajo Nation by Resolution ECDCJN-05-84, (Exhibit "5").

NOW THEREFORE BE IT RESOLVED THAT:

The Navajo Tribal Council hereby adopts the "Navajo Nation Fireworks Code", attached hereto and incorporated herein as Exhibit "2", to be incorporated into the Navajo Fire Protection Code, Title 17 of the Navajo Tribal Code.

#### CERTIFICATION

I hereby certify that the foregoing resolution was duly considered by the Navajo Tribal 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 39 in favor and 21 opposed, this 24th day of April, 1986.



Vice Chairman  
Navajo Tribal Council