

**NAABIK'ÍYÁTI' COMMITTEE OF THE
24th NAVAJO NATION COUNCIL**

REGULAR MEETING

**Navajo Nation Council Chambers
Window Rock, Navajo Nation**

Thursday, December 12, 2019 - 10:00 AM

APPROVED AGENDA

PRESIDING CHAIR: Honorable Seth Damon, Speaker, Navajo Nation Council

Hon. Seth Damon, Speaker				
BUDGET & FINANCE COMMITTEE		RESOURCES & DEVELOPMENT COM.	HEALTH, EDUCATION & HUMAN SERVICES COM.	LAW AND ORDER COMMITTEE
Hon. Elmer P. Begay		Hon. Kee Allen Begay, Jr.	Hon. Paul Begay	Hon. Eugenia Charles-Newton (C)
Hon. Nathaniel Brown		Hon. Herman M. Daniels	Hon. Pernell Halona	Hon. Vince R. James
Hon. Amber Kanazbah Crotty		Hon. Mark A. Freeland	Hon. Carl R. Slater (VC)	Hon. Eugene Tso
Hon. Jamie Henio (C)		Hon. Rickie Nez (C)	Hon. Charlaine Tso	Hon. Otto Tso (VC)
Hon. Raymond Smith, Jr. (VC)		Hon. Wilson Stewart, Jr.	Hon. Daniel E. Tso (C)	Hon. Edmund Yazzie
Hon. Jimmy Yellowhair		Hon. Thomas Walker, Jr. (VC)	Hon. Edison J. Wauneka	(C) Chair & (VC) Vice Chair

1. CALL MEETING TO ORDER; ROLL CALL; INVOCATION

2. RECOGNIZE GUESTS AND VISITING OFFICIALS (2 Minute Limit per Delegate)

3. REVIEW AND ADOPT THE AGENDA:

(m) *Honorable Raymond Smith, Jr.* (s) *Honorable Pernell Halona* (v) **14 – 0**

4. REVIEW AND ADOPT THE JOURNALS:

October 10, 2019; October 17, 2019;

(m) (s) (v)

5. OLD BUSINESS:

A. LEGISLATION 0270-19: An Action Relating to Budget and Finance and Naabik'íyáti' Committees, and the Navajo Nation Council; Rescinding CD-85-18 which Amended the Navajo Nation Permanent Fund Income Five-Year Expenditure Plan, CAP-19-16, regarding Fourth Year Funding for Fort Defiance Agency Projects

SPONSOR: Honorable Elmer P. Begay
CO-SPONSOR: Honorable Edison J. Wauneka

(m) **Honorable Carl R. Slater** (s) **Honorable Amber Kanazbah Crotty** (v)

07 NOV 2019: Motion to Table Legislation 0270-19 for 45 days to have Sponsor work things out with the Chapters; (m) Honorable Rickie Nez, (s) Honorable Vince R. James, (v) 10 in Favor and 1 Opposed (Pursuant to 2 N.N.C. § 700 (D), "A quorum of the committee shall be satisfied by the presence of two (2) members of each committee"

- B. LEGISLATION 0316-19:** An Action Relating to the Health, Education and Human Services and the Naabik'íyáti' Committees; Rescinding NABIO-59-18 "Accepting the Recommendation of the Health, Education and Human Services Committee and Granting the Designation of "Tribal Organization" to the Four Corners Regional Health Center, Inc. for a Period of Fifteen (15) years, for the Purposes of Contracting with the United States Indian Health Service and Authorizing the Four Corners Regional Health Center, Inc. to Negotiate and Enter into Title I, Indian Self-Determination Act (P.L. 93-638, As Amended) Contracts and Title V Self Governance Compacts Pursuant to the Indian Self-Determination Act (P.L. 93-638, As Amended), such Designation of "Tribal Organization" being Revocable and Contingent on Continuing Compliance with all Terms and Conditions as Approved by the Health, Education and Human Services Committee of the Navajo Nation Council" for Failure to Comply with the Agreed upon Terms and Conditions Governing the Revocable Designation of "Tribal Organization"

SPONSOR: Honorable Pernell Halona
CO-SPONSOR: Honorable Paul Begay

(m) **Honorable Jamie Henio** (s) **Honorable Mark A. Freeland** (v)

07 NOV 2019 – Motion to Table Legislation 0316-19 up to 30 days to have a Naabik'íyáti' Committee Work Session; (m) Honorable Otto Tso; (s) Honorable Vince R. James; (v) 08 in Favor, and 03 Opposed (Chairman Damon Not Voting) - Pursuant to 2 N.N.C. § 700 (D), "A quorum of the committee shall be satisfied by the presence of two (2) members of each committee"

6. NEW BUSINESS:

A. CONSENT AGENDA:

- i. **LEGISLATION 0322-19:** An Action Relating to Health, Education and Human Services, Naabik'íyáti and Navajo Nation Council; Approving the Reinstatement of Ms. Karen Rae Nieto as a Member of the Navajo Nation

SPONSOR: Honorable Eugene Tso

- ii. **LEGISLATION 0361-19:** An Action Relating to Naabik'íyáti Committee and the Navajo Nation Council; Confirming the Appointment of Larry Rodgers to the Commission on Navajo Government Development for a Term of Two Years as the Legislative Branch Representative

SPONSOR: Honorable Jamie Henio

CO-SPONSOR: Honorable Eugenia Charles-Newton

CO-SPONSOR: Honorable Carl R. Slater

- iii. **LEGISLATION 0363-19:** An Action Relating to the Navajo Nation Council; Confirming the Probationary Appointment of Neomi Gilmore as Navajo Nation District Court Judge
SPONSOR: Honorable Otto Tso
CO-SPONSOR: Honorable Pernell Halona
- iv. **LEGISLATION 0364-19:** An Action Relating to the Navajo Nation Council; Confirming the Probationary Appointment of Letitia Stover as Navajo Nation District Court Judge
SPONSOR: Honorable Otto Tso
CO-SPONSOR: Honorable Pernell Halona
- v. **LEGISLATION 0365-19:** An Action Relating to the Navajo Nation Council; Confirming the Probationary Appointment of Malcolm Laughing as Navajo Nation District Court Judge
SPONSOR: Honorable Otto Tso
CO-SPONSOR: Honorable Pernell Halona
- vi. **LEGISLATION 0326-19:** An Action Relating to Naabik'íyáti' Committee; Supporting the Appointment for Rear Admiral (RADM) Michael D. Weahkee as Director of Indian Health Services, U.S. Department of Health and Human Services
SPONSOR: Honorable Daniel E. Tso
CO-SPONSOR: Honorable Nathaniel Brown
CO-SPONSOR: Honorable Pernell Halona
- vii. **LEGISLATION 0353-19:** An Action Relating to Resources and Development and Naabik'íyáti Committees; Confirming the Appointment of Ms. Christina Tatsukawa to the Navajo Nation Telecommunications Regulatory Commission
SPONSOR: Honorable Kee Allen Begay, Jr.
CO-SPONSOR: Honorable Mark A. Freeland
CO-SPONSOR: Honorable Carl R. Slater
- viii. **LEGISLATION 0354-19:** An Action Relating to Resources and Development and Naabik'íyáti Committees; Confirming the Appointment of Mr. Arvin Trujillo to the Navajo Nation Telecommunications Regulatory Commission
SPONSOR: Honorable Kee Allen Begay, Jr.
CO-SPONSOR: Honorable Amber Kanazbah Crotty
CO-SPONSOR: Honorable Mark A. Freeland
- ix. **LEGISLATION 0355-19:** An Action Relating to Resources and Development and Naabik'íyáti Committees; Confirming the Appointment of Mr. B. Alex Montoya to the Navajo Nation Telecommunications Regulatory Commission
SPONSOR: Honorable Kee Allen Begay, Jr.
CO-SPONSOR: Honorable Mark A. Freeland
CO-SPONSOR: Honorable Carl R. Slater

- x. **LEGISLATION 0357-19:** An Action Relating to Resources and Development and Naabik'iyáti Committees; Confirming the Appointment of Mr. Norbert Nez to the Navajo Nation Telecommunications Regulatory Commission

SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Amber Kanazbah Crotty

CO-SPONSOR: Honorable Mark A. Freeland

(m)

(s)

(v)

- B. **LEGISLATION 0182-19:** An Action Relating to the Law and Order, Budget and Finance, Naabik'iyáti' Committees, and Navajo Nation Council; Approving and Adopting the Shiprock Judicial and Public Safety Center Facilities Síhasin Fund Expenditure Plan pursuant 12 N.N.C. §§ 2501-2508

SPONSOR: Honorable Eugenia Charles-Newton

(m)

(s)

(v)

- C. **LEGISLATION 0241-19:** An Act Relating to Law and Order, Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and Navajo Nation Council; Amending 12 N.N.C. § 820 (O), Distributions to Chapter

SPONSOR: Honorable Jimmy Yellowhair

CO-SPONSOR: Honorable Daniel E. Tso

(m)

(s)

(v)

- D. **LEGISLATION 0267-19:** An Act Relating to Law and Order, Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and The Navajo Nation Council; Amending 12 N.N.C. §820 (O), Distributions to Chapters

SPONSOR: Honorable Jamie Henio

(m)

(s)

(v)

- E. **LEGISLATION 0302-19:** An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'iyáti Committee and the Navajo Nation Council; Restating that Resolution Nos. CD-60-13 and CAP-13-15, which Approved a Limited Waiver of Sovereign Immunity and General Indemnity Agreements for the Navajo Transitional Energy Company, LLC Specifically Applied Only to the Navajo Mine Purchase

SPONSOR: Honorable Eugenia Charles-Newton

SPONSOR: Honorable Vince R. James

(m)

(s)

(v)

- F. **LEGISLATION 0306-19:** An Action Relating to Resources and Development, Budget and Finance and Naabik'iyáti Committees, and Navajo Nation Council; Approving and Adopting the

Tselani (Cottonwood) Powerline Extension Project SÍhasin Expenditure Plan Pursuant to CD-68-14 and 12 N.N.C. §§ 2501-2508 **SPONSOR: Honorable Kee Allen Begay, Jr.**

(m) (s) (v)

G. **LEGISLATION 0358-19:** An Action Relating to Naabik'íyáti' and Navajo Nation Council; Overriding the Navajo Nation President's Veto of Navajo Nation Council Resolution CO-38-19
SPONSOR: Honorable Edison J. Wauneka
CO-SPONSOR: Honorable Paul Begay

(m) (s) (v)

H. **LEGISLATION 0360-19:** An Action Relating to Naabik'íyáti' and Navajo Nation Council; Overriding the Navajo Nation President's Veto of Navajo Nation Council Resolution CO-40-19
SPONSOR: Honorable Carl R. Slater

(m) (s) (v)

I. **LEGISLATION 0362-19:** An Action Relating to Naabik'íyáti' and Navajo Nation Council; Overriding the Navajo Nation President's Veto of Navajo Nation Council Resolution CO-37-19
SPONSOR: Honorable Nathaniel Brown

(m) (s) (v)

J. **LEGISLATION 370-19:** An Action Relating to Naabik'íyáti' and Navajo Nation Council; Overriding the Navajo Nation President's Veto of Navajo Nation Council Resolution CO-36-19
SPONSOR: Honorable Daniel E. Tso

(m) (s) (v)

K. **LEGISLATION 0369-19:** An Action Relating to Health, Education and Human Services and Naabik'íyáti'; Respectfully Recommending the Continuation of Funding Under the Administration for Community Living/Administration on Aging Older American Act Title VI Grants, Parts A, B, and C, for the Grand Period of April 1, 2020 to March 31, 2023
SPONSOR: Honorable Carl R. Slater

(m) (s) (v)

7. RECEIVE REPORTS:

A. Report on White Paper *Restoring Balance on the Navajo Nation: Defining and Preventing Sex Trafficking on the Navajo Nation* presented by Melissa Clyde, Senior Director, Indian Child Welfare Programs

(m)

(s)

(v)

8. CLOSE OF MEETING; ANNOUNCEMENTS; ADJOURNMENT