



**Proposed Agenda
23rd NAVAJO NATION COUNCIL
NAABIK'ÍYÁTI' COMMITTEE REGULAR MEETING**

**Department of Diné Education Auditorium
Window Rock, Navajo Nation (AZ)**

October 12, 2017 - 11:00 AM

PRESIDING CHAIR: Honorable LoRenzo C. Bates, Speaker, Navajo Nation Council

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| Hon. LoRenzo C. Bates, Speaker | | | | |
| BUDGET & FINANCE COMMITTEE | RESOURCES & DEVELOPMENT COM. | HEALTH, EDUCATION & HUMAN SERVICES COM | LAW AND ORDER COMMITTEE | |
| Hon. Seth Damon (C) | Hon. Alton Joe Shepherd (C) | Hon. Jonathan L. Hale (C) | Hon. Edmund Yazzie (C) | |
| Hon. Dwight Witherspoon (VC) | Hon. Benjamin L. Bennett (VC) | Hon. Norman M. Begay (VC) | Hon. Raymond Smith, Jr. (VC) | |
| Hon. Tom T. Chee | Hon. Davis Filfred | Hon. Steven Begay | Hon. Kee Allen Begay, Jr. | |
| Hon. Lee Jack, Sr. | Hon. Leonard H. Pete | Hon. Nelson S. BeGaye | Hon. Herman M. Daniels | |
| Hon. Tuchoney Slim, Jr. | Hon. Jonathan Perry | Hon. Nathaniel Brown | Hon. Otto Tso | |
| Hon. Leonard Tsosie | Hon. Walter Phelps | Hon. Amber Kanazbah Crotty | | |

1. CALL MEETING TO ORDER; ROLL CALL; INVOCATION; ANNOUNCEMENTS

2. RECOGNIZE GUESTS AND VISITING OFFICIALS

3. REVIEW AND ADOPT THE AGENDA:

(m) (s) (v)

4. REVIEW AND ADOPT THE JOURNALS:

September 7, 2017; September 11, 2017; September 21, 2017

(m) (s) (v)

5. RECEIVE REPORTS:

- A. Report on Coal Outlook by Navajo Transitional Energy Company by Steve Grey, Government and External Relations Director, and Tim Fagley, Chief Operating Officer, Navajo Transitional Energy Company (15 Minutes)

(m) (s) (v)

6. OLD BUSINESS:

- A. **LEGISLATION 0103-17:** An Action Relating to Law and Order, Resources and Development, Naabik'íyáti' Committee and the Navajo Nation Council; Amending 3 N.N.C. §§ 64, 66, 67; Enacting Amendments to Subchapter 4. Major Irrigation Projects Farm Boards Plan of Operation.

SPONSOR: Honorable Alton Joe Shepherd
CO-SPONSOR: Honorable Nelson S. BeGaye
CO-SPONSOR: Honorable Steven Begay

(m) (s) (v)

7/13/2017 – Motion to refer to the Budget and Finance Committee; (M) Honorable Leonard Tsosie; (S) Honorable Tuchoney Slim, Jr.; (V) 12 in Favor, 04 Opposed (Chairman Bates Not Voting);

10/3/17 – Motion to refer back to the Naabik'íyáti' Committee; (M) Dwight Witherspoon; (S) Lee Jack, Sr.; (V) 02 in Favor, 01 Opposed (Chairman Damon Not Voting); The Budget and Finance Committee determined that the legislation has budget impacts and it does not identify associated costs. Farm Boards' stipend and per diem payments fluctuates annually depending on the Navajo Nation Council decisions and the availability of funds. Compared to the Eastern Navajo Land Board and Grazing Officials, the Farm Boards' stipends and per diem budget is not set as a statute, thereby an annual budget projection is a challenge for the Department of Agriculture. Stipend and per diem payments is based on the annual program budget allocation, thus sets the compensation at the lowest rates. The Budget and Finance Committee recommends concerted effort to resolve the inequitable stipends and per diem payments by setting standard rates.

7. NEW BUSINESS:

- A. **LEGISLATION 0244-17:** An Action Relating to Health, Education and Human Services, Naabik'íyáti' Committees and the Navajo Nation Council; Declaring the Third Friday in May to be Known as "Navajo Nation Law Enforcement Day" within the Navajo Nation

SPONSOR: Honorable Edmund Yazzie
CO-SPONSOR: Honorable Kee Allen Begay, Jr.
CO-SPONSOR: Honorable Herman M. Daniels
CO-SPONSOR: Honorable Amber Kanazbah Crotty

(m) (s) (v)

- B. **LEGISLATION 0334-17:** An Action Relating to Law and Order, Budget and Finance, and Naabik'íyáti' Committees and Navajo Nation Council; Amending CD-68-14, The Navajo Nation Síhasin Fund

SPONSOR: Honorable Dwight Witherspoon

(m) (s) (v)

C. **LEGISLATION 0348-17:** An Act Relating to Law and Order, Resources and Development, and Naabik'iyáti' Committees and Navajo Nation Council; Asserting Sovereignty and taking over Primary Regulatory Authority from the Federal Government, Office of Surface Mining and Reclamation Enforcement over all Coal Mining Lands located on the Navajo Nation, Enacting a Waiver of Sovereign Immunity; and establishing New Sections in Title 18 at 18 N.N.C. §§ 1701 *ET SEQ* **SPONSOR: Honorable Benjamin Bennett**

(m)

(s)

(v)

D. **LEGISLATION 0359-17:** An Action Relating to Resources and Development, Law and Order and Naabik'iyáti' Committees; and the Navajo Nation Council: Authorizing and Approving the Kayenta Township Commission to Form Wholly Owned Instrumentalities under Navajo Law; Extending the Navajo Nation Privileges and Immunities to the Formed Instrumentalities; and Authorizing the Kayenta Township Commission to Waive the Instrumentalities Privileges and Immunities, Including Limited Sovereign Immunity and the Requirements for Tribal Remedies Exhaustion

SPONSOR: Honorable Nathaniel Brown

(m)

(s)

(v)

E. **LEGISLATION 0369-17:** An Action Relating to Resources and Development, Budget and Finance, Naabik'iyáti', and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Five Hundred and Eighty Thousand Dollars (\$580,000.00) for Land Line Telephone Service for the Tachee-Blue Gap Chapter House; Waiving 12 N.N.C. §§ 820 (I) and 860 (C) Relating to the Capital Improvement Process

SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Seth Damon

(m)

(s)

(v)

F. **LEGISLATION 0371-17:** An Action Relating to Resources and Development, Budget and Finance, Naabik'iyáti', and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Two Million One Hundred Thirty Seven Thousand and One Hundred and Thirty Eight Dollars (\$2,137,138.00) for the Tselani-Cottonwood Phase I and Phase II and Scattered Powerline Extension Project within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §§ 820 (I) And 860 (C) Relating to the Capital Improvement Process

SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Seth Damon

(m)

(s)

(v)

G. **LEGISLATION 0372-17:** An Action Relating to Resources and Development, Budget and Finance, Naabik'iyáti', and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Four Hundred and

Seventeen Thousand Dollars (\$417,000.00) for the Tselani-Cottonwood Water Line Extension Project within Tselani-Cottonwood Chapter; Waiving 12 N.N.C. §§ 820 (I) and 860 (C) Relating to the Capital Improvement Process

SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Seth Damon

(m)

(s)

(v)

- H. **LEGISLATION 0373-17:** An Action Relating to Resources and Development, Budget and Finance, Naabik'iyáti', and Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of Two Hundred Sixty Six Thousand And Twenty Dollars (\$266,020.00) for the Many Farms Phase I and Phase II and Scattered Powerline Extension Project Within the Many Farms Chapter; Waiving 12 N.N.C. §§ 820 (I) And 860 (C) Relating to the Capital Improvement Process

SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Seth Damon

(m)

(s)

(v)

- I. **LEGISLATION 0381-17:** An Action Relating to Resources and Development Committee, Budget and Finance Committee, Naabik'iyáti' Committee and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the Amount of \$1,415,388.00 for the Nahatadzil Shopping Center Project; Waiving 12 N.N.C. §§ 820 (I) and 860 (C) Relating to the Capital Improvement Process

SPONSOR: Honorable Raymond Smith, Jr.

CO-SPONSOR: Honorable Lee Jack, Sr.

(m)

(s)

(v)

- J. **LEGISLATION 0384-17:** An Action Relating to the Naabik'iyáti' Committee and the Navajo Nation Council: Confirming the Appointment of LeTanya Thinn, as the Student Representative, to the Commission on Navajo Government Development for a Term of Two Years

SPONSOR: Honorable Nelson S. BeGaye

(m)

(s)

(v)

- K. **LEGISLATION 0401-17:** An Action Relating to the Law and Order and Naabik'iyáti' Committees; and the Navajo Nation Council: Amending 2 N.N.C. § 164(B), Agreements Not Requiring Committee or Council Approval

SPONSOR: Honorable Tuchoney Slim, Jr.

(m)

(s)

(v)

- L. **LEGISLATION 0304-17:** An Action Relating to Law and Order, Budget and Finance and Naabik'íyáti'; Approving the Edward Byrne Memorial Justice Assistance Grant Program Fiscal Year 2016 Local Solicitation and Grant Waiver of the Indirect Cost Rate

SPONSOR: Honorable Otto Tso

(m) (s) (v)

- M. **LEGISLATION 0319-17:** An Action Relating to Health, Education and Human Services, Naabik'íyáti' Committee; Recommending the Establishment of a Native American Social Work Program at New Mexico Highlands University, Facundo Valdez School of Social Work

SPONSOR: Honorable Jonathan L. Hale

(m) (s) (v)

- N. **LEGISLATION 0340-17:** An Action Relating to Law and Order and Naabik'íyáti' Committees; Respectfully Requesting the McKinley County Sheriff's Office to Respond to Emergencies in Accordance with the Cross-Commission Agreement

SPONSOR: Honorable Edmund Yazzie

CO-SPONSOR: Honorable Steven Begay

(m) (s) (v)

- O. **LEGISLATION 0382-17:** An Action Relating to Health, Education and Human Services and Naabik'íyáti'; Supporting the Diné College in Seeking to Establish the Native American Research Centers for Health (NARCH); and Supporting Diné College's Proposal for Research in the Areas of Navajo Student Career Enhancement, Increasing Access to Healthy Food in the Navajo Nation and Understanding and Addressing the Growing Burden of Invasive Disease Caused by Staphylococcus Aureus and Group "A" Streptococcus Among American Indians

SPONSOR: Honorable Jonathan L. Hale

CO-SPONSOR: Honorable Leonard Tsosie

(m) (s) (v)

8. CLOSE OF MEETING; ANNOUNCEMENTS; ADJOURNMENT

AGENDA SUBJECT TO CHANGE: The public is advised that the Navajo Nation Council Agenda and the Agendas of the Standing Committees are not final until adopted by a majority vote of the Navajo Nation Council or the Standing Committee at a Navajo Nation Council or a Standing Committee meeting pursuant to 2 N.N.C. §§163 and 183, Navajo Nation Council Rule of Order No. 7, and Standing Committee Rule of Order No. 8.