

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0116-21__

SPONSOR: Paul Begay, Jr.

TITLE: An Action Relating to Naabik'iyáti' Committee; Rescinding NABIO-48-20; Establishing the Naabik'iyáti' Committee Dádeestl'in Hótsaa Hoolvéhídí Task Force

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0116-21

DATE: July 13, 2021

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; RESCINDING NABIO-48-20; ESTABLISHING THE NAABIK'ÍYÁTI' COMMITTEE DÁDEESTŁ'IN HÓTSAA HOOLYÉHÍDÍ TASK FORCE

PURPOSE: The purpose of this legislation is to rescind NABIO-48-20, the Naabik'íyáti' Committee Quadrilateral Task Force and establish the Naabik'íyáti' Committee Dádeestł'in Hótsaa Hoolyéhidí Task Force. The Task Force would examine issues related to the Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688) (the federal resolution that exchanged Glen Canyon land for McCracken Mesa) and make recommendations to the Naabik'íyáti' Committee as to the action the Nation should take regarding the Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).

This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: _____
Posting End Date: 07-19-21
Eligible for Action: 07-20-21

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL—Third Year, 2021

3 INTRODUCED BY

4 
5 _____

6 (Primary Sponsor)

7
8 TRACKING NO. 0116-21
9

10 AN ACTION

11 RELATING TO NAABIK'ÍYÁTI' COMMITTEE; RESCINDING NABIO-48-20;
12 ESTABLISHING THE NAABIK'ÍYÁTI' COMMITTEE DÁDEESTL'IN HÓTSAA
13 HOOLYÉHÍDÍ TASK FORCE
14

15
16 BE IT ENACTED:

17 **Section One. Authority**

- 18 A. The Navajo Nation Council established the Naabik'iyáti' as a Navajo Nation standing
19 committee and empowered the committee to “[t]o coordinate all federal, county and
20 state programs with other standing committees and branches of the Navajo Nation
21 government to provide the most effective delivery of services to the Navajo Nation. 2
22 N.N.C. §§ 700(A) and 701(A)(4).
23 B. The Navajo Nation Council gave Naabik'iyáti' Committee the authority to delegate
24 its authority as appropriate for efficiency and streamlining of government process to
25 appropriate entities. 2 N.N.C. § 701(B).
26

27
28 **Section Two. Findings**

- 29 A. The Naabik'iyáti' Committee Resolution NABIO-48-20, attached as **Exhibit A**,
30 created the Naabik'iyáti' Committee Quadrilateral Agreement Task Force with the

1 purpose of “recommend[ing] whether the Quadrilateral Agreement, Memorandum of
2 Understanding dated September 16, 1994 and Bridge Agreement dated January 13,
3 2003 should be renewed or amended. If the recommendation is to renew and/or
4 amend the agreements, the Naabik’iyáti’ Quadrilateral Agreement Task Force shall
5 delineate the recommended amendments.”

6 B. The Quadrilateral Agreement, Memorandum of Understanding dated September 16,
7 1994 and Bridge Agreement dated January 13, 2003 expired by the terms of the three
8 agreements on September 10, 2020.

9 C. Given that the agreements expired on September 10, 2020, the purpose of the
10 Naabik’iyáti’ Committee Quadrilateral Agreement Task Force pursuant to NABIO-
11 48-20 no longer exists; therefore, NABIO-48-20 should be rescinded.

12 D. The Navajo Nation recognizes that Navajo Nation residents have concerns about the
13 Glen Canyon Dam Recreation Area and the interpretation of Public Law 85-868 (72
14 Stat. 1688) (the federal resolution that exchanged Glen Canyon land for McCracken
15 Mesa).

16 E. The Navajo Nation determines that the Naabik’iyáti’ Committee Dádeestł’in Hótsaa
17 Hoolyéhídí (Glen Canyon Dam Area) Task Force should be created to examine these
18 issues.
19
20

21 **Section Two. Rescinding NABIO-48-10**

22 The Navajo Nation hereby rescinds NABIO-48-20.
23

24 **Section Three. Establishing the Naabik’iyáti’ Committee Dádeestł’in Hótsaa**
25 **Hoolyéhídí Task Force**

26 A. The Navajo Nation hereby establishes the Naabik’iyáti’ Committee Dádeestł’in
27 Hótsaa Hoolyéhídí Task Force (Task Force).
28

29 B. The Naabik’iyáti’ Committee Dádeestł’in Hótsaa Hoolyéhídí Task Force’s purpose:
30

1 1. The Task Force shall examine the issues related to the Glen Canyon Dam
2 Recreation Area and Public Law 85-868 (72 Stat. 1688) (the federal resolution
3 that exchanged Glen Canyon land for McCracken Mesa).

4 2. The Task Force shall make recommendations to the Naabik'iyáti'
5 Committee as to the action the Nation should take regarding the Glen Canyon
6 Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).

7
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9 C. The Naabik'iyáti' Committee Dádeestl'in Hótsaa Hoolyéhidí Task Force shall consist
10 of five (5) members. Four (4) members shall be Navajo Nation Council Delegates
11 representing Navajo citizens affected by the Glen Canyon Dam Recreation Area and
12 Public Law 85-868 (72 Stat. 1688). One (1) member shall be selected by the
13 President of the Navajo Nation.

14 D. The four (4) Navajo Nation Council members shall be selected by the Speaker of the
15 Navajo Nation Council. The Navajo Nation Council Speaker appoints the following
16 to the Naabik'iyáti' Committee Dádeestl'in Hótsaa Hoolyéhidí Task Force:

- 17 1. Paul Begay, Coppermine, K'aibii'to, LeChee, Tonalea/Red Lake,
18 Bodaway/Gap Chapters;
- 19 2. Herman Daniels, Jr., Tsah Bii Kin, Navajo Mountain, Shonto, Oljato
20 Chapters;
- 21 3. Otto Tso, To' Nanees Dizi Chapter; and
- 22 4. Thomas Walker, Jr., Cameron, Coalmine Canyon, Birdsprings, Leupp, Tolani
23 Lake Chapters.

24
25 E. The members of the Task Force who are Navajo Nation Council delegates shall be
26 compensated by the Office of the Speaker and their travel expenses and other
27 expenses shall be paid by the Office of the Speaker. The members selected by the
28 President of the Navajo Nation shall be compensated by the Office of the President
29 and Vice-President and travel expenses and other expenses shall be paid by the Office
30 of the President and Vice-President.

- 1 F. The Task Force shall establish regular meeting day(s) of the month and shall set
2 special meetings as needed.
- 3 G. The Task Force shall operate using the Navajo Nation Council Standing Committee
4 Rules of Order.
- 5 H. The Task Force shall provide periodic reports to the Naabik'iyáti' Committee.
- 6 I. The Task Force shall provide a final report to the Naabik'iyáti' Committee of the
7 Task Force activities. The final report shall include a summary of the Task Force's
8 activities and identify subject areas that were not completed. In addition, the report
9 should identify subject areas that were outside of the Task Force's purpose which the
10 Task Force would recommend that the Navajo Nation Council, Navajo Nation
11 President and/or Navajo Nation Attorney General address.
- 12 J. The Task Force shall expire when the term of the 24th Navajo Nation Council expires.
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15 **Section Three. Executive Branch Advisors**

- 16 A. The Naabik'iyáti' Committee Dádeestl'in Hótsaa Hoolyéhídí Task Force shall
17 request assistance, as needed, from Executive Branch Divisions and Offices to
18 complete its task. Advisors from the Executive Branch Divisions and Offices
19 may include:
- 20 1. The Navajo Nation Department of Justice,
 - 21 2. The Navajo Nation Division of Natural Resources,
 - 22 3. The Navajo Nation Division of Economic Development,
 - 23 4. The Navajo Washington Office;
 - 24 5. Other Navajo Nation offices, departments or divisions.
- 25
- 26 B. The Executive Branch Advisors shall be compensated by their respective
27 Executive Branch offices.
- 28 C. The Executive Branch Advisors shall have non-voting status with regard to the
29 Task Force.
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1 **Section Four. Establishing the Naabik'iyáti' Committee Dádeestl'in Hótsaa**
2 **Hoolyéhídí Task Force Advisory Committee**

- 3 A. The Navajo Nation hereby establishes the Naabik'iyáti' Committee Dádeestl'in
4 Hótsaa Hoolyéhídí Task Force Advisory Committee (Advisory Committee).
- 5 B. The Advisory Committee members shall be selected by the Western Agency
6 Council and shall consist of three (3) members composed of Navajo Nation
7 Chapter Officials and/or community members from the Chapters affected by the
8 Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).
- 9 C. The Advisory Committee shall advise the Task Force on matters concerning the
10 Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).
- 11 D. The Advisory Committee shall have non-voting status with regard to the Task
12 Force.
- 13 E. The Advisory Committee members shall be compensated by the particular
14 Chapter from which the member is from.
- 15 F. The first Advisory Committee shall be composed of the three members who were
16 selected by the Western Agency Council for service on the former Naabik'iyáti'
17 Committee Quadrilateral Task Force.
- 18 G. If there is a vacancy on the Advisory Committee, the position shall be filled by
19 the Western Agency Council in the manner described in Paragraph "B" above.
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22 **Section Five. Directives**

- 23 A. The Speaker's Chief of Staff shall assign one policy analyst to assist the
24 Naabik'iyáti' Committee Dádeestl'in Hótsaa Hoolyéhídí Task Force. The policy
25 analyst shall prepare the final report to the Naabik'iyáti' Committee.
- 26 B. The Legislative Services Executive Director shall assign one Office of Legislative
27 Services staffer to assist the Naabik'iyáti' Committee Dádeestl'in Hótsaa
28 Hoolyéhídí Task Force.
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