LEGISLATION NO: _0116-21_  SPONSOR: Paul Begay, Jr.

TITLE: An Action Relating to Naabik’íyáti’ Committee; Rescinding NABIO-48-20; Establishing the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hóolyéhídí Task Force

Date posted: July 14, 2021 at 3:44PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 et. seq.
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 DÁDEESTL’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 Dádeestl’ín Hótsaa Hoolyéhídí 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.
PROPOSED STANDING COMMITTEE RESOLUTION
24th NAVAJO NATION COUNCIL—Third Year, 2021
INTRODUCED BY

(Primary Sponsor)

TRACKING NO. 0116-21

AN ACTION
RELATING TO NAABIK’IYÁTI’ COMMITTEE; RESCINDING NABIO-48-20;
ESTABLISHING THE NAABIK’IYÁTI’ COMMITTEE DÁDEESTL’IN HÓTSAA
HOOLYÉHÍDÍ TASK FORCE

BE IT ENACTED:

Section One. Authority
A. The Navajo Nation Council established the Naabik’íyáti’ as a Navajo Nation standing
committee and empowered the committee to “[t]o coordinate all federal, county and
state programs with other standing committees and branches of the Navajo Nation
government to provide the most effective delivery of services to the Navajo Nation. 2
N.N.C. §§ 700(A) and 701(A)(4).
B. The Navajo Nation Council gave Naabik’íyáti’ Committee the authority to delegate
its authority as appropriate for efficiency and streamlining of government process to
appropriate entities. 2 N.N.C. § 701(B).

Section Two. Findings
A. The Naabik’íyáti’ Committee Resolution NABIO-48-20, attached as Exhibit A,
created the Naabik’íyáti’ Committee Quadrilateral Agreement Task Force with the
purpose of “recommend[ing] whether the Quadrilateral Agreement, Memorandum of Understanding dated September 16, 1994 and Bridge Agreement dated January 13, 2003 should be renewed or amended. If the recommendation is to renew and/or amend the agreements, the Naabik’íyáti’ Quadrilateral Agreement Task Force shall delineate the recommended amendments.”


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

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

E. The Navajo Nation determines that the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídí (Glen Canyon Dam Area) Task Force should be created to examine these issues.

Section Two. Rescinding NABIO-48-10

The Navajo Nation hereby rescinds NABIO-48-20.

Section Three. Establishing the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídí Task Force

A. The Navajo Nation hereby establishes the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídí Task Force (Task Force).

B. The Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídí Task Force’s purpose:
1. The Task Force shall examine the 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).

2. The Task Force shall 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).

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

D. The four (4) Navajo Nation Council members shall be selected by the Speaker of the Navajo Nation Council. The Navajo Nation Council Speaker appoints the following to the Naabik'íyáti' Committee Dádeestl'ín Hótsaa Hooléhídí Task Force:

1. Paul Begay, Coppermine, K'aibii'to, LeChee, Tonalea/Red Lake, Bodaway/Gap Chapters;

2. Herman Daniels, Jr., Tsah Bii Kin, Navajo Mountain, Shonto, Ojato Chapters;

3. Otto Tso, To' Nanees Dizi Chapter; and

4. Thomas Walker, Jr., Cameron, Coalmine Canyon, Birdsprings, Leupp, Tolani Lake Chapters.

E. The members of the Task Force who are Navajo Nation Council delegates shall be compensated by the Office of the Speaker and their travel expenses and other expenses shall be paid by the Office of the Speaker. The members selected by the President of the Navajo Nation shall be compensated by the Office of the President and Vice-President and travel expenses and other expenses shall be paid by the Office of the President and Vice-President.
F. The Task Force shall establish regular meeting day(s) of the month and shall set special meetings as needed.

G. The Task Force shall operate using the Navajo Nation Council Standing Committee Rules of Order.

H. The Task Force shall provide periodic reports to the Naabik’iyáti’ Committee.

I. The Task Force shall provide a final report to the Naabik’iyáti’ Committee of the Task Force activities. The final report shall include a summary of the Task Force’s activities and identify subject areas that were not completed. In addition, the report should identify subject areas that were outside of the Task Force’s purpose which the Task Force would recommend that the Navajo Nation Council, Navajo Nation President and/or Navajo Nation Attorney General address.

J. The Task Force shall expire when the term of the 24th Navajo Nation Council expires.

Section Three. Executive Branch Advisors

A. The Naabik’iyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídí Task Force shall request assistance, as needed, from Executive Branch Divisions and Offices to complete its task. Advisors from the Executive Branch Divisions and Offices may include:

1. The Navajo Nation Department of Justice,
2. The Navajo Nation Division of Natural Resources,
3. The Navajo Nation Division of Economic Development,
4. The Navajo Washington Office;
5. Other Navajo Nation offices, departments or divisions.

B. The Executive Branch Advisors shall be compensated by their respective Executive Branch offices.

C. The Executive Branch Advisors shall have non-voting status with regard to the Task Force.
Section Four. Establishing the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídi Task Force Advisory Committee

A. The Navajo Nation hereby establishes the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídi Task Force Advisory Committee (Advisory Committee).
B. The Advisory Committee members shall be selected by the Western Agency Council and shall consist of three (3) members composed of Navajo Nation Chapter Officials and/or community members from the Chapters affected by the Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).
C. The Advisory Committee shall advise the Task Force on matters concerning the Glen Canyon Dam Recreation Area and Public Law 85-868 (72 Stat. 1688).
D. The Advisory Committee shall have non-voting status with regard to the Task Force.
E. The Advisory Committee members shall be compensated by the particular Chapter from which the member is from.
F. The first Advisory Committee shall be composed of the three members who were selected by the Western Agency Council for service on the former Naabik’íyáti’ Committee Quadrilateral Task Force.
G. If there is a vacancy on the Advisory Committee, the position shall be filled by the Western Agency Council in the manner described in Paragraph “B” above.

Section Five. Directives

A. The Speaker’s Chief of Staff shall assign one policy analyst to assist the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídi Task Force. The policy analyst shall prepare the final report to the Naabik’íyáti’ Committee.
B. The Legislative Services Executive Director shall assign one Office of Legislative Services staffer to assist the Naabik’íyáti’ Committee Dádeestl’in Hótsaa Hoolyéhídi Task Force.