

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0120-21\_

SPONSOR: Wilson C. Stewart, Jr.

**TITLE: An Act Relating to the Resources and Development Committee; Approving the FY 2019 and FY2020 Navajo Nation Road Fund Management Plan in the Amount of \$17,886,992.00**

*Date posted:* July 21, 2021 at 8:46PM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto: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.*

## LEGISLATIVE SUMMARY SHEET

Tracking No. 0120-21

**DATE:** July 20, 2021

**TITLE OF RESOLUTION: AN ACT RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING THE FY2019 AND FY2020 NAVAJO NATION ROAD FUND MANAGEMENT PLAN IN THE AMOUNT OF \$17,886,992.00**

**PURPOSE:** This resolution, if adopted, would approve the FY 2019 and FY2020 Road Funding Management Plan in the amount of \$17,886,992.00.

**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: 07-26-21  
Eligible for Action: 07-27-21

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

3 INTRODUCED BY

4  
5   
6 (Prime Sponsor)

7  
8 TRACKING NO. 0120-21

9  
10 AN ACT

11 RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE;  
12 APPROVING THE FY2019 AND FY2020 NAVAJO NATION ROAD FUND  
13 MANAGEMENT PLAN IN THE AMOUNT OF \$17,886,992.00

14  
15 BE IT ENACTED:

16 SECTION ONE. AUTHORITY

- 17 A. The Resources and Development Committee is the standing committee of the Navajo  
18 Nation Council and has oversight authority over roads and transportation to oversee  
19 planning and coordination of all roads and transportation activities of the Navajo  
20 Nation. 2 N.N.C. § 500 (C)(6).
- 21 B. The Resources and Development Committee has Legislative Oversight authority over  
22 the Navajo Nation Road Fund Management Plan. 12 N.N.C. § 1003 (B), *see also*,  
23 BFMY-16-14 attached as **Exhibit F** and RDCJN-36-14 incorporated by reference.
- 24 C. The Resources and Development Committee has oversight authority over the Navajo  
25 Division of Transportation which administers the Navajo Nation Road Fund  
26 Management Plan. 12 N.N.C. § 1003 (C), *see also*, BFMY-16-14 attached as **Exhibit**  
27 **F** and RDCJN-36-14 incorporated by reference.
- 28 D. The Navajo Nation Road Fund Management Plan at 12 N.N.C. § 1003 (A) states that  
29 “[t]he funding sources of the Navajo Nation Road Fund shall be funds generated from  
30 the Navajo Nation Fuel Excise Tax. The Resources and Development Committee may

1           *appropriate all Navajo Nation Fuel Excise Taxes Funds for administration cost,*  
2           *preliminary studies, road maintenance, and road improvement activities to provide a*  
3           *common benefit across all Navajo lands.” See also, BFMY-16-14 attached as **Exhibit***  
4           **F** and RDCJN-36-14 incorporated by reference.

5  
6           **SECTION TWO: FINDINGS**

7           A. The Navajo Division of Transportation (NDOT) has submitted the FY2019 and  
8           FY2020 Navajo Nation Road Fund Management Plan in the amount of  
9           \$17,886,992.00 to the Resources and Development Committee for the Committee’s  
10          approval; the Plan is attached as **Exhibit A**.

11          B. The Navajo Division of Transportation submitted the Navajo Nation Office of  
12          Management and Budget (OMB) Project Budget Summary Sheets attached as  
13          **Exhibit B**.

14          C. On April 21, 2021, NDOT provided a summary of the proposed project listing for  
15          the FY2019 and FY2020 Road Fund Management Plan in the amount of  
16          \$17,886,992.00. Attached as **Exhibit C**.

17          D. On April 21, 2021, NDOT Division Director through memorandum prepared and  
18          presented the FY2019 and FY2020 Navajo Nation Road Fund Management Plan  
19          and reported there are enough funds for the \$17,886,992.00 and requested a § 164  
20          review from the 2 N.N.C. § Administrative Reviewers. *see* **Exhibit D**.

21          E. On June 3, 2021, The Office of the Controller through a memorandum provided  
22          there are enough funds “to cover the \$17,886,992.00 that is being requested.”  
23          Attached as **Exhibit E**.

24          F. NDOT Division Director provided the FY2019 and FY2020 Road Fund  
25          Management Plan is submitted in accordance with BFMY-16-14 which the  
26          resolution addressed the need for road maintenance and road improvement using  
27          the Navajo Nation Fuel Excise Tax revenues. *See* **Exhibit F**.

28          G. The Navajo Nation Department of Justice determined the FY2019 and FY2020  
29          Navajo Nation Road Fund Management Plan to be legally sufficient, attached as  
30          **Exhibit G**.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

H. It is in the best interest of the Navajo Nation for the Resources and Development Committee to approve the FY2019 and FY2020 Navajo Nation Road Fund Management Plan.

**SECTION THREE. APPROVAL**

The Resources and Development Committee of the Navajo Nation Council hereby approves the FY2019 and FY2020 Navajo Nation Road Fund Management Plan in the amount of \$17,886,992.00, attached as **Exhibit A**.