

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0173-21_

SPONSOR: Daniel E. Tso

TITLE: An Action Relating to Health, Education, and Human Services, Budget and Finance, and Naabik'iyáti' Committees; Approving and Authorizing a Contract Between the Navajo Nation and the United States Department of the Interior Under 25 U.S.C. § 5301 ET SEQ. (P.L. 93-638, as Amended), for a Five (5) Year Term for the Period Beginning January 1, 2022 and Ending December 31, 2026 for the Navajo Nation Higher Education Program; Approving and Authorizing the Navajo Nation Higher Education Program Fiscal Year 2022 Annual Funding Agreement and Scope of Work

Date posted: August 19, 2021 at 4:55PM

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.*

LEGISLATIVE SUMMARY SHEET

Tracking No. 0173-21

DATE: August 17, 2021

TITLE OF RESOLUTION: AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED STATES DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. § 5301 *ET SEQ.* (P.L. 93-638, AS AMENDED), FOR A FIVE (5) YEAR TERM FOR THE PERIOD BEGINNING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2026 FOR THE NAVAJO NATION HIGHER EDUCATION PROGRAM; APPROVING AND AUTHORIZING THE NAVAJO NATION HIGHER EDUCATION PROGRAM FISCAL YEAR 2022 ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK

PURPOSE: An action related to the Health, Education and Human Services, Budget and Finance, and Naabik'iyati' Committees; approving and authorizing a contract between the Navajo Nation and the United States Department of the Interior under 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as amended), for a five (5) year period beginning January 1, 2022 and ending December 31, 2026, for the Navajo Nation Higher Education Program; approving and authorizing the Navajo Nation Higher Education Program Fiscal Year 2022 Annual Funding Agreement and Scope of Work.

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.

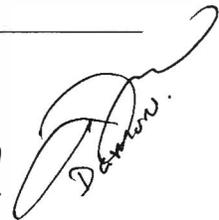
5-DAY BILL HOLD PERIOD: VERMONT
Website Posting Time/Date:
Posting End Date: August 24, 2021
Eligible for Action: August 25, 2021

Health Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee

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

4
5 _____
6 (Sponsor)

7
8 TRACKING NO. 0173-21



9
10 AN ACTION
11 RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND
12 FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND
13 AUTHORIZING A CONTRACT BETWEEN THE NAVAJO NATION AND THE
14 UNITED STATES DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. § 5301 *ET*
15 *SEQ.* (P.L. 93-638, AS AMENDED), FOR A FIVE (5) YEAR TERM FOR THE
16 PERIOD BEGINNING JANUARY 1, 2022 AND ENDING DECEMBER 31, 2026 FOR
17 THE NAVAJO NATION HIGHER EDUCATION PROGRAM; APPROVING AND
18 AUTHORIZING THE NAVAJO NATION HIGHER EDUCATION PROGRAM
19 FISCAL YEAR 2022 ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK

20
21 **BE IT ENACTED:**

22
23 **SECTION ONE. AUTHORITY**

- 24 A. The Health, Education and Human Services Committee is established as a standing
25 committee of the Navajo Nation Council. 2 N.N.C. § 400.
26 B. The Health, Education and Human Services Committee is the oversight committee for
27 the Higher Education Program of the Navajo Nation. 2 N.N.C. § 400(C)(1).
28 C. The Budget and Finance Committee is established as a standing committee of the
29 Navajo Nation Council. 2 N.N.C. § 300.
30

1 D. The Budget and Finance Committee is authorized to approve and accept contracts
2 from federal authorities upon the recommendation of the standing committee which
3 has oversight of the program which requested the contract. 2 N.N.C. § 301(B)(15).

4 E. The Naabik'íyáti' Committee is authorized to approve contracts between the Navajo
5 Nation and the United States Department of Interior for the implementation of the
6 Indian Self-Determination and Education Assistance Act, 25 U.S.C. §5301 *et seq.* (P.
7 L. 93-638 as amended). 2 N.N.C. §701(A)(12).

8
9 **SECTION TWO. FINDINGS**

10 A. The Annual Funding Agreement between the Department of Interior and the Navajo
11 Nation is a self-determination contract under the Indian Self-Determination and
12 Education Assistance Act and as such is an intergovernmental agreement.

13 B. It is in the best interest of the Navajo Nation to enter into a contract with the United
14 States Department of Interior Bureau of Indian Affairs for the contract term as set
15 forth in the documents attached as **Exhibit A**.

16 C. The proposed contract, pursuant to 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as
17 amended), between the Navajo Nation and United States Department of Interior, has
18 been has been endorsed by requisite reviewers and is determined legally sufficient
19 and eligible for signature as set forth in the documents attached as **Exhibit B**.

20
21 **SECTION THREE. APPROVALS**

22 A. The Navajo Nation hereby approves and authorizes a contract between the Navajo
23 Nation and the United States Department of the Interior, Bureau of Indian Affairs,
24 under 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as amended), for a five (5) year period
25 beginning January 1, 2022 and ending December 31, 2026 for Navajo Nation Higher
26 Education Program as set forth in the documents attached as **Exhibit A**.

27 B. The Navajo Nation hereby approves and authorizes the Annual Funding Agreement
28 and Scope of Work for the Navajo Nation Higher Education Program, for the contract
29 term as set forth in the documents attached as **Exhibit A**.

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

C. The Navajo Nation hereby authorizes the President of the Navajo Nation to execute and effectuate the Contract, Annual Funding Agreement, and Scope of Work, provided the terms and conditions in such documents are substantially similar to those approved by this resolution.