

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0175-21_

SPONSOR: Mark A. Freeland

TITLE: An Action Relating to Resources and Development, Budget and Finance, and Naabik'iváti' 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-Year Term for the Division of Natural Resources, Environmental Archaeological Service Non-Roads Program; Approving and Authorizing the Fiscal Year Annual Funding Agreement and Scope of Work for the Period of the Contract Term

Date posted: August 25, 2021 at 3:20 PM

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. 0175-21

DATE: August 18, 2021

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, 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-YEAR TERM FOR THE DIVISION OF NATURAL RESOURCES, ENVIRONMENTAL ARCHAEOLOGICAL SERVICE NON-ROADS PROGRAM; APPROVING AND AUTHORIZING THE FISCAL YEAR ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK FOR THE PERIOD OF THE CONTRACT TERM

PURPOSE: An action related to the Resources and Development, 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, for the Navajo Nation Division of Natural Resources, Environmental Archaeological Service Non-Roads Program; approving and authorizing the Navajo Nation Environmental Archaeological Service Non-Roads Program Annual Funding Agreement and Scope of Work.

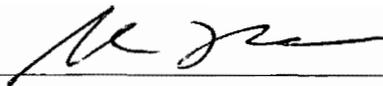
This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate to review each proposed resolution in detail.

5-DAY BILL HOLD PERIOD: VOID NONE
Website Posting Time/Date:
Posting End Date: August 30, 2021
Eligible for Action: August 31, 2021

Resources & Development 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. 0175-21

9
10 AN ACTION

11 RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE,
12 AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A
13 CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED STATES
14 DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. § 5301 *ET SEQ.* (P.L. 93-
15 638, AS AMENDED), FOR A FIVE-YEAR TERM FOR THE DIVISION OF
16 NATURAL RESOURCES, ENVIRONMENTAL ARCHAEOLOGICAL SERVICE
17 NON-ROADS PROGRAM; APPROVING AND AUTHORIZING THE FISCAL
18 YEAR ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK FOR THE
19 PERIOD OF THE CONTRACT TERM

20
21 **BE IT ENACTED:**

22
23 **SECTION ONE. AUTHORITY**

- 24 A. The Resources and Development Committee is the oversight committee for the
25 Division of Natural Resources, Natural Heritage Program. 2 N.N.C. § 501(C).
26 B. The Resources and Development Committee is to establish Navajo Nation Policy
27 with respect to the optimum utilization of all Navajo Nation resources and to protect
28 the rights, interests, sacred sites and freedoms of the Navajo Nation and People to
29 such resources, now and for future generations. 2 N.N.C. § 500 (C)(1)
30

- 1 C. The Budget and Finance Committee is established as a standing committee of the
2 Navajo Nation Council. 2 N.N.C. § 300.
- 3 D. The Budget and Finance Committee is authorized to approve and accept contracts
4 from federal authorities upon the recommendation of the standing committee which
5 has oversight of the program which requested the contract. 2 N.N.C. § 301(B)(15).
- 6 E. The Naabik'íyáti' Committee is authorized to approve contracts between the Navajo
7 Nation and the United States Department of Interior for the implementation of the
8 Indian Self-Determination and Education Assistance Act, 25 U.S.C. §5301 et seq.
9 (P. L. 93-638 as amended). 2 N.N.C. §701(A)(12).
- 10 F. It is in the best interest of the Navajo Nation to enter into a contract with the United
11 States Department of Interior for the Division of Natural Resources, Environmental
12 Archaeological Service Non-Roads Program, for the contract term as set forth in the
13 documents attached hereto as **Exhibit A**.

14
15 **SECTION TWO. FINDINGS**

- 16 A. The Annual Funding Agreement between the Department of Interior and the Navajo
17 Nation is a self-determination contract under the Indian Self-Determination and
18 Education Assistance Act and as such is an intergovernmental agreement.
- 19 B. It is in the best interest of the Navajo Nation to enter into a contract with the United
20 States Department of Interior Bureau of Indian Affairs for the contract term as set
21 forth in the documents attached as **Exhibit A**.
- 22 C. The proposed contract, pursuant to 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as
23 amended), between the Navajo Nation and United States Department of Interior,
24 has been endorsed by requisite reviewers and is determined legally sufficient and
25 eligible for signature as set forth in the documents attached as **Exhibit B**.

26
27 **SECTION THREE. APPROVALS**

- 28 A. The Navajo Nation hereby approves and authorizes a contract between the Navajo
29 Nation and the United States Department of the Interior, Bureau of Indian Affairs,
30 under 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as amended), for a five-year period for

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

the Division of Natural Resources, Environmental Archaeological Service Non-Roads Program as set forth in the documents attached as **Exhibit A**.

B. The Navajo Nation hereby approves and authorizes the Annual Funding Agreement and Scope of Work for the Division of Natural Resources, Environmental Archaeological Service Non-Roads Program, for the contract term as set forth in the documents attached as **Exhibit A**.

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.