



**PROPOSED AGENDA OF THE
24th NAVAJO NATION COUNCIL**

**SPRING SESSION
April 18 – 22, 2022
10:00 AM**

**Window Rock, Navajo Nation (AZ)
VIA TELECONFERENCE**

Call-in Number: (669) 900-6833

Meeting ID: 928 871 7160

Passcode: 86515

PRESIDING: Honorable Seth Damon, Speaker, 24th Navajo Nation Council

1. CALL SESSION TO ORDER; ROLL CALL; INVOCATION
(m) (s) (v)
2. RECOGNIZE GUESTS AND VISITING OFFICIALS TO THE NAVAJO NATION
3. REVIEW AND ADOPT THE AGENDA
(m) (s) (v)
4. RECEIVE THE STATE OF THE NATION ADDRESS FROM THE PRESIDENT OF THE NAVAJO NATION
(m) (s) (v)
5. RECEIVE REPORT FROM THE CHIEF JUSTICE OF THE NAVAJO NATION
(m) (s) (v)
6. RECEIVE REPORT FROM THE SPEAKER OF THE NAVAJO NATION COUNCIL
(m) (s) (v)
7. RECEIVE FINANCIAL REPORT FROM THE CONTROLLER
(m) (s) (v)

8. ORAL REPORTS

- A. Bureau of Indian Affairs (BIA) (m) (s) (v)
- B. Indian Health Services (IHS) (m) (s) (v)
- C. Attorney General (m) (s) (v)
- D. Navajo Nation Youth Advisory Council (m) (s) (v)

9. WRITTEN REPORTS

- A. Standing Committees (m) (s) (v)
- B. Boards and Commissions (m) (s) (v)
- C. Bureau of Indian Affairs (m) (s) (v)
- D. Indian Health Services Area Director (m) (s) (v)

10. OLD BUSINESS

(A) **LEGISLATION 0232-21:** An Action Relating to Resources and Development Committee; Naabik’iyáti’ Committee, and the Navajo Nation Council; Approving Oil and Gas Operating Agreements Between the Navajo Nation and Navajo Nation Oil and Gas Company for Tohachee Wash, Beautiful Mountain, and Porcupine Dome

SPONSOR: Honorable Seth Damon

(m) Hon. Charlaine Tso (s) Hon. Nathaniel Brown (v)

1/27/2022 – Motion to Table Legislation 0232-21 for no longer than Navajo Nation Council Spring Session to provide proper documents for possible amendments, including a profit-sharing agreement approved by the NNOG board and relevant chapters, grazing district committees and Department of Justice; (M) Honorable Wilson C. Stewart, Jr.; (S) Honorable Kee Allen Begay, Jr.; (V) 22 In Favor, 01 Opposed (Speaker Pro Tem Charles-Newton Not Voting)

(B) **LEGISLATION 0002-22:** An Action Relating to the Resources and Development, the Health, Education, and Human Services, the Law and Order, and the Naabik’iyáti’ Committees, and to the Navajo Nation Council; Amending Title 17 of the Navajo Nation Code to Establish Criminal Penalties for Vicious Dog and Other Animal Attacks

SPONSOR: Honorable Eugene Tso

CO-SPONSOR: Honorable Kee Allen Begay, Jr.

CO-SPONSOR: Honorable Eugenia Charles-Newton

CO-SPONSOR: Honorable Raymond Smith, Jr.

(m) Hon. Edison J. Wauneka (s) Hon. Rickie Nez (v)

1/27/2022 – Motion to Table Legislation 0002-22 (with one amendment) and bring back no later than the Navajo Nation Council – Spring Session to hold an Law & Order Committee and Resources & Development Committee – Work Session and include the Prosecutors Office, Public Safety, Animal Control Program, Fish & Wildlife, Divisions and other programs/departments provided in the RDC Committee Report attached to the legislation for possible recommendations and amendments; (M) Honorable Eugenia Charles-Newton; (S) Honorable Elmer P. Begay; (V) 14 In Favor, 09 Opposed (Speaker Damon Not Voting)

11. NEW BUSINESS

(A) **LEGISLATION 0208-21:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik’iyáti’ Committees and the Navajo Nation Council; Approving a Limited Waiver of Sovereign Immunity of the Navajo Nation to Authorize the Navajo Nation to Register and Sell Offset Credits for Carbon Sequestration Under the California Cap and Trade Program Administered by the California Air Resources Board, and to Provide the Courts of the State of California Subject Matter and Equitable Jurisdiction Over the Navajo Nation for the Sole Purpose of Enforcing the Navajo Nation’s Obligations with Respect to its Participation in the California Cap and Trade Program; Approving the Carbon Development and Marketing Agreement and Authorizing the Navajo Nation President to Sign the Same (2/3)

SPONSOR: Honorable Rickie Nez

CO-SPONSOR: Honorable Wilson C. Stewart, Jr.

(m) (s) (v)

- (B) **LEGISLATION 0209-21:** An Action Relating to the Budget and Finance, Resources and Development, and Naabik'iyáti' Committees, and the Navajo Nation Council; Allocating \$68,025,000 in Síhasin Funds for the Navajo Nation Department of Water Resources to Complete Twelve (12) Water Connection Projects Across the Navajo Nation; and Approving the "2021 Water Connection Projects Expenditure Plan" Pursuant to 12 N.N.C §§ 2501-2508 (2/3)
SPONSOR: Honorable Amber Kanazbah Crotty
CO-SPONSOR: Honorable Seth Damon

(m) (s) (v)

- (C) **LEGISLATION 0003-22:** An Act Relating to Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and Navajo Nation Council; Allocating \$900,000 from the Unreserved, Undesignated Fund Balance ("UUFB") to the Division of Economic Development/Tourism Department for Personnel and Operating Expenses for the Remainder of FY2022; Waiving 12 N.N.C. § 820(E), § 820(F), and § 820(J) to Allow Use of the UUFB for Recurring Expenses (2/3)
SPONSOR: Honorable Wilson C. Stewart, Jr.

(m) (s) (v)

- (D) **LEGISLATION 0016-22:** An Action Relating to Resources and Development and Naabik'iyáti' Committees and Navajo Nation Council; Extending the Time for a Limited Waiver of Sovereign Immunity to Allow the Navajo Nation to be Sued in Federal District Court Regarding Compliance with the National Environmental Protection Act in Carrying Out the United States Department of Housing and Urban Development Grants and Authorizing the President of the Navajo Nation to be the Certifying Tribal Official to Execute Form 7015.15 through September 30, 2025 (2/3)
SPONSOR: Honorable Mark A. Freeland

(m) (s) (v)

- (E) **LEGISLATION 0045-22:** An Act Relating to Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Approving \$4,000,000 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Navajo Nation Department of Justice Water Rights Litigation Unit to Continue Litigating and Protecting the Navajo Nation's Water Rights; Waiving 12 N.N.C. § 820(E), § 820(F), § 820(J), and § 820(L) (2/3)
SPONSOR: Honorable Thomas Walker, Jr.
CO-SPONSOR: Honorable Charlaine Tso

(m) (s) (v)

- (F) **LEGISLATION 0048-22:** An Action Relating to the Resources and Development, Health, Education and Human Services, Budget and Finance, and Naabik'iyáti' Committees, and the Navajo Nation Council; Allocating \$29,216,453 in Síhasin Funds to Navajoland Nursing Home, Inc. for the Construction and Operation of a Veterans Nursing Home; Approving the "Navajo Warriors Home Expenditure Plan" Pursuant to 12 N.N.C. § 2501 - § 2508 (2/3)
SPONSOR: Honorable Carl R. Slater
CO-SPONSOR: Honorable Kee Allen Begay, Jr.
CO-SPONSOR: Honorable Paul Begay, Jr.
CO-SPONSOR: Honorable Nathaniel Brown
CO-SPONSOR: Honorable Pernel Halona
CO-SPONSOR: Honorable Vince R. James
CO-SPONSOR: Honorable Rickie Nez
CO-SPONSOR: Honorable Wilson C. Stewart, Jr.

CO-SPONSOR: Honorable Daniel E. Tso
CO-SPONSOR: Honorable Eugene Tso
CO-SPONSOR: Honorable Edison J. Wauneka

(m) (s) (v)

- (G) **LEGISLATION 0050-22:** An Act Relating to an Emergency; Approving \$3,003,441 from the Unreserved, Undesignated Fund Balance (“UUFB”) for the Navajo Election Administration for its Expenses in Preparation for the 2022 Navajo Nation Elections; Waiving 12 N.N.C. § 820(E), § 820(F), § 820(J), and § 820(L) **(2/3)**
SPONSOR: Honorable Wilson C. Stewart, Jr.

(m) (s) (v)

- (H) **LEGISLATION 0252-21:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik’iyáti’ Committees, and the Navajo Nation Council; Allocating \$1,962,149 from the Unreserved, Undesignated Fund Balance to the Navajo Nation Division of Natural Resources for Drought Mitigation for the Navajo Nation’s Colorado Ranches

SPONSOR: Honorable Raymond Smith, Jr.
CO-SPONSOR: Honorable Mark A. Freeland

(m) (s) (v)

- (I) **LEGISLATION 0004-22:** An Act Relating to the Health, Education and Human Services, Resources and Development, Budget and Finance, and Naabik’iyáti’ Committees, and to the Navajo Nation Council; Allocating \$3,600,000 from the Unreserved, Undesignated Fund Balance to the Division of Community Development for the Upgrade/Replacement of a High-Voltage Electricity System for Ramah Navajo School Board, Inc./Pine Hill School

SPONSOR: Honorable Jamie Henio

(m) (s) (v)

- (J) **LEGISLATION 0011-22:** An Act Relating to Health, Education and Human Services, Law and Order, Budget and Finance, and Naabik’iyáti’ Committees and the Navajo Nation Council; Amending the Charter of Diné College, 10 N.N.C. §§ 2001 – 2023

SPONSOR: Honorable Daniel E. Tso
CO-SPONSOR: Honorable Seth Damon
CO-SPONSOR: Honorable Edison J. Wauneka
CO-SPONSOR: Honorable Paul Begay, Jr.

(m) (s) (v)

- (K) **LEGISLATION 0013-22:** An Act Relating to the Health, Education and Human Services, Budget and Finance, and Naabik’iyáti’ Committees, and to the Navajo Nation Council; Approving \$540,528 in Supplemental Funding from the Unreserved, Undesignated Fund Balance to Rehoboth Christian School to Fund Student Transportation Costs, a Navajo Language Teacher Position, Summer School Expenses, and Other Needs

SPONSOR: Honorable Pernell Halona
CO-SPONSOR: Honorable Seth Damon
CO-SPONSOR: Honorable Edmund Yazzie

(m) (s) (v)

- (L) **LEGISLATION 0025-22:** An Act Relating to the Health, Education, and Human Services, and Naabik’iyáti’ Committees, and the Navajo Nation Council; Recognizing and Honoring Navajo Women Warriors on the First Day of Spring Every Year

SPONSOR: Honorable Eugenia Charles-Newton

(m)

(s)

(v)

- (M) **LEGISLATION 0032-22:** An Action Relating to Health, Education and Human Services, and Naabik'iyáti' Committees and the Navajo Nation Council; Approving Reinstatement of Vestah J. Tikium, Formerly Known as Vestah J. James, as a Member of the Navajo Nation
SPONSOR: Honorable Wilson C. Stewart, Jr.

(m)

(s)

(v)

- (N) **LEGISLATION 0037-22:** An Action Relating to the Health, Education and Human Services and Naabik'iyáti' Committees and the Navajo Nation Council; Confirming the Appointment of Ms. Rachel Brown to the Commission on Navajo Government Development, as the Health, Education and Human Services Committee Representative
SPONSOR: Honorable Carl R. Slater
CO-SPONSOR: Honorable Paul Begay, Jr.
CO-SPONSOR: Honorable Edison J. Wauneka

(m)

(s)

(v)

12. CLOSE OF SESSION; ANNOUNCEMENTS; ADJOURNMENT

THIS AGENDA IS SUBJECT TO CHANGE: The public is advised that the Navajo Nation Council Agenda and the Agendas of the Standing Committees are not final until adopted by a majority vote of the Navajo Nation Council or the Standing Committee at a Navajo Nation Council or a Standing Committee meeting pursuant to 2 N.N.C. §§163 and 183, Navajo Nation Council Rule of Order No. 7, and Standing Committee Rule of Order No. 8.

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