

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0196-22_

SPONSOR: Thomas Walker, Jr.

TITLE An Action Relating to Resources and Development, Budget and Finance, and Naabik'iyáti' Committees; Approving and Authorizing a Renewel 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, 2023 and Ending December 31, 2027 for the Water Development Program; Approving and Authorizing he Fiscal Year Annual Funding Agreement and Scope of Work for the Period of the Contract Term

Date posted: October 6, 2022 at 6:30 PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. OL96-22

DATE: October 4, 2022

TITLE OF RESOLUTION: RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A RENEWEL 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, 2023 AND ENDING DECEMBER 31, 2027 FOR THE WATER DEVELOPMENT PROGAM; APPROVING AND AUTHORIZING THE FISCAL YEAR ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK FOR THE PERIOD OF THE CONTRACT TERM

PURPOSE: This resolution, if approved, will renew the P.L. 93-639 contract with the Department of Water Resources for the Water Development Program for a five-year period beginning January 1, 2023 and ending December 31, 2027.

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

5-DAY BILL HOLD PERIOD: Johnson
Website Posting Time/Date: _____
Posting End Date: 10-11-22
Eligible for Action: 10-12-22

Resources & Development Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL - Fourth Year, 2022
3 INTRODUCED BY

4
5 _____
6 (Sponsor)



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8 TRACKING NO. 0196-22

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10 AN ACTION

11 RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE,
12 AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A
13 RENEWEL CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED
14 STATES DEPARTMENT OF THE INTERIOR UNDER 25 U.S.C. § 5301 *et seq.* (P.L.
15 93-638, AS AMENDED), FOR A FIVE (5) YEAR TERM FOR THE PERIOD
16 BEGINNING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2027 FOR THE
17 WATER DEVELOPMENT PROGAM; APPROVING AND AUTHORIZING THE
18 FISCAL YEAR ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK FOR
19 THE PERIOD OF THE CONTRACT TERM

20
21 **BE IT ENACTED:**

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23 **SECTION ONE. AUTHORITY**

- 24 A. The Resources and Development Committee is a standing committee of the Navajo
25 Nation Council and is empowered with oversight authority over the Division of
26 Natural Resources, which includes the Department of Water Resources. 2 N.N.C. §
27 500 and 501(B)(1).
- 28 B. The Budget and Finance Committee is a standing committee of the Navajo Nation
29 Council and is empowered to authorize, review, approve and accept agreements,
30 including contracts and grants between the Navajo Nation and federal authority upon

1 the recommendation of the standing committee which has oversight over the division,
2 department or program which has applied for the agreement. 2 N.N.C. §§ 300 and §
3 301(B)(15).

- 4 C. The Naabik'iyáti' Committee is a standing committee of the Navajo Nation Council
5 and is empowered to authorize, review, approve and accept any and all contracts,
6 grants and associated budgets with the United States, its departments and agencies for
7 the implementation of the Indian Self-Determination and Education Assistance Act,
8 25 U.S.C. §5301 *et seq.* (P. L. 93-638 as amended), upon the recommendation of the
9 standing committee which has oversight over the division, department or program
10 which has applied for the contract and/or grant. 2 N.N.C. §701(A)(12).

11 12 SECTION TWO. FINDINGS

- 13 A. It is in the best interest of the Navajo Nation and its citizens to enter into the Indian
14 Self-Determination and Education Assistance Act, 25 U.S.C. §5301 *et seq.* (P. L. 93-
15 638 as amended) contract, including the Annual Funding Agreement and Scope of
16 Work, attached as **Exhibit A**, with the United States Department of Interior Bureau of
17 Indian Affairs to fund and support the Water Development Program for a five-year
18 term beginning January 1, 2023 and ending December 31, 2027.
- 19 B. The proposed Water Development Program P.L. 93-638 contract, Annual Funding
20 Agreement, and Scope of Work, attached as **Exhibit A**, has been endorsed by
21 requisite reviewers and is determined legally sufficient and eligible for signature. *See*
22 **Exhibit B**.

23 24 SECTION THREE. APPROVALS

- 25 A. The Navajo Nation hereby approves and authorizes a contract between the Navajo
26 Nation and the United States Department of the Interior, Bureau of Indian Affairs,
27 under 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as amended), for a five (5) year period
28 beginning January 1, 2023 and ending December 31, 2027 for the Water
29 Development Program as set forth in the documents attached as **Exhibit A**.

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- B. The Navajo Nation hereby approves and authorizes the Annual Funding Agreement and Scope of Work for the Water Development 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 P.L. 93-638 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.