

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0087-23_

SPONSOR: Steven R. Arviso

TITLE: An Action Relating to Resources and Development; Amending RDCMY-08-22 by Approving a Waiver of Bond, Insurance, or Alternative Form of Security to Continental Divide Electric Cooperative, INC

Date posted: April 26, 2023 12:52PM

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LEGISLATIVE SUMMARY SHEET
Tracking No. 0087-23

DATE: April 21, 2023

TITLE OF RESOLUTION: PROPOSED STANDING COMMITTEE RESOLUTION; AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; AMENDING RDCMY-08-22 BY APPROVING A WAVIER OF BOND, INSURANCE, OR ALTERNATIVE FORM OF SECURITY TO CONTINENTAL DIVIDE ELECTRIC COOPERATIVE, INC.

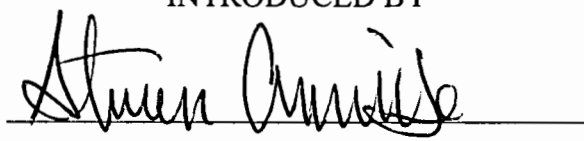
PURPOSE: The purpose of this legislation is to amend RDCMY-08-22 by waiving the requirement for a bond, insurance or alternative form of security on the part of the Grantee, based on the determination that the project benefits the Navajo Nation and such a waiver is in the best interest of the Navajo Nation, pursuant to Title 25 CFR § 169.103 (f) (2).

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
Website Posting Time/Date
Posting End Date: 05-01-23
Eligible for Action: 05-02-23

PROPOSED STANDING COMMITTEE RESOLUTION
25th NAVAJO NATION COUNCIL -- First Year, 2023

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0087-23

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; AMENDING RDCMY-08-22
BY APPROVING A WAVIER OF BOND, INSURANCE, OR ALTERNATIVE FORM
OF SECURITY TO CONTINENTAL DIVIDE ELECTRIC COOPERATIVE, INC.

BE IT ENACTED:

Section One. Authority

Pursuant to 2 N.N.C. Section §501 (B)(2), the Resources and Development Committee of the Navajo Nation Council has the authority to give final approval of all land withdrawals, non-mineral leases, permits, licenses, rights-of-way, surface easements and bonding requirements on Navajo Nation land and unrestricted (fee) land. This authority shall include subleases, modifications, assignments, leasehold encumbrances, transfers, renewals, and terminations.

Section Two. Findings

A. The Resources and Development Committee approved RDCMY-08-22 and the resolution was certified on May 11, 2022. The resolution was entitled AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING A RIGHT-OF-WAY TO CONTINENTAL DIVIDE ELECTRIC COOPERATIVE, INC. FOR THE SUNDANCE RIGHT-OF-WAY #2

1 POWERLINE/FIBER OPTIC LINE PROJECT LOCATED ON NAVAJO
2 NATION TRUST LANDS IN CHURCH ROCK CHAPTER VICINITY
3 (MCLINLEY COUNTRY, NEW MEXICO). Resolution RDCMY-08-22, is
4 attached as **Exhibit 1**.

5 B. Continental Divide Electric Cooperative, Inc requests a waiver of bond, insurance,
6 or alternative form of security. *See*, 25 CFR § 169.103 (f) (2).

7
8 **Section Three. Approval**

9 A. The Resources and Development Committee of the Navajo Nation Council hereby
10 amends RDCMY-08-22 by waiving the requirement for a bond, insurance or alternative
11 form of security on the part of the Grantee, based on the determination that the project
12 benefits the Navajo Nation and such a waiver is in the best interest of the Navajo
13 Nation, pursuant to Title 25 CFR § 169.103 (f) (2).

14 B. The Resources and Development Committee of the Navajo Nation Council hereby
15 authorizes the President of the Navajo Nation to execute any and all documents
16 necessary to affect the intent and purpose of this resolution.