

THE NAVAJO NATION
LEGISLATIVE BRANCH
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LEGISLATION NO: 0086-25

SPONSOR: Shawna Ann Claw

TITLE: An Action Relating to Resources and Development Committee; Rescinding the Delegation of Business Site Leasing Authority Granted to the Shonto Community Governance (Chapter)

Date posted: May 08, 2025 at 9:16 PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0086-25

DATE: May 7, 2025

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; RESCINDING THE DELEGATION OF BUSINESS SITE LEASING AUTHORITY GRANTED TO THE SHONTO COMMUNITY GOVERNANCE (CHAPTER)

PURPOSE: The purpose of this proposed resolution is to rescind the delegation of business site leasing authority granted to the Shonto Community Governance (Chapter).

FINAL AUTHORITY: Resources and Development Committee

VOTE REQUIRED: Simple Majority

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: 05-13-25
Eligible for Action: 05-14-25

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 25th NAVAJO NATION COUNCIL – Third Year, 2025

3 INTRODUCED BY

4 

5 _____
6 (Prime Sponsor)

7
8 TRACKING NO. 0086-25

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10 AN ACTION
11 RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE;
12 RESCINDING THE DELEGATION OF BUSINESS SITE LEASING AUTHORITY
13 GRANTED TO THE SHONTO COMMUNITY GOVERNANCE (CHAPTER)

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15 BE IT ENACTED:

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17 SECTION ONE. AUTHORITY

- 18 A. The Resources and Development Committee is a standing committee of the Navajo
19 Nation Council. 2 N.N.C. §500(A).
20 B. The Resources and Development Committee has oversight authority over, including
21 but not limited to, water, land, Chapter activities, economic and community
22 development. 2 N.N.C. §500(C).
23 C. The Resources and Development Committee has the enumerated power to delegate
24 business site leasing authority to governance certified Chapters and to rescind such
25 delegation in accordance with established rules and regulations. 2 N.N.C. §501(B)(2)
26 and (3).

27
28 SECTION TWO. FINDINGS

- 29 A. Navajo Nation Council Resolution CAP-34-98 enacted the Local Governance Act
30 (LGA) and codified it under Title 26 of the Navajo Nation Code.

- 1 B. Shonto Chapter, also known as Shonto Community Governance, is an LGA Certified
2 Chapter that was delegated approval for business site leases by the Economic
3 Development Committee in 2008.
- 4 C. Chapters with delegated business site leasing authority are required to comply with
5 the Navajo Nation’s Uniform Business Leasing Regulations of 2008.
- 6 D. On January 31, 2025, the Division of Economic Development provided formal and
7 detailed notice to the Resources and Development Committee and the Shonto
8 Community Governance (Chapter) of the recommendation for rescission of the
9 Chapter’s business site leasing authority due to violations of the Navajo Nation’s
10 Uniform Business Leasing Regulations of 2008 and the Shonto Chapter
11 Administrative and Management Plan, attached as **Exhibit A**.
- 12 E. In accordance with the Rules of Order for Rescission of Delegation of Business
13 Leasing Authority Hearings enacted by Resolution RDCAP-53-12 (“Rules of
14 Order”), the Resources and Development Committee held a hearing that took place
15 on April 9, 2025, and April 30, 2025 at the Kayenta Township in Kayenta, AZ on the
16 Navajo Nation.

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18 **SECTION THREE. DECISION OF THE COMMITTEE**

- 19 F. After careful consideration of all testimony and submitted evidence related to this
20 matter and in accordance with the Rules of Order, the Resources and Development
21 Committee finds that the Shonto Community Governance (Chapter) is in violation of
22 the Navajo Nation’s Uniform Business Leasing Regulations of 2008 and the Shonto
23 Chapter Administrative and Management Plan.
- 24 G. The Committee finds that the Chapter has failed to maintain an Administrative and
25 Business Office as required by the Uniform Business Leasing Regulations of 2008
26 § 801.
- 27 H. As stated in § 801 (1.4) “[a]ny violation of this provision shall provide grounds for
28 the [a]pproval [a]uthority to be rescinded...”
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1 I. Based on this violation the Committee determines it is in the best interest of the
2 Navajo Nation to rescind the delegation of business site leasing authority granted to
3 the Shonto Community Governance (Chapter).

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5 **SECTION FOUR. RESCINDING THE DELEGATION OF BUSINESS SITE**
6 **LEASING AUTHORITY**

7 The Navajo Nation's Resources and Development Committee hereby rescinds the
8 delegation of approval authority for business site leases granted to the Shonto Community
9 Governance (Chapter) in EDCY-40-08. The Chapter is eligible to reapply for this
10 delegation of authority in three years, in accordance with the Navajo Nation's Uniform
11 Business Leasing Regulations of 2008 § 203 (3.1.5).
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