

THE NAVAJO NATION
LEGISLATIVE BRANCH
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LEGISLATION NO: 0108-25

SPONSOR: Andy Nez

TITLE: An Action Relating to the Resources and Development Committee and Budget and Finance Committee; Amending Crystal Chapter Projects Included in Council Delegate Andy Nez's Delegate Region Project Plan Currently Funded Through the Revenue Replacement Reserve

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0108-25

DATE: May 23, 2025

TITLE OF RESOLUTION: AN ACTION RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND BUDGET AND FINANCE COMMITTEE; AMENDING CRYSTAL CHAPTER PROJECTS INCLUDED IN COUNCIL DELEGATE ANDY NEZ'S DELEGATE REGION PROJECT PLAN CURRENTLY FUNDED THROUGH THE REVENUE REPLACEMENT RESERVE

PURPOSE: This proposed resolution will amend Crystal Chapter Projects including Honorable Andy Nez's Delegate Region Project Plan.

FINAL AUTHORITY: Budget and Finance Committee

VOTING REQUIREMENT: 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: 06-11-25
Eligible for Action: 06-12-25

Resources & Development Committee
Thence
Budget & Finance Committee

PROPOSED STANDING COMMITTEE RESOLUTION
25th NAVAJO NATION COUNCIL -- Third Year, 2025

INTRODUCED BY


(Prime Sponsor)

TRACKING NO. 0108-25

AN ACTION

**RELATING TO THE RESOURCES AND DEVELOPMENT COMMITTEE AND
BUDGET AND FINANCE COMMITTEE; AMENDING CRYSTAL CHAPTER
PROJECTS INCLUDED IN COUNCIL DELEGATE ANDY NEZ'S DELEGATE
REGION PROJECT PLAN CURRENTLY FUNDED THROUGH THE REVENUE
REPLACEMENT RESERVE**

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee is a standing committee of the Navajo Nation Council with the delegated authority to review, coordinate and approve projects on the Navajo Nation to be financed by funds designated for capital improvement. 2 N.N.C. § 500 (C)(5).
- B. The Budget and Finance Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to protect the interests of the Navajo People through the prudent management of financial reserves of the Navajo Nation and the use of funds available for expenditure by the Navajo Nation. 2 N.N.C. §§ 300 (C)(4).
- C. Delegate Region Project Plans funded through the General Fund Revenue Replacement Reserve shall only be amended by resolution of the Budget and Finance Committee when recommended by the Resource and Development Committee. CMY-28-24, § (F).

1 **SECTION TWO. FINDINGS**

2 A. Council Resolution CMY-28-24, incorporated by reference, established the Revenue
3 Replacement Reserve as a committed fund balance within the Navajo Nation General
4 Fund for the purpose of housing, protecting, and reserving certain funds from the
5 Navajo Nation Fiscal Recovery Fund ("NNFRF") until the Navajo Nation established
6 a statutory trust fund that will be used to leverage funding for government services and
7 long-term infrastructure development. CMY-28-24, § 5.

8 B. The following provisions of CMY-28-24 specifically apply to Delegate Region Project
9 Plans funded through the Revenue Replacement Reserve:

- 10 1. To provide more flexibility and increase the time available to complete
11 Delegate Region Project Plans, the Navajo Nation reallocated *unobligated*
12 *and unspent* Delegate Region Project Plan funds from the NNFRF to the
13 Revenue Replacement Reserve. Delegate Region Project Plans funded
14 through the Revenue Replacement Reserve are not subject to U.S. Treasury
15 rules and guidance. CMY-28-24, § 6(A).
- 16 2. The transfer of Delegate Region Project Plan funding from the NNFRF to
17 the Revenue Replacement Reserve shall not increase or decrease the eight
18 million eight hundred two thousand three hundred forty dollars
19 (\$8,802,340) dollars allocated to each Delegate Region pursuant to
20 Resolution CJN-29-22, § 3. CMY-28-24, § 6(C).
- 21 3. The Office of the Controller, with the assistance of the NNFRF Office and
22 Office of Management and Budget, shall administratively implement the
23 transfer of unobligated and unspent Delegate Region Project Plans from the
24 NNFRF to the Revenue Replacement Reserve. The transfer shall keep the
25 Delegate Region Project Plans intact. CMY-28-24, § 6(D).
- 26 4. Delegate Region Project Plans funded through the Revenue Replacement
27 Reserve shall be limited to the following purposes, unless otherwise
28 excepted through resolution of the Navajo Nation Council: Projects for
29 programs to provide government services to Chapter members; to provide
30 basic PPE to Chapter members; to provide food, fuel, firewood assistance

1 to Chapter members; for construction projects such as renovations to
2 Chapter houses, new housing construction, housing renovations, and house
3 wiring; to plan and design projects; to hire consultants to assist with eligible
4 programs and projects; to hire PEP workers, student workers and other
5 temporary employees, or regular status employees to assist the Chapter
6 governments in carrying out eligible programs and projects. Delegate
7 Region Project Plans shall not include vaccinations or any cash assistance
8 for Chapter members, such as a hardship assistance program. CMY-28-24,
9 § 6(E).

- 10 5. Delegate Region Project Plans funded through the General Fund Revenue
11 Replacement Reserve shall only be amended by resolution of the Budget
12 and Finance Committee when recommended by the Resource and
13 Development Committee. CMY-28-24, § 6(F).

14 C. Crystal Chapter has requested that the Delegate Region Project Plan covering the
15 Crystal Chapter be amended as set forth in the April 3, 2025, memorandum, attached
16 as **Exhibit A**.

17 D. Crystal Chapter provided the following expenditure plan:

- 18 1. NO1687 (Rural Addressing) reduced by \$100,000 as set forth in **Exhibit B**;
19 2. NO1693 (Grader) increased by \$48,000 as set forth in **Exhibit C**;
20 3. NO1692 (4x4 Truck) increased by \$20,000 as set forth in **Exhibit D**; and
21 4. NO1694 (Multi-Purpose Building Maintenance) increased by \$32,000 as set
22 forth in **Exhibit E**.

23 E. Crystal Chapter is included in Council Delegate Andy Nez's Delegate Region.

24 F. As required by CMY-28-24, the Resources and Development Committee recommends
25 that the Delegate Region Project Plan for Delegate Andy Nez's Delegate Region be
26 amended as provided in **Exhibits B, C, D, and E**.

27
28 **SECTION THREE. APPROVING AMENDMENTS TO CRYSTAL CHAPTER**
29 **PROJECTS INCLUDED IN DELEGATE ANDY NEZ'S DELEGATE REGION**
30 **PROJECT PLANS**

1 A. The Navajo Nation, through the Resources and Development and Budget and Finance
2 Committees, approves the changes to the Crystal Chapter projects previously approved
3 by CAP-19-23 as set forth in **Exhibits A-E**.

4 B. The changes to the Crystal Chapter project set forth above are in compliance with
5 CMY-28-24 and do not increase the overall costs of Delegate Andy Nez's Delegate
6 Region Project Plan.

7
8 **SECTION FOUR. SAVING CLAUSE**

9 Should any provision of this legislation or the Capital Development and Financing Act be
10 determined invalid by the Navajo Nation Supreme Court, or a District Court of the Navajo
11 Nation without appeal to the Navajo Nation Supreme Court, those portions of the
12 legislation or Act which are not determined invalid shall remain the law of the Navajo
13 Nation.