

Motion: Honorable Davis Filfred
Second: Honorable Herman M. Daniels
VOTE: 19-02

**AGENDA OF THE
23rd NAVAJO NATION COUNCIL**

WINTER SESSION
January 23-27, 2017



Department of Diné Education Auditorium
Window Rock, Navajo Nation

PRESIDING: Honorable LoRenzo C. Bates, Speaker, Navajo Nation Council

1. CALL MEETING TO ORDER; ROLL CALL; INVOCATION
2. RECOGNIZE GUESTS AND VISITING OFFICIALS TO THE NAVAJO NATION
3. REVIEW AND ADOPT THE AGENDA
4. Selection of the Speaker of the 23rd Navajo Nation Council
 - A. **LEGISLATION 0030-17:** An Action Relating to the Navajo Nation Council; Selecting and Confirming the Speaker of the 23rd Navajo Nation Council for a Two Year Term
SPONSOR: Honorable Seth Damon

(m)	(s)	(v)
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5. RECEIVE THE STATE OF THE NATION ADDRESS FROM THE PRESIDENT OF THE NAVAJO NATION

(m)	(s)	(v)
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6. RECEIVE REPORT FROM THE SPEAKER OF THE NAVAJO NATION COUNCIL

(m)	(s)	(v)
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7. ORAL REPORTS:
 - A. Bureau of Indian Affairs (BIA) (m) (s) (v)
 - B. Indian Health Services (IHS) (m) (s) (v)
 - C. Financial Report by the Controller (m) (s) (v)

- D. Attorney General (m) (s) (v)
- E. Chief Justice of the Navajo Nation (m) (s) (v)
- F. Diné College (m) (s) (v)
- G. Rehoboth McKinley Christian Health Care (m) (s) (v)

8. WRITTEN REPORTS

- A. Standing Committees (m) (s) (v)
- B. Boards and Commission (m) (s) (v)
- C. Bureau of Indian Affairs (m) (s) (v)
- D. Indian Health Services Area Director (m) (s) (v)
- E. Navajo Tribal Utility Authority (m) (s) (v)

9. OLD BUSINESS: NONE

10. NEW BUSINESS:

- (A) **LEGISLATION 0371-15:** An Act Relating to Law And Order Committee, Naabik'iyáti' Committee and the Navajo Nation Council; Amending 2 N.N.C. §183(F), Prohibiting the Conduct of Committee and Commission Meetings While the Navajo Nation Council is in Session or While the Naabik'iyáti' Committee is Meeting; Further, Prohibiting Payment of Stipend or Reimbursement for Attendance at Chapter Meetings, Including Planning Meetings, During Navajo Nation Council Sessions or During Naabik'iyati' Committee Meetings **(2/3 VOTE)**

SPONSOR: Honorable Amber K. Crotty

- (m) (s) (v)

- (B) **LEGISLATION 0339-16:** An Action Relating To Resources and Development, Budget and Finance and Naabik'iyáti' Committees and Navajo Nation Council; Amending Navajo Nation Council Resolution CJA-12-16 and the Síhasin Fund Bulk Water & Wastewater Development Expenditure Plan and the Síhasin Fund SDS Project Expenditure Plan to Include Wide Ruins Water Line Extension (Phase II) **(2/3 VOTE)**

SPONSOR: Honorable Raymond Smith, Jr.

- (m) (s) (v)

- (C) **LEGISLATION 0340-16:** An Action Relating To Law And Order; Resources And Development; Budget And Finance; Health, Education And Human Services, Naabik'iyáti' Committee; and the Navajo Nation Council; 2 N.N.C. § 182, Term of Office **(2/3 VOTE)**

SPONSOR: Honorable Raymond Smith, Jr.

CO-SPONSOR: Honorable Kee Allen Begay, Jr.

- (m) (s) (v)

(D) **LEGISLATION 0038-17:** An Action Relating to Disaster Relief Services; Waiving 12 N.N.C. §§ 820 (E), 820 (F) and 820 (L) Relating to the Designation of Recurring and Non-Recurring Revenues and Operating Expenses and Use of the Unreserved, Undesignated Fund Balance for Recurring Expenses; Waiving 12 N.N.C. § 820 (J) Regarding Maintenance of the Minimum Fund Balance; and Approving Supplemental Funding from the Minimum Fund Balance of the Unreserved, Undesignated Fund Balance in the Amount of \$242,576.08 for the Navajo Nation Chapter for Disaster Relief Services

SPONSOR: Honorable Seth Damon

(m) (s) (v)

(E) **LEGISLATION 0355-16:** An Action Relating to Resources and Development, Budget and Finance and Naabik'iyáti' Committees and Navajo Nation Council; Adopting the Síhasin Fund Twin Arrows/Glittering Mountain Family Entertainment Center Economic Development Expenditure Plan Pursuant to Resolution CD-68-14 and 12 N.N.C. §§ 2501-2508 **(2/3 VOTE)**

SPONSOR: Honorable Jonathan L. Hale

(m) (s) (v)

(F) **LEGISLATION 0394-16:** An Act Relating to Law and Order, Naabik'iyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. § 601 (C) **(2/3 VOTE)**

SPONSOR: Honorable Raymond Smith, Jr.

(m) (s) (v)

(G) **LEGISLATION 0001-17:** An Action Relating to Resources And Development, Budget And Finance, Naabik'iyáti', and Navajo Nation Council; Approving Supplemental Fund from the Unreserved, Undesignated Fund Balance in the Amount of Five Hundred Forty Three Thousand Two Hundred Dollars (\$543,200) for Housing for the Former Bennett Freeze Area within Tonalea/Red Lake Chapter, Waiving 2 N.N.C. § 820(I) and 860(C) Relating to the Capital Improvement Process **(2/3 VOTE)**

SPONSOR: Honorable Tuchoney Slim Jr.

(m) (s) (v)

(H) **LEGISLATION 0343-16:** An Action Relating To Resources and Development Committee, Budget and Finance Committee; Naabik'iyati' Committee and the Navajo Nation Council; Approving Supplemental Funding from the Unreserved, Undesignated Fund Balance in the amount of \$157,662.57 for the Tse Si Ani Chapter Powerline Extension Project; Waiving 12 N.N.C. SS820(I) and 860(C) Relating to the Capital Improvement Process.

(2/3 VOTE)

SPONSOR: Honorable Raymond Smith, Jr.

(m) (s) (v)

(I) **LEGISLATION 0344-16:** An Action Relating To Law and Order Committee, Resources and Development Committee, Budget and Finance Committee, Naabik'íyáti' Committee, and Navajo Nation Council; Amending Title 12 at 12 N.N.C. §§ 2001-2070 the Capital Outlay Match Funding Special Revenue Fund

SPONSOR: Honorable Otto Tso

(m) (s) (v)

(J) **LEGISLATION 0345-16:** An Action Relating to Law and Order, Health, Education and Human Services, Resources and Development, Naabik'íyáti' Committees, and the Navajo Nation Council; Requesting Support from the United States Environmental Protection Agency, the Office of Navajo-Hopi Relocation, the Navajo Nation Environmental Protection Agency, the State of Arizona, and Apache County, Arizona for Assistance in Addressing Uranium Contamination in the Water Supply Near Sanders, Arizona

SPONSOR: Honorable Raymond Smith, Jr.

CO- SPONSOR: Honorable Kee Allen Begay, Jr.

(m) (s) (v)

(K) **LEGISLATION 0348-16:** An Action Relating To Resources And Development, Budget And Finance, and Naabik'íyáti' Committees and the Navajo Nation Council; Rescinding Resolution CJN-23-13, Exempting the Navajo Nation Oil And Gas Company from the Navajo Nation Fuel Excise Taxes

SPONSOR: Honorable Dwight Witherspoon

(m) (s) (v)

(L) **LEGISLATION 0361-16:** An Action Relating To Resources and Development; Naabik'íyáti' Committee and the Navajo Nation Council; Amending CAP-26-16 by Exempting Range Units 110, 601, 602, 603, 301, and 310 from the Determination of Navajo Partitioned Lands Range Unit Boundaries and Grazing Districts; Amending IGRJN-110-10 by Exempting Range Units 110, 601, 602, 603, 301, and 310 from Eligibility Criteria for Issuance of New Navajo Partitioned Land Grazing Permits; Authorizing Kayenta Chapter and Chilchinbeto Chapter Officials to Discuss with Land Users, Permittees, and Residents of Range Units 110, 601, 602, 603, 301, and 310 the Boundaries and Grazing Permits Eligibility Criteria for these Range Units; and, Directing that the Kayenta Chapter and Chilchinbeto Chapter Officials provide a Report to the Navajo Nation Council on these Matters

SPONSOR: Honorable Herman M. Daniels

(m) (s) (v)

(M) **LEGISLATION 0388-16:** An Action Relating to Resources and Development, Law and Order, Naabik'íyáti' Committees and the Navajo Nation Council; Amending 2 N.N.C. §

3454 (A), Navajo Telecommunications Regulatory Commission membership of the Commission

SPONSOR: Honorable Walter Phelps

(m) (s) (v)

(N) **LEGISLATION 0400-16:** An Action Relating to Naabik'iyáti' and Navajo Nation Council; Confirming the Nomination of Mr. Philmer Bluehouse to Commission on Navajo Government Development

SPONSOR: Honorable Jonathan L. Hale

(m) (s) (v)

(O) **LEGISLATION 0402-16:** An Act Relating to Law and Order, Resources and Development and Naabik'iyáti' Committees and the Navajo Nation Council, Approving the Navajo Housing Authority Reform Act by Approving Amendments to 6 N.N.C. 605, 606, and 618

SPONSOR: Honorable Alton Joe Shepherd

(m) (s) (v)

(P) **LEGISLATION 0403-16:** An Action Relating to Resources and Development and Naabik'iyáti' Committees and Navajo Nation Council; Amending Resolution CJA-03-14 Extending the Time for a Limited Waiver of Sovereign Immunity to Allow the Navajo Nation to be Sued in Federal District Court for Compliance with the National Environmental Protection Act to Carry 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, 2021

SPONSOR: Honorable Davis Filfred

CO- SPONSOR: Honorable Benjamin Bennett

(m) (s) (v)

(Q) **LEGISLATION 0408-16:** An Action Relating to Law and Order, Naabik'iyáti' Committees and Navajo Nation Council; Appointing Mr. Rodgerick T. Begay as the Navajo Nation Deputy Attorney General

SPONSOR: Honorable Edmund Yazzie

(m) (s) (v)

(R) **LEGISLATION 0430-16:** An Action Relating to Naabik'iyáti' Committee; Amending NABIAU-52-15, the Plan of Operation For the Dine Uranium Remediation Advisory Commission

SPONSOR: Honorable Amber K. Crotty

CO- SPONSOR: Honorable Jonathan L. Hale

CO- SPONSOR: Honorable Kee Allen Begay, Jr.

CO- SPONSOR: Honorable Jonathan Perry

(m) (s) (v)

- (S) **LEGISLATION 0006-17:** An Action Relating to Navajo Nation Council; Confirming The Permanent Appointment Of The Honorable Cynthia Thompson As Navajo Nation District Court Judge

SPONSOR: Honorable Kee Allen Begay, Jr.

(m) (s) (v)

- (T) **LEGISLATION 0024-17:** An Action Relating to the Navajo Nation Council; Confirming the Appointment of Herbert Clah, Jr. to the Navajo Nation Gaming Enterprise Board of Directors for a Four Year Term

SPONSOR: Honorable Tom T. Chee

(m) (s) (v)

- (U) **LEGISLATION 0395-16:** An Action Relating to Law And Order, Naabik'iyati' Committees And The Navajo Nation Council; Amending 2 N.N.C. § 501 And Adding Section 2 N.N.C. § 503.

SPONSOR: Honorable Jonathan L. Hale

CO-SPONSOR: Honorable Norman M. Begay

(m) (s) (v)

- (V) **LEGISLATION 0431-16:** An Action Relating to Budget And Finance, And Naabik'iyati' Committees And The Navajo Nation Council; Approving Supplemental Funding From The Unreserved, Undesignated Fund Balance In The Amount Of \$248,587 To The Navajo Nation Election Administration Office To Hold The Transportation Stimulus Plan Referendum.

SPONSOR: Honorable Walter Phelps

CO-SPONSOR: Honorable Benjamin Bennett

CO-SPONSOR: Honorable Dwight Witherspoon

(m) (s) (v)

- (W) **LEGISLATION 0005-17:** An Action Relating to Budget And Finance, Naabik'iyati' And The Navajo Nation Council; Amending CO-59-16, A Resolution Entitled "An Action Relating To Budget And Finance, Naabik'iyati' Committee And The Navajo Nation Council; Referring A Referendum Measure On Expenditure Of Fund Principal Pursuant To 12 N.N.C. § 904, Permanent Trust Fund, To Support The Navajo Nation Transportation Stimulus Plan;" Referendum Election To Be Conducted No Sooner Than 60 Days And No Later Than 90 Days Of Appropriation Of Funds To Conduct The Election.

SPONSOR: Honorable Lee Jack, Sr.

(m) (s) (v)

11. CLOSE OF SESSION; ANNOUNCEMENTS; ADJOURNMENT