NAABIK'ÍYÁTI' COMMITTEE OF THE 24th NAVAJO NATION COUNCIL

REGULAR MEETING (VIA TELECOMMUNICATION)

Call-in Number: (669) 900-6833 Meeting ID: 928 871 7160 Passcode: 86515

Window Rock, Navajo Nation (AZ)

Thursday, November 10, 2022 – 10:00 AM

APPROVED AGENDA

PRESIDING CHAIR: Honorable Daniel E. Tso, Speaker Pro Tem, 24th Navajo Nation Council

Hon. Seth Damon, Speaker			
BUDGET & FINANCE	RESOURCES &	HEALTH, EDUCATION &	LAW AND ORDER
COMMITTEE	DEVELOPMENT COM.	HUMAN SERVICES COM.	COMMITTEE
Hon. Elmer P. Begay	Hon. Kee Allen Begay, Jr.	Hon. Paul Begay	Hon. Eugenia Charles-Newton (C)
Hon. Nathaniel Brown	Hon. Herman M. Daniels, Jr.	Hon. Pernell Halona	Hon. Vince R. James
Hon. Amber Kanazbah Crotty	Hon. Mark A. Freeland	Hon. Carl Roessel Slater (VC)	Hon. Eugene Tso
Hon. Jamie Henio (C)	Hon. Rickie Nez (C)	Hon. Charlaine Tso	Hon. Otto Tso (VC)
Hon. Raymond Smith, Jr. (VC)	Hon. Wilson C. Stewart, Jr.	Hon. Daniel E. Tso (C)	Hon. Edmund Yazzie
Hon. Jimmy Yellowhair	Hon. Thomas Walker, Jr. (VC)	Hon. Edison J. Wauneka	(C) Chair & (VC) Vice Chair

1. CALL MEETING TO ORDER; ROLL CALL; INVOCATION

2. RECOGNIZE GUESTS AND VISITING OFFICIALS (2 Minute Limit per Delegate)

3. REVIEW AND ADOPT THE AGENDA

(m) Hon. Pernell Halona (s) Hon. Raymond Smith, Jr. (v) 19-0 (cnv)

4. REVIEW AND ADOPT THE JOURNALS: NONE

5. **RECEIVE REPORTS:** NONE

6. OLD BUSINESS:

A. LEGISLATION 0159-22: An Act Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and to the Navajo Nation Council; Allocating \$10,031,897 from the Síhasin Fund for the Mariano Lake Chapter Multipurpose Building Project; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. \$2501 - \$2508

SPONSOR: Honorable Edmund Yazzie CO-SPONSOR: Honorable Raymond Smith, Jr.

(m)

(s)

(v)

10/19/2022 – Motion to Refer Legislation 0159-22 to the Naabik'iyáti' Committee and bring back no later than 30 days for further discussion on current modifications and to allow more time for possible amendments to be drafted; (M) Hon. Eugenia Charles-Newton; (S) Hon. Herman M. Daniels, Jr.; (V) 14 In Favor, 07 Opposed (Speaker Damon Not Voting)

7. NEW BUSINESS:

A. CONSENT AGENDA

LEGISLATION 0117-22: An Action Relating to the Resources and Development Committee and Naabik'iyati' Committee; Supporting U.S. Senate Bill 2265, The "Native American Housing Assistance and Self-Determination Act (NAHASDA) of 2021"; Urging the U.S. Senate to Amend the Bill to Expand Income Eligibility Requirements to Increase Native American Home Ownership

SPONSOR: Honorable Mark A. Freeland CO-SPONSOR: Honorable Paul Begay, Jr. CO-SPONSOR: Honorable Pernell Halona CO-SPONSOR: Honorable Vince R. James CO-SPONSOR: Honorable Carl R. Slater CO-SPONSOR: Honorable Raymond Smith, Jr. CO-SPONSOR: Honorable Wilson C. Stewart, Jr. CO-SPONSOR: Honorable Otto Tso CO-SPONSOR: Honorable Otto Tso

LEGISLATION 0203-22: An Action Relating to the Naabik'íyáti' Committee; Establishing the Naabik'íyáti' Missing and Murdered Diné Relatives Task Force

SPONSOR: Honorable Amber Kanazbah Crotty CO-SPONSOR: Honorable Kee Allen Begay, Jr.

LEGISLATION 0195-22: An Action Relating to the Law and Order Committee, and Naabik'íyáti' Committee; Supporting United States Congressional Bill H.R. 2739 Titled "Securing Urgent Resources Vital to Indian Victim Empowerment Act"

SPONSOR: Honorable Eugenia Charles-Newton CO-SPONSOR: Honorable Amber Kanazbah Crotty

LEGISLATION 0186-22: An Act Relating to Law and Order, Resources and Development, and Naabik'iyáti' Committees and Navajo Nation Council; Asserting Sovereignty and Taking Over Primary Regulatory Authority from the Federal Government, Office of Surface Mining and Reclamation Enforcement, Over All Coal Mining Lands Located on the Navajo Nation; Enacting a Waiver of Sovereign Immunity; and Establishing New Sections in Title 18 at 18 N.N.C. §§ 1701 et seq. *SPONSOR: Honorable Wilson C. Stewart, Jr.*

CO-SPONSOR: Honorable Wuson C. Stewart, Jr. CO-SPONSOR: Honorable Pernell Halona CO-SPONSOR: Honorable Daniel E. Tso

LEGISLATION 0189-22: An Action Relating to Resources and Development Committee and Naabik'íyáti' Committee; Opposing Garfield Co., Utah, et al. v. Biden, et al., Civil Action No. 4:22-CV-00059-DN, Seeking to Declare President Biden's October 8, 2021 Proclamation Regarding Bears Ears National Monument Unlawful

SPONSOR: Honorable Herman M. Daniels, Jr.

LEGISLATION 0175-22: An Action Relating to Resources and Development Committee, and Naabik'íyáti' Committee: Supporting United States Congressional Bill H.R. 8108 Titled "Advancing Tribal Parity on Public Land Act"

SPONSOR: Honorable Daniel E. Tso

LEGISLATION 0204-22: An Action Relating to Resources and Development and Naabik'íyáti' Committee; Requesting and Supporting the Introduction and Enactment by United States Congress of the "Eastern Navajo Agency Land Exchange and Archaeological Protection Act of 2022"

SPONSOR: Honorable Daniel E. Tso CO-SPONSOR: Honorable Jamie Henio

(m)

- (s) (v)
- B. LEGISLATION 0108-22: An Act Relating to the Health, Education and Human Services, Law and Order, Budget and Finance, and Naabik'íyáti' Committees and the Navajo Nation Council; Repealing 9 N.N.C. § 2(C) of the Diné Marriage Act of 2005, to Equally Recognize all Marriages within the Navajo Nation; and Amending Other Provisions in Title 9 Related to Marriage within the Navajo Nation
 SPONSOR: Honorable Eugene Tso CO-SPONSOR: Honorable Nathaniel Brown
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- (s) (v)
- C. **LEGISLATION 0188-22:** An Action Relating to Resources and Development and Naabik'íyáti' Committees and Navajo Nation Council; Confirming Michele T. Jones as the Navajo Gaming Regulatory Office Executive Director

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SPONSOR: Honorable Nathaniel Brown CO-SPONSOR: Honorable Pernell Halona

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- D. LEGISLATION 0191-22: An Action Relating to Resources and Development Committee, the Naabik'íyáti' Committee, and The Navajo Nation Council; Approving the Use of the Eminent Domain Statute, 16 N.N.C. §§ 1401 et seq., for American Rescue Plan Act ("ARPA") Funded Projects to Address the Right-of-Way Land User Consent Requirement; Approving December 31, 2024 as the Expiration Date of for Use of the Eminent Domain Statute for These ARPA Funded Projects; Directing the Controller to Report the Amount of Funding in the Land Acquisition Trust Fund Available for Just Compensation as Required by the Eminent Domain Statute; and, Directing the Division of Natural Resources Division and the Department of Justice to Develop Procedures for the Use of the Funds Identified for the Eminent Domain Purpose

SPONSOR: Honorable Vince R. James

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(s) (v)

E. LEGISLATION 0192-22: An Action Relating to Resources and Development and Naabik'íyáti' Committees and the Navajo Nation Council; Approving a Limited Waiver of Sovereign Immunity Allowing the Navajo Nation to be Sued in Federal District Court Regarding Compliance with the National Environmental Policy Act in Carrying Out Grants from the United States Department of Housing and Urban Development and Authorizing the President of the Navajo Nation or the Executive Director of the Navajo Nation Division of Community Development to Sign HUD Form 7015.15 Through September 30, 2027

SPONSOR: Honorable Mark A. Freeland CO-SPONSOR: Honorable Otto Tso

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F. LEGISLATION 0211-22: An Action Relating to the Resources and Development Committee, and Naabik'íyáti' Committee; Supporting United States Senate Bill S. 2825 Titled "Downwinders Act"

SPONSOR: Honorable Kee Allen Begay, Jr. CO-SPONSOR: Honorable Amber Kanazbah Crotty

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G. LEGISLATION 0212-22: An Action Relating to Resources and Development Committee and Naabik'iyáti' Committee; Requesting the State of Arizona to Utilize State Revenue Sources, and Federal Revenue Sources to Prioritize the Study, Design and Construction of the Querino Bridge in Northeastern Arizona, Apache County Near Interstate 40 and Houck Community SPONSOR: Honorable Raymond Smith, Jr.

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H. LEGISLATION 0213-22: An Action Relating to Resources and Development Committee and Naabik'iyati' Committee; Requesting the United States Environmental Protection Agency, Council on Environmental Quality, Department of the Interior, Bureau of Land Management, and Bureau of Indian Affairs to Review and Amend its List of Categorical Exclusions and it Application Within the Navajo Nation for the Development and Construction of Right-of-Way for Waterlines, Wastewater Lines, Powerlines, Broadband, Roads Using ARPA and Other Infrastructure Funds for Navajo People

SPONSOR: Honorable Daniel E. Tso CO-SPONSOR: Honorable Pernell Halona CO-SPONSOR: Honorable Edison J. Wauneka

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8. CLOSE OF MEETING; ANNOUNCEMENTS; ADJOURNMENT

Livestream will be available online at: VIMEO: www.vimeo.com/navajonationcouncil YouTube: www.youtube.com/navajonationcouncil NNC Facebook: http://www.facebook.com/navajonationcouncil/