

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0262-22\_

SPONSOR: Amber Kanazbah Crotty

**TITLE An Action Relating to the Naabik'iyáti' Committee and Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Amber Kanazbah Crotty's Delegate Region (Chapters: Cove, Toadlena/Two Grey Hills, Red Valley, Sheepsprings, Beclabito, Gadiiahi/To'koi)**

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**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0262-22

**DATE: December 20, 2022**

**TITLE OF RESOLUTION: RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND DELEGATE REGION PROJECT PLAN FOR HONORABLE AMBER KANAZBAH CROTTY'S DELEGATE REGION (CHAPTERS: COVE, TOADLENA/TWO GREY HILLS, RED VALLEY, SHEEPSPRINGS, BECLABITO, GADIIAHI.TO'KOI)**

**PURPOSE:** This resolution, if approved, will enact Hon. Amber Kanazbah Crotty's Fiscal Recovery Fund Delegate Region Projects Plan (Chapters: Cove, Toadlena/Two Grey Hills, Red Valley Tse'alnaozt'i'i', Sheepsprings, Beclabito, Gadiiahi/To'Koi)

**This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each Council Delegate to review the proposed resolution in detail.**

5-DAY BILL HOLD PERIOD: John  
Website Posting Time/Date: \_\_\_\_\_  
Posting End Date: 12-25-22  
Eligible for Action: 12-26-22

Naabik'iyáti' Committee  
Thence  
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION  
24th NAVAJO NATION COUNCIL — Fourth Year, 2022

INTRODUCED BY

Primary Sponsor

TRACKING NO. 0262-22

*Thomas Walker Jr.*

AN ACTION

RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION  
COUNCIL; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND  
DELEGATE REGION PROJECT PLAN FOR HONORABLE AMBER  
KANAZBAH CROTTY'S DELEGATE REGION (CHAPTERS: COVE,  
TOADLENA/TWO GREY HILLS, RED VALLEY, SHEEPSPRINGS,  
BECLABITO, GADIIAHI.TO'KOI)

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Navajo Nation Council is the governing body of the Navajo Nation. 2 N.N.C. §102(A).
- B. The Naabik'iyáti' Committee is a standing committee of the Navajo Nation Council with the delegated responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164(A)(9).
- C. Navajo Nation Council Resolution No. CJN-29-22, incorporated herein by reference, mandates that Navajo Nation Fiscal Recovery Fund ("NNFRF") Delegate Region Project Plans be approved by Navajo Nation Council resolution and signed into law

1 by the President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A) and 2 N.N.C.  
2 §§ 1005 (C) (10), (11), and (12).  
3

## 4 **SECTION TWO. FINDINGS**

5 A. Navajo Nation Council Resolution No. CJN-29-22, AN ACTION RELATING TO  
6 THE NAABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL;  
7 ALLOCATING \$1,070,298,867 OF NAVAJO NATION FISCAL RECOVERY  
8 FUNDS; APPROVING THE NAVAJO NATION FISCAL RECOVERY FUND  
9 EXPENDITURE PLANS FOR: CHAPTER AND REGIONAL PROJECTS; PUBLIC  
10 SAFETY EMERGENCY COMMUNICATIONS, E911, AND RURAL  
11 ADDRESSING PROJECTS; CYBER SECURITY; PUBLIC HEALTH PROJECTS;  
12 HARDSHIP ASSISTANCE; WATER AND WASTEWATER PROJECTS;  
13 BROADBAND PROJECTS; HOME ELECTRICITY CONNECTION AND  
14 ELECTRIC CAPACITY PROJECTS; HOUSING PROJECTS AND  
15 MANUFACTURED HOUSING FACILITIES; BATHROOM ADDITION  
16 PROJECTS; CONSTRUCTION CONTINGENCY FUNDING; AND REDUCED  
17 ADMINISTRATIVE FUNDING, was signed into law by the President of the Navajo  
18 Nation on July 15, 2022.

19 B. CJN-29-22, Section Three, states, in part and among other things, that

- 20 1. The Navajo Nation hereby approves total funding for the NNFRF Chapter  
21 and Chapter Projects Expenditure Plan from the Navajo Nation Fiscal  
22 Recovery Fund in the total amount of two hundred eleven million two  
23 hundred fifty-six thousand one hundred forty-eight dollars (\$211,256,148)  
24 to be divided equally between the twenty-four (24) Delegate Regions in the  
25 amount of eight million eight hundred two thousand three hundred forty  
26 dollars (\$8,802,340) per Delegate Region . . . and allocated through Delegate  
27 Region Project Plans approved by Navajo Nation Council resolution and  
28 signed into law by the President of the Navajo Nation . . . See CJN-29-22,  
29 Section Three (B).  
30

- 1           2. The Delegate Region Project Plan funding will be allocated to the Navajo  
2           Nation Central Government, specifically the Division of Community  
3           Development or other appropriate Navajo Nation Division or Department,  
4           to implement the projects rather than directly to the Chapters. *See* CJN-29-  
5           22, Section Three (D).
- 6           3. The Navajo Nation Central Government, specifically the Division of  
7           Community Development or other appropriate Navajo Nation Division or  
8           Department, shall manage and administer funds and Delegate Region  
9           Project Plans on behalf of Non-LGA-Certified Chapters. The Navajo Nation  
10          Central Government may award funding to LGA-Certified Chapters through  
11          sub-recipient agreements to implement and manage specific projects, but  
12          shall maintain Administrative Oversight over such funding and Delegate  
13          Region Project Plans. *See* CJN-29-22, Section Three (E).
- 14          4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund  
15          eligible projects within their Delegate Region to be funded by the NNFRF  
16          Chapter and Regional Projects Expenditure Plan through a Delegate Region  
17          Projects Plan. The total cost of projects selected by each Delegate shall not  
18          exceed their Delegate Region distribution of eight million eight hundred two  
19          thousand three hundred forty dollars (\$8,802,340). *See* CJN-29-22, Section  
20          Three (F).
- 21          5. Each Delegate Region Project shall identify its Administrative Oversight  
22          entity and its Oversight Committee(s) and be subject CJY-41-21's NNDOJ  
23          initial eligibility determination. *See* CJN-29-22, Section Three (L)(5) and  
24          (L)(6).
- 25          D. All projects listed in the Hon. Amber Kanazbah Crotty's Delegate Region Projects  
26          Plan, attached as **Exhibit A**, have been deemed Fiscal Recovery Fund eligible by  
27          NNDOJ. In addition, Amber Kanazbah Crotty's Delegate Region Projects Plan does  
28          *not* exceed the amount of \$8,802,340, as set forth in CJN-29-22, Section Three (F).
- 29          E. The Navajo Nation Council hereby finds that it is in the best interest of the Navajo  
30          Nation and the Hon. Amber Kanazbah Crotty's Delegate Region Chapters and

1 communities to approve and adopt the Navajo Nation Fiscal Recovery Fund Delegate  
2 Region Project Plan for Hon. Amber Kanazbah Crotty's Delegate Region (Chapters:  
3 Cove, Toadlena/Two Grey Hills, Red Valley Tse'alnaozt'i'i', Sheepsprings,  
4 Beclabito, Gadiiahi/To'Koi) as set forth in **Exhibit A**.

5  
6 **SECTION FOUR. APPROVAL OF HON. AMBER KANAZBAH CROTTY'S**  
7 **DELEGATE REGION PROJECT PLAN**

8 A. The Navajo Nation hereby approves the Fiscal Recovery Fund Delegate Region Project  
9 Plan for Hon. Amber Kanazbah Crotty's Delegate Region (Chapters: Cove,  
10 Toadlena/Two Grey Hills, Red Valley Tse'alnaozt'i'i', Sheepsprings, Beclabito,  
11 Gadiiahi/To'Koi) set forth in **Exhibit A**.

12 B. The Delegate Region Project Plan approved herein shall comply with all applicable  
13 provisions of CJY-41-21, CJN-29-22, and BFS-31-21.

14 C. Any inconsistencies between this legislation, the Delegate Region Project Plan, and the  
15 individual project appendix, shall be resolved in favor of the project appendix reviewed  
16 by Department of Justice during their eligibility determination(s).

17  
18 **SECTION FIVE. AMENDMENTS**

19 Amendments to this legislation or to the Delegate Region Project Plan approved herein  
20 shall only be adopted by resolution of the Navajo Nation Council and approval of the  
21 President of the Navajo Nation pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005  
22 (C) (10), (11), and (12).

23  
24 **SECTION SIX. EFFECTIVE DATE**

25 This legislation shall be effective upon its approval pursuant to 2 N.N.C. § 221(B), 2 N.N.C.  
26 § 164 (A)(17), and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).

27  
28 **SECTION SEVEN. SAVING CLAUSE**

29 If any provision of this legislation is determined invalid by the Navajo Nation Supreme Court,  
30 or by a Navajo Nation District Court without appeal to the Navajo Nation Supreme Court,

those provisions of this legislation not determined invalid shall remain the law of the Navajo Nation.