

**\*\*\*\*UPDATED\*\*\*\***

**NAABIK'ÍYÁTI' COMMITTEE OF THE  
24<sup>th</sup> NAVAJO NATION COUNCIL**

**SPECIAL MEETING  
(VIA TELECOMMUNICATION)**

**Call-in Number: (669) 900-6833**

**Meeting ID: 928 871 7160**

**Passcode: 86515**

**Window Rock, Navajo Nation (AZ)**

**Tuesday, December 27, 2022 – 8:00 AM**

**to**

**Wednesday, December 28, 2022 – 8:00 AM to 1:00 PM**

**APPROVED AGENDA**

***PRESIDING CHAIR: Honorable Otto Tso, Speaker, 24<sup>th</sup> Navajo Nation Council***

Hon. Otto Tso, Speaker				
BUDGET & FINANCE COMMITTEE	RESOURCES & DEVELOPMENT COM.	HEALTH, EDUCATION & HUMAN SERVICES COM.	LAW AND ORDER 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. Seth Damon	
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. Paul Begay, Jr.

(s) Hon. Elmer P. Begay

(v) 19-0 (cnv)

**4. REVIEW AND ADOPT THE JOURNALS: NONE**

**5. RECEIVE REPORTS: NONE**

**6. OLD BUSINESS:**

A. **LEGISLATION 0232-21:** An Action Relating to Resources and Development Committee; Naabik'íyáti' Committee, and the Navajo Nation Council; Approving Oil and Gas Operating Agreements Between the Navajo Nation and Navajo Nation Oil and Gas Company for Tohachee Wash, Beautiful Mountain, and Porcupine Dome

**SPONSOR: Honorable Seth Damon**

**CO-SPONSOR: Honorable Elmer P. Begay**

(m)

(s)

(v)

04/19/2022 – Motion to Refer Legislation 0232-21 to the Naabik'iyáti' Committee for further discussion; (M) Hon. Otto Tso; (S) Hon. Edison J. Wauneka; (V) 22 In Favor, 00 Opposed (Speaker Pro Tem Charles-Newton Not Voting)

**B. LEGISLATION 0240-22:** An Act Relating to the Law and Order, and Naabik'iyáti' Committees and the Navajo Nation Council; Amending Title 17 of the Navajo Nation Code

**SPONSOR:** *Honorable Eugenia Charles-Newton*

**CO-SPONSOR:** *Honorable Otto Tso*

(m) Hon. Jimmy Yellowhair

(s) Hon. Vince R. James

(v)

12/19/2022 – Time Expired at the Naabik'iyáti' Committee Special Meeting; (M) Hon. Jimmy Yellowhair; (S) Hon. Vince R. James; (V) *VOTE PENDING*

**7. NEW BUSINESS:**

**A. CONSENT AGENDA**

**LEGISLATION 0231-22:** An Action Relating to the Resources and Development Committee, Budget and Finance, and Naabik'iyáti' Committees and the Navajo Nation Council; Approving a Memorandum of Agreement between the Navajo Nation and the Office of Navajo and Hopi Indian Relocation (“ONHIR”) for the Lower Highway 89 Development; Authorizing the President of the Navajo Nation to Accept a Gift of the Lower Highway 89 Land from the Navajo Nation Gaming Enterprise and Submit an Application to place the Lower Highway 89 Land into Trust Under Public Law 96-305

**SPONSOR:** *Honorable Otto Tso*

**CO-SPONSOR:** *Honorable Raymond Smith, Jr.*

**LEGISLATION 0253-22:** An Action Relating to the Health, Education and Human Services and Naabik'iyáti' Committees; Approving and Supporting the Utah State Indian Child Welfare Act

**SPONSOR:** *Honorable Carl R. Slater*

**SPONSOR:** *Honorable Raymond Smith, Jr.*

**LEGISLATION 0254-22:** An Action Requesting the State of Arizona and State of Colorado to Develop, in Consultation with the Navajo Nation, an Indian Child Welfare Act to be Enacted Under State Law.

**SPONSOR:** *Honorable Carl R. Slater*

**SPONSOR:** *Honorable Raymond Smith, Jr.*

**LEGISLATION 0262-22:** 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)

**SPONSOR:** *Honorable Amber Kanazbah Crotty*

**CO-SPONSOR:** *Honorable Thomas Walker, Jr.*

**LEGISLATION 0263-22:** 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 Wilson C. Stewart, Jr.'s Delegate Region (Chapters: Crystal, Fort Defiance, Red Lake, Sawmill)

**SPONSOR:** *Honorable Wilson C. Stewart, Jr.*

**CO-SPONSOR:** *Honorable Thomas Walker, Jr.*

**LEGISLATION 0265-22:** 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 Elmer P. Begay's Delegate Region (Chapters: Dilkon, Indian Wells, Teesto, Whitecone, Greasewood Springs) **SPONSOR: Honorable Elmer P. Begay**  
**CO-SPONSOR: Honorable Thomas Walker, Jr.**

**LEGISLATION 0266-22:** 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 Vince R. James' Delegate Region (Chapters: Jeddito, Cornfields, Ganado, Kinlichee, Steamboat)  
**SPONSOR: Honorable Vince R. James**

**LEGISLATION 0267-22:** 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 Kee Allen Begay, Jr.'s Delegate Region (Chapters: Tachee/Blue Gap, Many Farms, Nazlini, Tselani/Cottonwood, Low Mountain)  
**SPONSOR: Honorable Kee Allen Begay, Jr.**

**LEGISLATION 0268-22:** An Action Relating to the Naabik'iyáti' Committee and the Navajo Nation Council; Approving the Navajo Nation Fiscal Recovery Fund Delegate Region Project Plan for Honorable Eugene Tso's Delegate Region (Chapter: Chinle)  
**SPONSOR: Honorable Eugene Tso**

(m) (s) (v)

B. **LEGISLATION 0221-22:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees, and to the Navajo Nation Council; Allocating \$150,000.00 from the Síhasin Fund for the Cornfields Chapter Veterans Organizations Courtyard; Approving the Related Expenditure Plan Pursuant to 12 N.N.C. § 2501 - § 2508  
**SPONSOR: Honorable Vince R. James**

(m) (s) (v)

C. **LEGISLATION 0234-22:** An Act Relating to the Budget and Finance and Naabik'iyáti' Committees, and to the Navajo Nation Council; Approving \$244,749 from the Unreserved, Undesignated Fund Balance ("UUFb") for the Legislative District Assistants Program and Waiving 12 N.N.C. § 820(E), § 820(F), § 820(J), and § 820(L)  
**SPONSOR: Honorable Vince R. James**

(m) (s) (v)

D. **LEGISLATION 0241-22:** An Action Relating to Resources and Development, and Naabik'iyáti' Committees and the Navajo Nation Council; Approving the Purchase of Property Known as the Chaves Ranch, Consisting of 6,349 Acres, More or Less, Located Near Tohajílee, Navajo Nation; Waiving 16 N.N.C. §§ 3-5, RDCO-78-16, and the Navajo Nation Land Acquisition Rules and Regulations; Approving the Expenditure of Navajo Nation Land Acquisition Trust Funds for the Purchase of the Chaves Ranch Property  
**SPONSOR: Honorable Jamie Henio**  
**CO-SPONSOR: Honorable Pernell Halona**  
**CO-SPONSOR: Honorable Daniel E. Tso**

(m) (s) (v)

E. **LEGISLATION 0259-22:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik'iyáti' Committees and the Navajo Nation Council; Approving \$8,000,000 from the Síhasin Fund for the Navajo Community Development Financial Institution to Provide

Loans and Support for Small Businesses Across the Navajo Nation; Approving the Related Expenditure Plan

**SPONSOR: Honorable Jimmy Yellowhair**

**CO-SPONSOR: Honorable Thomas Walker, Jr.**

(m)

(s)

(v)

- F. **LEGISLATION 0238-22:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$1,875,231 from the Unreserved, Undesignated Fund Balance ("UUFB") to Replenish the 110 Chapters' Emergency Fund Accounts; Waiving 12 N.N.C. § 820(O)

**SPONSOR: Honorable Eugene Tso**

**CO-SPONSOR: Honorable Daniel E. Tso**

**CO-SPONSOR: Honorable Thomas Walker, Jr.**

(m)

(s)

(v)

- G. **LEGISLATION 0233-22:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$65,000 from the Síhasin Fund for the Demolition and Cleanup of the Former Smith's Café Business Site Under the Chinle RBDO; Approving the Related Expenditure Plan

**SPONSOR: Honorable Eugene Tso**

(m)

(s)

(v)

- H. **LEGISLATION 0239-22:** An Action Relating to the Health, Education, and Human Services, the Budget and Finance, and the Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$111,554 from the Unreserved, Undesignated Fund Balance ("UUFB") for the Department of Diné Education for Internet Costs at 56 Sites; Waiving 12 N.N.C. § 820(E), § 820(F), § 820 (J), and § 820(L)

**SPONSOR: Honorable Carl R. Slater**

(m)

(s)

(v)

- I. **LEGISLATION 0232-22:** An Action Relating to the Resources and Development, Budget and Finance, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Approving \$17,513,187 from the Síhasin Fund for the Navajo Nation Shopping Centers, Inc. for NNSCI's Proposed Expansion of the Dilkon Shopping Center; Approving the Related Expenditure Plan

**SPONSOR: Honorable Elmer P. Begay**

**CO-SPONSOR: Honorable Thomas Walker, Jr.**

(m)

(s)

(v)

J. **CONSENT AGENDA**

**LEGISLATION 0271-22:** 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 Nathaniel Brown's Delegate Region (Chapters: Chilchinbeto, Dennehotso, Kayenta)

**SPONSOR: Honorable Nathaniel Brown**

**CO-SPONSOR: Honorable Eugenia Charles-Newton**

(m)

(s)

(v)

**LEGISLATION 0274-22:** An Action Relating to the Resources and Development Committee and Naabik'íyáti' Committee; Approving and Authorizing the Intergovernmental Agreement Between

the Arizona Game and Fish Commission, the Arizona Game and Fish Department and the Navajo Nation Department

**SPONSOR: Honorable Mark A. Freeland**

**CO-SPONSOR: Honorable Edison J. Wauneka**

**LEGISLATION 0260-22:** An Act Relating to Budget and Finance, Health, Education and Human Services, and Naabik'íyáti' Committees and the Navajo Nation Council; Establishing the "Opioid Litigation Settlement Funding" Directing that Monies Received from In Re: National Prescription Opiate Litigation, On August 5, 2015, MLD No. 2804; Case No. 17-md-02804 and Related Actions be Deposited in the Opioid Litigation Settlement Fund; Reimbursing the Fixed Cost Litigation Account for Litigation Costs

**SPONSOR: Honorable Eugene Tso**

**CO-SPONSOR: Honorable Wilson C. Stewart, Jr.**

(m)

(s)

(v)

**K. LEGISLATION 0251-22:** An Act Relating to the Budget and Finance, Resources and Development, and Naabik'íyáti' Committees, and to the Navajo Nation Council; Amending CMY-54-18 to Extend Through Crop Year 2028 the Síhasin Fund Guarantee for the Navajo Nation's Annual Premiums for the "Rainfall Index Pasture, Rangeland and Forage Pilot Insurance Program" Administered by the U.S. Department of Agriculture

**SPONSOR: Honorable Wilson C. Stewart, Jr.**

**CO-SPONSOR: Honorable Jamie Henio**

(m)

(s)

(v)

## **8. OLD BUSINESS:**

**A. LEGISLATION 0240-22:** An Act Relating to the Law and Order, and Naabik'íyáti' Committees and the Navajo Nation Council; Amending Title 17 of the Navajo Nation Code

**SPONSOR: Honorable Eugenia Charles-Newton**

**CO-SPONSOR: Honorable Otto Tso**

(m) Hon. Jimmy Yellowhair

(s) Hon. Vince R. James

(v)

12/27/2022 – Legislation 0240-22 was tabled to the end of the agenda; (M) Hon. Carl R. Slater; (S) Hon. Wilson C. Stewart, Jr.; (V) 10 in favor, 09 Opposed (Chairman Tso Not Voting)

## **9. CLOSE OF MEETING; ANNOUNCEMENTS; ADJOURNMENT**