

**LEGISLATIVE SUMMARY SHEET**

Tracking No. 0209-20

**DATE:** August 21, 2020

**TITLE OF RESOLUTION: RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING AND ADOPTING NAVAJO NATION CARES FUND EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF, GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER, OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER PROPANE SERVICES, AND PUBLIC HEALTH**

**PURPOSE:** This resolution, if approved, will allocate \$176,463,909.37 of Navajo Nation CARES Funds.

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

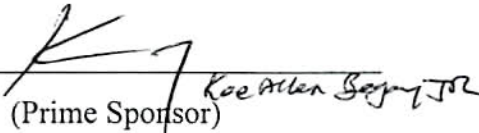
5-DAY BILL HOLD PERIOD: Johnson  
Website Posting Time/Date: 5:46pm 08-21-20  
Posting End Date: 08-26-20  
Eligible for Action: 08-27-20

Law & Order Committee  
Thence  
Resources & Development Committee  
Thence  
Health Education & Human Services Committee  
Thence  
Budget & Finance Committee  
Thence  
Naabik'iyati' Committee  
Thence  
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

24<sup>th</sup> NAVAJO NATION COUNCIL – Second Year, 2020

  
Herman M. Daniels, Jr.

  
(Prime Sponsor) Koe Allen Begay, Jr.

TRACKING NO. 0209-20

AN ACTION

RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT,  
HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE,  
AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL;  
APPROVING AND ADOPTING NAVAJO NATION CARES FUND  
EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF,  
GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS  
ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP  
ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER,  
OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND  
INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER  
PROPANE SERVICES, AND PUBLIC HEALTH

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'iyati' Committee is a standing committee of the Navajo Nation Council with the responsibility to hear proposed resolution(s) that require final action by the Navajo Nation Council. 2 N.N.C. § 164 (A)(9).

- 1 C. The Budget and Finance Committee is a standing committee of the Navajo Nation  
2 Council with the enumerated powers to review and recommend to the Navajo Nation  
3 Council the budgeting, appropriation, investment and management of all funds and to  
4 promulgate rules and regulations related to contracting and financial matters. 2 N.N.C.  
5 §§ 300 (B)(1) and (2).
- 6 D. The Health, Education, and Human Services Committee is a standing committee of the  
7 Navajo Nation Council with oversight of education and general government services. 2  
8 N.N.C. § 400 (C).
- 9 E. The Resources and Development Committee is a standing committee of the Navajo  
10 Nation Council with oversight of communications and utilities, information technology,  
11 chapter activities, and housing. 2 N.N.C. § 500 (C).
- 12 F. The Law and Order Committee is a standing committee of the Navajo Nation Council  
13 with oversight over public safety matters. 2 N.N.C. § 600 (C).
- 14

## 15 **SECTION TWO. FINDINGS**

- 16 A. The World Health Organization (WHO) declared a Public Health Emergency of  
17 International Concern related to the outbreak of coronavirus (COVID-19), a highly  
18 contagious and sometimes fatal respiratory virus, on January 30, 2020; the U.S.  
19 Department of Health and Human Services declared a Public Health Emergency related  
20 to the COVID-19 outbreak on January 31, 2020; and the WHO declared a global  
21 pandemic due to COVID-19 on March 11, 2020.
- 22 B. The Navajo Nation Commission on Emergency Management, with the concurrence of  
23 Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency on  
24 the Navajo Nation on March 11, 2020 due to COVID-19. Resolution No. CEM 20- 03-  
25 11. The Navajo Nation Department of Health subsequently issued numerous Public  
26 Health Emergency Orders.
- 27 C. As of August 17, 2020, the Navajo Nation Health Command Operations Center has  
28 confirmed 9,469 COVID-19 cases and 480 COVID-related deaths on the Navajo Nation.
- 29 D. The U.S. Congress on March 27, 2020, enacted the *Coronavirus Aid, Relief, and*  
30 *Economic Security Act*, Pub. L. No. 116-136, 134 Stat. 281 (2020) (the "CARES Act"),



1 which, at Title V, § 5001, entitled "Coronavirus Relief Funds," attached as **Exhibit 1-A**,  
2 which sets aside \$8 billion in emergency aid for Tribal governments for the COVID-19  
3 pandemic.

4 E. The CARES Act provides the Coronavirus Relief Fund shall be used to cover those costs  
5 that:

6 a. are necessary expenditures incurred due to the public health emergency with respect  
7 to COVID-19;

8 b. are not accounted for in the Tribal budget most recently approved as of March 27,  
9 2020; and

10 c. are incurred from March 1, 2020 through December 30, 2020.

11 F. The U.S. Treasury on May 28, 2020, issued updated "Coronavirus Relief Fund Guidance  
12 for State, Territorial, Local, and Tribal Governments" ("Treasury Guidance") related to  
13 the permissible uses of the Coronavirus Relief Fund, attached as **Exhibit 1-B**.

14 G. On May 28, 2020, the U.S. Treasury issued "Coronavirus Relief Fund Frequently Asked  
15 Questions" ("Treasury FAQ"), attached as **Exhibit 1-C**.

16 H. As of June 30, 2020, the Navajo Nation has received seven hundred fourteen million one  
17 hundred eighty-nine thousand six hundred thirty-one dollars and forty-seven cents  
18 (\$714,189,631.47) as the Nation's share of the U.S. Treasury's initial distributions of the  
19 Coronavirus Relief Fund. As reported by the Controller, this combined fund has been set  
20 up in a separate segregated account, i.e., the Navajo Nation CARES Fund, to prevent co-  
21 mingling with other funds.

22 I. Navajo Nation Council Resolution No. CJN-47-20 allowed the President, Speaker, and  
23 Chief Justice of the Navajo Nation, as the "Three Branch Chiefs", to jointly develop a  
24 final expenditure plan(s) in accordance with the federal CARES Act and attendant tribal  
25 and federal regulations, guidance, and agreements; and authorized the Three Branch  
26 Chiefs to present a final expenditure plan(s) to the Budget and Finance Committee,  
27 Naabik'íyáti' Committee, and the Navajo Nation Council for approval.

28 J. While the Three Branch Chiefs have reviewed proposed expenditure plans detailing  
29 certain services and projects which are crucial in responding to the COVID-19 public  
30 health emergency on the Navajo Nation and to mitigating the effects of the pandemic,



1 the Three Branch Chiefs have not, as of yet, formally developed or concurred on a final  
2 expenditure plan pursuant to Resolution No. CJN-47-20.

- 3 K. Navajo Nation leadership has concluded that the Expenditure Plans and expenditures  
4 set forth herein are urgent and necessary to respond to and mitigate the COVID-19  
5 public health emergency until the Three Branch Chiefs have the opportunity to jointly  
6 develop and concur on a final expenditure plan pursuant to Resolution No. CJN-47-20.

7  
8 **SECTION THREE. ADOPTION AND APPROVAL OF NAVAJO NATION CARES**  
9 **FUND EXPENDITURE PLANS**

- 10 A. The Navajo Nation hereby approves funding from the Navajo Nation CARES Fund in  
11 the total amount of one hundred seventy-six million four hundred sixty-three thousand  
12 nine hundred nine dollars and thirty-seven cents (\$176,463,909.37) and adopts the  
13 Navajo Nation CARES Fund Expenditure Plans and additions to previously adopted  
14 Expenditure Plans as follows:

- 15 1. The Navajo Nation Shopping Centers, Inc. Expenditure Plan, as set forth in **Exhibit**  
16 **2**, in the amount of four million dollars (\$4,000,000) as financial assistance to Navajo  
17 Nation Shopping Centers, Inc. (NNSCI) to provide tenant safety improvements to  
18 mitigate COVID-19 spread among staff and customers; and for property safety  
19 improvements at all ten (10) shopping center properties managed by NNSCI.
- 20 2. An addition of fifteen million four hundred fifty thousand three hundred twenty-three  
21 dollars (\$15,450,323) to the Broadband-Telecommunications Project Expenditure  
22 Plan adopted by CJY-67-20, incorporated herein, to provide residents of the Navajo  
23 Nation with immediate connectivity and information sharing resources via satellite  
24 internet services in proximity to all Navajo Nation Chapter Houses as set forth in  
25 **Exhibit 3**; the rapid deployment of internet connectivity is necessary to respond to the  
26 COVID-19 crisis. The funding shall be allocated to the Division of Community  
27 Development which shall release the funding to the Dineh Investment – Verizon  
28 partnership for the purposes set forth in **Exhibit 3** pursuant to a funding agreement  
29 recommended by the Office of the Controller.

- 1       3. The Emergency Relief Education Expenditure Plan, as set forth in **Exhibit 4**, in the  
2       amount of thirty-five million dollars (\$35,000,000) to the Department of Diné  
3       Education to provide emergency relief and assistance to Navajo college graduate and  
4       undergraduate students.
- 5       4. The Head Start COVID-19 Expenditure Plan, as set forth in **Exhibit 5**, in the amount  
6       of four million three hundred thousand dollars (\$4,300,000) to the Department of Diné  
7       Education to provide for COVID-19 response and mitigation necessities, including,  
8       but not limited to, plexiglass/vinyl installations, shower curtains, software,  
9       Information Technology, laptops and tablets, air ventilation purifiers and partition  
10      installations for Head Start centers throughout the Navajo Nation.
- 11     5. The Education Hardship Assistance Expenditure Plan, as set forth in **Exhibit 6**, in the  
12     amount of five million dollars (\$5,000,000) to the Division of Social Services to  
13     provide and implement hardship assistance to eligible school age Navajo children, for  
14     purchasing school supplies, such as iPad, laptop tablets, and/or school clothing, and  
15     other financial burdens caused by the COVID-19 pandemic.
- 16     6. The Diné Education Technology Expenditure Plan, as set forth in **Exhibit 7**, in the  
17     amount of three million dollars (\$3,000,000) to the Department of Diné Education to  
18     enhance technological services and Information Technology Security for the  
19     coordination of preparedness and response efforts of local education agencies with  
20     state, local, tribal and territorial public health departments; and to improve coordinated  
21     responses among entities to prevent, prepare for, and respond to coronavirus.
- 22     7. An addition of one million dollars (\$1,000,000) to the Broadband-  
23     Telecommunications Project Expenditure Plan adopted by CJY-67-20, incorporated  
24     herein, to the Department of Information Technology as administrative support to  
25     procure professional services to oversee Broadband and telecommunication  
26     developments to address technology use during the COVID-19 pandemic, as set forth  
27     in **Exhibit 8**.
- 28     8. The Elderly and Developmental Disability Hardship Assistance Expenditure Plan, as  
29     set forth in **Exhibit 9**, in the sum of ten million dollars (\$10,000,000) to the Division  
30     of Social Services to provide emergency financial assistance to Navajo tribal



1 members who are vulnerable elders and individuals with developmental delays and  
2 disabilities for purchasing Personal Protective Equipment, paying past due utility  
3 bills, rent, mortgages, isolation expenses, and other financial burdens caused by the  
4 COVID-19 pandemic and incurred since March 1, 2020.

- 5 9. An addition of fifteen million dollars (\$15,000,000) to the Solar Projects Expenditure  
6 Plan adopted by CJY-67-20, incorporated herein, to Native Renewables, through the  
7 Division of Community Development, for the development and installation of solar  
8 projects within the exterior boundaries of the Navajo Nation as a means to  
9 immediately provide electricity to underserved communities and households and  
10 ensure there is access to electricity sufficient to comply with Center for Disease  
11 Control COVID-19 prevention guidance and ensure the mitigation of the spread of the  
12 pandemic as set forth in **Exhibit 10**; provided that no less than five million dollars  
13 (\$5,000,000) shall be used for projects in the former Bennett Freeze Area. The  
14 Division of Community Development shall release the funding to Native Renewables  
15 for the purposes set forth in **Exhibit 10** pursuant to a funding agreement recommended  
16 by the Office of the Controller.
- 17 10. The Propane and Natural Gas Expenditure Plan, as set forth in **Exhibit 11**, in the  
18 amount of seven million four hundred sixty-seven thousand five hundred dollars  
19 (\$7,467,500) to Nations Gas Technologies, Inc., through the Division of Community  
20 Development, to provide for propane and natural gas services to homes within Navajo  
21 Indian Country as a COVID-19 relief and mitigation service for the upcoming winter  
22 season. The Division of Community Development shall release the funding to Nations  
23 Gas Technologies, Inc. for the purposes set forth in **Exhibit 11** pursuant to a funding  
24 agreement recommended by the Office of the Controller.
- 25 11. The First Responder In-Vehicle Internet Connectivity Expenditure Plan, as set forth  
26 in **Exhibit 12**, in the amount of six hundred two thousand two hundred six dollars and  
27 ten cents (\$602,206.10) to the Division of Public Safety to provide for in-vehicle  
28 internet connectivity for Navajo Nation police, Fire, EMS and emergency  
29 management with equipment from Sierra Wireless and service from FirstNet pursuant  
30 to funding agreements recommended by the Office of the Controller.



12. The Housing Improvement Expenditure Plan, as set forth in **Exhibit 13**, in the amount of twenty-five million dollars (\$25,000,000) to the Community Housing and Infrastructure Department to implement a housing initiative by providing mobile or modular homes to Navajo families in need of housing improvement, provided that no less than \$5,000,000 shall be used by the Navajo-Hopi Land Commission Office for housing improvement in the former Bennett Freeze Area.
13. The Solid Waste Expenditure Plan, as set forth in **Exhibit 14**, in the amount of five million dollars (\$5,000,000) to the Division of Community Development to assist the 110 Navajo Nation Chapters in purchasing equipment, supplies/materials and addressing minor improvements to transfer solid waste disposal. The implementation of solid waste projects will enhance sanitation in Navajo communities and mitigate the spread of COVID-19.
14. The Office of Controller Expenditure Plan, as set forth in **Exhibit 15**, in the amount of Ten Million Dollars (\$10,000,000) to address the increase of resources and costs imposed on the Office of the Controller by the COVID-19 pandemic and the receipt of the federal CARES Funds.
15. The Office of Management and Budget Expenditure Plan, as set forth in **Exhibit 16**, in the amount of six hundred fifty-three thousand million dollars (\$653,000) to address the increase of resources and costs imposed on the Office of Management and Budget.
16. The Electronic Case Management Telework Expenditure Plan, as set forth in **Exhibit 17**, in the amount of five million dollars (\$5,000,000) to allow Navajo Division of Social Services employees to transition to remotely serving over 15,000 clients monthly without putting themselves, clients or others at risk to the spread and transmission of COVID-19.
17. An addition of twenty-nine million nine hundred nine thousand eight hundred eighty dollars and twenty-seven cents (\$29,990,880.27) to the Hardship Assistance Expenditure Plan adopted by CJY-67-80, incorporated herein, to provide emergency financial assistance to Navajo tribal members for purchasing Personal Protective Equipment, paying past due utility bills, rent, mortgages, isolation expenses, livestock-

1 related expenses, education-related expenses and other financial burdens created by  
2 the COVID-19 pandemic and the public health emergency orders.

- 3 B. The Coronavirus Relief Funds are externally restricted funds and the detailed  
4 Expenditure Plan(s) budgets shall not be subject to further legislative approval and shall,  
5 instead, be developed and implemented through expedited budget procedures. The entity  
6 receiving funding shall present a detailed budget to the Office of Management and  
7 Budget within five (5) days of enactment of this legislation. The Office of Management  
8 and Budget shall process the detailed budgets in the most expeditious manner available  
9 to ensure that the funds can be distributed to the receiving entity within ten (10) days of  
10 receipt of the entity's detailed budget. The receiving entity shall regularly advise the  
11 Office of Management and Budget on the use of the respective CARES Fund in a format  
12 and at intervals determined by the Office of Management and Budget.
- 13 C. The progress of all Navajo Nation CARES Fund Expenditure Plans shall be reviewed by  
14 the Budget and Finance and Naabik'íyáti' Committees during the month of October 2020.  
15 The funding for any project that has not made enough progress to demonstrate that it will  
16 be completed by December 30, 2020, will be reallocated to the Hardship Assistance  
17 Expenditure Plan through Naabik'íyáti' Committee resolution.

18  
19 **SECTION FOUR. APPROVAL AND ADOPTION OF EXPENDITURE PLAN**  
20 **ADMINISTRATION**

- 21 A. All entities receiving Navajo Nation CARES Funds shall ensure that all funds allocated  
22 appropriated under their respective Expenditure Plan are only expended for the purposes  
23 set forth therein, including the federal CARES Act which allows only those costs that: a)  
24 are necessary expenditures incurred due to the public health emergency with respect to  
25 COVID-19; b) are not accounted for in the Navajo Nation Fiscal Year 2020  
26 Comprehensive Budget; c) are incurred from March 1, 2020 through December 30, 2020.
- 27 B. The Office of the Controller shall release the funding allocated under the respective  
28 Expenditure Plans within fifteen (10) days after the enactment of this legislation and the  
29 division/department/program receiving the funding shall begin distributing or using the  
30 funds within five (5) days of receipt.



- 1 C. All expenditures of Navajo Nation CARES Funds shall qualify as Emergency  
2 Procurements eligible for expedited procurement procedures.
- 3 D. The expenditure of the CARES Act Fund shall be consistent with the eligible uses  
4 described in the Treasury Guidance which includes the following guidance:
- 5 a. expenditures must be incurred "due to" the public health emergency which means that  
6 expenditures must be used for actions taken to respond to the public health emergency;  
7 these expenditures may include expenditures incurred to allow the Tribal government  
8 to respond directly to the emergency, such as by addressing medical or public health  
9 needs, as well as expenditures incurred to respond to second-order effects of the  
10 emergency, such as by providing economic support to those suffering from  
11 employment or business interruptions due to COVID-19-related business closures;
- 12 b. expenditures must be "necessary"; the Department of the Treasury interprets this term  
13 broadly to mean that the expenditure is reasonably necessary for its intended use in  
14 the reasonable judgment of the government officials responsible for spending  
15 Coronavirus Relief Fund payments;
- 16 c. expenditures may only be made to cover costs that were not accounted for in the  
17 budget most recently approved as of March 27, 2020. A cost meets this requirement  
18 if either (a) the cost cannot lawfully be funded using a line item, allotment, or  
19 allocation with the budget; or (b) the cost is for a substantially different use from any  
20 expected use of funds in such a line item, allotment, or allocation; and
- 21 d. expenditures must be for costs incurred during the period that begins on March 1, 2020  
22 and ends on December 30, 2020. In its guidance issued on June 30, 2020, Treasury  
23 clarified that "for a cost to be considered to have been incurred, performance or  
24 delivery must occur during the covered period, but payment of funds need not be made  
25 during that time (though it is generally expected that this will take place within 90  
26 days of a cost being incurred)".
- 27 E. All entities receiving Expenditure Plan funding herein expressly agree and affirm that by  
28 drawing down or receiving any of the funds allocated under their respective Expenditure  
29 Plan shall only be used for the purposes described herein and the administration,  
30 management, and implementation of this Expenditure Plan shall be consistent with the



1 federal CARES Fund Act, U.S. Treasury Department regulations or guidelines, this  
2 legislation, and other applicable laws and regulations of the Navajo Nation.

3 F. In the event that the entities or departments receiving the CARES Fund fail to comply  
4 with expenditure provisions set forth in this legislation, the funds allocated to them will  
5 revert back to the Navajo Nation CARES Fund, upon the Budget and Finance  
6 Committee's acceptance of a report from the Office of Management and Budget.

7 G. All recipients of Navajo Nation CARES Fund must save all expenditure documents,  
8 catalogue the documents in an organized manner and provide for duplicate copies for a  
9 Navajo Nation or federal audit. If the recipient of the CARES Fund has sufficient means  
10 or is equipped to do so, it shall follow and apply Generally Accepted Accounting  
11 Principles (GAAP), as established by the Governmental Accounting Standards Board  
12 (GASB) for governmental entities, and by the Financial Accounting Standards Board  
13 (FASB) for public and private companies and non-profits.

14 H. The Office of Management and Budget, in consultation with other relevant departments  
15 and programs, shall prepare a report, similar to an audit report for a federal fund use,  
16 soon after December 30, 2020.

17 I. If a Branch Chief, in consultation with the Department of Justice, Office of the  
18 Controller, and Office of Management and Budget, finds that a proposed expenditure by  
19 their respective Branch is an ineligible or disallowable cost, the allocated funds shall be  
20 returned to the Navajo Nation CARES Fund after written notice, including analysis of  
21 such a determination, to the recipient of the Fund, the Branch Chief and the Budget and  
22 Finance Committee.

23 J. The President, Speaker and Chief Justice of the Navajo Nation, as "Three Branch  
24 Chiefs", shall receive reports on the status of expenditures of Navajo Nation CARES  
25 Fund no later than October 31, 2020; thereafter, the Three Branch Chiefs may  
26 recommend the deletion of certain expenditures for reasons that they have not been  
27 timely spent. Upon report to the Budget and Finance Committee, any such expenditure  
28 shall be deleted, and the unexpended fund shall revert to the Navajo Nation CARES  
29 Fund. The Three Branch Chiefs may then recommend further expenditures of any  
30 reverted funds.

1  
2 **SECTION FIVE. AMENDMENT**

3 This Resolution may be amended by a two-thirds majority vote of the Navajo Nation Council  
4 subject to final action of the President of the Navajo Nation under 2 N.N.C. § 221 (B) and the  
5 budget line-item veto authority delegated to the President by vote of the Navajo People in  
6 2009.

7  
8 **SECTION SIX. EFFECTIVE DATE**

9 The provisions of this action shall become effective pursuant to 2 N.N.C. § 221(B) the budget  
10 line-item veto authority delegated to the President by vote of the Navajo People in 2009  
11

12 **SECTION SEVEN. SAVINGS CLAUSE**

13 Should any provision of this legislation be determined invalid by the Navajo Nation Supreme  
14 Court, or a District Court of the Navajo Nation without appeal to the Navajo Nation Supreme  
15 Court, those portions of the legislation which are not determined invalid shall remain the law  
16 of the Navajo Nation.  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30



maximum total compensation received by the officer or employee from the air carrier or contractor in calendar year 2019; and

(3) no officer or employee of the eligible business whose total compensation exceeded \$3,000,000 in calendar year 2019 may receive during any 12 consecutive months of such period total compensation in excess of the sum of—

(A) \$3,000,000; and

(B) 50 percent of the excess over \$3,000,000 of the total compensation received by the officer or employee from the eligible business in calendar year 2019.

(b) **TOTAL COMPENSATION DEFINED.**—In this section, the term "total compensation" includes salary, bonuses, awards of stock, and other financial benefits provided by an air carrier or contractor to an officer or employee of the air carrier or contractor.

#### SEC. 4117. TAX PAYER PROTECTION.

The Secretary may receive warrants, options, preferred stock, debt securities, notes, or other financial instruments issued by recipients of financial assistance under this subtitle which, in the sole determination of the Secretary, provide appropriate compensation to the Federal Government for the provision of the financial assistance.

#### SEC. 4118. REPORTS.

(a) **REPORT.**—Not later than November 1, 2020, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Financial Services of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the financial assistance provided to air carriers and contractors under this subtitle, including a description of any financial assistance provided.

(b) **UPDATE.**—Not later than the last day of the 1-year period following the date of enactment of this Act, the Secretary shall update and submit to the Committee on Transportation and the Committee on Financial Services and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate the report described in subsection (a).

#### SEC. 4119. COORDINATION.

In implementing this subtitle the Secretary shall coordinate with the Secretary of Transportation.

#### SEC. 4120. DIRECT APPROPRIATION.

Notwithstanding any other provision of law, there is appropriated, out of amounts in the Treasury not otherwise appropriated, \$32,000,000,000 to carry out this subtitle.

#### TITLE V—CORONAVIRUS RELIEF FUNDS

##### SEC. 6001. CORONAVIRUS RELIEF FUND.

(a) **IN GENERAL.**—The Social Security Act (42 U.S.C. 301 et seq.) is amended by inserting after title V the following:

##### "TITLE VI—CORONAVIRUS RELIEF FUND

##### "SEC. 601. CORONAVIRUS RELIEF FUND.

###### "(a) APPROPRIATION.—

"(1) **IN GENERAL.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated for making payments to States, Tribal governments, and units of local government under this section, \$150,000,000,000 for fiscal year 2020.

"(2) **RESERVATION OF FUNDS.**—Of the amount appropriated under paragraph (1), the Secretary shall reserve—

"(A) \$3,000,000,000 of such amount for making payments to the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa; and

"(B) \$8,000,000,000 of such amount for making payments to Tribal governments.

###### "(b) AUTHORITY TO MAKE PAYMENTS.—

"(1) **IN GENERAL.**—Subject to paragraph (2), not later than 30 days after the date of enactment of this section, the Secretary shall pay each State and Tribal government, and each unit of local government that meets the condition described in paragraph (2), the amount determined for the State, Tribal government, or unit of local government, for fiscal year 2020 under subsection (c).

"(2) **DIRECT PAYMENTS TO UNITS OF LOCAL GOVERNMENT.**—If a unit of local government of a State submits the certification required by subsection (e) for purposes of receiving a direct payment from the Secretary under the authority of this paragraph, the Secretary shall reduce the amount determined for that State by the relative unit of local government population proportion amount described in subsection (c)(5) and pay such amount directly to such unit of local government.

###### "(c) PAYMENT AMOUNTS.—

"(1) **IN GENERAL.**—Subject to paragraph (2), the amount paid under this section for fiscal year 2020 to a State that is 1 of the 50 States shall be the amount equal to the relative population proportion amount determined for the State under paragraph (3) for such fiscal year.

###### "(2) MINIMUM PAYMENT.—

"(A) **IN GENERAL.**—No State that is 1 of the 50 States shall receive a payment under this section for fiscal year 2020 that is less than \$1,250,000,000.

"(B) **PRO RATA ADJUSTMENTS.**—The Secretary shall adjust on a pro rata basis the amount of the payments for each of the 50 States determined under this subsection without regard to this subparagraph to the extent necessary to comply with the requirements of subparagraph (A).

"(3) **RELATIVE POPULATION PROPORTION AMOUNT.**—For purposes of paragraph (1), the relative population proportion amount determined under this paragraph for a State for fiscal year 2020 is the product of—

"(A) the amount appropriated under paragraph (1) of subsection (a) for fiscal year 2020 that remains after the application of paragraph (2) of that subsection; and

"(B) the relative State population proportion (as defined in paragraph (4)).

"(4) **RELATIVE STATE POPULATION PROPORTION DEFINED.**—For purposes of paragraph (3)(B), the term "relative State population proportion" means, with respect to a State, the quotient of—

"(A) the population of the State; and

"(B) the total population of all States (excluding the District of Columbia and territories specified in subsection (a)(2)(A)).

"(5) **RELATIVE UNIT OF LOCAL GOVERNMENT POPULATION PROPORTION AMOUNT.**—For purposes of subsection (b)(2), the term "relative unit of local government population proportion amount" means, with respect to a unit of local government and a State, the amount equal to the product of—

"(A) 45 percent of the amount of the payment determined for the State under this subsection (without regard to this paragraph); and

"(B) the amount equal to the quotient of—

"(i) the population of the unit of local government; and

"(ii) the total population of the State in which the unit of local government is located.

"(6) **DISTRICT OF COLUMBIA AND TERRITORIES.**—The amount paid under this section for fiscal year 2020 to a State that is the District of Columbia or a territory specified in subsection (a)(2)(A) shall be the amount equal to the product of—

"(A) the amount set aside under subsection (a)(2)(A) for such fiscal year; and

"(B) each such District's and territory's share of the combined total population of the District of Columbia and all such territories, as determined by the Secretary.

"(7) **TRIBAL GOVERNMENTS.**—From the amount set aside under subsection (a)(2)(B) for fiscal year 2020, the amount paid under this section for fiscal year 2020 to a Tribal government shall be the amount the Secretary shall determine, in consultation with the Secretary of the Interior and Indian Tribes, that is based on increased expenditures of each such Tribal government (or a tribally-owned entity of such Tribal government) relative to aggregate expenditures in fiscal year 2019 by the Tribal government (or tribally-owned entity) and determined in such manner as the Secretary determines appropriate to ensure that all amounts available under subsection (a)(2)(B) for fiscal year 2020 are distributed to Tribal governments.

"(8) **DATA.**—For purposes of this subsection, the population of States and units of local governments shall be determined based on the most recent year for which data are available from the Bureau of the Census.

"(d) **USE OF FUNDS.**—A State, Tribal government, and unit of local government shall use the funds provided under a payment made under this section to cover only those costs of the State, Tribal government, or unit of local government that—

"(1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);

"(2) were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and

"(3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

"(e) **CERTIFICATION.**—In order to receive a payment under this section, a unit of local government shall provide the Secretary with a certification signed by the Chief Executive for the unit of local government that the local government's proposed uses of the funds are consistent with subsection (d).

###### "(f) INSPECTOR GENERAL OVERSIGHT; RECOUPMENT.—

"(1) **OVERSIGHT AUTHORITY.**—The Inspector General of the Department of the Treasury shall conduct monitoring and oversight of the receipt, disbursement, and use of funds made available under this section.

"(2) **RECOUPMENT.**—If the Inspector General of the Department of the Treasury determines that a State, Tribal government, or unit of local government has failed to comply with subsection (d), the amount equal to the amount of funds used in violation of such subsection shall be booked as a debt of such entity owed to the Federal Government. Amounts recovered under this subsection shall be deposited into the general fund of the Treasury.

"(3) **APPROPRIATION.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Office of the Inspector General of the Department of the Treasury, \$35,000,000 to carry out oversight and recoupment activities under this subsection. Amounts appropriated under the preceding sentence shall remain available until expended.

"(4) **AUTHORITY OF INSPECTOR GENERAL.**—Nothing in this subsection shall be construed to diminish the authority of any Inspector General, including such authority as provided in the Inspector General Act of 1978 (6 U.S.C. App.).

###### "(g) DEFINITIONS.—In this section:

"(1) **INDIAN TRIBE.**—The term "Indian Tribe" has the meaning given that term in section

EXHIBIT

1-A



4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304(e)).

"(2) LOCAL GOVERNMENT.—The term 'unit of local government' means a county, municipality, town, township, village, parish, borough, or other unit of general government below the State level with a population that exceeds 500,000.

"(3) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

"(4) STATE.—The term 'State' means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.

"(5) TRIBAL GOVERNMENT.—The term 'Tribal government' means the recognized governing body of an Indian Tribe."

(b) APPLICATION OF PROVISIONS.—Amounts appropriated for fiscal year 2020 under section 601(a)(1) of the Social Security Act (as added by subsection (a)) shall be subject to the requirements contained in Public Law 116-94 for funds for programs authorized under sections 330 through 340 of the Public Health Service Act (42 U.S.C. 254 through 256).

#### TITLE VI—MISCELLANEOUS PROVISIONS

##### SEC. 6001. COVID-19 BORROWING AUTHORITY FOR THE UNITED STATES POSTAL SERVICE.

(a) DEFINITIONS.—In this section—

(1) the term "COVID-19 emergency" means the emergency involving Federal primary responsibility determined to exist by the President under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5191(b)) with respect to the Coronavirus Disease 2019 (COVID-19); and

(2) the term "Postal Service" means the United States Postal Service.

(b) ADDITIONAL BORROWING AUTHORITY.—Notwithstanding section 2005 of title 39, United States Code, or any other provision of law, if the Postal Service determines that, due to the COVID-19 emergency, the Postal Service will not be able to fund operating expenses without borrowing money—

(1) the Postal Service may borrow money from the Treasury in an amount not to exceed \$10,000,000,000—

(A) to be used for such operating expenses; and

(B) which may not be used to pay any outstanding debt of the Postal Service; and

(2) the Secretary of the Treasury may lend up to the amount described in paragraph (1) at the request of the Postal Service, upon terms and conditions mutually agreed upon by the Secretary and the Postal Service.

(c) PRIORITIZATION OF DELIVERY FOR MEDICAL PURPOSES DURING COVID-19 EMERGENCY.—Notwithstanding any other provision of law, during the COVID-19 emergency, the Postal Service—

(1) shall prioritize delivery of postal products for medical purposes; and

(2) may establish temporary delivery points, in such form and manner as the Postal Service determines necessary, to protect employees of the Postal Service and individuals receiving deliveries from the Postal Service.

##### SEC. 6002. EMERGENCY DESIGNATION.

(a) IN GENERAL.—The amounts provided under this division are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

(b) DESIGNATION IN SENATE.—In the Senate, this division is designated as an emergency requirement pursuant to section 4112(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.

#### DIVISION B—EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2020, and for other purposes, namely:

##### TITLE I AGRICULTURAL PROGRAMS OFFICE OF THE SECRETARY

For an additional amount for the "Office of the Secretary", \$9,500,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus by providing support for agricultural producers impacted by coronavirus, including producers of specialty crops, producers that supply local food systems, including farmers markets, restaurants, and schools, and livestock producers, including dairy producers: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### OFFICE OF INSPECTOR GENERAL

For an additional amount for "Office of Inspector General", \$750,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That the funding made available under this heading in this Act shall be used for conducting audits and investigations of projects and activities carried out with funds made available in this Act to the Department of Agriculture to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### ANIMAL AND PLANT HEALTH INSPECTION SERVICE

##### SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$55,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for necessary expenses for salary costs associated with the Agriculture Quarantine and Inspection Program: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### AGRICULTURAL MARKETING SERVICE

##### MARKETING SERVICES

For an additional amount for "Marketing Services", \$45,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses for salary costs associated with commodity grading, inspection, and audit activities: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for "Food Safety and Inspection Service", \$33,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for support of temporary and intermittent workers, relocation of inspectors, and, notwithstanding 21 U.S.C. 468, 695 and 1053 and 7 U.S.C. 2219a, costs of overtime inspectors under the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

tion Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

#### FARM PRODUCTION AND CONSERVATION PROGRAMS

##### FARM SERVICE AGENCY

For an additional amount for "Salaries and Expenses", \$3,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses to hire temporary staff and overtime expenses: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### RURAL DEVELOPMENT PROGRAMS

##### RURAL BUSINESS—COOPERATIVE SERVICE

##### RURAL BUSINESS PROGRAM ACCOUNT

For an additional amount for "Rural Business Program Account", \$20,500,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, for the cost of loans for rural business development programs authorized by section 310B and described in subsection (g) of section 310B of the Consolidated Farm and Rural Development Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### RURAL UTILITIES SERVICE

##### DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For an additional amount for "Distance Learning, Telemedicine, and Broadband Program", \$25,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq.: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### DOMESTIC FOOD PROGRAMS

##### FOOD AND NUTRITION SERVICE

##### CHILD NUTRITION PROGRAMS

For an additional amount for "Child Nutrition Programs", \$8,800,000,000 to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For an additional amount for "Supplemental Nutrition Assistance Program", \$15,810,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That of the amount provided under this heading in this Act, \$15,810,000,000 shall be placed in a contingency reserve to be allocated as the Secretary deems necessary to support participation should cost or participation exceed budget estimates to prevent, prepare for, and respond to coronavirus: *Provided further*, That of the amount provided under this



maximum total compensation received by the officer or employee from the air carrier or contractor in calendar year 2019; and

(3) no officer or employee of the eligible business whose total compensation exceeded \$3,000,000 in calendar year 2019 may receive during any 12 consecutive months of such period total compensation in excess of the sum of—

(A) \$3,000,000; and

(B) 50 percent of the excess over \$3,000,000 of the total compensation received by the officer or employee from the eligible business in calendar year 2019.

(b) **TOTAL COMPENSATION DEFINED.**—In this section, the term “total compensation” includes salary, bonuses, awards of stock, and other financial benefits provided by an air carrier or contractor to an officer or employee of the air carrier or contractor.

#### SEC. 4117. TAX PAYER PROTECTION.

The Secretary may receive warrants, options, preferred stock, debt securities, notes, or other financial instruments issued by recipients of financial assistance under this subtitle which, in the sole determination of the Secretary, provide appropriate compensation to the Federal Government for the provision of the financial assistance.

#### SEC. 4118. REPORTS.

(a) **REPORT.**—Not later than November 1, 2020, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Financial Services of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate a report on the financial assistance provided to air carriers and contractors under this subtitle, including a description of any financial assistance provided.

(b) **UPDATE.**—Not later than the last day of the 1-year period following the date of enactment of this Act, the Secretary shall update and submit to the Committee on Transportation and the Committee on Financial Services and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Banking, Housing, and Urban Affairs of the Senate the report described in subsection (a).

#### SEC. 4119. COORDINATION.

In implementing this subtitle the Secretary shall coordinate with the Secretary of Transportation.

#### SEC. 4120. DIRECT APPROPRIATION.

Notwithstanding any other provision of law, there is appropriated, out of amounts in the Treasury not otherwise appropriated, \$32,000,000,000 to carry out this subtitle.

### TITLE V—CORONAVIRUS RELIEF FUNDS

#### SEC. 5001. CORONAVIRUS RELIEF FUND.

(a) **IN GENERAL.**—The Social Security Act (42 U.S.C. 301 et seq.) is amended by inserting after title V the following:

#### “TITLE VI—CORONAVIRUS RELIEF FUND

##### “SEC. 501. CORONAVIRUS RELIEF FUND.

###### “(a) APPROPRIATION.—

“(1) **IN GENERAL.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated for making payments to States, Tribal governments, and units of local government under this section, \$150,000,000,000 for fiscal year 2020.

“(2) **RESERVATION OF FUNDS.**—Of the amount appropriated under paragraph (1), the Secretary shall reserve—

“(A) \$3,000,000,000 of such amount for making payments to the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa; and

“(B) \$8,000,000,000 of such amount for making payments to Tribal governments.

###### “(b) AUTHORITY TO MAKE PAYMENTS.—

“(1) **IN GENERAL.**—Subject to paragraph (2), not later than 30 days after the date of enactment of this section, the Secretary shall pay each State and Tribal government, and each unit of local government that meets the condition described in paragraph (2), the amount determined for the State, Tribal government, or unit of local government, for fiscal year 2020 under subsection (c).

“(2) **DIRECT PAYMENTS TO UNITS OF LOCAL GOVERNMENT.**—If a unit of local government of a State submits the certification required by subsection (e) for purposes of receiving a direct payment from the Secretary under the authority of this paragraph, the Secretary shall reduce the amount determined for that State by the relative unit of local government population proportion amount described in subsection (c)(5) and pay such amount directly to such unit of local government.

###### “(c) PAYMENT AMOUNTS.—

“(1) **IN GENERAL.**—Subject to paragraph (2), the amount paid under this section for fiscal year 2020 to a State that is 1 of the 50 States shall be the amount equal to the relative population proportion amount determined for the State under paragraph (3) for such fiscal year.

###### “(2) MINIMUM PAYMENT.—

“(A) **IN GENERAL.**—No State that is 1 of the 50 States shall receive a payment under this section for fiscal year 2020 that is less than \$1,250,000,000.

“(B) **PRO RATA ADJUSTMENTS.**—The Secretary shall adjust on a pro rata basis the amount of the payments for each of the 50 States determined under this subsection without regard to this subparagraph to the extent necessary to comply with the requirements of subparagraph (A).

“(3) **RELATIVE POPULATION PROPORTION AMOUNT.**—For purposes of paragraph (1), the relative population proportion amount determined under this paragraph for a State for fiscal year 2020 is the product of—

“(A) the amount appropriated under paragraph (1) of subsection (a) for fiscal year 2020 that remains after the application of paragraph (2) of that subsection; and

“(B) the relative State population proportion (as defined in paragraph (4)).

“(4) **RELATIVE STATE POPULATION PROPORTION DEFINED.**—For purposes of paragraph (3)(B), the term “relative State population proportion” means, with respect to a State, the quotient of—

“(A) the population of the State; and

“(B) the total population of all States (excluding the District of Columbia and territories specified in subsection (a)(2)(A)).

“(5) **RELATIVE UNIT OF LOCAL GOVERNMENT POPULATION PROPORTION AMOUNT.**—For purposes of subsection (b)(2), the term “relative unit of local government population proportion amount” means, with respect to a unit of local government and a State, the amount equal to the product of—

“(A) 45 percent of the amount of the payment determined for the State under this subsection (without regard to this paragraph); and

“(B) the amount equal to the quotient of—

“(1) the population of the unit of local government; and

“(2) the total population of the State in which the unit of local government is located.

“(6) **DISTRICT OF COLUMBIA AND TERRITORIES.**—The amount paid under this section for fiscal year 2020 to a State that is the District of Columbia or a territory specified in subsection (a)(2)(A) shall be the amount equal to the product of—

“(A) the amount set aside under subsection (a)(2)(A) for such fiscal year; and

“(B) each such District's and territory's share of the combined total population of the District of Columbia and all such territories, as determined by the Secretary.

“(7) **TRIBAL GOVERNMENTS.**—From the amount set aside under subsection (a)(2)(B) for fiscal year 2020, the amount paid under this section for fiscal year 2020 to a Tribal government shall be the amount the Secretary shall determine, in consultation with the Secretary of the Interior and Indian Tribes, that is based on increased expenditures of each such Tribal government (or a tribally-owned entity of such Tribal government) relative to aggregate expenditures in fiscal year 2019 by the Tribal government (or tribally-owned entity) and determined in such manner as the Secretary determines appropriate to ensure that all amounts available under subsection (a)(2)(B) for fiscal year 2020 are distributed to Tribal governments.

“(8) **DATA.**—For purposes of this subsection, the population of States and units of local governments shall be determined based on the most recent year for which data are available from the Bureau of the Census.

“(d) **USE OF FUNDS.**—A State, Tribal government, and unit of local government shall use the funds provided under a payment made under this section to cover only those costs of the State, Tribal government, or unit of local government that—

“(1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);

“(2) were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government; and

“(3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

“(e) **CERTIFICATION.**—In order to receive a payment under this section, a unit of local government shall provide the Secretary with a certification signed by the Chief Executive for the unit of local government that the local government's proposed uses of the funds are consistent with subsection (d).

#### “(f) INSPECTOR GENERAL OVERSIGHT; RECOUPMENT.—

“(1) **OVERSIGHT AUTHORITY.**—The Inspector General of the Department of the Treasury shall conduct monitoring and oversight of the receipt, disbursement, and use of funds made available under this section.

“(2) **RECOUPMENT.**—If the Inspector General of the Department of the Treasury determines that a State, Tribal government, or unit of local government has failed to comply with subsection (d), the amount equal to the amount of funds used in violation of such subsection shall be booked as a debt of such entity owed to the Federal Government. Amounts recovered under this subsection shall be deposited into the general fund of the Treasury.

“(3) **APPROPRIATION.**—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Office of the Inspector General of the Department of the Treasury, \$35,000,000 to carry out oversight and recoupment activities under this subsection. Amounts appropriated under the preceding sentence shall remain available until expended.

“(4) **AUTHORITY OF INSPECTOR GENERAL.**—Nothing in this subsection shall be construed to diminish the authority of any Inspector General, including such authority as provided in the Inspector General Act of 1978 (5 U.S.C. App.).

#### “(g) DEFINITIONS.—In this section:

“(1) **INDIAN TRIBE.**—The term “Indian Tribe” has the meaning given that term in section



4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304(e)).

"(2) LOCAL GOVERNMENT.—The term 'unit of local government' means a county, municipality, town, township, village, parish, borough, or other unit of general government below the State level with a population that exceeds 500,000.

"(3) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

"(4) STATE.—The term 'State' means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, the Commonwealth of the Northern Mariana Islands, and American Samoa.

"(5) TRIBAL GOVERNMENT.—The term 'Tribal government' means the recognized governing body of an Indian Tribe."

(b) APPLICATION OF PROVISIONS.—Amounts appropriated for fiscal year 2020 under section 601(a)(1) of the Social Security Act (as added by subsection (a)) shall be subject to the requirements contained in Public Law 116-94 for funds for programs authorized under sections 330 through 340 of the Public Health Service Act (42 U.S.C. 254 through 256).

#### TITLE VI—MISCELLANEOUS PROVISIONS

##### SEC. 6001. COVID-19 BORROWING AUTHORITY FOR THE UNITED STATES POSTAL SERVICE.

(a) DEFINITIONS.—In this section—  
(1) the term "COVID-19 emergency" means the emergency involving Federal primary responsibility determined to exist by the President under section 501(b) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5191(b)) with respect to the Coronavirus Disease 2019 (COVID-19); and

(2) the term "Postal Service" means the United States Postal Service.

(b) ADDITIONAL BORROWING AUTHORITY.—Notwithstanding section 2005 of title 39, United States Code, or any other provision of law, if the Postal Service determines that, due to the COVID-19 emergency, the Postal Service will not be able to fund operating expenses without borrowing money—

(1) the Postal Service may borrow money from the Treasury in an amount not to exceed \$10,000,000,000—

(A) to be used for such operating expenses; and

(B) which may not be used to pay any outstanding debt of the Postal Service; and

(2) the Secretary of the Treasury may lend up to the amount described in paragraph (1) at the request of the Postal Service, upon terms and conditions mutually agreed upon by the Secretary and the Postal Service.

(c) PRIORITIZATION OF DELIVERY FOR MEDICAL PURPOSES DURING COVID-19 EMERGENCY.—Notwithstanding any other provision of law, during the COVID-19 emergency, the Postal Service—

(1) shall prioritize delivery of postal products for medical purposes; and

(2) may establish temporary delivery points, in such form and manner as the Postal Service determines necessary, to protect employees of the Postal Service and individuals receiving deliveries from the Postal Service.

##### SEC. 6002. EMERGENCY DESIGNATION.

(a) IN GENERAL.—The amounts provided under this division are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

(b) DESIGNATION IN SENATE.—In the Senate, this division is designated as an emergency requirement pursuant to section 4122(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.

#### DIVISION B—EMERGENCY APPROPRIATIONS FOR CORONAVIRUS HEALTH RESPONSE AND AGENCY OPERATIONS

The following sums are hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2020, and for other purposes, namely:

##### TITLE I

##### AGRICULTURAL PROGRAMS

###### OFFICE OF THE SECRETARY

For an additional amount for the "Office of the Secretary", \$9,500,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus by providing support for agricultural producers impacted by coronavirus, including producers of specialty crops, producers that supply local food systems, including farmers markets, restaurants, and schools, and livestock producers, including dairy producers: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### OFFICE OF INSPECTOR GENERAL

For an additional amount for "Office of Inspector General", \$750,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That the funding made available under this heading in this Act shall be used for conducting audits and investigations of projects and activities carried out with funds made available in this Act to the Department of Agriculture to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided further*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### ANIMAL AND PLANT HEALTH INSPECTION SERVICE

###### SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$55,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for necessary expenses for salary costs associated with the Agriculture Quarantine and Inspection Program: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### AGRICULTURAL MARKETING SERVICE

###### MARKETING SERVICES

For an additional amount for "Marketing Services", \$45,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses for salary costs associated with commodity grading, inspection, and audit activities: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for "Food Safety and Inspection Service", \$33,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including for support of temporary and intermittent workers, relocation of inspectors, and, notwithstanding 21 U.S.C. 468, 695 and 1053 and 7 U.S.C. 2219a, costs of overtime inspectors under the Federal Meat Inspec-

tion Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

#### FARM PRODUCTION AND CONSERVATION PROGRAMS

##### FARM SERVICE AGENCY

For an additional amount for "Salaries and Expenses", \$3,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally, including necessary expenses to hire temporary staff and overtime expenses: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### RURAL DEVELOPMENT PROGRAMS

###### RURAL BUSINESS—COOPERATIVE SERVICE

###### RURAL BUSINESS PROGRAM ACCOUNT

For an additional amount for "Rural Business Program Account", \$20,500,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, for the cost of loans for rural business development programs authorized by section 310B and described in subsection (g) of section 310B of the Consolidated Farm and Rural Development Act: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### RURAL UTILITIES SERVICE

###### DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For an additional amount for "Distance Learning, Telemedicine, and Broadband Program", \$25,000,000, to remain available until expended, to prevent, prepare for, and respond to coronavirus, domestically or internationally, for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq.: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### DOMESTIC FOOD PROGRAMS

###### FOOD AND NUTRITION SERVICE

###### CHILD NUTRITION PROGRAMS

For an additional amount for "Child Nutrition Programs", \$8,800,000,000 to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

###### SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For an additional amount for "Supplemental Nutrition Assistance Program", \$15,810,000,000, to remain available until September 30, 2021, to prevent, prepare for, and respond to coronavirus, domestically or internationally: *Provided*, That of the amount provided under this heading in this Act, \$15,510,000,000 shall be placed in a contingency reserve to be allocated as the Secretary deems necessary to support participation should cost or participation exceed budget estimates to prevent, prepare for, and respond to coronavirus: *Provided further*, That of the amount provided under this



**Coronavirus Relief Fund**  
**Guidance for State, Territorial, Local, and Tribal Governments**  
**April 22, 2020**

The purpose of this document is to provide guidance to recipients of the funding available under section 601(a) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act"). The CARES Act established the Coronavirus Relief Fund (the "Fund") and appropriated \$150 billion to the Fund. Under the CARES Act, the Fund is to be used to make payments for specified uses to States and certain local governments; the District of Columbia and U.S. Territories (consisting of the Commonwealth of Puerto Rico, the United States Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands); and Tribal governments.

The CARES Act provides that payments from the Fund may only be used to cover costs that—

1. are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
2. were not accounted for in the budget most recently approved as of March 27, 2020 (the date of enactment of the CARES Act) for the State or government; and
3. were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.<sup>1</sup>

The guidance that follows sets forth the Department of the Treasury's interpretation of these limitations on the permissible use of Fund payments.

***Necessary expenditures incurred due to the public health emergency***

The requirement that expenditures be incurred "due to" the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency. These may include expenditures incurred to allow the State, territorial, local, or Tribal government to respond directly to the emergency, such as by addressing medical or public health needs, as well as expenditures incurred to respond to second-order effects of the emergency, such as by providing economic support to those suffering from employment or business interruptions due to COVID-19-related business closures.

Funds may not be used to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify under the statute. Although a broad range of uses is allowed, revenue replacement is not a permissible use of Fund payments.

The statute also specifies that expenditures using Fund payments must be "necessary." The Department of the Treasury understands this term broadly to mean that the expenditure is reasonably necessary for its intended use in the reasonable judgment of the government officials responsible for spending Fund payments.

***Costs not accounted for in the budget most recently approved as of March 27, 2020***

The CARES Act also requires that payments be used only to cover costs that were not accounted for in the budget most recently approved as of March 27, 2020. A cost meets this requirement if either (a) the cost cannot lawfully be funded using a line item, allotment, or allocation within that budget or (b) the cost

---

<sup>1</sup> See Section 601(d) of the Social Security Act, as added by section 5001 of the CARES Act.

is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation.

The "most recently approved" budget refers to the enacted budget for the relevant fiscal period for the particular government, without taking into account subsequent supplemental appropriations enacted or other budgetary adjustments made by that government in response to the COVID-19 public health emergency. A cost is not considered to have been accounted for in a budget merely because it could be met using a budgetary stabilization fund, rainy day fund, or similar reserve account.

***Costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020***

A cost is "incurred" when the responsible unit of government has expended funds to cover the cost.

***Nonexclusive examples of eligible expenditures***

Eligible expenditures include, but are not limited to, payment for:

1. Medical expenses such as:
  - COVID-19-related expenses of public hospitals, clinics, and similar facilities.
  - Expenses of establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity, including related construction costs.
  - Costs of providing COVID-19 testing, including serological testing.
  - Emergency medical response expenses, including emergency medical transportation, related to COVID-19.
  - Expenses for establishing and operating public telemedicine capabilities for COVID-19-related treatment.
2. Public health expenses such as:
  - Expenses for communication and enforcement by State, territorial, local, and Tribal governments of public health orders related to COVID-19.
  - Expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, for medical personnel, police officers, social workers, child protection services, and child welfare officers, direct service providers for older adults and individuals with disabilities in community settings, and other public health or safety workers in connection with the COVID-19 public health emergency.
  - Expenses for disinfection of public areas and other facilities, *e.g.*, nursing homes, in response to the COVID-19 public health emergency.
  - Expenses for technical assistance to local authorities or other entities on mitigation of COVID-19-related threats to public health and safety.
  - Expenses for public safety measures undertaken in response to COVID-19.
  - Expenses for quarantining individuals.
3. Payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.



4. Expenses of actions to facilitate compliance with COVID-19-related public health measures, such as:
  - Expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions.
  - Expenses to facilitate distance learning, including technological improvements, in connection with school closings to enable compliance with COVID-19 precautions.
  - Expenses to improve telework capabilities for public employees to enable compliance with COVID-19 public health precautions.
  - Expenses of providing paid sick and paid family and medical leave to public employees to enable compliance with COVID-19 public health precautions.
  - COVID-19-related expenses of maintaining state prisons and county jails, including as relates to sanitation and improvement of social distancing measures, to enable compliance with COVID-19 public health precautions.
  - Expenses for care for homeless populations provided to mitigate COVID-19 effects and enable compliance with COVID-19 public health precautions.
5. Expenses associated with the provision of economic support in connection with the COVID-19 public health emergency, such as:
  - Expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures.
  - Expenditures related to a State, territorial, local, or Tribal government payroll support program.
  - Unemployment insurance costs related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.
6. Any other COVID-19-related expenses reasonably necessary to the function of government that satisfy the Fund's eligibility criteria.

*Nonexclusive examples of ineligible expenditures<sup>2</sup>*

The following is a list of examples of costs that would *not* be eligible expenditures of payments from the Fund.

1. Expenses for the State share of Medicaid.<sup>3</sup>
2. Damages covered by insurance.
3. Payroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

---

<sup>2</sup> In addition, pursuant to section 5001(b) of the CARES Act, payments from the Fund may not be expended for an elective abortion or on research in which a human embryo is destroyed, discarded, or knowingly subjected to risk of injury or death. The prohibition on payment for abortions does not apply to an abortion if the pregnancy is the result of an act of rape or incest; or in the case where a woman suffers from a physical disorder, physical injury, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed. Furthermore, no government which receives payments from the Fund may discriminate against a health care entity on the basis that the entity does not provide, pay for, provide coverage of, or refer for abortions.

<sup>3</sup> See 42 C.F.R. § 433.51 and 45 C.F.R. § 75.306.

4. Expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds.
5. Reimbursement to donors for donated items or services.
6. Workforce bonuses other than hazard pay or overtime.
7. Severance pay.
8. Legal settlements.



**Coronavirus Relief Fund  
Frequently Asked Questions  
Updated as of May 28, 2020**

The following answers to frequently asked questions supplement Treasury's Coronavirus Relief Fund ("Fund") Guidance for State, Territorial, Local, and Tribal Governments, dated April 22, 2020, ("Guidance").<sup>1</sup> Amounts paid from the Fund are subject to the restrictions outlined in the Guidance and set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act ("CARES Act").

**Eligible Expenditures**

***Are governments required to submit proposed expenditures to Treasury for approval?***

No. Governments are responsible for making determinations as to what expenditures are necessary due to the public health emergency with respect to COVID-19 and do not need to submit any proposed expenditures to Treasury.

***The Guidance says that funding can be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. How does a government determine whether payroll expenses for a given employee satisfy the "substantially dedicated" condition?***

The Fund is designed to provide ready funding to address unforeseen financial needs and risks created by the COVID-19 public health emergency. For this reason, and as a matter of administrative convenience in light of the emergency nature of this program, a State, territorial, local, or Tribal government may presume that payroll costs for public health and public safety employees are payments for services substantially dedicated to mitigating or responding to the COVID-19 public health emergency, unless the chief executive (or equivalent) of the relevant government determines that specific circumstances indicate otherwise.

***The Guidance says that a cost was not accounted for in the most recently approved budget if the cost is for a substantially different use from any expected use of funds in such a line item, allotment, or allocation. What would qualify as a "substantially different use" for purposes of the Fund eligibility?***

Costs incurred for a "substantially different use" include, but are not necessarily limited to, costs of personnel and services that were budgeted for in the most recently approved budget but which, due entirely to the COVID-19 public health emergency, have been diverted to substantially different functions. This would include, for example, the costs of redeploying corrections facility staff to enable compliance with COVID-19 public health precautions through work such as enhanced sanitation or enforcing social distancing measures; the costs of redeploying police to support management and enforcement of stay-at-home orders; or the costs of diverting educational support staff or faculty to develop online learning capabilities, such as through providing information technology support that is not part of the staff or faculty's ordinary responsibilities.

Note that a public function does not become a "substantially different use" merely because it is provided from a different location or through a different manner. For example, although developing online instruction capabilities may be a substantially different use of funds, online instruction itself is not a substantially different use of public funds than classroom instruction.

<sup>1</sup> The Guidance is available at <https://home.treasury.gov/system/files/136/Coronavirus-Relief-Fund-Guidance-for-State-Territorial-Local-and-Tribal-Governments.pdf>.

***May a State receiving a payment transfer funds to a local government?***

Yes, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act. Such funds would be subject to recoupment by the Treasury Department if they have not been used in a manner consistent with section 601(d) of the Social Security Act.

***May a unit of local government receiving a Fund payment transfer funds to another unit of government?***

Yes. For example, a county may transfer funds to a city, town, or school district within the county and a county or city may transfer funds to its State, provided that the transfer qualifies as a necessary expenditure incurred due to the public health emergency and meets the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, a transfer from a county to a constituent city would not be permissible if the funds were intended to be used simply to fill shortfalls in government revenue to cover expenditures that would not otherwise qualify as an eligible expenditure.

***Is a Fund payment recipient required to transfer funds to a smaller, constituent unit of government within its borders?***

No. For example, a county recipient is not required to transfer funds to smaller cities within the county's borders.

***Are recipients required to use other federal funds or seek reimbursement under other federal programs before using Fund payments to satisfy eligible expenses?***

No. Recipients may use Fund payments for any expenses eligible under section 601(d) of the Social Security Act outlined in the Guidance. Fund payments are not required to be used as the source of funding of last resort. However, as noted below, recipients may not use payments from the Fund to cover expenditures for which they will receive reimbursement.

***Are there prohibitions on combining a transaction supported with Fund payments with other CARES Act funding or COVID-19 relief Federal funding?***

Recipients will need to consider the applicable restrictions and limitations of such other sources of funding. In addition, expenses that have been or will be reimbursed under any federal program, such as the reimbursement by the federal government pursuant to the CARES Act of contributions by States to State unemployment funds, are not eligible uses of Fund payments.

***Are States permitted to use Fund payments to support state unemployment insurance funds generally?***

To the extent that the costs incurred by a state unemployment insurance fund are incurred due to the COVID-19 public health emergency, a State may use Fund payments to make payments to its respective state unemployment insurance fund, separate and apart from such State's obligation to the unemployment insurance fund as an employer. This will permit States to use Fund payments to prevent expenses related to the public health emergency from causing their state unemployment insurance funds to become insolvent.



***Are recipients permitted to use Fund payments to pay for unemployment insurance costs incurred by the recipient as an employer?***

Yes, Fund payments may be used for unemployment insurance costs incurred by the recipient as an employer (for example, as a reimbursing employer) related to the COVID-19 public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise.

***The Guidance states that the Fund may support a "broad range of uses" including payroll expenses for several classes of employees whose services are "substantially dedicated to mitigating or responding to the COVID-19 public health emergency." What are some examples of types of covered employees?***

The Guidance provides examples of broad classes of employees whose payroll expenses would be eligible expenses under the Fund. These classes of employees include public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. Payroll and benefit costs associated with public employees who could have been furloughed or otherwise laid off but who were instead repurposed to perform previously unbudgeted functions substantially dedicated to mitigating or responding to the COVID-19 public health emergency are also covered. Other eligible expenditures include payroll and benefit costs of educational support staff or faculty responsible for developing online learning capabilities necessary to continue educational instruction in response to COVID-19-related school closures. Please see the Guidance for a discussion of what is meant by an expense that was not accounted for in the budget most recently approved as of March 27, 2020.

***In some cases, first responders and critical health care workers that contract COVID-19 are eligible for workers' compensation coverage. Is the cost of this expanded workers compensation coverage eligible?***

Increased workers compensation cost to the government due to the COVID-19 public health emergency incurred during the period beginning March 1, 2020, and ending December 30, 2020, is an eligible expense.

***If a recipient would have decommissioned equipment or not renewed a lease on particular office space or equipment but decides to continue to use the equipment or to renew the lease in order to respond to the public health emergency, are the costs associated with continuing to operate the equipment or the ongoing lease payments eligible expenses?***

Yes. To the extent the expenses were previously unbudgeted and are otherwise consistent with section 601(d) of the Social Security Act outlined in the Guidance, such expenses would be eligible.

***May recipients provide stipends to employees for eligible expenses (for example, a stipend to employees to improve telework capabilities) rather than require employees to incur the eligible cost and submit for reimbursement?***

Expenditures paid for with payments from the Fund must be limited to those that are necessary due to the public health emergency. As such, unless the government were to determine that providing assistance in the form of a stipend is an administrative necessity, the government should provide such assistance on a reimbursement basis to ensure as much as possible that funds are used to cover only eligible expenses.

***May Fund payments be used for COVID-19 public health emergency recovery planning?***

Yes. Expenses associated with conducting a recovery planning project or operating a recovery coordination office would be eligible, if the expenses otherwise meet the criteria set forth in section 601(d) of the Social Security Act outlined in the Guidance.

***Are expenses associated with contract tracing eligible?***

Yes, expenses associated with contract tracing are eligible.

***To what extent may a government use Fund payments to support the operations of private hospitals?***

Governments may use Fund payments to support public or private hospitals to the extent that the costs are necessary expenditures incurred due to the COVID-19 public health emergency, but the form such assistance would take may differ. In particular, financial assistance to private hospitals could take the form of a grant or a short-term loan.

***May payments from the Fund be used to assist individuals with enrolling in a government benefit program for those who have been laid off due to COVID-19 and thereby lost health insurance?***

Yes. To the extent that the relevant government official determines that these expenses are necessary and they meet the other requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance, these expenses are eligible.

***May recipients use Fund payments to facilitate livestock depopulation incurred by producers due to supply chain disruptions?***

Yes, to the extent these efforts are deemed necessary for public health reasons or as a form of economic support as a result of the COVID-19 health emergency.

***Would providing a consumer grant program to prevent eviction and assist in preventing homelessness be considered an eligible expense?***

Yes, assuming that the recipient considers the grants to be a necessary expense incurred due to the COVID-19 public health emergency and the grants meet the other requirements for the use of Fund payments under section 601(d) of the Social Security Act outlined in the Guidance. As a general matter, providing assistance to recipients to enable them to meet property tax requirements would not be an eligible use of funds, but exceptions may be made in the case of assistance designed to prevent foreclosures.

***May recipients create a "payroll support program" for public employees?***

Use of payments from the Fund to cover payroll or benefits expenses of public employees are limited to those employees whose work duties are substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

***May recipients use Fund payments to cover employment and training programs for employees that have been furloughed due to the public health emergency?***

Yes, this would be an eligible expense if the government determined that the costs of such employment and training programs would be necessary due to the public health emergency.



***May recipients use Fund payments to provide emergency financial assistance to individuals and families directly impacted by a loss of income due to the COVID-19 public health emergency?***

Yes, if a government determines such assistance to be a necessary expenditure. Such assistance could include, for example, a program to assist individuals with payment of overdue rent or mortgage payments to avoid eviction or foreclosure or unforeseen financial costs for funerals and other emergency individual needs. Such assistance should be structured in a manner to ensure as much as possible, within the realm of what is administratively feasible, that such assistance is necessary.

***The Guidance provides that eligible expenditures may include expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. What is meant by a "small business," and is the Guidance intended to refer only to expenditures to cover administrative expenses of such a grant program?***

Governments have discretion to determine what payments are necessary. A program that is aimed at assisting small businesses with the costs of business interruption caused by required closures should be tailored to assist those businesses in need of such assistance. The amount of a grant to a small business to reimburse the costs of business interruption caused by required closures would also be an eligible expenditure under section 601(d) of the Social Security Act, as outlined in the Guidance.

***The Guidance provides that expenses associated with the provision of economic support in connection with the public health emergency, such as expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures, would constitute eligible expenditures of Fund payments. Would such expenditures be eligible in the absence of a stay-at-home order?***

Fund payments may be used for economic support in the absence of a stay-at-home order if such expenditures are determined by the government to be necessary. This may include, for example, a grant program to benefit small businesses that close voluntarily to promote social distancing measures or that are affected by decreased customer demand as a result of the COVID-19 public health emergency.

***May Fund payments be used to assist impacted property owners with the payment of their property taxes?***

Fund payments may not be used for government revenue replacement, including the provision of assistance to meet tax obligations.

***May Fund payments be used to replace foregone utility fees? If not, can Fund payments be used as a direct subsidy payment to all utility account holders?***

Fund payments may not be used for government revenue replacement, including the replacement of unpaid utility fees. Fund payments may be used for subsidy payments to electricity account holders to the extent that the subsidy payments are deemed by the recipient to be necessary expenditures incurred due to the COVID-19 public health emergency and meet the other criteria of section 601(d) of the Social Security Act outlined in the Guidance. For example, if determined to be a necessary expenditure, a government could provide grants to individuals facing economic hardship to allow them to pay their utility fees and thereby continue to receive essential services.

***Could Fund payments be used for capital improvement projects that broadly provide potential economic development in a community?***

In general, no. If capital improvement projects are not necessary expenditures incurred due to the COVID-19 public health emergency, then Fund payments may not be used for such projects.

However, Fund payments may be used for the expenses of, for example, establishing temporary public medical facilities and other measures to increase COVID-19 treatment capacity or improve mitigation measures, including related construction costs.

***The Guidance includes workforce bonuses as an example of ineligible expenses but provides that hazard pay would be eligible if otherwise determined to be a necessary expense. Is there a specific definition of "hazard pay"?***

Hazard pay means additional pay for performing hazardous duty or work involving physical hardship, in each case that is related to COVID-19.

***The Guidance provides that ineligible expenditures include "[p]ayroll or benefits expenses for employees whose work duties are not substantially dedicated to mitigating or responding to the COVID-19 public health emergency." Is this intended to relate only to public employees?***

Yes. This particular nonexclusive example of an ineligible expenditure relates to public employees. A recipient would not be permitted to pay for payroll or benefit expenses of private employees and any financial assistance (such as grants or short-term loans) to private employers are not subject to the restriction that the private employers' employees must be substantially dedicated to mitigating or responding to the COVID-19 public health emergency.

***May counties pre-pay with CARES Act funds for expenses such as a one or two-year facility lease, such as to house staff hired in response to COVID-19?***

A government should not make prepayments on contracts using payments from the Fund to the extent that doing so would not be consistent with its ordinary course policies and procedures.

***Must a stay-at-home order or other public health mandate be in effect in order for a government to provide assistance to small businesses using payments from the Fund?***

No. The Guidance provides, as an example of an eligible use of payments from the Fund, expenditures related to the provision of grants to small businesses to reimburse the costs of business interruption caused by required closures. Such assistance may be provided using amounts received from the Fund in the absence of a requirement to close businesses if the relevant government determines that such expenditures are necessary in response to the public health emergency.



***Should States receiving a payment transfer funds to local governments that did not receive payments directly from Treasury?***

Yes, provided that the transferred funds are used by the local government for eligible expenditures under the statute. To facilitate prompt distribution of Title V funds, the CARES Act authorized Treasury to make direct payments to local governments with populations in excess of 500,000, in amounts equal to 45% of the local government's per capita share of the statewide allocation. This statutory structure was based on a recognition that it is more administratively feasible to rely on States, rather than the federal government, to manage the transfer of funds to smaller local governments. Consistent with the needs of all local governments for funding to address the public health emergency, States should transfer funds to local governments with populations of 500,000 or less, using as a benchmark the per capita allocation formula that governs payments to larger local governments. This approach will ensure equitable treatment among local governments of all sizes.

For example, a State received the minimum \$1.25 billion allocation and had one county with a population over 500,000 that received \$250 million directly. The State should distribute 45 percent of the \$1 billion it received, or \$450 million, to local governments within the State with a population of 500,000 or less.

***May a State impose restrictions on transfers of funds to local governments?***

Yes, to the extent that the restrictions facilitate the State's compliance with the requirements set forth in section 601(d) of the Social Security Act outlined in the Guidance and other applicable requirements such as the Single Audit Act, discussed below. Other restrictions are not permissible.

***If a recipient must issue tax anticipation notes (TANs) to make up for tax due date deferrals or revenue shortfalls, are the expenses associated with the issuance eligible uses of Fund payments?***

If a government determines that the issuance of TANs is necessary due to the COVID-19 public health emergency, the government may expend payments from the Fund on the accrued interest expense on TANs and unbudgeted administrative and transactional costs, such as necessary payments to advisors and underwriters, associated with the issuance of the TANs.

***May recipients use Fund payments to expand rural broadband capacity to assist with distance learning and telework?***

Such expenditures would only be permissible if they are necessary for the public health emergency. The cost of projects that would not be expected to increase capacity to a significant extent until the need for distance learning and telework have passed due to this public health emergency would not be necessary due to the public health emergency and thus would not be eligible uses of Fund payments.

***Are costs associated with increased solid waste capacity an eligible use of payments from the Fund?***

Yes, costs to address increase in solid waste as a result of the public health emergency, such as relates to the disposal of used personal protective equipment, would be an eligible expenditure.

***May payments from the Fund be used to cover across-the-board hazard pay for employees working during a state of emergency?***

No. The Guidance says that funding may be used to meet payroll expenses for public safety, public health, health care, human services, and similar employees whose services are substantially dedicated to mitigating or responding to the COVID-19 public health emergency. Hazard pay is a form of payroll expense and is subject to this limitation, so Fund payments may only be used to cover hazard pay for such individuals.

**NAVAJO NATION CARES FUND  
NAVAJO NATION SHOPPING CENTERS, INC. EXPENDITURE PLAN**

**I. PURPOSE:**

The purpose of the Navajo Nation Shopping Centers, Inc. (NNSCI) Expenditure Plan is to allow for the use and expenditure of four million dollars (\$4,000,000) of Navajo Nation CARES Funds to provide tenant safety improvements to mitigate Covid-19 spread among tenant staff and customers; and for property safety improvements at all ten (10) shopping center properties managed by NNSCI.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

NNSCI and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

NNSCI is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

**III. MONITORING**

The Division of Economic Development shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).



V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to NNSCI pursuant to a grant or sub-recipient agreement as determined by the Office of the Controller.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Resources and Development Committee (RDC) shall provide oversight as RDC has oversight over Navajo Nation enterprises and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Economic Development, NNSCI and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

## RESUBMITTAL

**Navajo Nation Shopping Centers, Inc. (NNSCI)**

**COVID-19 Remediation Expenditure Plan  
\$4.0 Million**

Navajo Nation Cares Act Fund



NAVAJO  
NATION  
SHOPPING  
CENTERS  
INCORPORATED

Revised: August 14, 2020  
928-871-2218 | [ntaylor@nnsccinc.com](mailto:ntaylor@nnsccinc.com)



Table of Contents

I.	EXECUTIVE SUMMARY	7
II.	INTRODUCTION & BACKGROUND	8
	Our Mission	8
	Our Locations and Tenants	8
	Our Impact	9
	Our Goals & Objectives	10
III.	NITSÁHÁKEES: CURRENT SITUATION & CAPACITY	11
IV.	NAHAT'Á: PROPOSED PROJECTS	11
V.	IINA: MANAGEMENT & OPERATIONS	13
	Overcoming Obstacles	13
	Maintaining Compliance	13
VI.	SIHASIN: IN CLOSING	14

## I. EXECUTIVE SUMMARY

The Navajo Nation Shopping Centers Inc. (NNSCI) is requesting \$4.0 million from the Navajo Nation Cares Act Fund as aid in order to mitigate the negative economic and social impacts that the Coronavirus has brought upon the Navajo Nation.

The Proposal expenditures will meet the Coronavirus Relief Funds (CRF) requirements.

- A. The funds will be used for NNSCI staff, tenants and customers related to Coronavirus mitigation efforts. Fund amounts will be used to cover expenses at all ten (10) shopping center properties.
- B. The funds detailed in the Proposal were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government.
- C. Funds will be expensed up to December 30, 2020.

Funds will be used for:

- 1) Tenant safety improvements to mitigate COVID-19 spread among tenant staff and customers at all ten (10) shopping center properties managed by NNSCI.
- 2) Property safety improvements to reduce the transmission of COVID-19 at all ten (10) shopping center properties managed by NNSCI.

---

### Expenditure Plan - New Projects

as of August 15, 2020

# Expenditures	\$
1 Tenant Safety Improvements	2,000,000
2 Property Safety Improvements	2,000,000
<b>Total</b>	<b>\$ 4,000,000</b>

---



## II. INTRODUCTION & BACKGROUND

The Navajo Nation Cares Act Expenditure Plan (Proposal) was created with the intention to empower Navajo businesses to overcome the effects of the Coronavirus Disease (COVID-19) pandemic and to ensure a safe shopping experience for all. Navajo Nation Shopping Centers, Inc. (NNSCI) respectfully requests funding in the amount of \$4.0 million to address unforeseen financial needs and risks created by the COVID-19 public health emergency. The Proposal does not include initiatives already performed in response to the emergency. This Proposal identifies initiatives necessary to be a successful commercial corporation that supports diverse and essential services to the Navajo Nation economy.

### Our Mission

Develop, retain, and expand profitable operations by maintaining excellent customer service, building strong community relations and pursuing new market potentials for the Navajo Nation.

### Our Locations and Tenants

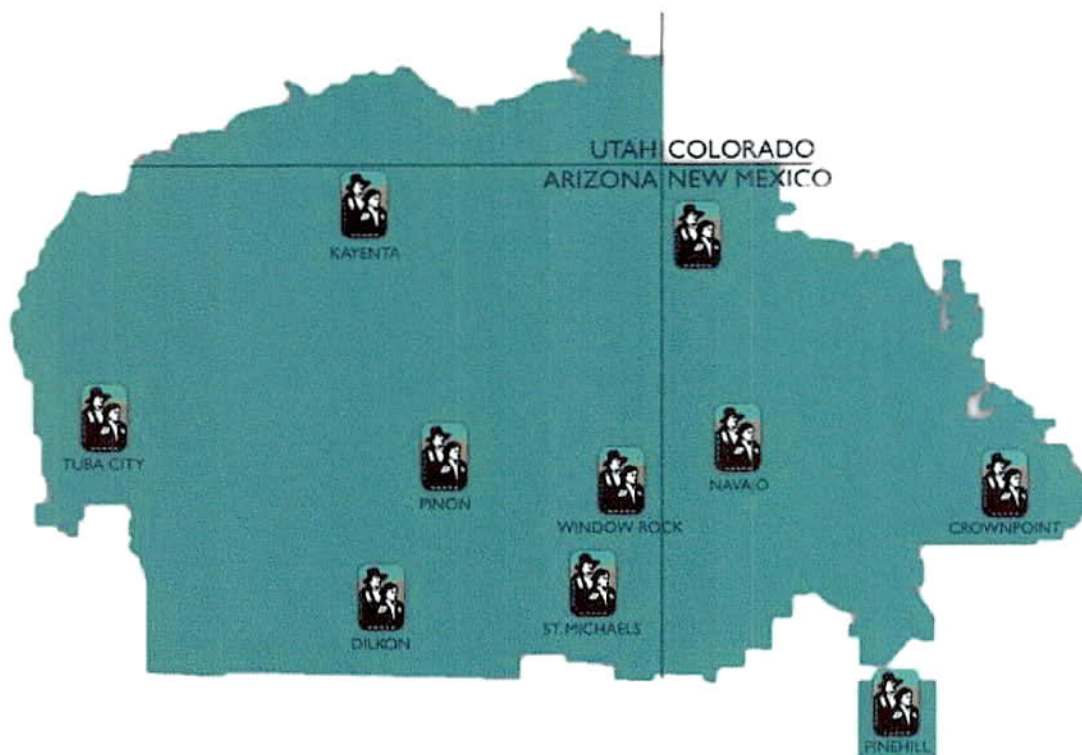


Figure 1 - Map of NNSCI locations

Navajo Nation Shopping Centers, Inc. has been serving the community for over 35 years. NNSCI currently accommodates approximately 100 tenants in 10 locations located within the Navajo Nation. We serve thousands of residents and visitors daily through a diverse tenant mix.

**NNSCI**  
**Expenditure Plan Proposal**

Businesses range in size and industry. Some services include utilities, medical, laundry, hardware, grocery, dining, entertainment, cellular access, beauty and more. Additionally, there are hundreds of people employed within our locations. Over 40% of our businesses within our locations are Navajo owned.

**NNSCI does not own or manage the following shopping centers:**

- 1) Ganado/Burnside Shopping Center (managed by Division of Economic Development)
- 2) Nahatadzil/Sanders Shopping Center (managed by DED)
- 3) Chinle Shopping Center (managed by Dineh Cooperatives Inc.)

**Our Impact**

Due to the nature of our business operations and the volume of customer traffic at our locations, NNSCI employees, tenants, and visitors are at high risk of contact with COVID-19. The health risk was evidenced by the high rates of confirmed cases across the Navajo Nation. Additionally, since March 18, 2020 operations have been significantly impacted for NNSCI and our tenants in response to the government orders. Some impacts include required retail business closures, increased operating expenses, ceased capital improvement projects, decreased employee productivity, modified business operations, redirected employee duties, increased need for additional staff, impeded progress, and reduced earnings. Not only does this affect the day to day activities of individuals and businesses, these impacts also affect the taxes paid to the Navajo Nation government. As a result of COVID-19 and in response to all of the Public Health Emergency Orders:

**NNSCI Tenants**

- More than 30% of 100 tenants have closed their business temporarily for the safety of customers and employees.
- More than 60% of tenants have continued business operations on a limited basis.
- NNSCI has provided a rent relief plan for select tenants experiencing hardships.
- All tenants require additional support to operate under the current health emergency orders and new safety requirements.

**NNSCI Operations**

- NNSCI has forecasted a loss in operating revenue of \$1.0M for CY2020.
- The added costs to comply with regulations, the rent relief plan for tenants and the expected decrease in percentage of sales revenue is expected to reach \$750k by December 31, 2020.
- Throughout CY2020, NNSCI is willing to provide Navajo leadership with insight into the economic recovery of the Navajo Nation. NNSCI receives data that serves as a gauge of economic health on the Navajo Nation.



## **NNSCI**

### **Expenditure Plan Proposal**

- NNSCI continues to facilitate information sharing from tenants to the general public.
- Collaborated to provide a safer shopping experience for Navajo elders at the shopping centers.
- NNSCI headquarters personnel are operating on a modified schedule that includes working from home and all staff are taking the proper safety measures for maintaining a safe working environment.
- NNSCI has experienced business operation interruptions as a result of the COVID-19 pandemic and this has affected our strategic plan goals, capital improvement projects and staff development for CY2020/2021.

### **NNSCI Community**

- Shoppers are either waiting in line or having to drive further to border towns which increases their risk of exposure.
- NNSCI has provided 2,500+ safety shopping kits to consumers, with the primary recipients being elders.
- NNSCI has also been distributing hand sanitizer to patrons of the shopping centers by providing hand sanitizer refill stations. As of August 14, 2020, 400 gallons of 600 gallons has been distributed to citizens across the Navajo Nation.

### **Our Goals & Objectives**

We recognize the severe risks and the hardships experienced across the Navajo Nation. It is our goal to provide a safe shopping experience for all through:

- |   |  |
|---|--|
| • Decrease Coronavirus risks                          | • Qualified personnel                              |
| • Cultural and environmental values                   | • Reliable sanitation                              |
| • Enhanced accommodations                             | • Remain in compliance with industry standards     |
| • Increased access to essential products and services | • Research and utilize modern methods              |
| • Maintain professional and safety standards          | • Support tribal development through collaboration |
| • Objectively monitor performance                     | • Tenant relief program                            |
| • Permanent and proactive resolutions                 |  |
| • Property upgrades                                   |  |

### III. NITSÁHÁKEES: CURRENT SITUATION & CAPACITY

NNSCI has had to respond quickly to take necessary action to the public health emergency. Since March 2020, NNSCI resources have been used to respond to the emergency, research threats to safety, identify resolutions and alternatives and develop a sustainable plan to address necessary emergency public health issues associated with our property locations.

Approximately 45% of NNSCI work hours have been taken from normal operations in response to the health emergency. NNSCI received a \$125,000 loan from the Paycheck Protection Program (PPP), however, that does not cover all staff actions taken to respond to internal incidents of contact or symptoms from employees, nor the staff's timely response to the external risks. Additional services include cleaning, consultant, media, and legal.

Additional supplies and equipment include cleaning supplies, masks, gloves, hand sanitizer and sanitation wipes. Our Safe Shopping initiative provided to shopping center customers safety kits consisting of hand sanitizer, masks, gloves, and safe shopping guidance. The tenant rent relief was granted to assist in preventing tenant eviction, permanent business closure and the reduced access to basic goods/necessities for consumers. Tenant relief was necessary to address the loss of business and unforeseen personal and professional expenses such as business interruption, funerals, testing and other emergencies.

Other ways we have helped in response to the COVID-19 risks includes permitting use of various shopping center parking lots for COVID-19 testing, mobile wi-fi accessibility and food distribution.

### IV. NAHAT'Á: PROPOSED PROJECTS

#	Description	Incurred Expenses	Additional Expenses	Total Expenses
1.	Tenant Safety Improvements	\$0	\$2,000,000	\$2,000,000
2.	Property Safety Improvements	\$0	\$2,000,000	\$2,000,000
	<b>Total</b>	<b>\$0</b>	<b>\$4,000,000</b>	<b>\$4,000,000</b>

#### Proposed Projects:

##### 1) Tenant Safety Improvement

NNSCI would like to assist all 100 tenants with funds to pay for necessary space improvements designed to reduce the spread of COVID-19 among tenant employees and customers. Funds will be used to pay for materials and installation of improvements. Such space improvements will consist of:

- Reconfiguring of interior office/retail/work area space layout(s)
- Contactless drop off and pickup boxes/slots improvements at business entrances



**NNSCI****Expenditure Plan Proposal**

- Accommodate transactions from buy online, pickup in store (BOPIS)
- Installation of new select doors/windows/HVAC filters
- Safe outdoor seating structures/equipment accommodation for restaurants and their customers

<b>Tenant Safety Improvements</b>	<b>Additional Expenses</b>
Safety Improvements (\$20k/tenant space)	\$2,000,000
<b>Total</b>	<b>\$2,000,000</b>

**2) Property Safety Improvements**

NNSCI would like to improve the safety of our shopping centers for patrons and tenants by making improvements to our properties. Improvements such as providing to tenants the accessibility to fiber internet connection for faster sale transactions and IT upgrades, adding curbside pickup locations, outdoor eating area additions, drive-thru availability and new digital building marquee signage for enhanced information sharing. Funds will be used to make the improvements at all 10 shopping center properties.

<b>Property Safety Improvements</b>	<b>Additional Expenses</b>
Fiber Optic Connections for Tenants	\$200,000
Building Marquee Signs	1,250,000
Curbside pickup, drive-thru, outdoor eating improvements	\$550,000
<b>Total</b>	<b>\$2,000,000</b>

***Any unused funds will be remitted back to the proper financial authority at the Navajo Nation government.***

## V. IINA: MANAGEMENT & OPERATIONS

Navajo Nation Shopping Centers, Inc. is comprised of 19 employees with expertise in business development, finance, project management, property management, and community relations. We intend to exercise leadership in efficiency and effectiveness.

### Overcoming Obstacles

Business on Navajo experiences increased costs due to distance from major resources. This cost falls on our tenants and effects the consumers. The increase can have devastating effects to a demographic that already experiences one of highest poverty rates in the country and increased risk of COVID-19 complications due to existing health threats such as diabetes. Navajo Nation Shopping Centers, Inc. has already experienced delays in obtaining supplies and services due to the COVID-19 constraints across America.

NNSCI has coordinated events, volunteers, and donations in attempt to quell the emergency. NNSCI has also coordinated with other organizations such as the Division of Economic Development and Dineh Chamber of Commerce to efficiently respond to the emergency. NNSCI has also maintained a strong communication line with tenants for a faster response.

### Maintaining Compliance

Navajo Nation Shopping Centers, Inc. will continue to operate in compliance with the Navajo Nation Code and applicable federal regulations. Additionally, GAAP accounting procedures will be utilized to monitor Proposal expenditures and to provide a final report. The Proposal expenditures will meet the Coronavirus Relief Funds (CRF) requirements.

- The funds will be used for NNSCI staff, tenants and customers related to Coronavirus mitigation efforts. Fund amounts will be used to cover expenses at all ten (10) shopping center properties.
- The funds detailed in the Proposal were not accounted for in the budget most recently approved as of the date of enactment of this section for the State or government.
- Funds will be expensed up to December 30, 2020.



VI. SIHASIN: IN CLOSING

Purpose of Request	Amount Requested
Proposed - August 2020 to December 2020 <ul style="list-style-type: none"><li>Safety enhancements for customers and tenants</li></ul>	\$4,000,000
Total	\$4,000,000

Navajo Nation Shopping Centers, Inc. recognizes that a "business as usual" approach will not work for the Navajo people. It is the safety and health of the people that we aim to serve through implementing this Proposal. We have substantially dedicated resources to mitigate and or respond to the COVID-19 public health emergency. We remain committed to supporting the safety and sustenance of our local businesses, workforce, and consumers. Together we will do more; We look forward to the opportunity to have your support and to collaborate with other Navajo organizations to execute this Proposal.

Sincerely,

*Nicholas Taylor*

Nicholas Taylor  
Chief Executive Officer

(Enclosure: Board Resolution)



NAVAJO  
NATION  
SHOPPING  
CENTERS  
INCORPORATED

**Think. Plan. Live. Shop Navajo!**

August 17, 2020

Navajo Nation Office of President & Vice President  
100 Parkway  
PO Box 7440  
Window Rock, AZ 86515

CROWNPOINT

Mr. President and Vice-President,

PINEHILL

The Navajo Nation Shopping Centers, Inc. (NNSCI) recently submitted to OPVP a revised expenditure plan on Saturday, August 15, 2020 in the amount of \$4.0 million with a supporting board resolution attached. On Monday, August 17, 2020, Navajo Nation OPVP staff requested of NNSCI an updated board resolution to include the revised ask amount of \$4.0 million. Due to time constraints, NNSCI is unable to submit an updated board resolution for the \$4.0 million amount being requested by NNSCI.

NAVAJO PINE

WINDOW ROCK

Therefore, this letter from the NNSCI CEO and Board of Directors Chairperson, affirms that NNSCI is requesting only \$4.0 million from the Navajo Nation Cares Act Fund. The NNSCI Board of Directors and Management team are in support of the \$4.0 million.

ST. MICHAELS

Sincerely,

PINON

Mr. Nicholas Taylor  
CEO, NNSCI

DIL KION

TUBA CITY

Ms. Felisha Adams  
Board of Directors Chairperson, NNSCI

KAYENTA

SHIPROCK



## Navajo Nation Telecommunication Response to the COVID 19 Crisis

### Executive Summary

Verizon and Dineh Investments have partnered to propose an immediate solution to the lack of broadband internet conductivity across the Navajo Nation. Upon approval this project can be fully operational at all 110 Chapter Houses and the Window Rock Administrative Center in 12 weeks.

#### Objective:

To enable Navajo Nation leadership to provide citizens with **IMMEDIATE** connectivity and information sharing resources via satellite internet services in proximity to all Chapter Houses across Navajo Nation in support of COVID 19 response activities. **This rapid deployment is in response to the COVID crisis and is in full compliance with the Federal CARES Act rules and regulations.**

#### Purpose:

To provide immediate communications solutions for the citizens of Navajo Nation in COVID Response efforts for Healthcare, Community Development, and First Responders, and assist in long-term recovery objectives.

#### Approach:

To deliver the deployment of internet connectivity, LTE and WiFi via satellite services to 110 Chapter House sites across Navajo, augmented with high capacity satellite service deployment at the Navajo Nation Government Campus in Window Rock, AZ.

## Rough Order of Magnitude (ROM) Pricing

Overall solution budget estimations:

CARES Act/ NAVAJO NATION BUDGET – \$15.45 M

### Breakdown:

This ROM includes all equipment, installation, maintenance, and recurring Satellite channel costs over the 24-month project.

#### **Citizen Internet Services - 110 Chapter Houses**

Installation charges:	\$ 994,070
Verizon Wireless eFemto and WIFI Routers:	\$ 346,385
Site development charges:	\$ 110,000
Monthly recurring charges (24 months):	\$ 87,750 (x 24)
Monthly maintenance and Management fees:	\$ 14,779 (x 24)
<b>Total project budget:</b>	<b>\$ 3,767,177</b>

#### **Navajo Nation Government Campus Services (5 locations connected)**

Installation charges:	\$ 722,082
Monthly recurring charges(24 months):	\$ 404,608 (x 24)
Monthly maintenance and Management fees:	\$ 52,163 (x 24)
<b>Total project budget:</b>	<b>\$11,683,146</b>

**Total cash budget: \$15,450,323**

**Verizon Pro Bono equipment and services: \$ 2,996,000**

**Total Project Value: \$18,446,323**





**NAVAJO NATION CARES FUND  
EMERGENCY RELIEF EDUCATION EXPENDITURE PLAN**

**I. PURPOSE:**

The purpose of the Navajo Nation Emergency Relief Education Expenditure Plan is to allow for the use and expenditure of thirty-five million dollars (\$35,000,000) of Navajo Nation CARES Funds by the Department of Diné Education to provide emergency relief and assistance to Navajo college undergraduate and graduate students to mitigate the effects of COVID-19 pandemic and attendant public health orders.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

**III. MONITORING**

The Department of Diné Education shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred with by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



**NAVAJO NATION EMERGENCY RELIEF EDUCATION PROGRAM**  
**NAVAJO NATION SCHOLARSHIP AND FINANCIAL ASSISTANCE**

**Program Overview:** The Navajo Nation (the "Nation") received funding through CARES Act, Coronavirus Relief Fund (CRF) which provides the nation with federal financial assistance for the nation to prepare, prevent and respond to the COVID-19 pandemic. The Nation has determined that support for students and their families is a necessary expenditure under section 601(d) of the Social Security Act, providing emergency financial assistance to families that have experienced financial hardship as a direct result of COVID-19. The two support programs are detailed below, with corresponding overviews, eligibility requirements and application procedures.

**CARES Act funding for Navajo College students**  
**Policy Date: August 16, 2020**

**Purpose**

c On March 15, 2020, colleges and universities in the Four Corners area abruptly closed their campuses and transitioned courses online with little or no warning to students. The closures had a major impact on the majority of students. Those who lived on-campus were forced to find another place to live at a moment's notice and most chose to move back to the Navajo Nation. Students were required to quickly adapt to online learning, which proved problematic, especially for those who were forced to move back to the Navajo Nation. Many students did not have reliable access to a computer or other device to access the internet. A problem exacerbated by the limited internet and cellular phone service on the Navajo Nation.

Students also suffered financially due to COVID-19. Students' employment came to a halt due to the closure of campuses and businesses. Many experienced food insecurity and lacked resources for basic needs including rent and utilities. In addition, there were some, who experienced tremendous loss as family and friends succumbed to COVID-19. The pandemic also highlighted the great need for healthcare professionals and first responders such as police officers, emergency medical technicians, and firefighters. The need for additional first responders increased as COVID-19 claimed the lives of those who were in the line of duty. The provision of emergency relief funds to students seeking degrees or vocational education related to healthcare and first responders would increase the number of Navajo professionals in those critical areas.

Students were hard-pressed to successfully complete Spring 2020 coursework due to a number of factors. Many fell behind in their academic plans. Cash assistance to students impacted by COVID-19 would help them continue their studies and cover living expenses, including technology, and additional costs associated with online learning. If students are not provided adequate support via relief funds, their chances of degree completion greatly diminish.

What this section includes will vary depending on the type of proposal, but it will be the most important part of the document. When describing your proposed solution, any supplemental information can be added as annexes to the document.

**Cost/Rates and Schedule: Funds have to be spent by December 30, 2020.**

To provide Emergency Relief funds to Navajo College students:

- \$5 million for 2,000 graduate students at \$2,500 per student.
- \$30 million for 15,000 undergraduates at \$2,000 per student.

Amounts above are based upon an analysis performed by ONNSFA that detail out the additional costs of living expenses, health care, child care or other education related expenses (such as the cost of attendance or technology needs) to justify the amount of emergency relief to be provided to each student.

**Financial Aid Considerations:**

Financial Aid Offices (FAO) at colleges and universities administer federal, state, local, institutional and private financial aid programs each with extensive rules and regulations to comply with. The maximum amount of financial aid a student may receive is equal to the college's "Cost of Attendance," which includes tuition, room and board, books and other necessary expenses minus a student's Expected Family Contribution (EFC). Financial aid awards typically are first applied to student's tuition, fees, and room and board if they live on campus. Any money left over is paid to students directly for other education expenses. Providing relief payments to students via their FAO would lower the amounts of other financial aid they may be eligible for and negate the impact of the emergency relief fund.

The plan is to provide funds direct to students who have experienced hardship due to COVID-19. However, individual circumstances may differ. As such, two possible scenarios are presented:

**Payments made directly to Students:**

Payments made under this program are to provide emergency financial assistance incurred as a result of a qualifying disaster, as defined in Section 139 of the Internal Revenue Code. As such, these payments would not be subject to Federal Taxation by the Internal Revenue Service or reported as Gross Income to the beneficiary.

**Payments made directly to Institutions:**

If a student is receiving assistance under this program that is paid directly to the Institution, the payments will subsequently be reported on the Students 1098-T, Box 5 as "Scholarships and Grants" paid on behalf of a student by a third-party.

**Application process:**

Students will first submit an online application to the ONNSFA. Application requirements include submission of admission letters, course schedules, Financial Need Analyses and Certificates of Indian Blood. Thereafter, a one-page application for the Navajo Nation Higher Education Emergency Relief Grant will be provided at [www.onnsfa.org](http://www.onnsfa.org) for students to complete. The application will include:

- Personal identifying information.
- A description of financial hardship as the student experienced due to the pandemic which may include school closures, the need to continue their education online, and other expenses including rent, utilities, food, PPE, computers/laptops, printers, WiFi, medical or prescription costs.
- Assistance with Childcare: Many of our students are parents and need support for childcare costs, after school program charging more for the extra care (cleaning supplies, PPE in the facilities, etc.)
- Medical and/or Counseling Services: Some students have medical costs incurred due to COVID and other health related matters; or experienced COVID personally through the loss of family/friends/other, there may be a need for them to get some counseling or traditional healing services.

The ONNSFA's database will be modified with the addition of the relief grant application. The application will be made available within three weeks. Undergraduate and graduate students will receive a flat rate of Emergency Relief funds awarded through the ONNSFA Empower database. The Section 139 payment will not be considered taxable income.



**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>CARES Act - ONNSFA</u>		Division/Branch: <u>Department of Diné Education</u>	
Prepared By: <u>Sheila Tsosie</u>		Phone No.: <u>(928) 871-7446</u>		Email Address: <u>stosie@navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act	10/01/19-9/30/20	35,000,000.00	100%					
				2001 Personnel Expenses				0.00
				3000 Travel Expenses				0.00
				3500 Meeting Expenses				0.00
				4000 Supplies				0.00
				5000 Lease and Rental				0.00
				5500 Communications and Utilities				0.00
				6000 Repairs and Maintenance				0.00
				6500 Contractual Services				0.00
				7000 Special Transactions				0.00
				8000 Public Assistance	1	35,000,000.00	35,000,000.00	0.00
				9000 Capital Outlay				0.00
				9500 Matching Funds				0.00
				9500 Indirect Cost				0.00
<b>TOTAL:</b>						35,000,000.00	35,000,000.00	0.00

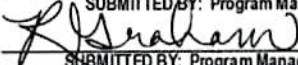
  

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Vehicles Budgeted:		

**TOTAL: \$35,000,000.00 100%**

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

<p>Rose Graham, Dept. Manager II / Patricia Gonnio, Asst. Superintendent</p> <p>SUBMITTED BY: Program Manager's Printed Name</p> <p> 8/16/20</p> <p>SUBMITTED BY: Program Manager's Signature and Date</p>	<p>Paulson Chaco, Chief of Staff / OPVP</p> <p>APPROVED BY: Division Director/Branch Chief's Printed Name</p> <p>APPROVED BY: Division Director/Branch Chief's Signature and Date</p>
--	---

## PART I. PROGRAM INFORMATION:

Business Unit No.: NEW

Program Name/Title: CARES Act - ONNSFA

## PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

Resolution No.: GSCMY-19-07 \*Approving the plans of operation for offices and programs within the Department of Dine Education, which includes ONNSFA and NN Teacher Education Program. Purpose: ONNSFA provides merit-based scholarships and financial need based assistance to enrolled members of the NN pursuing undergraduate, as well as vocational, educations. The NN Teacher Education Program provides educational financial assistance to current Navajo Teachers or Navajo Teacher candidates pursuing undergraduate or graduate studies in the field of Teacher Education. Financial aid services are provided at five Agency field offices located throughout the Navajo Nation.

## PART III. PROGRAM PERFORMANCE CRITERIA:

## 1. Goal Statement:

Provide Emergency Relief Grant - Graduate Students

## Program Performance Measure:

Number of Eligible Graduate students awarded @ \$2,500 each

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

N/A		N/A		N/A		2,000	
-----	--	-----	--	-----	--	-------	--

## 2. Goal Statement:

Provide Emergency Relief Grant - Undergraduate Students

## Program Performance Measure:

Number of Eligible Undergraduate students awarded @ \$2,000 each

N/A		N/A		N/A		15,000	
-----	--	-----	--	-----	--	--------	--

## 3. Goal Statement:

Each student to apply for Emergency Relief Grant

## Program Performance Measure:

Review each student Impact Statements

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

## 4. Goal Statement:

Provide Program Outreach services to eligible students

## Program Performance Measure:

Contact eligible students

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

## 5. Goal Statement:

Compliance to CARES Act Regulations

## Program Performance Measure:

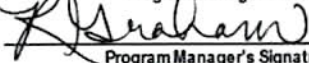
Perform inter-office audits on Each Agency

N/A		N/A		N/A		5	
-----	--	-----	--	-----	--	---	--

## PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Rose Graham, Dept. Manager II / Patricia Gonnig, Act. Superintendent

Program Manager's Printed Name



8/16/20

Program Manager's Signature and Date

Paulson Chaco, Chief of Staff / OPVP

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date



<b>PART I. PROGRAM INFORMATION:</b> Program Name/Title: <u>CARES Act - ONNSFA</u> Business Unit No.: <u>NEW</u>			
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	<b>8000 ASSISTANCE</b> Higher Education Emergency Relief Grant		35,000,000.00
8900	Other .8060 Emergency Assistance Provide Emergency Relief Grant to eligible Navajo Higher Education Applicants 2,000 Graduate students awarded @ \$2,500 each                 =         \$ 5,000,000.00 15,000 Undergraduate students awarded @ \$2,000 each                 =         \$30,000,000.00	35,000,000.00	
<b>TOTAL</b>		35,000,000.00	35,000,000.00

FY 2020

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page 2 of 3  
BUDGET FORM 2

**PART I. PROGRAM INFORMATION:**Business Unit No.: NEWProgram Name/Title: CARES Act - ONNSFA**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

Resolution No.: GSCMY-19-07 \*Approving the plans of operation for offices and programs within the Department of Dine Education, which includes ONNSFA and NN Teacher Education Program. Purpose: ONNSFA provides merit-based scholarships and financial need based assistance to enrolled members of the NN pursuing undergraduate, as well as vocational, educations. The NN Teacher Education Program provides educational financial assistance to current Navajo Teachers or Navajo Teacher candidates pursuing undergraduate or graduate studies in the field of Teacher Education. Financial aid services are provided at five Agency field offices located throughout the Navajo Nation.

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

**1. Goal Statement:**Provide Emergency Relief Grant - Graduate Students**Program Performance Measure:**Number of Eligible Graduate students awarded @ \$2,500 each

N/A		N/A		N/A		2,000	
-----	--	-----	--	-----	--	-------	--

**2. Goal Statement:**Provide Emergency Relief Grant - Undergraduate Students**Program Performance Measure:**Number of Eligible Undergraduate students awarded @ \$2,000 each

N/A		N/A		N/A		15,000	
-----	--	-----	--	-----	--	--------	--

**3. Goal Statement:**Each student to apply for Emergency Relief Grant**Program Performance Measure:**Review each student Impact Statements

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

**4. Goal Statement:**Provide Program Outreach services to eligible students**Program Performance Measure:**Contact eligible students

N/A		N/A		N/A		17,000	
-----	--	-----	--	-----	--	--------	--

**5. Goal Statement:**Compliance to CARES Act Regulations**Program Performance Measure:**Perform inter-office audits on Each Agency

N/A		N/A		N/A		5	
-----	--	-----	--	-----	--	---	--

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**Rose Graham, Dept. Manager II / Patricia Gonnig, Act. SuperintendentProgram Manager's Printed Name

 8/16/20  
Program Manager's Signature and Date

Paulson Chaco, Chief of Staff / OPVPDivision Director/Branch Chief's Printed NameDivision Director/Branch Chief's Signature and Date





**NAVAJO NATION CARES FUND  
HEAD START COVID-19 EXPENDITURE PLAN**

**I. PURPOSE:**

The purpose of the Navajo Nation Head Start COVID-19 Expenditure Plan is to allow for the use and expenditure of four million three hundred dollars (\$4,300,000) of Navajo Nation CARES Funds by the Department of Diné Education to provide COVID-19 relief and mitigation measures at Head Start Centers across the Navajo Nation.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

**III. MONITORING**

The Department of Diné Education shall be responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred to by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.





# NAVAJO HEAD START

*Department of Diné Education*



JONATHAN NEZ, *President*  
MYRON LIZER, *Vice President*

DR. ELVIRA BITSOI  
*Assistant Superintendent of Head Start*

## **Navajo Head Start CARES Act Proposal COVID-19 Funding Needs**

The Navajo Head Start (NHS) is the only “tribal super grantee” funded from the Office of Head Start, Administration for Children and Families, other Head Start programs with super grantee status are serving large metropolitan areas of Los Angeles, Baltimore, Chicago and Phoenix. The NHS is a comprehensive educational program which service 1,419 children and families in fifty-three Chapter communities. The NHS’s youngest scholars are between the ages of 0-5 years old, who are either enrolled in an Early Head Start program (0-3) or a regular Head Start program (3-5). NHS employs over 300 staff. NHS provides hope and a head start for children on the Navajo Nation to excel academically. Teachers, paraprofessionals and bus drivers work together to provide a safe learning environment for children year-round (Duration and Early Head Start sites) or for 10-months (Seasonal Head Start sites).

Since the COVID-19 pandemic has hit the Navajo Nation, NHS children have missed out on four (4) months of classroom learning and direct services. Without the playgrounds on NHS sites, children are not able to develop their gross motor skills. Children are not able to socialize with their classmates which is an important learning experience. For children 5 years old and younger (our target population) school can mean the world to them and our program works every day to meet the needs of those families. Many families have had to experience trauma due to the COVID-19 pandemic, which also impacts the children. Children need support and NHS is their voice to bring structure in a time of uncertainty.

The world around a NHS child outside of the classroom is vastly changing. On the Navajo Nation, the average household size is 3.45, 10.4 % of the population is between the ages of 15-19 years old, 96.1% of the population is American Indian or Alaska Native, and the poverty rate for families with children under the age of five is 42.8%. The unemployment rate on the Navajo Nation is 11 times higher than the general population. Within the Navajo Head Start program, 71.6% of families are low-income. The poverty rate in general is 56.1% on the Navajo Nation. NHS families deserve all the support needed to help their children succeed—more funding will allow this.

In Navajo households, only 15% have a computer while 22% have a telephone, which makes it harder for families to take advantage of online learning or stay in contact with their child’s teacher. The Navajo Nation does not have a broadband connectivity to connect all homes, and teachers to children. The lack of broadband connectivity is currently the greatest challenge for teachers to implement a continued learning/E-learning environment. Due to limited funding to the NHS program the vision and plan to place a laptop in the palm of every child’s hand is only a dream. An MIT professor, Nicholas Negroponte stated he has “a dream, a big one: that every child on the planet have a laptop, and along with it, the possibility of a better future”—This is what the NHS program envisions, dreams, and hopes for.



Additionally, the Navajo Nation Primary Care Area statistical profile shows that infant and children aged 1-14 suffer from disorders related to short gestation, low birth weight, and motor-or-non-motor vehicle accident. More education is needed for parents to help their children grow and remain safe—in Navajo culture Elders are highly respected as teachers and NHS children would benefit through those teachings. An alarming 67.6% of children experience premature mortality and 2.8% of women on the Navajo Nation do not began prenatal care. Expectant mothers and their infants need more support—NHS can provide through more Early Head Start sites. There are 35.6 teen births out of every 1000 live births—further suggesting the need to provide services to teenage mothers.

There are many opportunities for Navajo Head Start to service children and families during the COVID-19 pandemic. Through the additional opportunity provided by the Navajo Nation Office of the President and Vice President (OPVP), Navajo Head start is respectfully requesting for **CARES ACT FUNDS**. The proposal is to address and meet the genuine needs of the program and the population it services during the COVID-19 pandemic. Funds will be utilized for the children and families we serve. Like many other schools across the Nation, Navajo Head Start is actively planning on continued educational services, resources, and support for the months ahead. The program needs to provide additional support to families to help their children adapt to the online and/or hybrid learning environment. The program is proposing to expand the distance learning approach by providing learning devices for children when not in the classroom and additional information technology support through a learning management system. With a funded enrollment of 1,350 NHS still needs 1,000 learning devices.

In anticipation of opening Center-based services at 40% occupancy in each classroom, the program is proposing protective dividers/barriers for all offices, classrooms and buses, and purchase of air purifiers for each office and classroom. The divider/barriers are in the form of Plexiglas/vinyl and shower curtains. The air purifiers will help to circulate and clean the air for the children and staff within a closed facility. To meet COVID-19 needs, learning environments will be modified to provide additional safety for the children and staff in and out of the classrooms.

Navajo Head Start is the largest educational program on the Navajo Nation and strives to continue high-quality services for the children and families. NHS services the entire Navajo Nation and seeks these funds on their behalf. With additional support through funding and advocacy, our communities can have the resources they need to succeed. The following budget was developed with the health and safety of our Navajo children in mind. The children and families we serve are a high priority. All the items listed in the proposal and budget fall under the requirements as stated for expenditures and will be *“incurred “due to” the public health emergency means that expenditures must be used for actions taken to respond to the public health emergency.”*

The Office of Head Start (OHS) COVID 19 – \$1.1M covers an estimated half of the students for essential cost/needs and has NOT been awarded, and therefore it is not wise to plan like the money is in NHS accounts at this time. The OHS COVID-19 funding is a one-time supplemental funding in response to the COVID-10 pandemic based on a formula according to each grantee’s funded enrollment. It is a grant opportunity that NHS had to apply for—it not competitive or an entitlement; please see below for the budget submitted to OHS. The NHS did



### NHS - COVID Budget

LOD 6		Revised Budget	Description
4120	General Office Supply	\$ 25,000	52 ctrs/ofcs x \$480 ea
4200	Portable Printers	\$ 135,000	90 portable printers x \$1,500 ea
4410	Operating Supplies	\$ 105,000	86 ctrs/ofcs x \$1,221 ea
4410	Janitorial Supplies	\$ 100,000	52 ctrs/ofcs x \$1,925 ea
4410	Thermometers	\$ 43,000	86 ctrs/ofcs x \$500 ea
4410	Masks - Childs	\$ 28,000	1,400 students x \$10 ea x 2 pairs
4410	Masks - Adults	\$ 72,000	300 staff x \$10 ea x 4 a mo x 6 mos
4410	PPE's	\$ 24,000	100 staff x \$10 ea x 4 a mo x 6 mos
4410	Printing/Binding packets	\$ 10,000	45 ctrs x \$222 ea
5520	Telephone	\$ 64,500	86 ctrs/ofcs x \$200 ea x 3 mos
5570	Internet	\$ 64,500	86 ctrs/ofcs x \$200 x 3 mos
6200	Trash Disposal	\$ 17,200	86 ctrs x \$200 ea
6520	Consultant	\$ 80,000	Mental Health Services for COVID-19
6300	Computer Software	\$ 197,000	1313 students x \$25 ea x 6 different apps
7410	Radio Advertisement	\$ 5,000	\$2,500 x 2 mos for Eng/Dine'
4200	Laptops	\$ 216,190	86 laptops/NHS staff x \$2,500 ea
		<b>\$ 1,186,390</b>	
		1,186,390.00	
		\$ -	

not receive the full funding from Office of Head Start, we do have for this year's funding \$10M and carry over funds with restrictions. The majority of the base funds are designated for personnel and contracts. A review of the current FY budget would be needed to confirm this.

All budgeted items/break down have been examined and investigated with the pandemic and they could help prevent prevalent health and safety issues; thus this is a pressing and urgent matter to address in creating the need for a high quality, safe, and healthy environment for our children. These items are high priority to help fund Phase 1 of the NHS Re-Opening Plan. The 1<sup>st</sup> Phase is e-learning, as mentioned above, which is a first in the program's history and requires many resources. The 2<sup>nd</sup> Phase, which requires even more resources, is a hybrid educational approach with a combination of e-learning and in-class learning; the classrooms that will be open to in-class learning are contingent on the COVID-19 pandemic events. To confidently accept children for in-class learning, this will require a redesign/modification of classrooms, and many more supplies for our children and staff to safely operate in each classroom despite the presence of COVID-19 in the communities.

In anticipation of opening Center-based services at 40% occupancy in each classroom, the program is proposing protective dividers/barriers for all offices and classrooms, deep cleaning services for all NHS offices and classrooms and air ventilation purifiers. NHS is requesting to purchase HEPA (high-efficiency particulate air) purifiers as they act as a second line of defense. HEPA is the standard that describes most air purifier filters currently sold in the US. To meet the standard, a filter must remove 99.97% of particles in the air that are 0.3 micrometers in size (a particularly difficult size to filter). HEPA filters are usually more effective with

particles larger and smaller than that size. Pollen, smoke particulates and aerosol droplets that can transmit COVID-29 will be filtered out of the air through the HEPA devices. Air purifiers and UV light all are secondary lines of defense, the first being face masks and social distancing. NHS needs healthy buildings with proper ventilation and filtration systems to limit exposure to COVID-19. HEPA air purifiers will be beneficial for students and staff with known allergies as they filter mold, dust, bacteria, and airborne particles. Portable HEPA air purifiers are needed for use in all classrooms and offices.

The shower curtains budget was deleted and the 1400 tablets funding of \$700,000 for the students for virtual learning is to be included in DODE's IT Division budget. HEPA air purifiers are listed under Navajo Nation Budget Summary, Object Code 4000 Supplies at the cost of \$120,000 is for the classrooms/centers.

The cost for Technology software and Mifi devices is due to the fact that NHS does not have any e-learning devices at this time. NHS total funded enrollment for School Year 2020-2021 is 1313 for HS and 37 for EHS. NHS will need a total of 1313 tablets to support e-learning for the **2020-2021 School Year**. The program selected HATCH tablets as they are programmed with learning games, books, and activities that align with the Head Start Early Learning Outcomes Framework and the HATCH tablets will be included in the overall Department of Diné Education (DoDE) technology budget. The HATCH tablets has scheduled skills assessments that are required by the Head Start Program Performance Standards. The tablets will serve as fundamental learning tools in Phase One E-learning of Head Start operations. NHS is required by the funding agency to provide continuous learning in a variety of learning modalities.

To further support E-Learning, NHS will also need to purchase additional accounts for 200 + staff which is listed under Technology software. Teachers will be using Microsoft Office 365 to upload lesson plans, engage with students in Microsoft Teams Meetings (once a week for class meetings, and throughout the week in individual virtual learning sessions). These items were not budgeted in the base budget as NHS only received partial funding this school year. Normally NHS could have received approximately \$30 million, but currently the program is operating on less than a third of the amount—majority is allocated to personnel and fringe.

As a school system, NHS continues to plan into the future given that we provide services to a vulnerable population of 1,350 children and their families across the Navajo Nation. An unspeakable amount of trauma and uncertainty has befallen our families and NHS wants to be a shining resource. We understand children miss school—our teaching staff misses their students. Through collaboration we can meet the needs of those children and their families, especially the need to maintain health and safety amid the COVID-19 pandemic.



### **Proposal Budget for Navajo Head Start**

<b>Need</b>	<b>Purpose</b>	<b>Estimated Cost</b>
1. Plexiglas/Vinyl	Construct at every entrance and dividers for 1,350 students in the classrooms (86 centers/offices) ensure safety for students	\$2,580,000.00
2. Software IT Technology	Software Applications & Licenses for all laptops/tablets for NHS staff will be installed in the devices that are purchased to support the Distance Learning platform for NHS	\$400,000.00
3. HATCH Tablet Devices	<p>Children/students 800 x \$500 each needed for educational learning tool with a mobile internet device to participate in online learning. Pre-paid subscription for mobile MiFi devices for one year.</p> <p><b><i>Enrollment is at 1350. NHS needs over 600 tablets for our Head Start students to serve 40% of our enrollment so we need more funding to ensure the educational learning tools are available for all those students have the tools they need. We cannot hinder our student's ability and educational learning opportunities whether they are in the classroom or not. OHS has not funded the NHS completely for this fiscal year therefore this is not in the program's budget.</i></b></p>	<p>8/16/20 Informed that DODE will include this cost in the overall DODE Budget</p>
4. Mobile WiFi Devices	<p>Support at least 625 students for online Distance Learning by paying one year subscriptions at \$40 a month</p> <p><b><i>NHS is still lacking 688 mobile WiFi devices for students.</i></b></p> <p>The pandemic has highlighted the lack of available technology to support effective learning outside of the classroom. Disruptions to learning can have a major impact on a child's trajectory. Technology that enables continuous learning, with minimal disruption, is essential. Digital equity addresses this need, with solutions that ensure children can access and use technology to foster learning wherever they are.</p>	<p>Included in Software IT Cost (above)</p>

5. Air ventilation purifier	Fans and/or portable HEPA units (\$500 each x 86 centers/offices) x 3 at each site \$500 x 10 each x 3 sides x 80 centers due to COVID-19.	\$120,000.00
6. Partitions for Centers	This was based upon the quote received from Business Solutions for clear Partitions for NHS students at centers to construct make-shift classes for several students. This helps non-contact of students and increase safety from other students to prevent COVID-19. These make-shift classes can also be used outside of centers. This is to meet the 40% student capacity.	\$1,200,000.00
<i>The proposed budget items are NOT in our current funding. These above items would not have been considered prior to COVID-19 pandemic. These items need to be available for our centers in order to keep our students and staff safe from COVID-19.</i>		
<b>Total=</b>		<b><i>Revised Total is \$4,300,000.00</i></b>

The shower curtains budget was deleted and the 1400 tablets funding of \$700,000 for the students for virtual learning is to be included in DODE's IT Division budget. HEPA air purifiers are listed under Navajo Nation Budget Summary, Object Code 4000 Supplies at the cost of \$120,000 is for the classrooms/centers.



**NAVAJO NATION CARES FUND**  
**Education Hardship Assistance Expenditure Plan**



**I. PURPOSE**

The purpose of the Education Hardship Assistance Expenditure Plan is to allow for the use of Five Million Dollars (\$5,000,000.00) of Navajo Nation CARES Funds for hardship assistance to eligible school age Navajo children, for purchasing school supplies, such as iPad, laptop, and/or school clothing, and other financial burdens caused by the COVID-19 pandemic and incurred since March 1, 2020. The COVID-19 pandemic has massively impacted the Navajo Nation education system and its students. In an effort to provide security and support student learning during the unprecedented COVID19 pandemic, the Education Hardship Assistance Expenditure Plan will serve a total of 20,000 Navajo children between the ages of 3 to 18 years of age and attending Head-Start, Pre-Kindergarten, Preschool, and/or Grades K through 12 for the 20202021 academic school year. This will benefit those school age Navajo children who otherwise will not be eligible for the Navajo Department for Self Reliance's TANF school clothing benefit or the Navajo Education Incentive program. The expenditures set forth in this Expenditure Plan are necessary in order to relieve the financial burdens imposed on valuable and aspiring Navajo school age children by the pandemic and public health orders, but shall not exceed two hundred and fifty dollars (\$250.00) per student.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds to be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated May 4, 2020, eligible expenditures include expenses for general assistance for, including but not limited to, purchasing PPE, past due utilities, rent, isolation expenses and other financial burdens caused by COVID-19.

**II. AFFIRMATION OF FUND USE**

The Navajo Division of Social Services and its Department for Self Reliance, and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**III. ADMINISTRATOR OF FUNDS**

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and shall develop eligibility criteria and an application and approval process ensuring that any funds disbursed comply with Title V of the CARES Act and Treasury guidance. The Department for Self Reliance will

**NAVAJO NATION CARES FUND**  
**Education Hardship Assistance Expenditure Plan**

be responsible for the day-to-day implementation and administration of this Expenditure Plan.

Within fifteen (15) days of approval of this Expenditure Plan, the Division of Social Services shall provide the Health, Education, and Human Services Committee written notice as to how this Expenditure Plan shall be implemented.

**IV. IMPLEMENTATION AND MONITORING**

The Division of Social Services is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

**IV. MEANS OF FUNDING**

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

**V. ACCOUNTING AND REPORTING REQUIREMENTS**

Title V CARES Act funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

**VI. OVERSIGHT COMMITTEE**

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

**VII. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT**

The Executive Branch and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



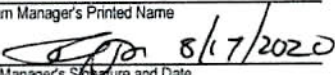

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

<b>PART I.</b> Business Unit No.: _____		Program Title: CARES ACT -Department for Self Reliance		Division/Branch: Social Services/Executive	
Prepared By: Dawn Foster		Phone No.: 928-810-8592		Email Address: dfoster@nntanf.org	

PART II. FUNDING SOURCE(S)	Fiscal Year/ Term	Amount	% of Total	PART III. BUDGET SUMMARY				
				Major Object Code at LOD 4	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	8/1/20-12/31/20	5,000,000	100.00%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	1		5,000,000	5,000,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0	5,000,000	5,000,000
<b>PART IV. POSITIONS AND VEHICLES</b>				<b>(D) (E)</b>				
Total # of Positions Budgeted:				0				
Total # of Permanently Assigned Vehicles:				0				
<b>SUB TOTAL:</b>		5,000,000	100.00%					

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

<p align="center">Roxanne Gorman, DMIII Program Manager's Printed Name</p> <p align="center"> 8/17/2020 Program Manager's Signature and Date</p>	<p align="center">Deannah Neswood-Gishey, ED Division Director/Branch Chief's Printed Name</p> <p align="center"> 8-17-2020 Division Director/Branch Chief's Signature and Date</p>
--	--

## PART I. PROGRAM INFORMATION:

Business Unit No.:

Program Name/Title:

CARES ACT -Department for Self Reliance

## PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

HEHSCJA-02-20

To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.

## PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR 10/1/20-12/31/20		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

## 1. Goal Statement:

Provide educational hardship assistance to 20,000 students for school clothing and or supplies

Program Performance Measure:

Assist 20,000 students

						20,000	
--	--	--	--	--	--	--------	--

## 2. Goal Statement:

Program Performance Measure:

--	--	--	--	--	--	--	--

--	--	--	--	--	--	--	--

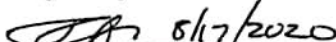
--	--	--	--	--	--	--	--

--	--	--	--	--	--	--	--

## PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

Roxanne Gorman, DMIII

Program Manager's Printed Name



Program Manager's Signature and Date

Deannah Neswood-Gishey, ED

Division Director/Branch Chief's Printed Name



Division Director/Branch Chief's Signature and Date



[illegible]



**NAVAJO NATION CARES FUND  
DINÉ EDUCATION TECHNOLOGY EXPENDITURE PLAN**

**I. PURPOSE:**

The purpose of the Diné Education Technology Expenditure Plan is to allow for the use and expenditure of three million dollars (\$3,000,000) of Navajo Nation CARES Funds by the Department of Diné Education (DODE) to enhance technological services and Information Technology Security for the coordination of preparedness and response efforts of local education agencies with state, local, tribal and territorial public health departments, and to improve coordinated responses among entities to prevent, prepare for, and respond to coronavirus. The technology infrastructure will also support providing school leaders and various stakeholders with necessary resources to the Navajo Nation essential workers, Navajo Nation students, and other stakeholders to connect, share data, share information, and telecommute. DODE will purchase equipment and secure information technology internet communications with the procurement of network equipment, monitoring tools and security appliance solutions for DODE's technology network.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

The Department of Diné Education and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

The Department of Diné Education is responsible for administering the Expenditure Plan and shall ensure that any funds disbursed or expended comply with Title V of the CARES Act and Treasury guidance.

**III. MONITORING**



The Department of Diné Education is responsible for overseeing and monitoring the expenditure of these funds and ensuring any expenditures comply with the Title V of the Coronavirus Aid, Relief, and Economic Security Act (the “federal CARES Act”) as enacted by the United States Congress and found in Public Law 116-136 (2020).

V. MEANS OF FUNDING

The Expenditure Plan funds shall be released to the Department of Diné Education by the Office of the Controller upon submission of a detailed budget concurred to by the Office of Management and Budget.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

VII. OVERSIGHT COMMITTEE

The Budget and Finance Committee (B&F) and the Health Education and Human Services Committee (HEHSC) shall provide oversight as HEHSC has oversight over education matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Department of Diné Education and any other entity receiving funding hereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

## **Department of Dine Education COVID-19 Technical Needs**

### **Introduction**

The Navajo Nation Broadband Initiative proposes to utilize the CARES Act \$600 million coronavirus emergency funding to support efforts to prepare for and respond to the coronavirus public health emergency. The Navajo Nation will purchase Department of Dine Education (DODE) equipment and secure the DODE's information technology internet communications with the procurement of network equipment, monitoring tools and security appliance solutions for the DODE's technology network. This would enhance technological services and Information Technology Security for coordinating of preparedness and response efforts of local education agencies with state, local, tribal and territorial public health departments, to improve coordinated responses among entities to prevent, prepare for, and respond to coronavirus. The infrastructure would also support providing school leaders and various stakeholders with necessary resources to the Navajo Nation essential workers, Navajo Nation students, and other stakeholders to connect, share data, share information, and telecommute.

In addition to providing connectivity and email communication through the DODE Network, services provide cybersecurity to mitigate security threats and ensure the integrity of the data used every day by DODE and its stakeholders. DODE network also provides essential user business applications (Microsoft Exchange, Microsoft Office 365, SharePoint, TEAMS) and host the Navajo Education Information System, associated databases and DODE websites.

The COVID-19 pandemic emphasized and reinforced the fact that information technology is an essential service and has risen to the level of necessity such as water, electricity, food, shelter and life. Information technology is required for effective and efficient business continuity.

The pandemic also changed how services are provided across the Nation. With the Nation shifting to telecommuting, e-learning, DODE technology saw a substantial increase in request for essential user communication applications, hardware configurations for remote work, e-learning and internet connectivity. The schools are using technology and various application platforms to telecommute with students, staff and other education entities in support of addressing the 'homework gap' challenges. DODE provides COVID-19 updates and directives through social media, mass email distributions, and DODE website.

State, local, tribal entities are utilizing technology to coordinate services between agencies that are critical to do their work. In an emergency, critical information needs to be properly disseminated between school leaders, parents, students, various government entities and our first responders police, fire, through the communications network.

DODE technology goals are to strengthen DODE internet network infrastructure and improve efficiency and effectiveness of the DODE's programs and services for the schools and other stakeholders by strengthening internet, data security, sharing of data, communication and user applications; create and support IT centralized operations that is aligned with the Navajo Nation Government's IT strategic plan(s), program objectives (internet, secured data, shared data, communication and user applications) to ensure that all operations for IT and all endpoints (printers, laptops, mobile devices, peripheral devices, phones) are joined to the DODE domain (nndode.org); and Increase the knowledge of IT services and security awareness to end users, communities, programs and leadership.



While telecommuting helps to reduce the spread of the COVID-19 and addresses CDC guidelines such as social distancing, it brings its own set of related IT issues. IT has evolved exponentially from basic IT services to sophisticated technologies. In parallel, IT security attacks have increased and become sophisticated as well. DODE's information technology security in the COVID-19 pandemic is at risk for a variety of cyber threats and attacks by malicious cyber actors and scammers relying on phishing, malware distribution, registration of new domain names, and attacks on newly deployed remote access and telecommuting infrastructure.

**Cost/Rates and Schedule: Funds to be spent by December 30, 2020.**

<b>Critical Tools</b>	<b>:</b>	<b>\$ 2,712,756.60</b>
<b>Managed Services</b>	<b>:</b>	<b>\$ 252,243.40</b>
<b>Training</b>	<b>:</b>	<b>\$ 35, 000.00</b>
<b>TOTAL</b>	<b>:</b>	<b>\$ 3,000,000.00</b>

**Considerations** what happens if this is not funded/done?

- A) Other funding sources such as grants will be explored. However, in our most recent experience Department of Dine' Education is categorized as a "Tribal Education Department" which limits our opportunities. Most grants are written for State Education Agencies or Local Education Agencies.
- B) The Navajo Nation Procurement Process takes time and with the deadline of December 31, 2020 this internal process can hinder contracts, purchase of equipment, and services.

**Implementation coordination**

How will this happen by dec 30<sup>th</sup>?

The internal processes will need to be streamlined and acted upon quickly. As mentioned above, the current procurement process takes time. This timing process will need to improve in order to procure equipment and services. Additionally, the funding availability will also need to improve. The process to have funding available is a lengthy process.

FY \_\_\_\_\_

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 1**

PART I. Business Unit No.: <u>109001</u>		Program Title: <u>CODE TECHNOLOGY CARES ACT</u>		Division/Branch: <u>Executive</u>	
Prepared By: <u>Brent Nelson</u>		Phone No.: <u>928-871-7475</u>		Email Address: <u>brentnelson@nndode.org</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES ACT	8/1/20-12/31/20		#DIV/0!					
				2001 Personnel Expenses	1		0	0
				3000 Travel Expenses	1		0	0
				3500 Meeting Expenses	1		0	0
				4000 Supplies	1		200,000	200,000
				5000 Lease and Rental	1		252,243	252,243
				5500 Communications and Utilities	1		0	0
				6000 Repairs and Maintenance	1		0	0
				6500 Contractual Services	1		1,671,757	1,671,757
				7000 Special Transactions	1		0	0
				8000 Public Assistance	1		676,000	676,000
				9000 Capital Outlay	1		200,000	200,000
				9500 Matching Funds	1		0	0
				9500 Indirect Cost	1		0	0
				<b>TOTAL</b>		\$0.00	3,000,000.00	3,000,000

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Vehicles Budgeted:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<u>Brent Nelson, Systems &amp; Programming Manager</u> <b>SUBMITTED BY: Program Manager's Printed Name</b>	<u>Patricia Gonnie, Acting Superintendent</u> <b>APPROVED BY: Division Director/Branch Chief's Printed Name</b>
<u>Brent Nelson, Systems &amp; Programming Manager</u> <b>SUBMITTED BY: Program Manager's Signature and Date</b>	<u>Patricia Gonnie, Acting Superintendent</u> <b>APPROVED BY: Division Director/Branch Chief's Signature and Date</b>



FY \_\_\_\_\_

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 2**

**PART I. PROGRAM INFORMATION:**

Business Unit No.: 109001

Program Name/Title: DODE TECHNOLOGY CARES ACT

**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

HEHSCAP-07-19

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

**1. Goal Statement:**

NEIS technical and Data Modeling Architectural Design

**Program Performance Measure:**

Implementation of ETL process and business/technical rules, documentations, measure design and management

118		121					
-----	--	-----	--	--	--	--	--

**2. Goal Statement:**

Creation of Data Management, IT and Project Governance

**Program Performance Measure:**

Privacy statutes compliance structures and data ownership/stewardship definitions

118		121					
-----	--	-----	--	--	--	--	--

**3. Goal Statement:**

Program Performance Area: Family and Community Engagement

**Program Performance Measure:**

NHS will maintain 85% student IT support per quarter for tablets

1,350		1,350					
-------	--	-------	--	--	--	--	--

**4. Goal Statement:**

Develop NEIS accountability system

**Program Performance Measure:**

implementation strategy include change and configuration management strategies

118		121					
-----	--	-----	--	--	--	--	--

**5. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**

Brent Nelson, Systems &amp; Programming Manager

Program Manager's Printed Name

Patricia Gonnie, Acting Superintendent

Division Director/Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Signature and Date

FY \_\_\_\_\_

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 2**

**PART I. PROGRAM INFORMATION:**

Business Unit No.: 109001

Program Name/Title: DODE TECHNOLOGY CARES ACT

**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

HEHSCAP-07-19

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

**1. Goal Statement:**

NEIS technical and Data Modeling Architectural Design

**Program Performance Measure:**

Implementation of ETL process and business/technical rules, documentations, measure design and management

118		121					
-----	--	-----	--	--	--	--	--

**2. Goal Statement:**

Creation of Data Management, IT and Project Governance

**Program Performance Measure:**

Privacy statutes compliance structures and data ownership/stewardship definitions

118		121					
-----	--	-----	--	--	--	--	--

**3. Goal Statement:**

Program Performance Area: Family and Community Engagement

**Program Performance Measure:**

NHS will maintain 85% student IT support per quarter for tablets

1,350		1,350					
-------	--	-------	--	--	--	--	--

**4. Goal Statement:**

Develop NEIS accountability system

**Program Performance Measure:**

implementation strategy include change and configuration management strategies

118		121					
-----	--	-----	--	--	--	--	--

**5. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**

Brent Nelson, Systems &amp; Programming Manager

Program Manager's Printed Name

Patricia Gonnie, Acting Superintendent

Division Director/Branch Chief's Printed Name

Program Manager's Signature and Date

Division Director/Branch Chief's Signature and Date



FY \_\_\_\_\_

**THE NAVAJO NATION**  
**EXTERNAL CONTRACT AND GRANT FUNDING INFORMATION**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 6**

<b>PART I. PROGRAM INFORMATION:</b>		Funding Period: _____	
Program Name/Title: _____		K #: _____	
Contract/Grant No.: _____		Prepared by: _____	
<b>PART II. PURPOSE OF FUNDING AND MATCH FUNDS REQUIREMENT</b>			
<b>PART III. BUDGET INFORMATION:</b>			
(A)	(B)	(C)	(D)
Major Object Code and Description	Current Award Fiscal Year ____	Anticipated Funding Fiscal Year ____	Difference Columns (C) - (B)
2001 Personnel Expenses			
3000 Travel Expenses			
3500 Meeting Expenses			
4000 Supplies			
5000 Lease and Rental			
5500 Communication and Utilities			
6000 Repairs and Maintenance			
6500 Contractual Services			
7000 Special Transaction			
8000 Assistance			
9000 Capital Outlay			
9510 Matching - Cash			
9610 Matching - In - Kind			
9710 Indirect Cost (Overhead) Allocation			
<b>TOTALS:</b>	-	-	
<b>PART IV.</b>	<b>MATCH FUNDS - No. of Positions:</b>		-
<b>CONCURRED BY:</b>	<b>MATCH FUNDS - Required GF Cash Match:</b>		-
	<b>Required GF In-Kind Match:</b>		-
Contracting Officer's Signature / Date: _____	<b>Required GF % Match:</b>		-
<b>PART V. ACKNOWLEDGEMENT:</b>			
Submitted by (print): _____		Approved by (print): _____	
Signature/Date: _____		Signature/Date: _____	

FY 2020

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 3  
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>CARES ACT FUNDING - DIT \$1M</u>		Division/Branch: <u>Executive Branch</u>	
Prepared By: <u>Royetta T. Woodie</u>		Phone No.: <u>928-871-6520</u>		Email Address: <u><a href="mailto:rwoodie@navajo-nsn.gov">rwoodie@navajo-nsn.gov</a></u>	

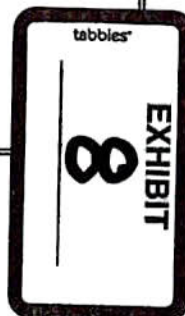
PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column A + B)
FY 2020 CARES ACT FUNDS	10/01/19 - 09/30/20	1,000,000	100%					
				2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services	1	0	1,000,000	1,000,000
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		0	1,000,000	1,000,000

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Permanently Assigned Vehicles:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<p align="center">Alexander Largie, Interim DIT Director</p> <p>SUBMITTED BY: Program Manager's Printed Name</p> <p align="center"><i>[Signature]</i> 8/14/20</p> <p>SUBMITTED BY: Program Manager's Signature and Date</p>	<p align="center">Lomardo C Aseret, Division of General Services Director</p> <p>APPROVED BY: Division Director/Branch Chief's Printed Name</p> <p align="center"><i>[Signature]</i></p> <p>APPROVED BY: Division Director/Branch Chief's Signature and Date</p>





**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**Business Unit No.: NEWProgram Name/Title: CARES ACT FUNDING - DIT \$1M**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:** HEHSCS-17-16

1. To carry out directives of Navajo Nation-Council Resolution of an "Open Information Environment" among the governmental entities of the NN, & to oversee the use of Information Technology (IT) to achieve an open information sharing environment. 2. Implement & maintain overall strategy which provides quality & timely computer related services to programs, departments, divisions & branches of NN government regardless of funding mechanism. 3. Assume primary authority for data guardianship NN-wide IT management. 4. Ensure that suitable disaster recovery & business continuity IT strategy is developed, with ensuing technical facility, infrastructure, components & restoral testing in place. 5. Enable secure online Chapter House access to various NN governmental data & information such as automated selected financial transactions & access to the internet. 6. Promote & work towards DIT as single IT authority for NN government, in order to facilitate overall management & coordination of all IT and IT functions within NN government. 7. Develop & maintain NN IT policies to ensure holistic coordination in effective & efficient use of all IT resources. 8. Develop, review, & maintain NN IT standards to ensure compatibility, efficiency & effectiveness of data & infrastructure. 9. Provide guidance to NN government & subsequently inform branches of IT planning, policies, standards & recommendations. 10. Support, coordinate, and collaborate to ensure NN IT initiatives & projects are efficient. 11. Align common agencies' & chapters' business processes to create additional efficiency, effectiveness & economy of the NN related to IT.

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

**1. Goal Statement:**

Procure professional services for the BROADBAND - TELECOMMUNICATION PROJECT for the Title V CARES ACT

**Program Performance Measure:**

Employ professional services to assist in implementing the BROADBAND - TELECOMMUNICATION PROJECT

				1			
--	--	--	--	---	--	--	--

**2. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**3. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**4. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**5. Goal Statement:****Program Performance Measure:**

--	--	--	--	--	--	--	--

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**

Alexander Largie, Interim DIT Director

Program Manager's Printed Name

Program Manager's Signature and Date

Lomardo C Aseret, Division of General Services Director

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date

FY 2020

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3  
BUDGET FORM 4

<b>PART I. PROGRAM INFORMATION:</b>																																			
n Name/Title: _____		CARES ACT FUNDING - DIT \$1M		Business Unit No.: <u>NEW</u>																															
<b>PART II. DETAILED BUDGET:</b>																																			
(A)	(B)	(C)	(D)																																
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD)	Total by MAJOR Object Code (LOD 4)																																
	<b>6500 Contractual Services</b> Department of Information Technology is required to be responsible for the affirmation of fund use; implementation and monitoring; administrator of funds; means of funding; accounting and reporting requirements and affirmation of administration and management of Title V CARES ACT FUNDS. These funds will be utilized for assistance in Professional Services for administration and management of the these funds.		1,000,000																																
6520	<b>Professional Services</b> 6530 - Consulting Fees <table style="margin-left: 40px; width: 60%;"> <tr> <td>Federal Funding Specialist, to follow expenditure policies/procedure/reporting</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td>Project Manager</td> <td style="text-align: right;">4</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 320,000.00</td> </tr> <tr> <td>Fiscal Officer</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td>Accountants</td> <td style="text-align: right;">3</td> <td style="text-align: right;">\$ 40,000.00</td> <td style="text-align: right;">\$ 120,000.00</td> </tr> <tr> <td>Technical/Engineering</td> <td style="text-align: right;">4</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 320,000.00</td> </tr> <tr> <td></td> <td></td> <td></td> <td style="text-align: right;"><u>\$ 920,000.00</u></td> </tr> </table> 6540 - Consulting Expenses <table style="margin-left: 40px; width: 60%;"> <tr> <td>Estimate - Lodging, Meals, Air Fare, Car Rental, etc</td> <td style="text-align: right;">1</td> <td style="text-align: right;">\$ 80,000.00</td> <td style="text-align: right;">\$ 80,000.00</td> </tr> <tr> <td></td> <td></td> <td></td> <td style="text-align: right;"><u>\$ 1,000,000.00</u></td> </tr> </table>	Federal Funding Specialist, to follow expenditure policies/procedure/reporting	1	\$ 80,000.00	\$ 80,000.00	Project Manager	4	\$ 80,000.00	\$ 320,000.00	Fiscal Officer	1	\$ 80,000.00	\$ 80,000.00	Accountants	3	\$ 40,000.00	\$ 120,000.00	Technical/Engineering	4	\$ 80,000.00	\$ 320,000.00				<u>\$ 920,000.00</u>	Estimate - Lodging, Meals, Air Fare, Car Rental, etc	1	\$ 80,000.00	\$ 80,000.00				<u>\$ 1,000,000.00</u>	1,000,000	
Federal Funding Specialist, to follow expenditure policies/procedure/reporting	1	\$ 80,000.00	\$ 80,000.00																																
Project Manager	4	\$ 80,000.00	\$ 320,000.00																																
Fiscal Officer	1	\$ 80,000.00	\$ 80,000.00																																
Accountants	3	\$ 40,000.00	\$ 120,000.00																																
Technical/Engineering	4	\$ 80,000.00	\$ 320,000.00																																
			<u>\$ 920,000.00</u>																																
Estimate - Lodging, Meals, Air Fare, Car Rental, etc	1	\$ 80,000.00	\$ 80,000.00																																
			<u>\$ 1,000,000.00</u>																																
<b>TOTAL</b>		1,000,000	1,000,000																																





## Project Management Process Implementation Timeline

### **Purpose:**

This tool helps you organize and monitor the rollout of your project management processes. By using the task planning section, implementation milestones and tasks can be accurately planned out. Once the implementation begins, real-time progress is tracked and progress is monitored against the baselines set.

### **Instructions:**

This tool can be used for planning, managing, and monitoring projects and provides you with a project Gantt chart, an issue log, and time-based progress reports. Begin by entering the basic project data in tab 3 and then start populating and updating the tasks and their progress where appropriate. Track any issues that arise in the issue log located on tab 4. Finally, on tab 5, enter the desired timeframe and a progress report will be produced.

### **Important Notice:**

Although this tool is capable of advanced functions, keep in mind that this is a light project management tool working within the limitations of Microsoft Excel. Also, pay close attention to any notices or warnings included within the individual tabs or cells. The tool must be used in a certain way to fully realize its benefits.

### **Getting Started:**

**Beginning with tab 2**, use each of the worksheet tabs. Some column headings include comments that offer additional instructions. Hover over the column headings to view these instructions.

For acceptable use of this tool, refer to Info-Tech's Terms of Use. These documents are intended to supply general information only, not specific professional or personal advice, and are not intended to be used as a substitute for any kind of professional advice. Use this document either in whole or in part as a basis and guide for document creation. To customize this document with corporate marks and titles, simply replace the Info-Tech information in the Header and Footer fields of this document.

## Customized Progress Report

To create a customized progress report, insert the desired timeframe for analysis in the start and end-date boxes below. For a progress report of the entire project, insert the project's start and end dates. Consider running reports based on the project for today, this week, or next week.

### IMPORTANT NOTICE:

Solution owner names must be selected from the drop-down menus in Tabs 2 and 3 in order for this reporting page to work correctly. If errors occur on this page, return to the Work Schedule tab and ensure that owner names were selected from the menu rather than typed in manually.

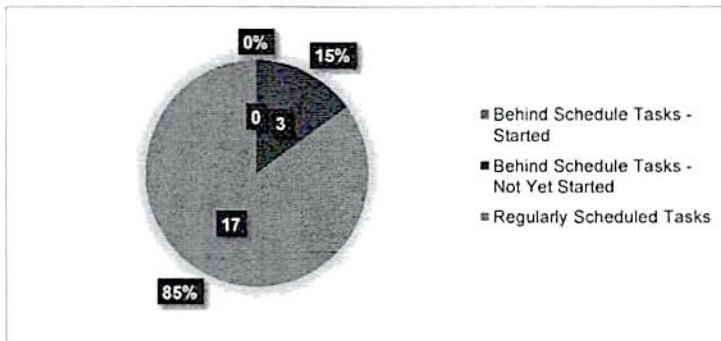
Enter Date to Start Progress Report

Monday, August 17, 2020

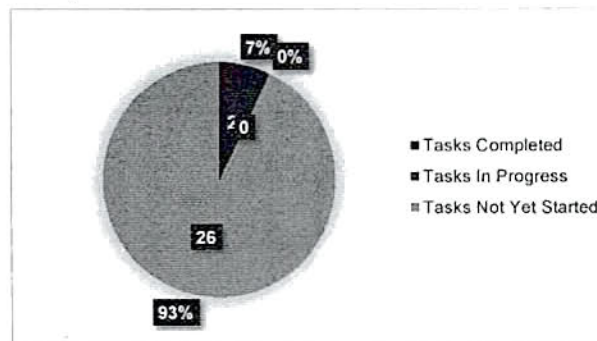
Enter Date to End Progress Report

Wednesday, December 30, 2020

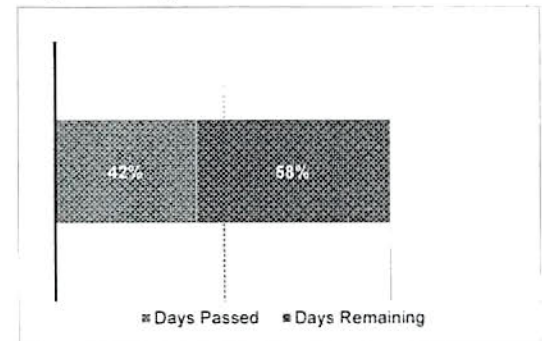
Analysis of On-Schedule Tasks to Date



Analysis of Tasks to Date



Project Time Elapsed



Task Owner	Tasks To Be Completed During Specified Period	Completion Status	Scheduled Due Date	On Track Status
Project Manager Team	Meeting with selected consultant on project and Finance	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Implement stages of project for broadband	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Document for Federal Government	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Project updates	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Technical/Engineer monitor	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Work with OOC Finance	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Procurement process	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Spending Cares Act funding	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Guide lines and process	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Finalized Cares Act funding for Federal Government	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	Report Back to NN President and Council	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.



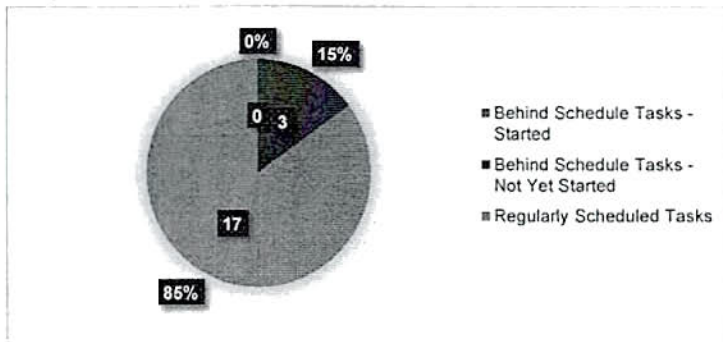
Enter Date to Start Progress Report

Monday, August 17, 2020

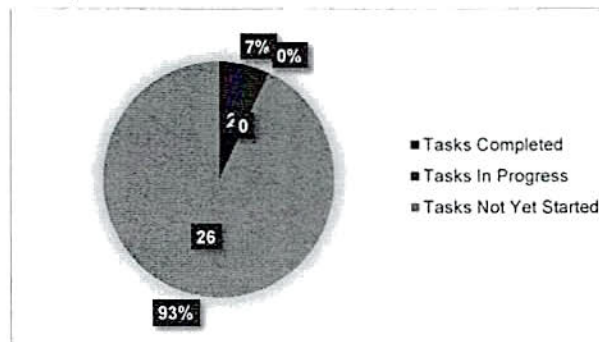
Enter Date to End Progress Report

Wednesday, December 30, 2020

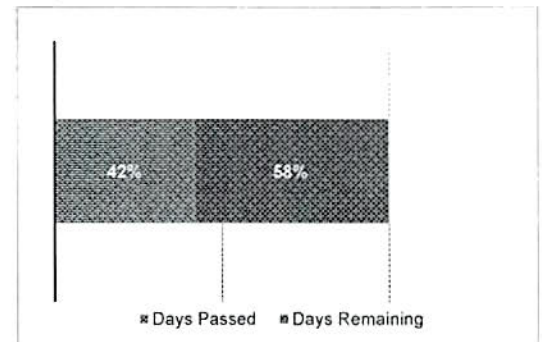
Analysis of On-Schedule Tasks to Date



Analysis of Tasks to Date



Project Time Elapsed



Task Owner	Tasks To Be Completed During Specified Period	Completion Status	Scheduled Due Date	On Track Status
DIT, President office and NNOOC	Define scope of work Cares Act oversee broadband	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Prepare request for Proposal	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Advertise Solicitation	Task Not Yet Started	August 21, 2020	Task is late and has not yet been started.
	Schedule bid opening with business regulatory and purchasing	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Select solution vendor	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Prepare Contract	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	164 Process - negotiate contract with vendor	Task Not Yet Started	August 28, 2020	Task is scheduled for work during this timeframe.
	Fiscal Officer setup accounting for cares act	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.
	General ConsultantTeam Project needing assistance	Task Not Yet Started	December 30, 2020	Task is scheduled for work during this timeframe.



**NAVAJO NATION CARES FUND**  
**Elderly and Developmental Disability Hardship Assistance Expenditure Plan**



**I. PURPOSE**

The purpose of the Elderly and Developmental Disability Hardship Assistance Expenditure Plan is to allow for the use of Fifteen Million Dollars (\$15,000,000.00) of Navajo Nation CARES Funds for emergency financial assistance to Navajo tribal members who are vulnerable elderlies and individuals with developmental delays and disabilities, for purchasing Personal Protective Equipment, paying past due utility bills, rent, mortgages, isolation expenses, and other financial burdens caused by the COVID-19 pandemic and incurred since March 1, 2020. The expenditures set forth in this Expenditure Plan are necessary in order to relieve the financial burdens imposed on vulnerable Navajo elderlies and individuals with development delays and disabilities households by the pandemic and public health orders, and shall not exceed four hundred dollars (\$400.00) per person.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds to be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated May 4, 2020, eligible expenditures include expenses for general assistance for, including but not limited to, purchasing PPE, past due utilities, rent, isolation expenses and other financial burdens caused by COVID-19.

**II. AFFIRMATION OF FUND USE**

The Navajo Division of Social Services and its Department of Family Services, and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**III. ADMINISTRATOR OF FUNDS**

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and shall develop eligibility criteria and an application and approval process ensuring that any funds disbursed comply with Title V of the CARES Act and Treasury guidance. The Department of Family Services will be responsible for the day-to-day implementation and administration of this Expenditure Plan.

Within fifteen (15) days of approval of this Expenditure Plan, the Division of Social Services shall provide the Health, Education, and Human Services Committee written notice as to how this Expenditure Plan shall be implemented.



**NAVAJO NATION CARES FUND**  
**Elderly and Developmental Disability Hardship Assistance Expenditure Plan**

**IV. IMPLEMENTATION AND MONITORING**

The Division of Social Services is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

**V. MEANS OF FUNDING**

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

**VI. ACCOUNTING AND REPORTING REQUIREMENTS**

Title V CARES Act funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

**VII. OVERSIGHT COMMITTEE**

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

**VIII. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT**

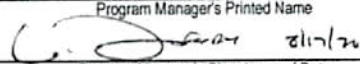
The Navajo Division of Social Services and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

**PART I.** Business Unit No.: \_\_\_\_\_ Program Title: CARES ACT -Department of Family Services Division/Branch: Social Services/Executive  
Prepared By: Brenda Tsosie Phone No.: 928/871-6338/6851 Email Address: [btosie@navajo-nsn.gov](mailto:btosie@navajo-nsn.gov)

<b>PART II. FUNDING SOURCE(S)</b>				<b>PART III. BUDGET SUMMARY</b>				
Funding Source(s)	Fiscal Year/ Term	Amount	% of Total	Major Object Code at LOD 4	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	8/1/20-12/31/20	10,000,000	100.00%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies				
				5000 Lease and Rental				
				5500 Communications and Utilities				
				6000 Repairs and Maintenance				
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance	1		10,000,000	10,000,000
				9000 Capital Outlay				
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>		\$0	10,000,000	10,000,000
<b>PART IV. POSITIONS AND VEHICLES</b>								
				<b>Total # of Positions Budgeted:</b>				
				<b>Total # of Permanently Assigned Vehicles:</b>				
<b>SUB TOTAL:</b>								
		10,000,000	100.00%					


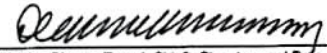
**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

Regina Yazzie  
\_\_\_\_\_  
Program Manager's Printed Name  
  
\_\_\_\_\_  
Program Manager's Signature and Date

Deannah Neswood-Gishey  
\_\_\_\_\_  
Division Director/Branch Chief's Printed Name  
 8-17-2020  
\_\_\_\_\_  
Division Director/Branch Chief's Signature and Date



**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: _____					Program Name/Title: CARES ACT -Department of Family Services				
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b> HEHSC.IA-02-20									
To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR 10/1/20-12/31/20		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement:									
Provide financial assistance to 5,000 elders and developmental disable individuals for 5 months allowance									
Program Performance Measure:									
Assist 5,000 elders and developmental disabilities for 5 months		15,000						10,000	
2. Goal Statement:									
Program Performance Measure:									
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
Regina Yazzie Program Manager's Printed Name					Deannah Neswood-Gishey Division Director/Branch Chief's Printed Name				
 Program Manager's Signature and Date 8/17/20					 Division Director/Branch Chief's Signature and Date 8-17-2020				

THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION

PART I. PROGRAM INFORMATION:			
Program Name/Title:		Business Unit No.:	
CARES ACT -Department of Family Services		117001	
PART II. DETAILED BUDGET:			
(B)		(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code	Total by MAJOR Object Code
8020	8000 SOCIAL Public Assistance for Emergency Financial Assistance for monthly allowance to 5,000 elders and developmental disable individuals total at \$400 per month for 5 months.  Social .8060 Emergency Assistance \$400 x 5,000 elders/developmental disable individuals x 5 months \$ 10,000,000.00	10,000,000	10,000,000
		10,000,000	10,000,000





## Electricity & Refrigeration for Navajo Families 625 Systems in 2020

Native Renewables Contact: Wahleah Johns, 928-637-5281, [wahleah@nativerenewables.com](mailto:wahleah@nativerenewables.com)



By the end of 2020, Native Renewables will provide reliable and clean electricity, electrical wiring and refrigeration for 625 families on the Navajo Nation for a total cost of \$14,999,954. Approximately \$5M will be allocated to the Bennet Freeze communities (approximately 208 systems). The remaining funds will be allocated across the rest of Navajo.

Off-grid solar is a proven solution for emergency relief because it can be deployed quickly and affordably in any location and it provides critical electricity for disaster-impacted communities. In this updated proposal, we have added additional cost for battery replacement for families that have existing systems and only need batteries.

**Native Renewables** is a Navajo led not-for-profit organization (501c3) that formed in 2016 to promote use of off-grid solar photovoltaic (PV) systems to address the urgent energy needs for remote households and businesses of the Navajo Nations. We promote fast, frugal, smart, green and locally appropriate projects and investments to support local economies, promote health and quality-of-life and grow technical capacity. Native Renewables also provides workforce training and educational resources related to solar power that supports local entrepreneurs, ranchers and farmers on the Navajo Nation. Through our local efforts Native Renewables has attracted wide interest in the Navajo Nation and forged new partnerships with the clean energy, technology, education and development sectors.

**Hozho Homes** is a Native Renewables program that will provide Navajo homes with clean energy and refrigeration to make homes self-reliant and strong. Native Renewables has designed and installed 2.3 kilowatt (kW) off-grid solar plus battery storage units (pictured below) that produce enough power for refrigeration, lighting, wifi satellite modem, cell phone, computers and television/satellite and other small electronics. Each system comes with electrical wiring, an energy efficient refrigerator and are mounted on a durable steel frame. To date, the systems have performed well in the heat, cold, and wind on the Navajo reservation. The COVID-19 (Dikos Ntsaaígíí-Náhást'éíts'áadah) crisis on the Navajo Nation has particularly impacted the 15,000 families who do not have electricity. Native Renewables stands with the Navajo Nation leadership in seeking approaches to addressing the overarching need for electricity, refrigeration and water for all families to help combat COVID-19 and for the long-term benefit of Diné people.

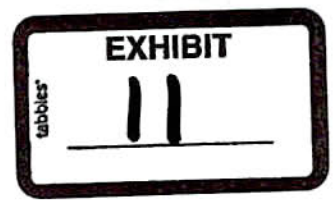




## 2020 Budget

\$10 Million - Navajo Nation households without electricity			
\$5 Million - Former Bennett Freeze households without electricity			
Line item	Unit Cost	Qty	Total Cost
2.3 kW off-grid solar PV system, AGM batteries, refrigerator, house wiring, installation, preparation, travel, maintenance	\$22,240	625	\$13,900,000
Battery replacement	\$5,018	50	\$250,900
<b>Subtotal</b>			<b>\$14,150,900</b>
<b>Navajo Nation Sales Tax (6%)</b>			<b>\$849,054</b>
<b>Total Cost</b>			<b>\$14,999,954</b>





**NAVAJO NATION CARES FUND  
COVID-19 PROPANE AND NATURAL GAS EXPENDITURE PLAN**

**I. PURPOSE:**

The purpose of the COVID-19 Propane and Natural Gas Expenditure Plan is to allow for the use and expenditure of seven million four hundred sixty-seven thousand five hundred dollars (\$7,467,500) by the Division of Community Development to provide propane and natural gas services to homes and public facilities within Navajo Indian Country, as well as leak surveys and temporary heating equipment, as a COVID-19 relief and mitigation measures.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

The Division of Community Development and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

The Division of Community Development is responsible for administering the Expenditure Plan.

**III. MONITORING**

The Division of Community Development shall be responsible for overseeing and monitoring the expenditure of these funds.

**V. MEANS OF FUNDING**

The Expenditure Plan funds shall be released to the Division of Community Development by the Office of Controller upon the submission of a detailed budget concurred to by the Office of Management and Budget. The Division of Community Development shall enter a funding agreement as recommended by the Office of the Controller with Nations Gas Technologies, Inc. for the purposes set forth herein.

VI. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

VII. OVERSIGHT COMMITTEE

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over health and social services matters and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Community Development, Nations Gas Technologies, Inc. and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.





## **COVID-19 RELIEF EFFORTS RELATED TO PROPANE AND NATURAL GAS**

BY: Aaron Rosetta, Owner & General Manager

July 20, 2020

Thank you to the Navajo Nation Office of the President and Vice President for reaching out to Nations Gas Technologies to collaborate efforts in providing Covid-19 relief to the people of the Navajo Nation during this upcoming winter season.

Nations Gas Technologies is a Navajo Owned Propane Company that has been serving the Four Corners region with Propane Fuel, as well as Propane and Natural Gas Construction services for 22 years.

To ensure support of social distancing, the quarantine of families, care of our elders, economic stimulus, as well as economic relief, we have put together the following proposal for the Navajo Nation's consideration.

### Services we can offer:

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.
2. Portable propane bottle fills and delivery (20#, 30#, 40#, and 100#).
3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).
4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).
5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks up to 30,000 gallon size).
6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs).
7. New gas lines and propane tanks for covid-19 effected homes (20# to 500 gallon tanks).
8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee).
9. Inspection and repair of any gas leaks found during our bottle delivery service, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution).
10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration.

### Communities we can service:

1. Tuba City, Hard Rocks, Kayenta, Rock Point, Red Mesa, Aneth, Montezuma Creek, Sanostee, Newcomb, Toadlena, Lake Valley, Pueblo Pintado, Crownpoint, Shiprock, Hufano, Sheep Springs, Naschitti, Mariano Lake, Ramah, Pine Hill, Red Rock, Rock Springs, Dilkon, Jeddito, Steamboat, Ganado, Cornfields, Klagatoh,

Sanders, Houck, Rough Rock, Chinchilbeto, Tohajilee, and all areas in between. We are able to service almost all parts of the Navajo Nation.

#### Description of our Services:

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.

To ensure the safety of all persons gathering at hospitals, command centers, and other covid-19 related locations, Nations Gas Technologies recommends that a thorough gas system inspection and leak checks be conducted to prevent fire, explosion, or asphyxiation. We have been providing this type of service to the Four Corners Region for 22 years. The gas leak survey inspection should be done at all locations where people would be gathering and is standard procedure for any gas company.

We anticipate this inspections to be done at approximately 50 sites throughout the Navajo Nation.

Cost of inspections= \$95,000.00

2. Portable Propane Bottle Fill & Delivery-

Services will require us to purchase a significant amount of propane bottle inventory to meet our people's needs. Bottles will include sizes of: 20#, 30#, 40#, and 100#. About 50% of The Navajo Nation uses these types of bottles.

Typically they are filled by shutting down all gas burning appliances, disconnecting piping service (by non-qualified persons), loading into cars and trucks (causing potential injury and illegal transport), and taking to a nearby filling station (where social distancing or quarantine procedure may not be practiced or practical), transporting back home, reconnecting gas piping (sometimes incorrectly or with gas leaks), re-pressurizing gas line (sometimes damaging other equipment, if not pressurized properly), and finally re-lighting all gas burning appliances (which if done incorrectly could cause fire or explosion).

We propose a weekly or bi-weekly bottle delivery service where customers can call our office, place an order for a propane bottle, and pay online- or over phone- (to ensure social distancing and quarantine practices).

Once a week or every other week our qualified and able-bodied gas technicians will deliver the propane bottle and provide all necessary disconnection, hook-up, re-pressurization, and (if safe) will re-light all the gas burning appliances to ensure safety.

We anticipate to reach 500 homes with this service.

Estimated cost for services= \$65,000.00

+Additionally, we are working with local chapters and NN enterprises provide free propane bottle filling. Currently we are allocating approximately \$3,500.00 per chapter. \$3,500 per chapter can service 125 customers with approximately 10 gallons of propane (2ea- 20# bottles or 1ea- 100# bottle).

3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).



Nations Gas Technologies can pre-buy propane fuel from our wholesaler that would be used for residential customers only. That would allow us to take advantage of summer prices and would allow us to pay for fuel now (for use this winter).

The pre-bought gallons would be tracked by our supplier and by our daily propane delivery schedule.

Prebuying of fuel would be at a cost of approximately \$202,500.00 for 250,000 gallons of liquid propane.

4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).

The average cost of retail propane is \$2.65 and could rise to about \$3.25 in the winter.

To provide covid-19 economic relief to our Navajo residential customers a 50% discount in propane fuel would be equal to \$1.48 discount per gallon. When applied to our allotted residential gallons of 250,000 gallons, that would equal the required funding of \$370,000.00.

5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks; up to 30,000 gallon size)-

More responsive, regular, expansive, and cost effective services could be achieved through our purchase of more (approx 4-5) storage tanks (12,000 to 18,000 gallons in size) that would be installed at strategic locations throughout the Navajo Nation (Tuba City, Aneth or Red Mesa, Crownpoint, Ramah, and Kearns Canyon). This would allow us to service more customers at various regions of the Navajo Nations without incurring the inefficiency and time loss of driving back to our headquarters at Navajo, New Mexico.

If we are able to assist the nation with propane fuel covid relief efforts, we would need to incur the capital investment costs of approximately \$1,250,000.00. This funding amount would be used for the cost of tanks, equipment, high pressure piping, fencing, delivery truck, and labor to install these tanks. The tanks would mostly be installed on skids that sit above ground so that they can be relocated if necessary to meet the needs of the Navajo Nation.

To ensure success, efficiency, and expansiveness of our covid-19 propane fuel delivery to residential customers two additional delivery trucks would be purchased. This would add additional trucks to our fleet of 4 delivery trucks. By adding the additional delivery capacity (though a delivery truck purchase) this would ensure timely, regular, and responsive deliveries.

Cost of delivery trucks= \$400,000.00

We currently employ 3-4 CDL delivery drivers to operate our trucks. We would increase these personnel to 6 CDL Delivery Drivers and 2 additional office staff temporarily for 6 month (up to April 1, 2021)..

Cost of Addl Staff and Drivers= \$125,000.00.

6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs)-

We anticipate that the covid-19 command centers, security checkpoints, and public awareness campaigns will require heating throughout the winter season.

To support those efforts, we would need to increase our 20#, 30#, 40#, and 100# bottle inventory and related equipment to support those essential workers. Estimated cost= \$25,000.00.

In addition, we would need to purchase a minimum inventory of portable heaters (standing upright radiant heaters, portable tube heaters, and blower type heaters) to meet the immediate needs of the nation.

Inventory would be necessary because covid-19 response needs to happen rapidly to combat the virus. When a command center or security checkpoint is required, we would need to mobilize within 24-48 hours and not wait for heaters to be ordered and shipped. Estimated cost= \$95,000.00.

Due to the fact that many other parts of the USA (and world) would be preparing for winter season covid-19 responsiveness, it is best to act now, place orders now, and get our inventories to an adequate level to support our Navajo Nation.

Cost of Addl Gas Techs= \$65,000.00

7. New gas lines and new/refurb propane tanks for covid-19 effected homes (20# to 500 gallon tanks)-

We recommend that those affected by covid-19 be provided with new or refurbished propane tanks to prevent any further contamination of their home air and to prevent their running out of gas unexpectedly (by a faulty float gauge).

A majority of the propane equipment that has been installed on the Navajo Nation is outdated, is beyond recommended service-life, and pose potential health and breathing risks. Propane tanks that have been in service over 15 years exhibit the following issues: accumulation of propane heavy-ends (oils that slowly accumulate in the tanks causing heavy/strong odors in the home and that could interfere with the regular operation of safety devices), gas pressure regulators that abnormally and randomly vent gas (causing smells in and around home), fluctuations in gas pressure which could cause excessive smells and possible carbon monoxide contamination in home, as well as faulty float gauges would could cause the customer to run out of gas unexpectedly.

With the current 8,290 positive covid-19 cases and approximately 50% of those persons propane users; and with our expected new/refurb propane tank service penetration of rate 45%; we expect that approximately 2,000 customers will allow us to provide this service. To complete this service within 6-8 months, we would complete 15-20 tank replacements per day (with new or refurbished tanks).

Cost of refurbished/new propane tanks= \$2,300,000

Costs to service 2,000 covid-19 effected homes/tanks= \$1,500,000.00

Employment windfall would equal approximately 12-15 new hires, equalling approximately \$300,000.00 in additional payroll.

8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee)-

To ensure the least amount of unnecessary travel and to help prevent the further spread of covid-19, we recommend that the Navajo Nation ensure the widespread availability of local portable propane bottle exchange.

At least 30-40% of all propane customers, use portable propane bottles (20#, 30#, 40#, and 100#) for their homes and other gas burning appliances. Many of the portable propane bottle users are using these types of propane bottles due to their lack of natural gas services and due to lack of other basic utilities. These customers are typically located in rural and low income areas. The expense and difficulty they incur to get their bottles refilled is great. They must disconnect gas service, load bottles, travel far, get tank refilled, travel home, reconnect service, pressurize gas line, and relight all appliances. Not only is the expense and labor exerted high, they are putting themselves and their families at risk of infection, explosion, fires.



By focusing our efforts on making bottle exchange more available, we limit the amount of face to face human contact. There will be less handling of bottles, less handling of filling equipment, and less idle time with customers; all to decrease the risk of spreading infection. In addition, each bottle exchanged would have been examined and refurbished to ensure its continued safe usage.

We anticipate to provide this bottle exchange service to approximately 15 sites throughout the Navajo Nation. Our bottle cages would be continuously stocked with 20#, 40#, and 100# bottles. We would coordinate our services with local gas stations, grocery stores, and c-stores.

Cost estimate includes all labor and equipment.

The estimated cost for these services would be= \$75,000.00

9. Repair of any gas leaks found during our bottle delivery service and during our new/refurb tank install program, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution)-

During the course of exchanging portable propane bottles and installing new/refurbished tanks as residential homes, we are certain to come across a number of gas leaks and gas system deficiencies that would need to be repaired to ensure the continued safety of our community members.

As mentioned above, outdated and leaking equipment pose a health risk (as well as environmental risk) to those nearby. To ensure the safety of all, to comply with safety laws, and as a responsible contractor, we would need to repair all gas system deficiencies and gas leaks that we come across.

Estimated cost of these services= \$450,000.00.

10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration- We plan to expend a considerable amount of financial and intellectual labor in providing covid-19 public awareness to all of our propane customer base across the Navajo Nation.

As a locally owned and operated propane and natural gas company who has been in business for 22 years, we have an extensive customer base and knowledge of the people with whom we serve. We are on the frontlines, interacting with local communities and chapters.

By specifically targeting individual communities through flyers, door to door outreach (maintaining social distancing), radio advertising, local billboard advertising, promo item giveaways (like hand sanitizers, masks, gloves, keychains, calendars, etc.), and directly emailing our large customer base, we will be able to reach segments of people that may be otherwise unreachable. As a utility provider, our services are widespread and essential.

Besides public awareness marketing expenses, we will be using our marketing budget for the purpose of ensuring that any covid-19 relief funding and services reach as many community members as possible. In order for our essential services to benefit those who need it most, we will market our relief services on the internet, our social media accounts, our website, on the radio, on flyers, handouts, promotional materials, and other outlets.

The estimated cost of these services= \$150,000.00

Summary of total cost associated with proposed covid-19 relief, related to propane gas utility=

1. Provide propane and natural gas leak survey inspections at all public gathering locations identified by the Navajo Nations to ensure the safety of all our essential workers. Inspections will be completed per DOT 49 Code of Federal Regulations Parts 190-199.  
Cost= \$95,000.00
2. Portable propane bottle fills and delivery (20#, 30#, 40#, and 100#).  
Cost= \$65,000.00
3. Pre-purchase of propane fuel from wholesaler to lock-in summer pricing (approx 250,000 gallons for residential use only).  
Cost= \$202,500.00
4. Propane fuel discount for all our Navajo customers (ranging from 30-75% discount).  
Cost= \$370,000.00
5. Propane delivery to Navajo Nation Communities (250 gal and larger tanks up to 30,000 gallon size).  
Cost= \$1,775,000.00
6. Temporary heating equipment and hoses for command centers, tents, security stations, etc. (hoses, heaters, on-call, repairs).  
Cost= \$185,000.00
7. New gas lines and propane tanks for covid-19 effected homes (20# to 500 gallon tanks).  
Cost= \$4,100,000.00
8. Propane bottle cages at participating gas stations, shopping centers, etc., where customers can exchange empty bottles for full ones (they would pay a typical bottle exchange fee).  
Cost= \$75,000.00
9. Inspection and repair of any gas leaks found during our bottle delivery service, at NHA homes, at government homes, at government buildings, etc. to ensure safe service, energy efficiency, cost savings (from gas leaks, and to protect the environment from gas pollution).  
Cost= \$450,000.00
10. Marketing and outreach to Provide Covid-19 Public Awareness and to ensure Propane Services Market Penetration.  
Cost= \$150,000.00

-----  
**TOTAL COVID-19 RELIEF BUDGET ESTIMATE=**

**\$7,467,500.00**



**NAVAJO NATION CARES FUND  
FIRST RESPONDER IN-VEHICLE INTERNET CONNECTIVITY EXPENDITURE  
PLAN**

**I. PURPOSE:**

The purpose of the COVID-19 First Responder In-Vehicle Internet Connectivity Expenditure Plan is to allow for the use and expenditure of six hundred two thousand two hundred six dollars and ten cents (\$602,206.10) to the Division of Public Safety to provide for in-vehicle internet connectivity for Navajo Nation police, Fire, EMS and emergency management to ensure that the Nation's First Responders have the equipment necessary to provide public safety and emergency services during the COVID-19 pandemic.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

**II. AFFIRMATION OF FUND USE**

The Division of Public Safety and any other entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**IV. ADMINISTRATOR OF FUNDS**

The Division of Public Safety is responsible for administering the Expenditure Plan.

**III. MONITORING**

The Division of Public Safety shall be responsible for overseeing and monitoring the expenditure of these funds.

**V. MEANS OF FUNDING**

The Expenditure Plan funds shall be released to the Division of Public Safety by the Office of Controller upon the submission of a detailed budget concurred to by the Office of Management and Budget.

**VI. ACCOUNTING AND REPORTING REQUIREMENTS**

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

#### VII. OVERSIGHT COMMITTEE

The Law and Order Committee (LOC) and the Budget and Finance Committee (BFC) shall provide oversight as LOC has oversight over public safety matters and BFC has oversight over externally restricted funding.

#### IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Public Safety and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



**Purpose:** In-Vehicle Internet Connectivity for Navajo Nation Police, Fire, EMS, and Emergency Management with equipment from Sierra Wireless and service from FirstNet.

The grand total of units is 204 units. Below will outline specific numbers for each department. NNPD: 110, NNFD: 35, EMS: 57, Emergency Management: 2.

This proposal does not include covering all the fleet for each department, but we plan to fill the gaps later with a Tribal Homeland Security grant, this is to provide an immediate solution should there be any issues related to COVID-19.

This project to provide internet connectivity for public safety departments and Emergency Management. While these individuals perform their duties in the field, internet access is often critical with their daily duties. These devices and service will provide secure internet access for Police, Fire, EMS, and Emergency Management. This specific equipment also provides a secure connection which will allow Police Office to utilize the NCIC(National Criminal Information Center) to perform their duties. This is just one of the many examples this equipment and service can provide for our first Responders.

This equipment is ruggedized and weather resistant to ensure operation no matter the conditions it may be faced with.

**Justification for utilize of CARES funding:**

This specific project would be eligible to be utilize with the CARES funding. This would help encourage social distancing in case of the event their worksite could be compromised due to COVID-19. In the event they need to evacuate their primary place of work, they will still have the ability to perform their duties from the safety of their work units to ensure continuity of service.

**Commitment to finish before December 20<sup>th</sup>, 2020:**

Installation of this equipment has been built into the quote to assure that delivery and installation will be met before December 20<sup>th</sup>, 2020.

**NAVAJO NATION CARES FUND  
HOUSING IMPROVEMENT EXPENDITURE PLAN**



**I. PURPOSE**

The purpose of this Housing Improvement Expenditure Plan is to allow for the use and expenditure of twenty-five million dollars (\$25,000,000.00) by the Community Housing and Infrastructure Department to provide mobile or modular homes to Navajo families in need of housing improvement. No less than five million (\$5,000,000) shall be used to provide by the Navajo Hopi Land Commission Office for housing improvement in the former Bennett Freeze Area. The expenditures set forth herein Expenditure Plan are necessary to ensure that Navajo communities receive funding for housing infrastructure necessary for humanitarian and sanitation purposes. This will ensure that the Navajo People are adequately protected from exposure to the further spread of infectious diseases, including COVID-19.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses for planning, pre-designing, permitting, design, right-of-way, bid, and construction.

**II. AFFIRMATION OF FUND USE**

The Community Housing and Infrastructure Department-Division of Community Development and Navajo Hopi Land Commission Office affirm they will use these funds in accordance Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**III. ALLOCATION ASSIGNMENT**

The funds are allocated to Community Housing and Infrastructure Department -Division of Community Development and Navajo Hopi Land Commission Office to be used for the provision of mobile or manufactured homes to respond to and mitigate the COVID-19 public health emergency.

**IV. IMPLEMENTATION AND MONITORING**



The Community Housing and Infrastructure Department shall be responsible for implementing their part of the Expenditure Plan and the Division of Community Development shall be responsible for monitoring the expenditure of these funds. The Navajo Hopi Land Commission Office shall be responsible for implementing their part of the Expenditure Plan and the Office of President and Vice-President shall be responsible for monitoring the expenditure of these funds.

V. ADMINISTRATOR OF FUNDS

The Community Housing and Infrastructure Department and Navajo Hopi Land Commission Office are responsible for administering their respective parts of the Expenditure Plan and overseeing the allocated funds.

VI. MEANS OF FUNDING

The Expenditure Plan funds shall be released directly to the Community Housing and Infrastructure Department and Navajo Hopi Land Commission Office once the Expenditure Plan is duly adopted and detailed budgets are concurred with by the Office of Management and Budget.

VII. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines and the Single Audit Act and any other applicable rules, regulations and guidance.

VIII. OVERSIGHT COMMITTEE

The Resources and Development Committee (RDC) and Budget and Finance Committee (BFC) shall share oversight as RDC has oversight over housing and housing improvement and BFC has oversight over externally restricted funding.

IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Community Housing and Infrastructure Department, Division of Community Development, Navajo Hopi Land Commission Office, and any other entity receiving funding herein affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

<b>PART I. Business Unit No.:</b>		<b>108004</b>	<b>Program Title:</b>		<b>Community Housing &amp; Infrastructure Department</b>	<b>Division/Branch:</b>		<b>Div. of Community Development</b>
<b>Prepared By:</b>		<b>Brenda Notah, Senior Office Specialist</b>	<b>Phone No.:</b>		<b>928.871.7420</b>	<b>Email Address:</b>		<b>bnotah@nnchid.org</b>

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES ACT	FY'2020	25,000,000.00	100%					
				2001 Personnel Expenses				0
				3000 Travel Expenses				0
				3500 Meeting Expenses				0
				4000 Supplies				0
				5000 Lease and Rental				0
				5500 Communications and Utilities				0
				6000 Repairs and Maintenance				0
				6500 Contractual Services		5,000,000		(5,000,000)
				7000 Special Transactions				
				8000 Public Assistance				0
				9000 Capital Outlay		20,000,000		(20,000,000)
				9500 Matching Funds				0
				9500 Indirect Cost				
				<b>TOTAL</b>		\$25,000,000.00	0	(25,000,000)

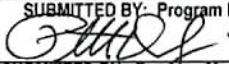
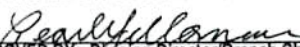
  

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:		
Total # of Vehicles Budgeted:		

**TOTAL:** \$25,000,000.00    100%

**PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.**

Patrick Dalgai, Delegated Department Manager II <u>SUBMITTED BY: Program Manager's Printed Name</u>  <u>SUBMITTED BY: Program Manager's Signature and Date</u> 8.17.20	Dr. Pearl Yellowman, Executive Director <u>APPROVED BY: Division Director/Branch Chief's Printed Name</u>  8.17.20 <u>APPROVED BY: Division Director/Branch Chief's Signature and Date</u>
--	---



**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**

Business Unit No.: 108004

Program Name/Title: Community Housing &amp; Infrastructure Department

**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

Per RDCO-77-16: The Department is established to promote and develop improved living conditions for Navajo families and strengthening communities through programs for Community Housing, Utility Service, Public Facilities and Economic Development Improvements. Per GSCF-10-91: Protect and advance the interest and rights of the people and communities adversely impacted by the 1974 Land Settlement Act as amended. Rehabilitate and improve the social, economic conditions of the people and communities, so impacted. Evaluate and select lands for the benefit of relocatees in NM and AZ pursuant to P.L. 96-305 (1980 Amendments).

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

**1. Goal Statement:**

Development and initiate Housing Implementation Plan to purchase mobile homes.

**Program Performance Measure:**

Follow plan to execute procurement process for mobile homes. 75 units/qr

150

**2. Goal Statement:**

Implement self-monitoring and compliance with federal funds.

**Program Performance Measure:**

Implement self-monitoring and evaluate program management to avoid audits. 3/qr

3

**3. Goal Statement:**

Seek mobile home vendors to improve housing and infrastructure.

**Program Performance Measure:**

Contract development, technical assistance and collaboration of resources. 3/qr

3

**4. Goal Statement:**

Improve partnerships with agencies to share housing resource data.

**Program Performance Measure:**

Partner with other housing programs to share housing data. 3/qr

3

**5. Goal Statement:**

To construct homes within the Former Benett Freeze Area (FBFA)

**Program Performance Measure:**

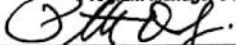
To alleviate overcrowded conditions to stop the spread of the COVID-19 Virus

28

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**

Patrick Daigal, Delegated Department Manager

Program Manager's Printed Name

 8.17.20

Program Manager's Signature and Date

Dr. Pearl Yellowman, Executive Director

Division Director/Branch Chief's Printed Name

 8.17.20

Division Director/Branch Chief's Signature and Date

FY 2020

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 4**

<b>PART I. PROGRAM INFORMATION:</b>			
am Name/Title: Community Development Block Grant		Business Unit No.: 108004	
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
<b>Object Code (LOD 6)</b>	<b>Object Code Description and Justification (LOD 7)</b>	<b>Total by DETAILED Object Code (LOD 6)</b>	<b>Total by MAJOR Object Code (LOD 4)</b>
	<b>6500 CONTRACTUAL SERVICES</b>		5,000,000
	Purchase (28) homes for families within the Former Bennett Freeze Area (FBFA)		
6910	Other Contractual Services		
	6921 Purchase (28) 2-Bedroom Modular Homes with 1 Bathroom (14ft. X 60ft.)	4,946,677	
	\$166,667.00 p/home x 28 homes = \$4,666,676.00 x 6% NN Taxes = \$280,000.56 = \$4,946,676.56		
	Fees for Permits, title registration, etc.	53,323	
	\$1,904.39 p/home x 28 homes = \$53,322.92		
	<b>9000 CAPITAL OUTLAY</b>		20,000,000
	Purchase (150) Mobile Homes for Navajo families		
9050	Buildings		
	9052 Purchase (150) 2-Bedroom Mobile Homes (2-bedroom, 2 bath at 800-1,000 sq. ft.)	20,000,000	
	\$133,333.33 p/home x 150 homes = \$19,999,999.50		
	(Includes: delivery, set up & Navajo Nation Sales Tax @ 6%)		
<b>TOTAL</b>		25,000,000	25,000,000



FY 2020

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 3  
BUDGET FORM 1

PART I. Business Unit No.: <u>103003</u>		Program Title: <u>Navajo-Hopi Land Commission Office - FBFA</u>		Division/Branch: <u>Office of the President/Vice President</u>			
Prepared By: <u>Caroline G. Pete, Admin. Ass't.</u>		Phone No.: <u>(928) 871-6446</u>		Email Address: <u>cgpete@navajo-nsn.gov</u>			

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	FY2020	\$5,000,000.00	100%	2001 Personnel Expenses				\$0.00
				3000 Travel Expenses				\$0.00
				3500 Meeting Expenses				\$0.00
				4000 Supplies				\$0.00
				5000 Lease and Rental				\$0.00
				5500 Communications and Utilities				\$0.00
				6000 Repairs and Maintenance				\$0.00
				6500 Contractual Services		\$5,000,000.00		(\$5,000,000.00)
				7000 Special Transactions				\$0.00
				8000 Public Assistance				\$0.00
				9000 Capital Outlay				\$0.00
				9500 Matching Funds				\$0.00
				9500 Indirect Cost				\$0.00
				<b>TOTAL</b>		\$5,000,000.00	\$0.00	(\$5,000,000.00)

PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	0
Total # of Vehicles Budgeted:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<p align="center">Robert K. Black, Jr., Executive Director</p> <p>SUBMITTED BY: Program Manager's Printed Name</p> <p><i>Robert K. Black Jr.</i> 8/16/2020</p> <p>SUBMITTED BY: Program Manager's Signature and Date</p>	<p align="center">Paulson Chaco, Chief of Staff</p> <p>APPROVED BY: Division Director/Branch Chief's Printed Name</p> <p>APPROVED BY: Division Director/Branch Chief's Signature and Date</p>

**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

**PART I. PROGRAM INFORMATION:**

Business Unit No.: 103003

Program Name/Title: Navajo-Hopi Land Commission Office - FBFA Housing

**PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:**

IGR Resolution GSCF-10-91; 2 N.N.C. Sub. Sec. 851, et seq.; RCO-205-98. Protect and advance the interest and rights of the people and communities adversely impacted by the 1974 Land Settlement Act, as amended. Rehabilitate and improve the social, economic conditions of the people and communities, so impacted. Evaluate and select lands for the benefit of relocatees in NM and AZ pursuant to P.L. 96-305 (1980 Amendments).

**PART III. PROGRAM PERFORMANCE CRITERIA:**

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

## 1. Goal Statement:

To construct homes within the FBFA.

## Program Performance Measure:

To alleviate overcrowded conditions to stop the spread of the COVID-19 Virus.

						28	
--	--	--	--	--	--	----	--

## 2. Goal Statement:

## Program Performance Measure:

--	--	--	--	--	--	--	--

## 3. Goal Statement:

## Program Performance Measure:

--	--	--	--	--	--	--	--

## 4. Goal Statement:

## Program Performance Measure:

--	--	--	--	--	--	--	--

## 5. Goal Statement:

## Program Performance Measure:

--	--	--	--	--	--	--	--

**PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.**

Robert K. Black, Jr., Executive Director

Program Manager's Printed Name

 8/16/2020

Program Manager's Signature and Date

Paulson Chaco, Chief of Staff

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date



FY \_\_2020\_\_

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 3  
BUDGET FORM 4

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: <u>Navajo-Hopi Land Commission Office - FBFA Housing</u>		Business Unit No.: <u>103003</u>	
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	<b>6500 CONTRACTUAL SERVICES</b>		\$5,000,000
6910	Other Contractual Services Purchase 28 modular homes for families within the Former Bennett Freeze Area (FBFA).		
	6921 Other Services Purchase (28) 2-bedroom modular homes with 1 bathroom (14ft. x 60ft) \$166,667.00 per home x 28 homes = \$4,666,676 x 6% NN Taxes = \$280,001 = \$4,946,677	\$4,946,677	
	Fees for permits, title registration, etc. \$1,904.39/home x 28 homes = \$53,322.92	\$53,323	
<b>TOTAL</b>		\$5,000,000	\$5,000,000

**Navajo-Hopi Land Commission Office**  
**Modular Housing Unit Proposal for Former Bennett Freeze Area**

No. of units	Description	No. of Bedroom	No. of Bathroom	Unit Price	Extended Price	NN Sales Tax @ 6%	Total Price
28	14 ft. x 60 ft. mod home	2 bedrooms	1 bathroom	\$166,667.00	\$4,666,676.00	\$280,001.00	\$4,946,677.00
28	Fees: Permits, Title Registration, etc.						\$53,323.00
						Grand Total:	\$5,000,000.00

**Purpose:**

To address the conditions of the families who are currently living in congested dwellings leading to overcrowding. Due to the Bennett Freeze, numerous families in this region were restricted to building homes or repairing their homes until the Freeze was lifted. Lifting of the Freeze didn't come with funding to address the dilapidated homes families and most are not financially sound to afford adequate housing.

Our Dine' People have been subjected to Social, Psychological, and Economic hardships ever since the Federal Government issued the Bennett Freeze. The residents of the Bennett Freeze were prohibited to build, repair or modify their homes thus the homes fell into disrepair. The next several Generations also are experiencing lack of resources to adequately provide housing for their families and usually they continue to reside with their parents and other family members.

**Recipients:**

Former Bennett Freeze Area residents; distribution among the chapters will be calculated at ratio of chapter's population and area in the FBFA area (Similar to the formula used to distribute the FBFA Escrow Funds). Selection of the clients will be in coordination of the FBFA Chapter Officials, Chapter Staff, Social Services and Health Agencies familiar with the Dine' People of the area.

**Eligibility:**

A Home Site Lease maybe required or exception criteria can be developed depending on the Socio-economic condition of a selected family. Selection Criteria will be developed by NHLCO in coordination with the chapters affected and applicable Navajo Nation Departments.

**Chapters:**

FBFA/Navajo Thaw Region:

Coppermine, Kaibeto, Bodaway-Gap, Cameron, To Nanness Dizi, Tonalea, Coalmine Canyon, Leupp and Tolani Lake Chapter.

**COVID-19:**

Overcrowded homes due to several families living in one home creates the unsafe environment and the chances of infection is very high.

**Collaboration of Partners for Selection of Recipients:**

Navajo Nation Divisions, Navajo Nation Chapters & Navajo-Hopi Land Commission Office



Project Name: 9167PHIS-17  
Building State: AZ  
BUDGET DATE: 07/16/20  
Code: IBC 2009  
Building Size: 14'x60'

CATEGORY	ITEM	QTY	Unit	DESCRIPTION	Remark
<b>BUILDING PART</b>					
Frame	Frame Type			Basement	
	Section Type	Type # 1	1 EA	14'-0"x60'	
Floor	Floor Load			50 PSF	
	Floor Joist Size	45.00	EA	2x8 16" O.C.	
	Floor insulation	840	SF	Unfaced R-30 Insulation	
	Floor Decking	27.00	EA	3/4" 4x8 T&G OSB	
	Floor Covering	840	SF	.080 Inoleum	Throughout
		345	LF	6" Integral Wall Base	Throughout
	Bottom Board	840	SF	Reinforced plastic bottom board	
Exterior Wall	Wall stud size			2x6	
	Insulation	1,296	SF	Kraft Faced R-21 Insulation	
	Sheathing	41	EA	1/2" OSB	
	Wrap	1,296	SF	House Wrap	
	Siding	1,296	SF	Double 4 in x 150 in Vinyl Lap Siding	
	Exterior trim	376	LF	4" exterior trim	
		296	LF	8" exterior bottom and Hood trim	
Interior Wall	Interior Wall Height			8ft	
	Interior Wall Studs			2x4 16" O.C.	
	Insulation	788	SF	Unfaced R-11 Insulation	Locations
	Covering	2,760	SF	1/2" Drywall taped and textured (medium knock-down)	
	Painting	2,703	SF	Interior wall paint	Glidden Painting
Ceiling	Ceiling Height			7'10"	
	Suspended Ceiling	840	SF	Throughtout	
	Suspended T-Grid ceiling	16	EA	2x4 washable ceiling tile	
	Suspended T-Grid ceiling	89	EA	2x4 square edge ceiling tile	
Roof	Roof Load			30 PSF	
	Roof Type			Pitched	
	Slope			3" to 12"	
	Rafter	46	EA	3:12 slope pitched truss 14' span, 16" O.C.	
	Insulation	840	SF	Unfaced R-49 Insulation	
	Decking	28	EA	1/2" OSB	
	Roof Covering	9	SQ	Architectural shingles	
	Overhangs	148	LF	12" Roof Overhang / Vented Soffit	
	Vent baffles	90	EA	Provent 14 in x 4 ft Model # UPV14480	
<b>Doors &amp; Hardware</b>					
Exterior Doors	Exterior door #1	2	EA	3068 20GA. Flush, insulated, 16GA. DW KD Jamb	
	Hardware Group #1				
Interior Doors	Interior door #1	2	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #5				
	Interior door #2	1	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #6				
	Interior door #3	6	EA	30x80 Jeld-wen prehung covertry primed smooth molded MDF single interior door	
	Hardware Group #7				
Painting		2	EA	Exterior metal door & frame painting	
Hardware Groups					
	Hardware Group #1	2	EA	Hinges	Hinge 4.5" x 4.5" BB NRP 26D H45 (3/box)
		2	EA	Dead bolt	Per spec
		2	EA	Entry lock	Per spec
		2	EA	Door Accessary #1	36" Saddle Threshold (ADA Complaints)
		2	EA	Door Accessary #2	36" Door Sweep
		2	EA	Door Accessary #3	3680 Vinyl Weather-strips
	Hardware Group #5	2	EA	Leverset	Grade 3 Residential Cylinder Passage Lever
	Hardware Group #6	2	EA	Door Accessary #1	Hinge Pin Stop

	Hardware Group #7	1 EA	Leverset	Grade 3 Residential Cylinder Privacy Lever
		1 EA	Door Accessory #1	Spring Stop
		6 EA	Leverset	Grade 3 Residential Cylinder Passage Lever
		6 EA	Door Accessory #1	Spring Stop
<b>Windows</b>	Exterior Windows			
	Exterior Window #1	6 EA	24"x36" Dual Glazed Vinyl, Single Hung Low E	
	Exterior Window #2	2 EA	36"x48" Dual Glazed Vinyl, single Hung, Low E	
	Exterior Window #3	1 EA	21.875 in. x 19.875 in. NailUp2 Ice Pattern Solid Glass Block Window	
	Security Bars	8 EA	Insect screen	
	Mini-blinds	8 EA	1" aluminum mini blinds	
	Interior Windows		N/A	
<b>Electrical</b>	Main Breaker	1 EA	200amp single phase	200AMP 1PH M.C.B. 120/240V 40SPACE NEMA-3R
	Circuit Breakers	6 EA	20amp Breakers	Plug on Type
		1 EA	30 amp Breakers	Plug on Type
		1 EA	50 amp Breakers	Plug on Type
		1 EA	60 amp Breakers	Plug on Type
	Receptacles	12 EA	Sid duplex receptacle	Plate Color: White
		1 EA	WP Gfci receptacle	Plate Color: White
		2 EA	Gfci receptacle	Plate Color: White
		4 EA	Dedicated receptacle	Plate Color: White
		1 EA	Heat Tape Receptacle	Plate Color: Red
		1 EA	220v Receptacle Range	Metal Plate
	Lighting	1 EA	3-Light Brushed Nickel Vanity Light	Hampton Bay Model # EGM1393A-4/BN
		5 EA	6 in. White Recessed Lighting Housings and Trims	Commercial Electric Model CER 105
		3 EA	Ceiling fan/light combo 52" Brushed Nickel	Hampton Bay Model # 51091
	Lighting Control	4 EA	Single Pole Switches	Color: White
		3 EA	Double Pole Switches	Color: White
		2 EA	(2)3-way Light Switches	Color: White
	J-Boxes	3 EA	2x4 J-Box for Data/Phone	3/4" EMT conduit stuh up to ceiling
		3 EA	2x4 J-box for TV	Mounted in ceiling cavity
<b>Plumbing</b>	S.C. Detector	3 EA	Smoke & Carbon Monoxide Detector	SCV120B: 120V SMOKE / CARBON MONOXIDE DETECTOR w/ BACK-UP BATTERY
	Wiring		MC Flex Wiring	
	Heat Tape	1 EA	Heat tape (30ft)	
	Floor Toilet Tank Type	1 EA	KOHLER Model # K-11451-0	
	1-Piece Acrylic Bath and Shower Kit w/	1 EA	Aquatic Model # AX6030TSSL-WH delta multichoice AS Model # 7413502.002	
	Vanity Sink	1 EA	Drop in Lavatory	K23322-3 6" HOLE OBL BOWL SINK with American Standard Model # 4005SSSF
	Kitchen sink	1 EA	33"x22" Double bowl sink	
	Disposal	1 EA	1/2 HP Garbage Disposal	BADGER-500
	Water Heater	1 EA	30 gal. Elec. Water Heater w/ pressure valve relief	RUWH PROE30 S2 RU93
	Waste Rough	4 EA	Plumbing Waste Rough (ABS)	
<b>Mechanical</b>	Manifold	4 EA	Plumbing manifold (ABS)	
	Water Rough	4 EA	Plumbing Water Rough	
	Washer Box	1 EA	Washer box	
	Washer Box	1 EA	Ice maker outlet box	
	Dryer Vent	1 EA	Dryer vent kit	
	Shut off Valve	1 EA	1" brass shut off valve	
	Water Supply Pipe		PEX	
	ABS Sewer		ABS Sanitary Sewer	
	Restroom Accessories	1 EA	Channel Framed Mirror 24x36	Model #M-1510 24x36
		1 EA	Towel Bar	Elliston 24 in. Towel Bar in Polished Chrome
<b>MISCELLANEOUS</b>		1 EA	Toilet paper dispenser single roll	Model #0263
	Split system	1 EA	4 ton heat pump split system with 10KW heat strip	
	Split System Pan	1 EA	Pan	
	Thermostat	1 EA	7 day Programmable Thermostat	
	Condensation lines	60 LF	Condensation lines	
	Fiberglass Duct	734 Surf.	Fiberglass Ductwork	
	Air Supply Registers	6.00 EA	Supply grill	
	Air Return Registers	4.00 EA	Return Grill	
	AC Disconnects and fuses	1.00 EA	Disconnects and fuses	
	Exhaust Fan	1 EA	Exhaust Fan	
	Range hood	1 EA	30 in. Non-Vented Range Hood in Stainless Steel	
	30" Free standing Range	1 EA	Samsung 30" 5.9 cu.ft. single oven electric range	
	Refrigerator	1 EA	Samsung 25.5 cu.ft french door refrigerator with filtered ice maker stainless steel	
	Dish washer	1 EA	Maytag front control dishwasher	
	Washer	1 EA	Whirlpool 4.3 cu.ft top load washer	
	Dryer	1 EA	Whirlpool 7.0 top load electric dryer	
	Bedroom shelf	14 LF	Wood shelf with rod	
	Closet shelf	30 LF	wood shelf (3 tiers)	

Initial \_\_\_\_\_



Base Cabinets	19	LF	Hampton Bay MDF base cabinets
Uppers Cabinets	19	LF	Hampton Bay MDF wall cabinets
Countertop	19	LF	Granite laminate

#### FIRE PROTECTION

Fire alarm	N/A
Fire Sprinkler	N/A

Total Building Cost: \$ 127,621.19

CATEGORY	ITEM	QTY	Unit	DESCRIPTION	Remark
<b>ONE TIME FEES</b>					
Delivery & Setup	Close Up Material	1	00	EA	Shipping Ready
	Delivery	1	00	EA	Navajo Nation
	Oversize Delivery	1	00	EA	Escort Service
	Setup	1	00	EA	Above grade installation
	Foundation	48	00	EA	Pad & Piers
	Tie Downs	14	00	EA	Augers
	Perimeter Skirting	148	00	LF	Vinyl Skirting (Based on 30" threshold)
Sitework & Utilities	Mobilization	1	00	LS	One mobilization included.
	Water line connection	1	00	LS	Water connection to existing main
	Sewer line connection	1	00	LS	Sewer connection to existing sewer line
	Electrical	1	00	LS	Electrical connection within 50', meter to be provided by client.
	Test	1	00	EA	
Engineering Fees	Foundation Engineering	1	00	EA	Foundation Engineering Cost
	Local permits	1	00	LS	N/A
General Conditions	Clean Up	1	00	EA	Building Final Cleaning
	Portable Restroom	1	00	LS	On site portable restrooms
	Dumpster	1	00	LS	On site dumpsters
	Travel	1	00	EA	Out of town travel labor
	Lodging	1	00	EA	Out of town hotel cost
	Per Diem	1	00	EA	Out of town labor per diem
	Project Manager	1	00	Week	Project Management
	Site Superintendent	1	00	Week	Site Superintendent
	Copies/Supplies				Documentation
Total One Time Fees:					\$ 39,044.00

#### TAX & BONDING

Total Tax:	\$	\$ 0
Total Bonding:	\$	\$ 0
Total:		\$ 166,665.19

BUDGET ONLY, CONTINGENT ON ACTUAL SITE CONDITIONS WHICH ARE UNKNOWN AT THIS TIME.

#### DELIVERY & INSTALLATION CLARIFICATIONS

- 1 CLIENT TO PREPARE BUILDING PAD & PROVIDE STAKE FOR FF ELEVATION
- 2 INSTALLATION IS BASED ON A LEVEL, CLEAR AND ACCESSIBLE SITE ON DIRT. ADDITIONAL COSTS WILL BE INCURRED FOR ASPHALT OR CONCRETE SURFACES.
- 3 INSTALLATION FEES ARE BASED ON SITE HAVING LESS THAN 6" SLOPE IN ANY DIRECTION.
- 4 THE FOUNDATION DESIGN IS BASED ON A LEVEL ELEVATION.
- 5 FLOOD PLAIN SITES WILL REQUIRE ADDITIONAL ENGINEERING AND ADDITIONAL COSTS WILL BE INCURRED.
- 6 PRICING EXCLUDES BUILDING PAD EXCAVATION & BACKFILL, THIS TO BE DONE BY CLIENT IF ANY.
- 7 DELIVERY DOES NOT INCLUDE DPS ESCORT FEES, IF REQUIRED EXTRA CHARGE WILL INCCUR.
- 8 DELIVERY IS BASED ON UNENCUMBERED CLEAR ROADS, WEATHER, CONSTRUCTION AND ANY DETOURS MAY INCREASE DELIVERY PRICE.

#### PROJECT CLARIFICATIONS

- 1 PRICING IS VALID FOR 30 DAYS FROM SUBMITTAL AND SUBJECT TO REVISION
- 2 MANUFACTURE LEAD TIME 45-60 DAYS FROM CUSTOMER DRAWING SIGN-OFF, AND NOTICE TO PROCEED FROM CUSTOMER.
- 3 UTILITY CONNECTIONS ARE INCLUDED BASED ON ASSUMPTIONS STATED IN AMENDMENTS
- 4 ASSUME EXISTING WATER PIPE IS GALVANIZED, ASSUME ENOUGH WATER PRESSURE
- 5 ASSUME ENOUGH SEWER DROP, NO LIFT STATION IS INCLUDED.
- 6 ASSUME 50' FROM THE S.E.S. TO BUILDING SUB PANEL.
- 7 TIRES & AXLES ARE TO BE RETURNED TO VENDOR UPON INSTALLATION.
- 8 FIRE ALARM OR FIRE SPRINKLER IS NOT INCLUDED IN THIS QUOTE.
- 9 NO PROVISIONS FOR FIRE RATING HAVE BEEN PROVIDED IN THIS BUILDING.
- 10 IF FIRE RATING IS REQUIRED DUE TO SETBACKS/VICINTY, ADDITIONAL FEES WILL RESULT.
- 11 QUOTE INCLUDES (1) WEEKS ON SITE SUPERINTENDENT FOR SETUP AND FINISH UP WORK ON SITE, IF DELAYS DUE TO OUT OF CONTROL REASON, OR CLIENT, \$1,850/ WEEK WILL BE CHARGED TO CLIENT.
- 12 PAINTING FOR EXTERIOR AND INTERIOR, ONLY INCLUDES ONE COLOR EACH, IF EXTRA COLORS CHOSEN, EXTRA FEES APPLY.
- 13 PROJECT BID TO THE STATE OF "ARIZONA OFFICE OF MANUFACTURED HOUSING" REQUIREMENTS- IBC 2009
- 14 MODULAR SOLUTIONS ASSUMES THE MINIMUM REQUIRED DISTANCE FROM ANY AND ALL ASSUMED AND/OR COMMON PROPERTY LINES
- 15 ONE YEAR LIMITED WARRANTY ON PURCHASE OF NEW MODULAR BUILDING.
- 16 TERO FEES INCLUDED BASED ON 0.5% RATE
- 17 100% PAYMENT AND PERFORMANCE BOND IS INCLUDED IN THIS QUOTE.



Modular  
Solutions, Ltd.  
The Complete Modular Building Company

- 18 SURVEYING, STAKING AND SOILS REPORT, CIVIL ENGINEERING ARE NOT INCLUDED IN THIS QUOTE
- 19 UTILITY DEVELOPMENT FEES NOT INCLUDED, IE POWER COMPANY, WATER & SEWER AUTHORITY
- 20 PROGRESS PAYMENT APPLIES TO THIS PROJECT
- 21 EXCLUSIONS PLEASE READ QUOTE CAREFULLY IF AN ITEM HAS NOT BEEN LISTED, NO PROVISIONS HAVE BEEN MADE FOR THE ITEM

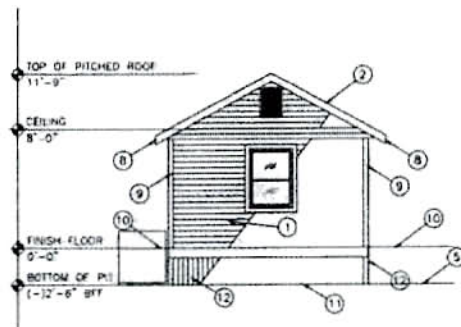
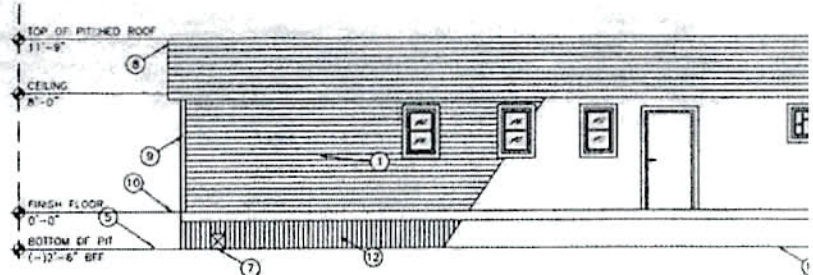
Accepted by: \_\_\_\_\_ Date: \_\_\_\_\_ Signature: \_\_\_\_\_

Initial

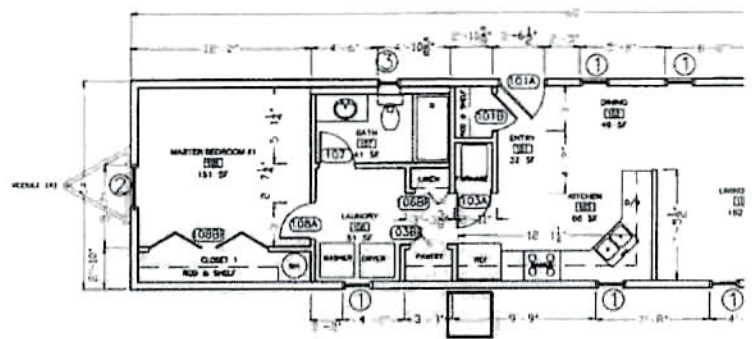
PO BOX 1550 // PHOENIX, AZ 85060  
PHONE: 602 952 9141 TOLL FREE: 800 344 8411 FAX 602 522 1919

Page 1 of 4





CRANE SP.  
840 SF / 1  
PROVIDE:  
(1) 1'0"X12"  
(5) 1'0"X1"



A  
A1.3

**NAVAJO NATION CARES FUND  
SOLID WASTE EXPENDITURE PLAN**



**I. PURPOSE**

The purpose of this Solid Waste Expenditure Plan is to allow for the use and expenditure of five million dollars (\$5,000,000) to the Division of Community Development to provide Solid Waste Management equipment, supplies, materials and address improvements to transfer solid waste disposal to assist the 110 Navajo Nation Chapters, as necessary, to address solid waste projects. The expenditures set forth in the Expenditure Plan are necessary to ensure that Navajo communities receive solid waste service for sanitation purposes. This will ensure that the Navajo People are adequately protected from exposure to the further spread of COVID-19.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to 1.) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19; 2.) were not accounted for in the budget most recently approved, as of March 27, 2020; and 3.) incurred during the period that begins on March 1, 2020 and ends on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses to enhance community sanitation to mitigate the spread of COVID.

**II. AFFIRMATION OF FUND USE**

The Division of Community Development affirms it will use these funds in accordance with the purposes set forth in CMY-44-20 and Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**III. ALLOCATION ASSIGNMENT**

The funds are allocated to Division of Community Development be used for Solid Waste projects dedicated to mitigating or responding to the COVID-19 public health emergency.

**IV. IMPLEMENTATION AND MONITORING**

The Division of Community Development is responsible for implementing the Expenditure Plan and monitoring the expenditure of these funds.

**V. ADMINISTRATOR OF FUNDS**

The Division of Community Development is responsible for administering the Expenditure Plan and overseeing expenditure of the allocated funds.



## VI. MEANS OF FUNDING

The Expenditure Plan funds shall be released directly to the Division of Community Development once the Expenditure Plan is duly adopted and detailed budgets are concurred to by the Office of Management and Budget.

## VII. ACCOUNTING AND REPORTING REQUIREMENTS

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines and the Single Audit Act and any other applicable rules, regulations and guidance.

## VIII. OVERSIGHT COMMITTEE

The Resources and Development Committee (RDC) and Budget and Finance Committee (BFC) shall share oversight as RDC has oversight over the Division of Community Development and BFC has oversight over externally restricted funding.

## IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT

The Division of Community Development affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

**Navajo Nation**  
**Division of Community Development**  
**Solid Waste Management CARES Act Implementation Plan**

The following information and statement of work is to allow for the Division of Community Development to provide Solid Waste Management equipment and supplies utilizing the CARES Act funds for 110 Navajo Nation Chapters and communities to address the increasing unsanitary conditions that contribute to COVID-19 pandemic. The Division of Community Development understands the Solid Waste Management needs and plans to assist the 110 Navajo Nation Chapters in purchasing equipment, supplies/materials and addressing minor improvements along with the transfer of solid waste disposal.

The Division of Community Development will work with Navajo Nation Environmental Protection Agency and the Navajo Nation Division of General Services along with the 110 Navajo Nation Chapters to process, expedite and plan for the \$5,000,000.00 CARES Act allocation. This plan will equally distribute \$4,149,757.00 for equipment and supplies for solid waste collection site, or transfer stations, at the 110 Navajo Chapters, which amounts to \$37,725 to be expended by December 30, 2020. \$190,243.00 will be allocated for San Juan County Solid Waste Transfer Station for solid waste management services to Navajo communities in Northern Navajo Agency. In addition, \$660,000 will be allocated for solid waste disposal expense for all Navajo Nation chapters through contract services.

**Chapter Solid Waste Site Repair and Maintenance**

CARES Act Funds at \$5,000,000.00 million to purchase Solid Waste equipment and supplies (i.e., Trash Bins, Fencing Material, Repair and Maintenance for Transfer Stations and Dumpster Equipment). The allocated CARES ACT funds are designated for immediate relief and will not address programming needs. The following are options for funds.

1. **Utilizing Chapter Personnel and DCD/ASC Staff**
  - a) Utilize Chapter workforce staff to assist in identifying and preparing for equipment purchase(s) and supplies.
  - b) 110 Navajo Nation Chapters will provide a material list to address Solid Waste Management equipment and supplies for purchase.
  - c) Procurement process for materials, complying with Navajo Nation Procurement policy.
  - d) Heavy equipment readily available for site prep and possible excavate for trash bin platform.
  - e) Monitor and report on all activities.



## **2. Purchase Equipment and Material for Solid Waste Collection Site**

- a) Coordinate with the Office of Management and Budget for Business Units.
- b) The Division of Community Development will develop a criteria method for each Chapter to determine if new equipment will be purchased or a replacement of pre-existing equipment will be addressed.
- c) Procurement process with developing a contract between the Navajo Nation and the vendor to include the scope of work, purchase and delivery cost. Complying with the Navajo Nation Business Regulatory Department policy.
- d) Secure heavy equipment readily available for site preparation.
- e) Monitor and report on all activities.

Procurement process will comply with the Navajo Nation Procurement Code and Regulations and the 164 Review approval process. On-site prep work to be done by the Chapter in coordination with ASC staff.

### **Additional information:**

Develop RFQ's to purchase new equipment.

Development contracts with DOJ for assistance.

Solicit for Solid Waste equipment and supplies to vendors capable of producing the amount needed.

Schedule and coordinate delivery with vendor.

The Division of Community Development will partner with Navajo Nation Environmental Protection Agency for advisement on equipment and supplies as NN EPA serve as the regulatory agent on Solid Waste matters for the Navajo Nation. In addition, the Division of Community Development will work with Navajo Nation Division of General Services for advisement on supplies and contracting of services Solid Waste expertise and vendors within the field of solid waste management.

## **FUNDING OBLIGATION REQUIREMENTS**

The Navajo Nation will need to comply with the CARES-ACT funding regulations as this is federal dollars. Preliminary activity requirements, construction requirements, and close-out requirements.

## **2. Purchase Equipment and Material for Solid Waste Collection Site**

- a) Coordinate with the Office of Management and Budget for Business Units.
- b) The Division of Community Development will develop a criteria method for each Chapter to determine if new equipment will be purchased or a replacement of pre-existing equipment will be addressed.
- c) Procurement process with developing a contract between the Navajo Nation and the vendor to include the scope of work, purchase and delivery cost. Complying with the Navajo Nation Business Regulatory Department policy.
- d) Secure heavy equipment readily available for site preparation.
- e) Monitor and report on all activities.

Procurement process will comply with the Navajo Nation Procurement Code and Regulations and the 164 Review approval process. On-site prep work to be done by the Chapter in coordination with ASC staff.

### **Additional information:**

Develop RFQ's to purchase new equipment.

Development contracts with DOJ for assistance.

Solicit for Solid Waste equipment and supplies to vendors capable of producing the amount needed.

Schedule and coordinate delivery with vendor.

The Division of Community Development will partner with Navajo Nation Environmental Protection Agency for advisement on equipment and supplies as NN EPA serve as the regulatory agent on Solid Waste matters for the Navajo Nation. In addition, the Division of Community Development will work with Navajo Nation Division of General Services for advisement on supplies and contracting of services Solid Waste expertise and vendors within the field of solid waste management.

## **FUNDING OBLIGATION REQUIREMENTS**

The Navajo Nation will need to comply with the CARES-ACT funding regulations as this is federal dollars. Preliminary activity requirements, construction requirements, and close-out requirements.



FY \_\_\_\_\_

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page \_\_\_\_ of \_\_\_\_  
BUDGET FORM 1

PART I. Business Unit No.: _____		Program Title: <u>DCD Administration - Solid Waste Management</u>		Division/Branch: <u>EXECUTIVE</u>	
Prepared By: <u>LESLIE SANDOVAL</u>		Phone No.: <u>928.871.7172</u>		Email Address: <u>LESLIE@NNDOD.ORG</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES ACT		5,000,000.00	100%					
				2001 Personnel Expenses				0
				3000 Travel Expenses				0
				3500 Meeting Expenses				0
				4000 Supplies				0
				5000 Lease and Rental				0
				5500 Communications and Utilities				0
				6000 Repairs and Maintenance			4,149,757	4,149,757
				6500 Contractual Services			850,243	850,243
				7000 Special Transactions				0
				8000 Public Assistance				0
				9000 Capital Outlay				0
				9500 Matching Funds				0
				9500 Indirect Cost				0
<b>TOTAL:</b>						\$0.00	5,000,000.00	5,000,000

PART IV. POSITIONS AND VEHICLES		(D)	(E)
Total # of Positions Budgeted:			
Total # of Vehicles Budgeted:			

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.

<p>PEARL YELLOWMAN, EXECUTIVE DIRECTOR</p> <p>SUBMITTED BY: Program Manager's Printed Name</p> <p><i>Pearl Yellowman</i> 8.17.20</p> <p>SUBMITTED BY: Program Manager's Signature and Date</p>	<p>PAULSON CHACO, CHIEF OF STAFF</p> <p>APPROVED BY: Division Director/Branch Chief's Printed Name</p> <p>_____</p> <p>APPROVED BY: Division Director/Branch Chief's Signature and Date</p>
--	---

FY \_\_\_\_\_

THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIAPage \_\_\_\_ of \_\_\_\_  
BUDGET FORM 2

## PART I. PROGRAM INFORMATION:

Business Unit No.: \_\_\_\_\_

Program Name/Title: \_\_\_\_\_

DCD ADMINISTRATION - SOLID WASTE MANAGEMENT

## PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:

## PART III. PROGRAM PERFORMANCE CRITERIA:

1st QTR		2nd QTR		3rd QTR		4th QTR	
Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual

## 1. Goal Statement:

Proper solid waste management and disposal at each Navajo Nation community.

Program Performance Measure:

Supply funds for repair &amp; maintenance supplies for solid waste collection sites.

110

## 2. Goal Statement:

Implement and comply with federal regulations.

Program Performance Measure:

Monitor and report for audit purposes.

3

## 3. Goal Statement:

Program Performance Measure:

## 4. Goal Statement:

Program Performance Measure:

## 5. Goal Statement:

Program Performance Measure:

## PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.

PEARL YELLOWMAN, EXECUTIVE DIRECTOR

Program Manager's Printed Name

 8.17.20  
Program Manager's Signature and Date

PAULSON CHACO, CHIEF OF STAFF

Division Director/Branch Chief's Printed Name

Division Director/Branch Chief's Signature and Date



FY \_\_\_\_\_

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page \_\_\_\_ of \_\_\_\_  
**BUDGET FORM 4**

<b>PART I. PROGRAM INFORMATION:</b>			
Program Name/Title: _____		Business Unit No.: _____	
<b>PART II. DETAILED BUDGET:</b>			
(A)	(B)	(C)	(D)
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)
	6100 PLANT, PROPERTY & EQUIPMENT		660,000
6200	EXTERNAL CONTRACTORS	660,000	
	6250 Waste Disposal - 110 Chapters at \$1500 for each Chapter for 4 months, September to December 2020	660,000	
	6950 SUBCONTRACTED SERVICES		190,243
6960	Subcontracted Services	190,243	
	6990 Subcontracted Services with San Juan County (JPA for Solid Waste Transfer Stations) for 4 months - September 2020 to December 2020	190,243	
	6010 BUILDING		4,149,757
6020	SUPPLIES	4,149,757	
	6030 Building R&M Supplies	4,149,757	
	110 Chapters - \$37,725 for each chapter		
<b>TOTAL</b>		5,000,000	5,000,000



# THE NAVAJO NATION

---

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



## MEMORANDUM

To: 24<sup>th</sup> Navajo Nation Legislative Council

From:   
Pearline Kirk, Controller  
Office of the Controller

Date: July 27, 2020

Re: OOC Budget CARES Administrative Funding Request

The Navajo Nation Office of the Controller (NNOOC) is requesting for an Administrative Budget of \$20,008,797.81 (~2.8%) from the allotted Title V CARES Act Relief funds (CRF) received by the Navajo Nation.

The Funds will be used to address unforeseen administrative duties as a response to the COVID-19 Pandemic. The Level of Compliance, record keeping, accounting, disbursement, and the fast-approaching deadline will quadruple our administrative workload. Therefore, the NNOOC was forced to outsource a specialized CRF compliance firm. Noon and Associates (Native owned; Priority 1) and Baker Tilly LLP were procured to provide access to 30 CPA's (2 Navajo CPAs; 10 Navajos in total) and access to an array of specialized resources to expedite compliance and disbursement of funds. This was an unfunded directive from CMY-44-20 to enter a contract with a firm to provide consulting services or auditor general for compliance monitoring.

Additionally, the NNOOC will need funds to hire additional support staff, implement social distancing standards, and enhance telecommuting technology for the new hires and current 120 employees. As mentioned, the administrative workload will significantly increase. NNOOC is proposing to hire 56 additional temporary employees to assist with oversight, monitoring, and compliance. NNOOC will need to re-design cubicle structures to ensure CDC guidelines are met to ensure a safe working environment for staff. Computer hardware and training will be needed for employees to work off-site.

In Conclusion, all applicable Navajo Nation Laws & Policies, Uniform Guidance Rules, GASB accounting, and CARES Act laws will be followed. A detailed budget schedule and forms are provided for your review. Your consideration is greatly appreciated.





**Fund Expenditure Plan (FEP) - CARES Act Funds  
Office of Management and Budget (OMB)**

**I. PURPOSE**

The purpose of FEP on \$653,000 request includes the following. OMB provides essential central support service on budgets e.g., review budgets on CARES Act funds, enter budgets in FMIS, generate report on the fund, etc. and administration of external grants to the Navajo Nation (Nation). The function OMB will perform on CARES Act funding allocated to the Nation is an added responsibility beyond administration of non-CARES Act awards requiring more work and additional resources.

- Personnel work beyond basic tour of duty of Monday through Friday from 8am to 5pm to impact workload required by CARES Act funds. This is salary expense that will be paid as Special Duty Pay or other applicable means.
- (28) Personnel Positions are budgeted in OMB. Personnel Protective Equipment (PPE) is required for the personnel and OMB offices temporarily at NN Museum needs to be disinfected and sanitized so work area is safe.
- Equipment including printer, photocopier, computers above and beyond existing OMB inventory is required to keep up with the demand and service required by CARES Act funds.
- CARES Act fund allocated to sub-recipients requires monitoring, result of monitoring reported to the Nation and include recommendation to resolve issues. This requires daily close and daily attention that will better be performed Consultant.

The federal CARES Act, Title V, 5001, entitled "Coronavirus Relief Funds" requires these funds be used to:

- 1) cover costs that are necessary expenditures incurred due to the public health emergency with respect to the COVID-19;
- 2) were not accounted for in the budget most recently approved as of March 27, 2020; and
- 3) incurred during the period that begin on March 1, 2020 and end on December 30, 2020. Per the U.S. Department of Treasury's (Treasury) Guidance, dated April 22, 2020, eligible expenditures include expenses for .....

**II. AFFIRMATION OF FUND USE**

The OMB will expend the funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**III. ALLOCATION ASSIGNMENT**

The funds allocated to OMB shall be expended to perform tasks necessary to achieve purpose of CARES Act funds allocated to the Navajo Nation.

**IV. IMPLEMENTATION AND MONITORING**

OMB is responsible for implementing FEP and monitoring the expenditure of these funds.

**V. ADMINISTRATOR OF FUNDS**

The OMB Executive Director and Contracting Officer is responsible for administering the FEP overseeing the allocated funds.

## **VI. MEANS OF FUNDING**

The budget on funds allocated will be entered into FMIS pursuant to FY 2020 Navajo Nation Budget Instructions Manual and the budget executed pursuant to applicable Navajo Nation Policies.

## **VII. ACCOUNTING AND REPORTING REQUIREMENTS**

Title V CARES Act Funds, as appropriated by Congress and received by the Nation, are federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines and the Single Audit Act and any other applicable rules, regulations and guidance.

## **VIII. OVERSIGHT COMMITTEE**

- The Budget and Finance Committee, as oversight committee, shall monitor OMB to review performance and expenditures on this plan.

## **IX. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT**

The OMB affirms it will administer, manage and implement the funds allocated to it in this Fund Expenditure Plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.

\* \* \* \*




# THE NAVAJO NATION

JONATHAN NEZ | PRESIDENT MYRON LIZER | VICE PRESIDENT



## MEMORANDUM

**TO :** Division/Executive Directors and Staff  
**NAVAJO NATION**

**FROM :**   
Paulson Chaco, Chief of Staff  
**NAVAJO NATION**


**DATE :** November 14, 2019

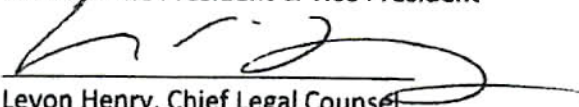
**SUBJECT :** DELEGATION OF AUTHORITY – CHIEF OF STAFF


Personnel listed below in order of succession will be delegated in the capacity of Chief of Staff of the Navajo Nation Office of the President and Vice President during my absence. This delegation supersedes any prior delegation.

The delegation is for administrative purposes only. Policy decisions are not delegated and are reserved for the Navajo Nation President and Vice President. Your adherence to this delegation is appreciated. If you have any questions, please call the office at 928-871-7000.

### ACKNOWLEDGED:

  
Milton Bluehouse Jr., Deputy Chief of Staff  
Office of the President & Vice President

  
Levon Henry, Chief Legal Counsel  
Office of the President & Vice President

  
James Davis, Jr., Executive Staff Assistant  
Office of the President & Vice President

cc: Navajo Nation Legislative Branch  
Navajo Nation Judicial Branch  
File

FY 2020

**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

Page 1 of 4  
BUDGET FORM 1

PART I. Business Unit No.: <u>NEW</u>		Program Title: <u>Office of Management and Budget, COVID-19</u>		Division/Branch: _____	
Prepared By: <u>Bahe Bitsilley</u>		Phone No.: <u>928.871.6046</u>		Email Address: <u>bbitsilley@omb.navajo-nsn.gov</u>	

PART II. FUNDING SOURCE(S)	Fiscal Year /Term	Amount	% of Total	PART III. BUDGET SUMMARY	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding NN	1/2020 - 12/31/30/2	653,000.00	100%					
			0%					
				2001 Personnel Expenses	1	0	340,124	340,124
				3000 Travel Expenses		0	0	0
				3500 Meeting Expenses		0	0	0
				4000 Supplies	1	0	67,929	67,929
				5000 Lease and Rental	1	0	54,000	54,000
				5500 Communications and Utilities	1	0	26,880	26,880
				6000 Repairs and Maintenance	1	0	9,000	9,000
				6500 Contractual Services	1	0	100,000	100,000
				7000 Special Transactions	1	0	3,067	3,067
				8000 Public Assistance		0	0	0
				9000 Capital Outlay	1	0	52,000	52,000
				9500 Matching Funds		0	0	0
				9500 Indirect Cost		0	0	0
				<b>TOTAL</b>		\$0.00	653,000.00	653,000



PART IV. POSITIONS AND VEHICLES	(D)	(E)
Total # of Positions Budgeted:	0	23
Total # of Vehicles Budgeted:	0	0

PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.	
<u>Dominic Beyal, Executive Director</u> SUBMITTED BY: <u>Program Manager's Printed Name</u> <u><i>[Signature]</i> 8/17/20</u> SUBMITTED BY: <u>Program Manager's Signature and Date</u>	<u>Paulson Chao, Chief of Staff, OPVP</u> APPROVED BY: <u>Division Director/Branch Chief's Printed Name</u> <u><i>[Signature]</i> 08/18/20</u> APPROVED BY: <u>Division Director/Branch Chief's Signature and Date</u>



**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>									
Business Unit No.: <u>NEW</u>			Program Name/Title: <u>Office of Management and Budget</u>						
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b> GSCAU-50-02: The purpose of the Office of Management and Budget (OMB) is to direct and manage the allocation and appropriation processes of all funds for the Navajo Nation and to provide management support in the areas of fiscal management, budgets, program operation and management, contracts, grants, and similar agreements. The OMB is to communicate key information necessary for decision-making using principles of sound management and general accepted processes and procedures.									
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>									
		1st QTR		2nd QTR		3rd QTR		4th QTR	
		Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
<b>1. Goal Statement:</b>									
Special Duty Pay for OMB personnel, is essential office to NN.									
<b>Program Performance Measure:</b>									
Provide SDP covering (12) payperiods: 7/31/20 to 12/31/20.								12	
<b>2. Goal Statement:</b>									
Purchase Personal Protective Equipment during COVID-19 pandemic.									
<b>Program Performance Measure:</b>									
Purchase PPE, upgrade workstations, install partitions, shields, E-Doc supplies & safety measures								1	
<b>3. Goal Statement:</b>									
Allow Telework by staff as precautionary measures.									
<b>Program Performance Measure:</b>									
Purchase and install remote mifi, internet, cell phones, portable scanners, etc.								1	
<b>4. Goal Statement:</b>									
Renovate OMB office space in AB #1 and Reconfigure mtg rooms into office space at NN Museum									
<b>Program Performance Measure:</b> Work with DGS to hire professionals to complete renovation of OMB office area @ AB #1, and make meeting rooms into workable ofc. space at NNM.								2	
<b>5. Goal Statement:</b>									
Hire a consultant to monitor CARES ACT funds allocated, monitor expenditure, & reports.									
<b>Program Performance Measure:</b> Consultant shall submit monthly reports (June - Dec, 2020) re: funds allocated, expenditures, funding recipients, improvement recommendations, etc.								6	
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>									
Dominic Beyer, Executive Director _____ Program Manager's Printed Name  Program Manager's Signature and Date <u>8/17/20</u>					Paulson Chaco, Chief of Staff, OPVP _____ Division Director/Branch Chief's Printed Name  Division Director/Branch Chief's Signature and Date <u>8/18/20</u>				

FY 2020

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 3 of 4  
BUDGET FORM 4

<b>PART I. PROGRAM INFORMATION:</b>				
Program Name/Title: _____		Office of Management and Budget		Business Unit No.: _____ NEW
<b>PART II. DETAILED BUDGET:</b>				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)	
2510	2001 PERSONNEL EXPENSES. Special Duty Pay for "essential" staff during the COVID-19 Pandemic.			
	Overtime.			
	.2565 Special Duty Pay @ rate of .05: 23 staff 228,000	230,000		340,124
	12 Payperiods: 7/31/20 to 12/31/20 @ \$19K each PP.			
	.2570 Holiday Pay @ rate of 1.5 2,000			
2900	Fringe Benefit			
	0.29 Regular \$228,000 x 47.88% 110,124	110,124		
	4000 SUPPLIES. PPE: Masks, Gloves, Disinfectants/Sanitizers, Portable Partitions, Plexiglass Shields, Copy paper, Ink Toners, Custodial Supplies, medical supplies, OMB uses E-Doc for submission and processing voluminous NN documents re CARES Act NN Funds.			67,929
4120	Office Supplies.			
	.4130 General Office Supplies. 11,440.00	11,440		
	Copy paper, Toners/Ink Cartridges, PPE.			
4200	NonCapital Assets.			
	.4210 N/C Furniture/Equipment: Workstation protection: 12,000	29,995		
	Portable ofc partitions, Sneeze/cough shields, etc.			
	.4230 Portable scanners, 24 x \$229: \$5,495 5,495			
	Scanner HD, Portable printers/scanners: \$5,000 5,000			
	Laptops/ Monitors/Dock/Mouse. \$2,500 x 3 7,500			
4410	Operating Supplies.			
	.4420 General Operating Supplies: PPE supplies. 10,412.00	26,494		
	.4440 MSeXchange2019: \$3,687; SkypeServer \$4,920 8,607.00			
	.4490 Custodial Supplies: Disinfectants, cleaners, etc. 500			
	.4500 Medical Supplies: Ibuprofen, Eye Drops, etc. 200			
	.4520 Bulk Paper: Copier paper \$5.15 x 500 rms. 2,575			
	.4530 Printing, Binding, Photocopying. 4,200.00			
<b>TOTAL</b>		408,053		408,053



FY 2020

**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

Page 4 of 4  
BUDGET FORM 4

<b>PART I. PROGRAM INFORMATION:</b>				
Program Name/Title: _____		Office of Management and Budget		Business Unit No.: _____ NEW
<b>PART II. DETAILED BUDGET:</b>				
(A)	(B)	(C)	(D)	
Object Code (LOD 6)	Object Code Description and Justification (LOD 7)	Total by DETAILED Object Code (LOD 6)	Total by MAJOR Object Code (LOD 4)	
5110	<b>LEASE &amp; RENTAL.</b> OMB is utilizing meeting rooms at NN Museum, a public facility. OMB needs additional rooms to accommodate 6' distancing. Building. 5120, Office Space. \$9,000 a month x 6 months: 54,000.00	54,000	54,000	
5570	<b>5500 COMMUNICATION &amp; UTILITIES.</b> Telework equipment: Cellular phones, MiFi devices, Internet. Effective telcommuting/enhanced communications. Internet .5600 Internet Services, JetPack/Alcatel Link: \$100 x 24 2,400	2,400	26,880	
5610	Wireless .5620 Cellular. 24 staff x \$65 ea. x 12 mos. 24,480	24,480		
6200	<b>6000 REPAIRS and MAINTENANCE.</b> Professional cleaning service to clean, disinfect office spaces at NN Museum and OMB ofc area in AB#1. External Contractors. .6290 General Contractors. 9,000	9,000	9,000	
6520	<b>6500 Contractual Services.</b> Consultant to monitor CARES ACT funds allocated, implement funding, monitor expenditures, review reports by funding recipients, etc. .6530 Consulting Fees. 100,000	100,000	100,000	
7710	<b>7000. SPECIAL TRANSACTIONS.</b> Insurance Premiums. Insurance Premiums. .7765 Policy Payment: \$340,124 / \$100 x .30 1,020 .7766 Workers' Comp. Prem.: \$230,000 / \$100 x .89: 2,047	3,067	3,067	
9050	<b>9000. CAPITAL OUTLAY.</b> Renovation of OMB office at Admin. Bldg. #1. Reconfiguring NN Museum meeting rooms to office spaces: Ofc partitions, desks. Building. .9054 Building Improvements @ AB #1. 40,000	40,000	52,000	
9110	Furniture & Fixtures. .9112 Furniture. Workstations upgrades. 7,000 .9114 Fixtures. Partitions, Protective barriers, etc. 5,000	12,000		
<b>TOTAL</b>		244,947	244,947	

**NAVAJO NATION CARES FUND**  
**Electronic Case Management Telework Expenditure Plan**



**I. PURPOSE**

The purpose of the Electronic Case Management Telework Expenditure Plan is to allow for the use of Five Million dollars (\$5,000,000) of Navajo Nation CARES Funds for an Electronic Case Management Telework Project that will allow for the Navajo Division of Social Services (NDSS) employees, including case workers, social workers, victim advocates, and other essential employees to transition seamlessly to remotely serve over 15,000 clients monthly without putting themselves, clients, or others at risk. The expenditures set forth in this Expenditure Plan are necessary in order to ensure vulnerable Navajo children, adults, elderlies, and needy families have access to and receive continuous quality social services, human services, protective services, burial assistance, domestic violence shelter, assisted living, financial assistance and supportive services, and emergency assistance.

The NDSS aims to connect all its departments and programs with one server, to operate with the same case management software—Tribal Assistance System (TAS), and to store data at one secured datacenter. The TAS has proven to serve multiple departments. It will provide a centralized database of secured program and client information for departments and programs with defined module tailored to the unique needs tracking referrals, cases, payments, reporting, and meeting all requirements aimed at an effective and efficient paperless service delivery. This would be beneficial to clients, given the current COVID-19 pandemic.

A complete Information Technology assessment was done which identified major areas of the existing hardware, software, and network infrastructure needing improvement to be brought to industry standards. Improvements are required to provide the network stability and allow for the uniform operation of the TAS case management software. Therefore, the Electronic Case Management and Telework project is "shovel-ready", includes but are not limited to:

- 1) Documentation:  
Data and systems architecture documentation will be delivered in the first phase of the Project and as an as-built set of documents in the final phase, reflecting any changes made during the course of the project.
- 2) Teleworker Deployment  
Focus will be on the deployment of the infrastructure hardware and software required to support remote workers during emergency situations such as the COVID crisis.
- 3) Infrastructure Improvement  
The Project will begin by improving the physical infrastructure at all NDSS locations.
- 4) Hardware Installation and Configuration  
The ESPI will install, configure and confirm the operation of all equipment procured by NDSS that is received during the course of the Project.
- 5) Software Installation and Configuration



**NAVAJO NATION CARES FUND**  
**Electronic Case Management Telework Expenditure Plan**

The ESPI will install, configure and confirm the operation of all software on the equipment procured by DSS that is received during the course of the project.

**6) Telephone Installation and Configuration, and Help Desk Support**

The ESPI will deploy a new voice-over-IP telephony system once hardware for the system is delivered, implement the data and systems documentation IP telephony numbering plan, configure network devices to support the data and systems documentation IP telephony and Lync conferencing QOS Plan, and respond to Help Desk requests escalated by NDSS Information Technology staff during the course of the Project.

**II. AFFIRMATION OF FUND USE**

The Navajo Division of Social Services and any entity receiving funding hereunder affirms that they will use these funds in accordance with the purposes set forth in Title V of the Coronavirus Aid, Relief, and Economic Security Act (the "federal CARES Act") as enacted by the United States Congress and found in Public Law 116-136 (2020).

**I. ADMINISTRATOR OF FUNDS**

The Executive Branch, through the Division of Social Services, is responsible for administering the Expenditure Plan and overseeing the allocated funds.

**II. IMPLEMENTATION AND MONITORING**

The Division of Social Services is responsible for overseeing the Expenditure Plan and monitoring the expenditure of these funds.

**III. MEANS OF FUNDING**

The Expenditure Plan funds shall be released to the Navajo Division of Social Services once the Expenditure Plan is duly adopted and expedited budgets are implemented.

**IV. ACCOUNTING AND REPORTING REQUIREMENTS**

Title V CARES Act funds, as appropriated by Congress and received by the Nation, are considered federal financial assistance received by the Navajo Nation for specified uses; and are subject to the restrictions outlined in the Treasury Guidance and as set forth in section 601(d) of the Social Security Act, as added by section 5001 of the Coronavirus Aid, Relief, and Economic Security Act. The CARES Act has a CFDA No. 21.019; therefore, the funding received by the Nation is subject to GASB, Uniform Guidance/Super Circular guidelines, and the Single Audit Act and any other applicable rules, regulations, and guidance.

**NAVAJO NATION CARES FUND**  
**Electronic Case Management Telework Expenditure Plan**

**VII. OVERSIGHT COMMITTEE**

The Health, Education, and Human Services Committee (HEHSC) and the Budget and Finance Committee (BFC) shall provide oversight as HEHSC has oversight over social services matters and BFC has oversight over externally restricted funding.

**V. AFFIRMATION OF ADMINISTRATION AND MANAGEMENT**

The Navajo Division of Social Services and any entity receiving funding thereunder affirms it will administer, manage, and implement the funds allocated to it in this expenditure plan consistent with the federal CARES Act, the Treasury Guidance, as well as other applicable laws and regulations of the Navajo Nation.



**THE NAVAJO NATION  
PROGRAM BUDGET SUMMARY**

<b>PART I.</b> Business Unit No.: _____ Program Title: <u>CARES ACT - Office of the Executive Director</u> Division/Branch: <u>Social Services/Executive</u>			
Prepared By: <u>Brenda Tsosie</u> Phone No.: <u>928/871-6338/6851</u> Email Address: <u>btsosie@navajo-nsn.gov</u>			

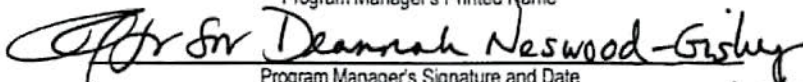
  

PART II. FUNDING SOURCE(S)	Fiscal Year/ Term	Amount	% of Total	PART III. BUDGET SUMMARY				
				Major Object Code at LOD 4	Fund Type Code	(A) NNC Approved Original Budget	(B) Proposed Budget	(C) Difference (Column B - A)
CARES Act Funding	8/1/20-12/31/20	5,000,000	100.00%	2001 Personnel Expenses				
				3000 Travel Expenses				
				3500 Meeting Expenses				
				4000 Supplies	1		3,051,471	3,051,471
				5000 Lease and Rental				
				5500 Communications and Utilities	1		731,670	731,670
				6000 Repairs and Maintenance	1		849,714	849,714
				6500 Contractual Services				
				7000 Special Transactions				
				8000 Public Assistance				
				9000 Capital Outlay	1		367,145	367,145
				9500 Matching Funds				
				9500 Indirect Cost				
				<b>TOTAL</b>			5,000,000	5,000,000

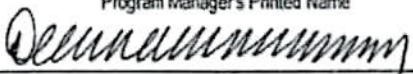
  

<b>PART IV. POSITIONS AND VEHICLES</b>	(D)	(E)
Total # of Positions Budgeted:		
Total # of Permanently Assigned Vehicles:		

<b>PART V. I HEREBY ACKNOWLEDGE THAT THE INFORMATION CONTAINED IN THIS BUDGET PACKAGE IS COMPLETE AND ACCURATE.</b>	
<u>Deannah Neswood-Gishey</u> Program Manager's Printed Name  Program Manager's Signature and Date <u>8/21/20</u>	<u>Paulson Chaco</u> Division Director/Branch Chief's Printed Name  Division Director/Branch Chief's Signature and Date

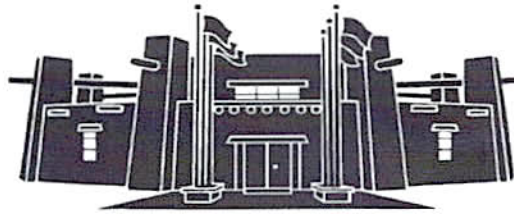
**THE NAVAJO NATION  
PROGRAM PERFORMANCE CRITERIA**

<b>PART I. PROGRAM INFORMATION:</b>										
Business Unit No.: _____			Program Name/Title: CARES ACT - Office of the Executive Director							
<b>PART II. PLAN OF OPERATION/RESOLUTION NUMBER/PURPOSE OF PROGRAM:</b> HEHSCJA-02-20										
To implement the Navajo Nation's policies to ensure that essential human services are available to needy families and individuals living on or near the Navajo Nation and to others, where mandated by status and regulations.										
<b>PART III. PROGRAM PERFORMANCE CRITERIA:</b>			1st QTR		2nd QTR		3rd QTR		4th QTR	
			Goal	Actual	Goal	Actual	Goal	Actual	Goal	Actual
1. Goal Statement: Improve communications and services delivery by upgrading the IT infrastructure for DSS service area										
Program Performance Measure: The support use of technology infrastructure hardware and software to support teleworkers during emergency situation.									6	
2. Goal Statement:  To uniform the DSS case management software										
Program Performance Measure: Support and purchase electronic Case Management data base.									6	
3. Goal Statement:  Program Performance Measure:										
4. Goal Statement:  Program Performance Measure:										
5. Goal Statement:  Program Performance Measure:										
<b>PART IV. I HEREBY ACKNOWLEDGE THAT THE ABOVE INFORMATION HAS BEEN THOROUGHLY REVIEWED.</b>										
Deannah Neswood-Gishey Program Manager's Printed Name			Paulson Chaco Division Director/Branch Chief's Printed Name							
 8-17-2020 Program Manager's Signature and Date			 Division Director/Branch Chief's Signature and Date							



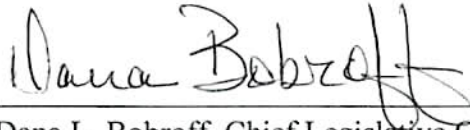
**THE NAVAJO NATION  
DETAILED BUDGET AND JUSTIFICATION**

PART I. PROGRAM INFORMATION:				
Program Name/Title:		DSS General Funds- Executive Administration Office		Business Unit No.:
PART II. DETAILED BUDGET:				
Object Code (LOD 6)	(B) Object Code Description and Justification (LOD 7)	(C) Total by DETAILED Object Code	(D) Total by MAJOR Object Code	
	<b>4000 SUPPLIES</b> Scanner, laptop, network equipment and Desk top computers for telework and computer software.			3,051,471
4200	Non Capital Assets	2,942,191		
	.4210 Non Cap Furniture & Equip			
	Desktop	559,692		
	Scanner	490,500		
	Networking equipment	374,038		
	Laptop	1,517,961		
4410	Operating Supplies	109,280		
	.4440 Non-Cap Computer Software	109,280		
	<b>5500 COMMUNICATION &amp; UTILITIES</b> Installation, connect and service charges for Internet and services			731,670
5570	Internet	731,670		
	.5600 Internet Services	731,670		
	<b>6000 REPAIRS &amp; MAINTENANCE</b> Technical support for Tribal Assistance System (TAS) case management software and hardware repairs and maintenance.			849,714
6300	Technology	849,714		
	.6310 Computer Hardware R&M	59,065		
	.6320 Software Support	790,649		
	<b>9000 CAPITAL OUTLAY</b> Data Center server infrastructure and servers to host resources at remote sites.			367,145
9140	Equipment	367,145		
	.9142 Equipment	367,145.00		
		5,000,000		5,000,000



## MEMORANDUM

TO: Honorable Delegate Kee Allen Begay, Jr.  
24<sup>th</sup> Navajo Nation Council

FROM:   
Dana L. Bobroff, Chief Legislative Counsel  
Office of Legislative Counsel

DATE: August 21, 2020

SUBJECT: **RELATING TO LAW AND ORDER, RESOURCES AND DEVELOPMENT, HEALTH EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, AND NAABIK'IYATI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING AND ADOPTING NAVAJO NATION CARES FUND EXPENDITURE PLANS ENCOMPASSING COLLEGE STUDENT RELIEF, GRAMMAR SCHOOL STUDENT RELIEF, EDUCATION, ELDERS ASSISTANCE, HEADSTART, SOLAR PROJECTS, SOLID WASTE, HARDSHIP ASSISTANCE, HOUSING PROJECTS, OFFICE OF THE CONTROLLER, OFFICE OF MANAGEMENT AND BUDGET, TELECOMMUNICATIONS AND INFORMATION TECHNOLOGY, ECONOMIC DEVELOPMENT, WINTER PROPANE SERVICES, AND PUBLIC HEALTH**

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. Based on existing law and review of documents submitted, the resolution as drafted is legally sufficient. As with any action of government however, it can be subject to review by the courts in the event of proper challenge.

The Office of Legislative Counsel confirms the appropriate standing committee(s) based on the standing committees powers outlined in 2 N.N.C. §§301, 401, 501, 601 and 701. Nevertheless, "the Speaker of the Navajo Nation Council shall introduce [the proposed resolution] into the legislative process by assigning it to the respective oversight committee(s) of the Navajo Nation Council having authority over the matters for proper consideration." 2 N.N.C. §164(A)(5).



Please ensure that his particular resolution request is precisely what you want. You are encouraged to review the proposed resolution to ensure that it is drafted to your satisfaction.

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0209-20\_

SPONSOR: Kee Allen Begay, Jr.

TITLE: An Action Relating To Law And Order, Resources And Development, Health Education And Human Services, Budget And Finance, And Naabik'iyáti' Committees, And The Navajo Nation Council; Approving And Adopting Navajo Nation Cares Fund Expenditure Plans Encompassing College Student Relief, Grammar School Student Relief, Education, Elders Assistance, Headstart, Solar Projects, Solid Waste, Hardship Assistance, Housing Projects, Office Of The Controller, Office Of Management And Budget, Telecommunications And Information Technology, Economic Development, Winter Propane Services, And Public Health

*Date posted:* August 21, 2020 at 5:46 PM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto:comments@navajo-nsn.gov)

Written comments may be mailed to:

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515  
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

**Please note:** This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 *et. seq.*