

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE OF THE
24th NAVAJO NATION COUNCIL -- First Year, 2019

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE, LAW AND ORDER COMMITTEE AND NAABIK'ÍYÁTI' COMMITTEE; FOR THE PURPOSE OF DISCUSSION, REAFFIRMATION, AND POSSIBLE AMENDMENT OF NABIF-13-18 TITLED "AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, LAW AND ORDER AND NAABIK'ÍYÁTI' ; REQUESTING FIRSTNET AND AT&T, IN DEVELOPING NATIONWIDE PUBLIC SAFETY BROADBAND NETWORK TO RECOGNIZE AND ACCEPT NATION-TO-NATION RELATIONS; REQUESTING AN ASSESSMENT AND STRATEGIC PLAN FROM NAVAJO NATION PUBLIC SAFETY AND TELECOMMUNICATIONS PROGRAMS"

WHEREAS

- A. The Navajo Nation established the Resources and Development Committee ("RDC") as a Navajo Nation Council standing committee and as such empowered RDC to review and recommend resolutions regarding communications and utilities within the Navajo Nation. 2 N.N.C. §§ 164 (A) (9), 500 *et seq.* See also CO-45-12.
- B. The Navajo Nation established the Law and Order Committee ("LOC") as a Navajo Nation Council standing committee and as such empowered LOC to review and recommend resolutions relating to public safety within the Navajo Nation. 2 N.N.C. §§ 164 (A) (9), 600 *et seq.* See also CO-45-12.
- C. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation Council standing committee and as such empowered Naabik'íyáti' Committee to coordinate with all committees, Chapters, branches and entities concerned with all Navajo appearances and testimony before Congressional committees, and departments of the United States government. See 2 N.N.C. §§ 164 (A) (9), 700 (A), 701 (A) (7) (8) (2015); See also CO-45-12.

- D. The Naabik'íyáti' Committee of the 23rd Navajo Nation Council passed NABIF-13-18 titled "AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, LAW AND ORDER AND NAABIK'ÍYÁTI'; REQUESTING FIRSTNET AND AT&T, IN DEVELOPING NATIONWIDE PUBLIC SAFETY BROADBAND NETWORK TO RECOGNIZE AND ACCEPT NATION-TO-NATION RELATIONS; REQUESTING AN ASSESSMENT AND STRATEGIC PLAN FROM NAVAJO NATION PUBLIC SAFETY AND TELECOMMUNICATIONS PROGRAMS" and is attached hereto as **Exhibit A**.

- E. Despite efforts over the past decade, including Executive Order 12-2014, the Navajo Nation has yet to develop a functioning basic E911 system and establish a Public Safety Answering Point (PSAP) capable of processing mobile 911 calls, nor an integrated Public Safety Communication Center for the coordination of all police, fire, EMS, and emergency services and, therefore, Executive Order 12-2014 should be rescinded as soon as possible in order to make way for a comprehensive and interdisciplinary planning process for public safety needs that leverages the IT resources of all three branches. Since the Federal Communications Commission (FCC) reports that already over 80% of all 911 calls placed nationally originate from mobile phones and that landline usage on the Navajo Nation is continuing to decline, it is paramount that the Navajo Nation take more decisive action on an advanced NG911 system with mobile location standards, which is currently underway in all four corner states and underlying counties to the Navajo Nation.

THEREFORE, BE IT RESOLVED

- A. The 24th Navajo Nation Council hereby reaffirms NABIF-13-18 as passed by the 23rd Navajo Nation Council.


- B. The NAABIK'ÍYÁTI' Committee of the 24th Council hereby establishes an Ad Hoc Committee composed of all Information Technology Professionals from all three branches to work with the NNTRC and other government and telecommunications industry stakeholders on an IT-Broadband Action Plan to support all emergency communications, including Police and Fire/EMS call-taking and dispatch functions. The Action Plan shall assess and make recommendations to improve, expand, and establish

network technologies and systems to support public safety, including but not limited to the following: (1.) upgrades to 2-Way or Land Mobile Radio networks in support of police fire, and rescue personnel, (2.) expansion of commercial consumer (4G/5G) cellular and landline networks supporting E911/NG911 to PSAP delivery, as well as Wireless Emergency Alert (WEA) and other public notification protocols, and (3.) deployment of First Net, and interoperable public safety broadband networks being deployed by AT&T dedicated to first responders.

- C. The Ad Hoc Committee shall be coordinated by the Navajo Nation Council Speaker or his designee in order to provide timely reports and presentations to all standing committees as needed or directed beginning in June 2019 and ending in October 2019.

CERTIFICATION

I, hereby, certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of the 24th Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 21 in Favor, and 00 Opposed, on this 23rd day of May 2019.


Honorable Seth Damon, Chairman
Naabik'iyáti' Committee
24th Navajo Nation Council

Motion: Honorable Vince James
Second: Honorable Mark A. Freeland

Chairman Seth Damon not voting



NABIF-13-18

RESOLUTION OF THE

NAABIK'ÍYÁTI' STANDING COMMITTEE OF THE
23RD NAVAJO NATION COUNCIL - Fourth Year, 2018

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, LAW AND ORDER AND NAABIK'ÍYÁTI'; REQUESTING FIRSTNET AND AT&T, IN DEVELOPING NATIONWIDE PUBLIC SAFETY BROADBAND NETWORK TO RECOGNIZE AND ACCEPT NATION-TO-NATION RELATIONS; REQUESTING AN ASSESSMENT AND STRATEGIC PLAN FROM NAVAJO NATION PUBLIC SAFETY AND TELECOMMUNICATIONS PROGRAMS

WHEREAS:

- A. The Resources and Development Committee of the Navajo Nation Council is responsible for overseeing communications and utilities within the Navajo Nation, among other duties and responsibilities. 2 N.N.C. § 500 et seq.
- B. The Law and Order Committee of the Navajo Nation Council oversees matters relative to public safety within the Navajo Nation, among other duties and responsibilities. 2 N.N.C. § 600 et seq.
- C. The Naabik'iyáti' Committee of the Navajo Nation Council, among other duties and responsibilities, generally oversees matters relative to the federal government and agencies of the various other governmental agencies. 2 N.N.C. § 700 et seq.
- D. First Responder Network Authority, FirstNet, was established by Congress to ensure that all police officers, firefighters and emergency medical services personnel in the United States, including Indian Nations, have a nationwide broadband network. See Exhibit "A." See also, www.FirstNet.gov. Regarding the deployment and operation of the nationwide broadband network (a multi-billion dollar venture), FirstNet must work and consult with Indian governments, their leaders and public safety programs (as well as with states). *Id.*
- E. AT&T was selected by FirstNet to assist and manage the nationwide public safety broadband network. *Id.*

NOW, THEREFORE BE IT RESOLVED THAT:

- A. The Navajo Nation hereby requests that FirstNet and AT&T, in planning and developing the nationwide public safety broadband network, consult with officials of the Navajo Nation in all phases of the project. In particular, FirstNet, and all its affiliates and designees:
 - 1. Shall respect tribal sovereignty and acknowledge the principles and mandates of Nation-to-Nation consultation, as established by the federal government.
 - 2. Cooperate with all local officials in ensuring that wireless broadband is established at all 110 chapters of the Navajo Nation.
 - 3. Continue the cooperative partnership with the states of Arizona, New Mexico and Utah in respecting Indian sovereignty and recognizing and accepting consultation requirements of the nationwide broadband network project.
 - 4. Set several meetings with officials of the Navajo Nation, including members of the Resources and Development and Law and Order committees.
- B. The Navajo Nation Division of Public Safety, its various departments, the Navajo Nation Telecommunications Regulatory Commission and the Navajo Nation Telecommunications and Utilities program shall no later than 90 days hereof, jointly produce an assessment of all 110 chapters on the development of FirstNet's Nationwide broadband network project. The assessment shall include the needs of each chapter insofar network plans of FirstNet, and shall be presented to the Resources and Development and Law and Order committees.
- C. The Navajo Nation Division of Public Safety shall no later than 90 days hereof develop and present to the Resources and Development and the Law and Order committees a strategic plan regarding FirstNet's nationwide broadband network project, including its initial planning stage, its development and its implementation.

CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered by the Naabik'iyáti' Committee of the 23rd Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 13 in Favor and 01 Opposed, on this 22nd day of February, 2018.

A handwritten signature in black ink, appearing to read "LoRenzo C. Bates", written in a cursive style.

LoRenzo C. Bates, Chairperson
Naabik'iyáti' Committee

Motion: Honorable Raymond Smith, Jr.
Second: Honorable Walter Phelps

Chairperson Bates not voting

NAVAJO NATION

167

Naa'bik'iyati Committee

5/23/2019

12:28:27 PM

Amd# to Amd#

Legislation 0023-19:Requesting

PASSED

MOT James, V

FirstNet and AT&T in Developing

SEC Freeland, M

Nationwide Public Safety

Broadband Network to Recognize..

Yea : 21

Nay : 0

Excused : 1

Not Voting : 1

Yea : 21

Begay, E

Daniels

Smith

Tso, O

Begay, K

Freeland, M

Stewart, W

Walker, T

Begay, P

Halona, P

Tso, C

Wauneka, E

BeGaye, N

Henio, J

Tso, D

Yazzie

Brown

Nez, R

Tso, E

Yellowhair

Charles-Newton

Nay : 0

Excused : 1

James, V

Not Voting : 1

Crotty

Presiding Chair: Damon