

LEGISLATIVE SUMMARY SHEET

Tracking No. 0361-16

DATE: October 5, 2016

TITLE OF RESOLUTION: A PROPOSED NAVAJO NATION COUNCIL RESOLUTION, AN ACTION RELATING TO RESOURCES AND DEVELOPMENT; NAABIK'ÍYÁTI' COMMITTEE AND THE NAVAJO NATION COUNCIL; AMENDING CAP-26-16 BY EXEMPTING RANGE UNITS 110, 601, 602, 603, 301, AND 310 FROM THE DETERMINATION OF NAVAJO PARTITIONED LANDS RANGE UNIT BOUNDARIES AND GRAZING DISTRICTS; AMENDING IGRJN-110-10 BY EXEMPTING RANGE UNITS 110, 601, 602, 603, 301, AND 310 FROM ELIGIBILITY CRITERIA FOR ISSUANCE OF NEW NAVAJO PARTITIONED LAND GRAZING PERMITS; AUTHORIZING KAYENTA CHAPTER AND CHILCHINBETO CHAPTER OFFICIALS TO DISCUSS WITH LAND USERS, PERMITTEES, AND RESIDENTS OF RANGE UNITS 110, 601, 602, 603, 301, AND 310 THE BOUNDARIES AND GRAZING PERMITS ELIGIBILITY CRITERIA FOR THESE RANGE UNITS; AND, DIRECTING THAT THE KAYENTA CHAPTER AND CHILCHINBETO CHAPTER OFFICIALS PROVIDE A REPORT TO THE NAVAJO NATION COUNCIL ON THESE MATTERS

PURPOSE: The purpose of the resolution is to amend CAP-26-16 to exempt Range Units 110, 601, 602, 603, 301, AND 310 from the range unit boundary determinations; to amend IGRJN-110-10 110, 601, 602, 603, 301, and 310 from the grazing permit eligibility requirements; to authorize the Kayenta and Chilchimbeto Chapter officials to discuss range unit boundaries and grazing permit eligibility requirements with residents, former permittees, and land users from those range units; to direct Kayenta and Chilchimbeto Chapter officials to report to the Navajo Nation Council about the discussions with the residents, former permit holders and land users.

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

5-DAY BILL HOLD PERIOD: None
Website Posting Time/Date: _____
Posting End Date: 10/11/2016
Eligible for Action: 10/12/2016

Resources & Development Committee
THENCE
Naa'bik'íyáti' Committee
THENCE

Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION
23rd NAVAJO NATION COUNCIL—Second Year, 2016

INTRODUCED BY



Herman Daniels, Jr.

Primary Sponsor

TRACKING NO. 0361-16

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT; NAABIK'ÍYÁTI'
COMMITTEE AND THE NAVAJO NATION COUNCIL; AMENDING CAP-26-16
BY EXEMPTING RANGE UNITS 110, 601, 602, 603, 301, AND 310 FROM THE
DETERMINATION OF NAVAJO PARTITIONED LANDS RANGE UNIT
BOUNDARIES AND GRAZING DISTRICTS; AMENDING IGRJN-110-10 BY
EXEMPTING RANGE UNITS 110, 601, 602, 603, 301, AND 310 FROM
ELIGIBILITY CRITERIA FOR ISSUANCE OF NEW NAVAJO PARTITIONED
LAND GRAZING PERMITS; AUTHORIZING KAYENTA CHAPTER AND
CHILCHINBETO CHAPTER OFFICIALS TO DISCUSS WITH LAND USERS,
PERMITTEES, AND RESIDENTS OF RANGE UNITS 110, 601, 602, 603, 301, AND
310 THE BOUNDARIES AND GRAZING PERMITS ELIGIBILITY CRITERIA FOR
THESE RANGE UNITS; AND, DIRECTING THAT THE KAYENTA CHAPTER AND
CHILCHINBETO CHAPTER OFFICIALS PROVIDE A REPORT TO THE NAVAJO
NATION COUNCIL ON THESE MATTERS

BE IT ENACTED:

Section One. Authority

- A. The Resources and Development Committee is designated by the Navajo Nation Council as the Central Grazing Committee. 3 N.N.C. § 831.
- B. Pursuant to 2 N.N.C. § 164(A)(9), a proposed resolution that requires final action by the Navajo Nation Council shall be assigned to the Naabik'íyáti' Committee before it is heard by the Navajo Nation Council.

1 C. Pursuant to Navajo Nation Code Title 3 § 705, "The Commissioner of Indian Affairs
2 has established and will retain the present land management districts within the
3 Navajo Indian Reservation, based on the social and economic requirements of the
4 Navajo Indians and the necessity of rehabilitating the grazing lands. District
5 boundary changes may be made when deemed necessary and advisable by the District
6 Grazing Committees, Central Grazing Committee and the Navajo Nation Council,
7 with approval by the Superintendent, Area Director, and the Commissioner of Indian
8 Affairs."

9
10 **Section Two. Findings**

11 A. The Navajo Nation Council passed Resolution Number CAP-26-16 entitled *Adopting*
12 *and Confirming the Range Unit Boundaries and Grazing Districts Established by the*
13 *Bureau of Indian Affairs for the Navajo Partitioned Lands* which was certified on
14 April 28, 2016 and is attached as Exhibit "1."

15 B. The Intergovernmental Relations Committee passed Resolution Number IGRJN-110-
16 10 which approved the eligibility requirements for persons to qualify for issuance of
17 grazing permits on Navajo Partitioned Lands and which is attached as Exhibit "2."

18 C. The Black Mesa Review Board, the Chilchimbeto Chapter, and the Kayenta Chapter
19 have passed resolutions (attached as Exhibits "3," "4" and "5" respectively) asking
20 the Navajo Nation Council to amend CAP-26-16 to exempt Range Units 110, 601,
21 602, 603, 301, and 310. The resolutions also ask that the Navajo Nation Council
22 exempt potential grazing permittees in Range Units 110, 601, 602, 603, 301, and 310
23 from Navajo Partitioned Lands grazing permit eligibility requirements which are
24 contained in Resolution Number IGRJN-110-10. The chapters also ask that the
25 Navajo Nation Council allow residents, land users and potential permittees to further
26 discuss the issues of boundaries and grazing permit eligibility requirements.

27 D. It is in the best interest of the Navajo Nation to exempt the Range Units 110, 601,
28 602, 603, 301, and 310 from Navajo Nation Council Resolution CAP-26-16.

29 E. It is in the best interest of the Navajo Nation to exempt grazing permit holders from
30 Range Units 110, 601, 602, 603, 301, and 310 from Navajo Partitioned Lands grazing

1 permit eligibility criteria which are required of Navajo Partitioned Lands grazing
2 permit holders pursuant to Resolution Number IGRJN-110-10.

- 3 F. It is in the best interest of the Navajo Nation to authorize Kayenta Chapter and
4 Chilchinbeto Chapter officials to discuss with land users, permittees, and residents of
5 Range Units 110, 601, 602, 603, 301, and 310 the formation of range unit boundaries
6 and criteria for issuance of these grazing permits.

7
8 **Section Three. Amending CAP-26-16 to exclude particular Navajo Partitioned**
9 **Lands Range Units**

10 The Navajo Nation Council amends Navajo Nation Council Resolution CAP-26-16
11 by exempting Range Units 110, 601, 602, 603, 301, and 310.

12
13 **Section Four. Amending IGRJN-110-10 Exempting named range units from Navajo**
14 **Partitioned Land grazing permit eligibility requirements**

15 The Navajo Nation Council amends Resolution IGRJN-110-10 by exempting Range
16 Units 110, 601, 602, 603, 301, and 310.

17
18 **Section Five. Authorizing discussions between land users, residents, and potential**
19 **permittees of the named range units with Kayenta and Chilchinbeto Chapter**
20 **officials and directing a report to the Navajo Nation Council**

21 A. The Navajo Nation Council authorizes discussion between land users, residents
22 and potential permittees of Range Units 110, 601, 602, 603, 301, and 310 with
23 Kayenta Chapter and Chilchinbeto Chapter officials regarding range unit
24 boundaries and the eligibility criteria for the issuance of grazing permits in Range
25 Units 110, 601, 602, 603, 301, and 310.

26 B. Directing the Kayenta Chapter officials and the Chilchinbeto Chapter officials to
27 present a report of these discussions to the Navajo Nation Council no later than
28 120 days after this resolution is certified by the Speaker of the Navajo Nation
29 Council.