

RESOLUTION OF THE  
NAABIK'ÍYÁTI' STANDING COMMITTEE  
24<sup>th</sup> NAVAJO NATION COUNCIL -- Fourth Year, 2022

AN ACTION RELATING TO THE LAW AND ORDER COMMITTEE, AND NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING UNITED STATES CONGRESSIONAL BILL H.R. 2739 TITLED "SECURING URGENT RESOURCES VITAL TO INDIAN VICTIM EMPOWERMENT ACT"

WHEREAS:

- A. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation Council standing committee and as such empowered the Naabik'íyáti' Committee to coordinate all requests for information, appearances and testimony relating to proposed county, state and federal legislation impacting the Navajo Nation. See 2 N.N.C. §§ 700(A), 701(A)(6). See also CO-45-12.
- B. The Navajo Nation established the Law and Order Committee as a standing committee of the Navajo Nation Council. 2. N.N.C. § 600(A). The Committee represents the Navajo Nation at the federal level advocating for legislation, funding, or actions related to the justice systems, administrative legal tribunals and public safety activities. 2 N.N.C. § 601(B)(13).
- C. The Navajo Nation has a government-to-government relationship with the United States of America, Treaty of 1868, Aug. 12, 1868, 15 Stat. 667.
- D. On April 21, 2021, Arizona Representative Tom O'Halleran introduced to the 117<sup>th</sup> Congress H.R. 2739 titled the "Securing Urgent Resources Vital to Indian Victim Empowerment Act" or the SURVIVE Act." See H.R. 2739 attached hereto as Exhibit A.
- E. Rep. O'Halleran introduced the SURVIVE Act "[t]o amend the Victims of Crime Act of 1984 to secure urgent resources vital to Indian victims of crime...." *Id.*
- F. The Navajo Nation supports H.R. 2739 for the following reasons:
  - 1. The Act would establish a grant program through the Department of Justice's Office for Victims of Crime which must make grants for Indian tribes to provide programs and services to crime victims.
  - 2. The programs and services include domestic violence shelters, rape crisis centers, child abuse programs, child

advocacy centers, elder abuse programs, medical care, legal services, relocation assistance, and transitional housing.

3. The Act makes five percent of the Crime Victims Fund available for these grants.

G. For the reasons stated above, the Navajo Nation finds it in the best interest of the Navajo People to support passage of H.R. 2739 titled "Securing Urgent Resources Vital to Indian Victim Empowerment Act".

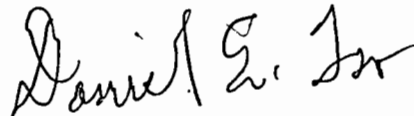
**THEREFORE, BE IT RESOLVED:**

A. The Navajo Nation hereby supports H.R. 2739 titled "Securing Urgent Resources Vital to Indian Victim Empowerment Act" attached hereto as **Exhibit A**.

B. The Navajo Nation hereby authorizes the Speaker of the Navajo Nation Council, President of the Navajo Nation, and their designees, to advocate the Navajo Nation's support of the Securing Urgent Resources Vital to Indian Victim Empowerment Act.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 24<sup>th</sup> 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 18 in Favor, and 01 Opposed, on this 10<sup>th</sup> day of November 2022.

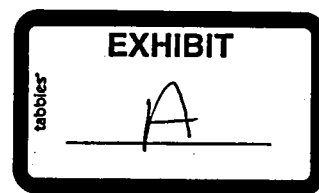


Honorable Daniel E. Tso, Chairman Pro Tem  
Naabik'íyáti' Committee

11/16/22  
Date

Motion: Honorable Mark A. Freeland  
Second: Honorable Raymond Smith, Jr.

Chairman Pro Tem Daniel E. Tso not voting



I

117TH CONGRESS  
1ST SESSION

# H. R. 2739

To amend the Victims of Crime Act of 1984 to secure urgent resources  
vital to Indian victims of crime, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2021

Mr. O'HALLERAN (for himself, Mr. YOUNG, and Mr. COLE) introduced the  
following bill; which was referred to the Committee on the Judiciary

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## A BILL

To amend the Victims of Crime Act of 1984 to secure  
urgent resources vital to Indian victims of crime, and  
for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Securing Urgent Re-  
5 sources Vital to Indian Victim Empowerment Act” or the  
6 “SURVIVE Act”.

7 **SEC. 2. INDIAN VICTIMS OF CRIME.**

8 (a) GRANT PROGRAM FOR INDIAN CRIME VICTIM  
9 SERVICES.—The Victims of Crime Act of 1984 (34 U.S.C.

1 20101 et seq.) is amended by inserting after section  
2 1404F the following:

3 “GRANT PROGRAM FOR INDIAN CRIME VICTIM SERVICES

4 “SEC. 1404G. (a) DEFINITIONS.—In this section:

5 “(1) APPROPRIATE COMMITTEES OF CON-  
6 GRESS.—The term ‘appropriate committees of Con-  
7 gress’ means—

8 “(A) the Committee on Indian Affairs of  
9 the Senate;

10 “(B) the Subcommittee on Indian, Insular  
11 and Alaska Native Affairs of the Committee on  
12 Natural Resources of the House of Representa-  
13 tives;

14 “(C) the Committee on the Judiciary of  
15 the Senate; and

16 “(D) the Committee on the Judiciary of  
17 the House of Representatives.

18 “(2) COVERED GRANT.—The term ‘covered  
19 grant’ means a grant under subsection (c).

20 “(3) ELIGIBLE INDIAN TRIBE.—The term ‘eligi-  
21 ble Indian Tribe’ means an Indian Tribe that sub-  
22 mits a written proposal for a covered grant to the  
23 Director in accordance with subsection (c)(2).

24 “(4) IMMEDIATE FAMILY MEMBER.—The term  
25 ‘immediate family member’ has the meaning given

1 the term in section 115(c) of title 18, United States  
2 Code.

3 “(5) INDIAN.—The term ‘Indian’ means a  
4 member of an Indian Tribe.

5 “(6) INDIAN LAND.—The term ‘Indian land’  
6 has the meaning given the term ‘Indian lands’ in  
7 section 3 of the Native American Business Develop-  
8 ment, Trade Promotion, and Tourism Act of 2000  
9 (25 U.S.C. 4302).

10 “(7) INDIAN TRIBE.—The term ‘Indian Tribe’  
11 has the meaning given the term ‘Indian tribe’ in sec-  
12 tion 4 of the Indian Self-Determination and Edu-  
13 cation Assistance Act (25 U.S.C. 5304).

14 “(8) PERSONALLY IDENTIFYING INFORMA-  
15 TION.—The term ‘personally identifying information’  
16 has the meaning given the term in section 40002(a)  
17 of the Violence Against Women Act of 1994 (34  
18 U.S.C. 12291(a)).

19 “(9) SERVICES TO VICTIMS OF CRIME.—The  
20 term ‘services to victims of crime’—

21 “(A) has the meaning given the term in  
22 section 1404; and

23 “(B) includes efforts that—

1                   “(i) respond to the emotional, psycho-  
2                   logical, or physical needs of a victim of  
3                   crime;

4                   “(ii) assist a victim of crime in stabi-  
5                   lizing his or her life after victimization;

6                   “(iii) assist a victim of crime in un-  
7                   derstanding and participating in the crimi-  
8                   nal justice system; or

9                   “(iv) restore a measure of security  
10                  and safety for a victim of crime.

11               “(10) VICTIM OF CRIME.—The term ‘victim of  
12               crime’ means an individual who has suffered direct  
13               physical, sexual, financial, or emotional harm as a  
14               result of the commission of a crime.

15               “(b) DUTIES OF THE DIRECTOR.—The Director  
16               shall—

17               “(1) administer the grant program described in  
18               subsection (c);

19               “(2) provide planning, research, training, and  
20               technical assistance to recipients of covered grants;  
21               and

22               “(3) coordinate with the Office of Tribal Jus-  
23               tice, the Indian Health Service, and the Bureau of  
24               Indian Affairs in implementing the grant program  
25               described in subsection (c).

1 “(e) GRANT PROGRAM.—

2 “(1) IN GENERAL.—On an annual basis, the  
3 Director shall make grants to eligible Indian Tribes  
4 for the purposes of funding—

5 “(A) a program, administered by one or  
6 more Indian Tribes, that provides services to  
7 victims of crime, which may be provided in tra-  
8 ditional form or through electronic, digital, or  
9 other technological formats, including—

10 “(i) services to victims of crime pro-  
11 vided through subgrants to agencies or de-  
12 partments of Tribal governments or non-  
13 profit organizations;

14 “(ii) domestic violence shelters, rape  
15 crisis centers, child abuse programs, child  
16 advocacy centers, and elder abuse pro-  
17 grams providing services to victims of  
18 crime;

19 “(iii) medical care, equipment, treat-  
20 ment, and related evaluations arising from  
21 the victimization, including—

22 “(I) emergency medical care and  
23 evaluation, nonemergency medical  
24 care and evaluation, psychological and  
25 psychiatric care and evaluation, and

1 other forms of medical assistance,  
2 treatment, or therapy, regardless of  
3 the setting in which the services are  
4 delivered;

5 “(II) mental and behavioral  
6 health and crisis counseling, evalua-  
7 tion, and assistance, including out-  
8 patient therapy, counseling services,  
9 substance abuse treatment, and other  
10 forms of specialized treatment, includ-  
11 ing intervention and prevention serv-  
12 ices;

13 “(III) prophylactic treatment to  
14 prevent an individual from contracting  
15 HIV/AIDS or any other sexually  
16 transmitted disease or infection; and

17 “(IV) forensic medical evidence  
18 collection examinations and forensic  
19 interviews of victims of crime—

20 “(aa) to the extent that  
21 other funding sources are un-  
22 available or insufficient; and

23 “(bb) on the condition that,  
24 to the extent practicable, the ex-  
25 aminers and interviewers follow



1 relevant guidelines or protocols  
2 issued by the State, unit of local  
3 government, or Indian Tribe with  
4 jurisdiction over the area in  
5 which the examination or inter-  
6 view is conducted;

7 “(iv) legal services, legal assistance  
8 services, and legal clinics (including serv-  
9 ices provided by pro bono legal clinics and  
10 practitioners), the need for which arises di-  
11 rectly from the victimization;

12 “(v) the training and certification of  
13 service animals and therapy animals;

14 “(vi) equipment for Braille or TTY/  
15 TTD machines for the deaf necessary to  
16 provide services to victims of crime;

17 “(vii) restorative justice opportunities  
18 that allow victims of crime to meet with  
19 the perpetrators if the meetings are volun-  
20 tarily agreed to by the victim of crime and  
21 are for therapeutic purposes; and

22 “(viii) training and related materials,  
23 including books, training manuals, and  
24 training videos, for staff and service pro-

1           viders to develop skills necessary to offer  
2           quality services to victims of crime;

3           “(B) the development or implementation of  
4           training, technical assistance, or professional  
5           development that improves or enhances the  
6           quality of services to victims of crime, including  
7           coordination between healthcare, education, and  
8           justice systems;

9           “(C) the transportation of victims of crime  
10          to—

11                 “(i) receive services; or

12                 “(ii) participate in criminal justice  
13                 proceedings;

14           “(D) emergency legal assistance to victims  
15           of crime that is directly connected to the crime;

16           “(E) the supervision of direct service pro-  
17           viders and contracts for professional or special-  
18           ized services that are related directly to pro-  
19           viding services to victims of crime;

20           “(F) the repair and replacement of essen-  
21           tial items used during the provision of services  
22           to victims of crime to contribute to and main-  
23           tain a healthy and safe environment for the vic-  
24           tims;

1           “(G) transitional housing for victims of  
2           crime, particularly victims who have a par-  
3           ticular need for such housing and cannot safely  
4           return to previous housing, including travel,  
5           rental assistance, security deposits, utilities,  
6           and other related costs that are incidental to  
7           the relocation to transitional housing;

8           “(H) the relocation of victims of crime,  
9           particularly where necessary for the safety and  
10          well-being of the victim, including reasonable  
11          moving expenses, security deposits for housing,  
12          rental expenses, and utility startup costs;

13          “(I) the coordination of activities that fa-  
14          cilitate the provision of direct services to victims  
15          of crime;

16          “(J) a multi-system, inter-agency, multi-  
17          disciplinary response to the needs of victims of  
18          crime; and

19          “(K) the administration of the program  
20          and services described in this section.

21          “(2) ELIGIBILITY.—An Indian Tribe seeking a  
22          covered grant shall, in response to a request for pro-  
23          posal, submit to the Director a written proposal for  
24          a covered grant, which shall include—

1           “(A) a description of the need for services  
2           and the mission and goals of the activity to be  
3           carried out using the grant;

4           “(B) a description of how amounts re-  
5           ceived under the grant would be used;

6           “(C) the proposed annual budget for the  
7           activities for each fiscal year in which amounts  
8           received under the grant may be used;

9           “(D) any qualifications, certifications, or  
10          licenses that may be required for individuals in-  
11          volved in administering the program;

12          “(E) a certification by the Indian Tribe  
13          that, under the law of that Indian Tribe or the  
14          law of a State to which the Act of August 15,  
15          1953 (67 Stat. 588, chapter 505) (commonly  
16          known as ‘Public Law 280’) applies—

17                 “(i) victims of crime are entitled to  
18                 the rights and protections described in sec-  
19                 tion 3771(a) of title 18, United States  
20                 Code, or substantially similar rights and  
21                 protections; and

22                 “(ii) individuals who report crimes are  
23                 protected by law from retribution and re-  
24                 taliation;

1           “(F) a certification by the Indian Tribe  
2           that grant funds will be used to supplement and  
3           not supplant other Federal, State, local, and  
4           Tribal funds that are used for the purposes de-  
5           scribed in paragraph (1);

6           “(G) a description of any plans or agree-  
7           ments to coordinate services among Federal,  
8           State, local, and Tribal governments; and

9           “(H) any additional information required  
10          by the Director through written guidance, after  
11          consultation with Indian Tribes.

12          “(3) NO MATCHING REQUIREMENT.—A recipi-  
13          ent or subrecipient of a covered grant shall not be  
14          required to make a matching contribution for Fed-  
15          eral dollars received.

16          “(4) PROHIBITED USES OF FUNDS.—A recipi-  
17          ent or subrecipient of a covered grant may not use  
18          the amounts of the grant for—

19                 “(A) salaries, benefits, fees, furniture,  
20                 equipment, and other expenses of executive di-  
21                 rectors, board members, and other administra-  
22                 tors, except as specifically allowed under this  
23                 section;

24                 “(B) lobbying and administrative advocacy;  
25                 and

1           “(C) fundraising activities.

2           “(5) ANNUAL REPORT.—A recipient of a cov-  
3       ered grant shall, on an annual basis, submit to the  
4       Director an itemized budget with a report describing  
5       the purpose for which the grant was used, which  
6       shall include—

7           “(A) the purpose for which grant funds  
8       were obligated or spent and the amount of  
9       funds obligated or spent by the recipient or sub-  
10      recipient for each purpose, including, on a quar-  
11      terly basis—

12           “(i) the amount of grant funds obli-  
13      gated or spent by the recipient or sub-  
14      recipient for administrative and operational  
15      costs; and

16           “(ii) the amount of grant funds obli-  
17      gated or spent by the recipient or sub-  
18      recipient for direct services;

19           “(B) the number of individuals served as a  
20      result of the grant;

21           “(C) a description, in the aggregate, of the  
22      types of individuals served, including—

23           “(i) the alleged crime and injury in-  
24      volved;

1                   “(ii) whether the victim is an Indian;  
2                   and

3                   “(iii) the age, sex, and Tribal affili-  
4                   ation of the victim, if applicable; and

5                   “(D) a description, in the aggregate, of the  
6                   general nature and location of the alleged  
7                   crimes involved, including—

8                   “(i) whether the crime was committed  
9                   on Indian land;

10                   “(ii) whether the alleged perpetrator  
11                   is an Indian;

12                   “(iii) the disposition of the incident;  
13                   and

14                   “(iv) all jurisdictions involved in any  
15                   disposition.

16                   “(6) OBLIGATION TO REPORT FRAUD, WASTE,  
17                   OR ABUSE OF GRANT FUNDS.—A recipient or sub-  
18                   recipient of a covered grant shall immediately report  
19                   to the Director any finding of fraud, waste, or abuse  
20                   of grant funds.

21                   “(d) PROTECTION OF CRIME VICTIM CONFIDEN-  
22                   TIALITY AND PRIVACY.—

23                   “(1) ANNUAL REPORTS.—In order to ensure  
24                   the safety of victims of crime and immediate family  
25                   members of victims of crime, recipients and sub-

1 recipients of covered grants shall protect the con-  
2 fidentiality and privacy of individuals receiving serv-  
3 ices from the recipient or subrecipient.

4 “(2) NONDISCLOSURE.—

5 “(A) IN GENERAL.—Subject to paragraphs  
6 (3) and (4), a recipient or subrecipient of a cov-  
7 ered grant shall not disclose, reveal, or release  
8 any personally identifying information collected  
9 in connection with any service requested, used,  
10 or denied through a program of the recipient or  
11 subrecipient or require the release of personally  
12 identifying information as a condition of eligi-  
13 bility for the services provided by the recipient  
14 or subrecipient—

15 “(i) regardless of whether the infor-  
16 mation has been encoded, encrypted,  
17 hashed, or otherwise protected; and

18 “(ii) subject to subparagraph (B) and  
19 the condition that consent for release may  
20 not be given by an abuser of the minor, an  
21 abuser of a parent or guardian of a minor,  
22 or an incapacitated individual, absent the  
23 informed, written, reasonably time-limited  
24 consent of—



1                   “(I) the individual about whom  
2                   information is sought;

3                   “(II) in the case of an emanci-  
4                   pated minor, the minor, and the par-  
5                   ent or guardian; or

6                   “(III) in the case of legal inca-  
7                   pacity, a court-appointed guardian.

8                   “(B) CERTAIN MINORS AND OTHER INDI-  
9                   VIDUALS.—If a minor or individual with a le-  
10                  gally appointed guardian may lawfully receive  
11                  services without the consent of a parent or  
12                  guardian, that minor or individual may consent  
13                  to the release of information under subpara-  
14                  graph (A)(ii) without the additional consent of  
15                  a parent or guardian.

16                  “(3) RELEASE.—If the release of information  
17                  described in paragraph (2) is compelled by a statu-  
18                  tory or court mandate, a recipient or subrecipient of  
19                  a covered grant shall—

20                  “(A) make reasonable attempts to provide  
21                  notice to victims of crime affected by the diselo-  
22                  sure of information; and

23                  “(B) take steps necessary to protect the  
24                  privacy and safety of the individuals affected by  
25                  the release of the information.

1           “(4) INFORMATION SHARING.—A recipient or  
2       subrecipient of a covered grant may share—

3           “(A) data in the aggregate that is not per-  
4       sonally identifying information regarding serv-  
5       ices to clients and demographics in order to  
6       comply with Federal, State, Tribal, or terri-  
7       torial reporting, evaluation, or data collection  
8       requirements;

9           “(B) court-generated and law enforcement-  
10      generated information contained in secure gov-  
11      ernmental registries for protection order en-  
12      forcement purposes; and

13          “(C) law enforcement-generated and pros-  
14      ecution-generated information necessary for law  
15      enforcement and prosecution purposes.

16          “(5) STATUTORILY MANDATED REPORTS OF  
17      ABUSE OR NEGLECT.—Nothing in this subsection  
18      shall be construed to prohibit a recipient or sub-  
19      recipient of a covered grant from reporting sus-  
20      pected abuse or neglect of an individual.

21          “(6) CONGRESSIONAL OVERSIGHT.—

22          “(A) IN GENERAL.—Nothing in this sub-  
23      section shall be construed to prohibit the Direc-  
24      tor from disclosing grant activities authorized

1 by this section to the appropriate committees of  
2 Congress.

3 “(B) REQUIREMENTS.—The Director shall  
4 ensure that a disclosure under subparagraph  
5 (A) protects confidentiality and omits person-  
6 ally identifying information.

7 “(7) CONFIDENTIALITY ASSESSMENT AND AS-  
8 SURANCES.—A recipient or subrecipient of a covered  
9 grant shall document compliance with the confiden-  
10 tiality and privacy requirements of this subsection.

11 “(e) OVERSIGHT AND ENFORCEMENT AUTHORITY.—

12 “(1) AUTHORITY.—The Director shall—

13 “(A) regularly monitor and review covered  
14 grants awarded, which shall include evaluation  
15 of quarterly financial reports for victim services  
16 grants; and

17 “(B) conduct investigations and audits—

18 “(i) to ensure compliance with all ap-  
19 plicable Federal law; and

20 “(ii) to prevent duplication and redun-  
21 dancy in the awarding of covered grants.

22 “(2) PERFORMANCE MEASURES AND ENFORCE-  
23 ABLE AGREEMENTS.—The Director shall ensure that  
24 all covered grants are subject to performance meas-

1        ures and enforceable agreements that allow for thor-  
2        ough program oversight.

3            “(3) COMPLIANCE REPORTS TO CONGRESS.—  
4        For the first fiscal year beginning after the date of  
5        enactment of this section and each fiscal year there-  
6        after, the Director shall submit to the appropriate  
7        committees of Congress an annual compliance report  
8        on all covered grants awarded.

9            “(4) VIOLATIONS.—

10           “(A) IN GENERAL.—If, after reasonable  
11        notice and opportunity for a hearing on the  
12        record (subject to subparagraph (B)), the Di-  
13        rector finds that a recipient or subrecipient of  
14        a covered grant has failed to comply substan-  
15        tially with any provision of this section or a  
16        rule, regulation, guideline, or procedure issued  
17        under this section, a commitment or certifi-  
18        cation made in the written proposal submitted  
19        under subsection (c)(2), or the provisions of any  
20        other applicable law, the Director shall—

21                    “(i) terminate payments to the recipi-  
22                    ent;

23                    “(ii) suspend payments to the recipi-  
24                    ent until the Director is satisfied that the  
25                    noncompliance has ended; or

1                   “(iii) take any other action that the  
2                   Director determines appropriate.

3                   “(B) SUBRECIPIENTS.—A subrecipient of  
4                   a covered grant may not request a hearing  
5                   under subparagraph (A) but may assist a re-  
6                   cipient in providing information during the  
7                   hearing process.

8                   “(f) TIMELINES.—

9                   “(1) NEGOTIATED RULEMAKING.—Not later  
10                  than 60 days after the date of enactment of this sec-  
11                  tion, the Director shall publish a notice in the Fed-  
12                  eral Register to initiate the negotiated rulemaking  
13                  described in section 3(b) of the Securing Urgent Re-  
14                  sources Vital to Indian Victim Empowerment Act,  
15                  which shall be completed not later than 180 days  
16                  after that publication.

17                  “(2) REQUEST FOR PROPOSAL.—Not later than  
18                  60 days after the negotiated rulemaking described in  
19                  paragraph (1) is complete, the Director shall publish  
20                  a request for proposal in the Federal Register for  
21                  covered grants.

22                  “(3) REQUIRED DISBURSAL.—Not later than  
23                  January 31 of each of the first 10 fiscal years begin-  
24                  ning after the date of enactment of this section, the

1 Director shall disburse competitive grants to Indian  
2 Tribes in accordance with this section.

3 “(g) AVAILABILITY OF GRANT FUNDS.—Any amount  
4 awarded under a covered grant that remains unobligated  
5 at the end of the fiscal year in which the grant is made  
6 may be expended for the purpose for which the grant was  
7 made at any time during the 5 succeeding fiscal years,  
8 at the end of which period, any unobligated sums shall  
9 remain available to the Director for award under this sec-  
10 tion in the following fiscal year.

11 “(h) EFFECT.—Nothing in this section prohibits—

12 “(1) an Indian Tribe from contracting for the  
13 administration of a program or activity funded  
14 under this section; or

15 “(2) multiple Indian Tribes or Tribal organiza-  
16 tions from forming a consortium for any of the pur-  
17 poses described in this section.

18 “(i) FUNDING.—

19 “(1) IN GENERAL.—The grant program estab-  
20 lished under this section shall be carried out using  
21 amounts made available under section 1402(d)(1).

22 “(2) ADMINISTRATIVE EXPENSES.—For each  
23 fiscal year in which a grant is made or grant funds  
24 may be obligated under this section, the Director

1       may use not more than 4 percent of the amounts  
2       made available under this section for—

3               “(A) administration and management of  
4       covered grants; and

5               “(B) training and technical assistance.

6       “(j) TERM.—This section shall be effective for the  
7       first 10 fiscal years beginning after the date of enactment  
8       of this section.”.

9       (b) FUNDING FOR GRANTS FOR TRIBAL VICTIMS OF  
10      CRIME.—Section 1402(d) of the Victims of Crime Act of  
11      1984 (34 U.S.C. 20101(d)) is amended—

12              (1) by inserting before paragraph (2) the fol-  
13      lowing:

14              “(1) For each of the first 10 fiscal years begin-  
15      ning after the date of enactment of the Securing Ur-  
16      gent Resources Vital to Indian Victim Empowerment  
17      Act, 5 percent of the total amount in the Fund  
18      available for obligation during a fiscal year shall be  
19      made available to the Director to make grants under  
20      section 1404G.”;

21              (2) in paragraph (2)(A), by inserting “after  
22      compliance with paragraph (1)” after “deposited in  
23      the Fund”;

1           (3) in paragraph (3)(A), in the matter pre-  
2       ceding clause (i), by striking “paragraph (2)” and  
3       inserting “paragraphs (1) and (2)”; and

4           (4) in paragraph (5)(A), by inserting “(1),” be-  
5       fore “(2)” each place that term appears.

6   **SEC. 3. REGULATIONS REGARDING INDIAN TRIBES.**

7       (a) **EXISTING REGULATIONS.**—Any regulation, rule,  
8       or guidance promulgated by the Director of the Office for  
9       Victims of Crime before the date of enactment of this Act  
10      shall have no force or effect with respect to section 1404G  
11      of the Victims of Crime Act of 1984, as added by section  
12      2.

13      (b) **NEGOTIATED RULEMAKING.**—

14           (1) **IN GENERAL.**—Not later than 1 year after  
15      the date of enactment of this Act, the Director of  
16      the Office for Victims of Crime, in consultation with  
17      the Secretary of the Interior and Indian Tribes (as  
18      defined in section 1404G of the Victims of Crime  
19      Act of 1984, as added by section 2) and through no-  
20      tice and comment negotiated rulemaking, following  
21      the provisions of subchapter III of chapter 5 of title  
22      5, United States Code (commonly known as the ‘Ne-  
23      gotiated Rulemaking Act of 1990’), shall promulgate  
24      final regulations carrying out section 1404G of the



1 Victims of Crime Act of 1984, as added by section  
2 2.

3 (2) REQUIREMENTS.—The Director of the Of-  
4 fice for Victims of Crime shall ensure that—

5 (A) not fewer than 2 Indian Tribes from  
6 each Bureau of Indian Affairs region partici-  
7 pate in the consultation; and

8 (B) small, medium, and large land-based  
9 Indian Tribes are represented.

○

**NAVAJO NATION**

1372

11/10/2022

Naa'bik'iyati' Committee Regular Meeting

12:16:48 PM

Amd# to Amd#

New Business: CONSENT AGENDA

PASSED

MOT Freeland, M

Item A. -Legislations: 0117-22,

SEC Smith

0203-22, 0195-22, 0186-22,

0189-22, 0175-22, 0204-22

**Yeas : 18**

**Nays : 1**

**Excused : 3**

**Not Voting : 1**

**Yea : 18**

Begay, E

Daniels

Smith

Tso, O

Begay, K

Freeland, M

Stewart, W

Walker, T

Begay, P

Halona, P

Tso, C

Wauneka, E

Brown

Henio, J

Tso, E

Yellowhair

Charles-Newton

Nez, R

**Nay : 1**

James, V

**Excused : 3**

Crotty

Damon

Slater, C

**Not Voting : 1**

Yazzie

**Presiding Speaker: Tso, D**