

LEGISLATIVE SUMMARY SHEET

Tracking No. 0147-16

DATE: May 4, 2016

TITLE OF RESOLUTION: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL; ADOPTING THE SÍHASIN FUND TWIN ARROWS TRAVEL CENTER DEVELOPMENT EXPENDITURE PLAN PURSUANT TO RESOLUTION CD-68-14 AND 12 N.N.C §§2501 – 2508

PURPOSE: This resolution, if approved, will approve funding for the construction and development of the Twin Arrows travel center from the Sihasin Fund.

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: Katanyin Bubull
Website Posting Time/Date: 5-9-16
Posting End Date: 5-10-16
Eligible for Action: 5-10-16

Resources & Development Committee

Budget & Finance Committee

THENCE

THENCE

Naa'bik'iyati' Committee

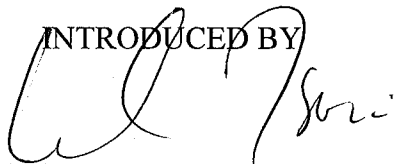
THENCE

Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

23rd NAVAJO NATION COUNCIL – Second Year, 2016

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0147-16

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT, BUDGET AND FINANCE
AND NAABIK'ÍYÁTI' COMMITTEES AND NAVAJO NATION COUNCIL;
ADOPTING THE SÍHASIN FUND TWIN ARROWS TRAVEL CENTER
DEVELOPMENT EXPENDITURE PLAN PURSUANT TO RESOLUTION CD-
68-14 AND 12 N.N.C §§2501 – 2508

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 of the Navajo Nation Council is empowered to review all proposed legislation which requires final action by the Navajo Nation Council. 2 N.N.C. §164(A)(9).

C. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment, and management of all funds. 2 N.N.C. §300(8)(2).

D. The Resource Development Committee of the Navajo Nation Council is empowered to exercise oversight authority over economic and community development, commerce and trade, and public utilities and telecommunications. 2 N.N.C. §500 (C).

1
2 **Section Two. Findings**

3 A. On May 30, 2014, the 22nd Navajo Nation Council adopted Resolution No.
4 CMY-28-14 accepting a settlement of the Navajo Nation's lawsuit, *Navajo Nation v.*
5 *United States*, No. 06-945L (United States Court of Federal Claims) against the United
6 States for its historical mismanagement of the tribe's trust assets and its failure to ensure
7 that the Navajo Nation received all funds due and owed under the United States' trust
8 obligations and fiduciary duties. Resolution No. CMY-28-14 was signed into law by the
9 President of the Navajo Nation on June 4, 2014.

10 B. The 22nd Navajo Nation Council recognized that during the many decades
11 that the United States was in breach of its trust obligations and fiduciary duties to the
12 Nation, the tribal government was without funds to develop the comprehensive nation-
13 wide infrastructures necessary to support and promote community growth and
14 sustainability through the expansion of economic development, as well as to provide the
15 educational opportunities, critical for the prosperity of current and future generations of
16 Diné. See Resolution No. CMY-28-14.

17 C. Between October 6, 2014 and November 8, 2014 the Office of the Speaker
18 held seven (7) Public Hearings, as directed by the Navajo Nation Council's Naabik'iyati'
19 Committee on July 10, 2014, to receive input from Navajo Nation members on how the
20 net proceeds from *Navajo Nation v. United States*' should be used. During that same time
21 period, the Office of the President and Vice-President also held five (5) town hall
22 meetings for a similar purpose.

23 D. On December 13, 2014, the 22nd Navajo Nation Council adopted Resolution
24 No. CD-68-14 enacting the Navajo Nation Breach of Trust Settlement Act of 2014
25 (hereinafter "2014 Act") and establishing the Navajo Nation Síhasin Fund at 12 N.N.C.
26 §2501 et seq. The President of the Navajo Nation signed Resolution No. CD-68-14 into
27 law on December 31, 2014.

28 E. The 2014 Act mandated that the net proceeds and earnings thereon received
29 by the Navajo Nation from the settlement of *Navajo Nation v. United States*, No. 06-
30 945L, be deposited into the Síhasin Fund and managed and invested to provide financial

1 support and/or financing for (1) the planning and development of regional infrastructure
2 supporting economic and community development, including housing, within the Navajo
3 Nation; and/or (2) education opportunities for members of the Navajo Nation. See 12
4 N.N.C §2501 and §2502 (A).

5 F. Pursuant to 12 N.N.C §2502 (B), the 2014 Act also established that
6 “leveraging of the [Síhasin] Fund by way of guaranteeing loans, match funding, direct
7 funding in part and other weighted uses of the Fund shall be favored over direct funding
8 in whole”.

9 G. Pursuant to 12 N.N.C. §2505 (A), the 2014 Act further established that with
10 the exception of outstanding and accrued litigation costs, Síhasin Fund Principal and
11 Income shall only be expended pursuant to a Fund Expenditure Plan consistent with the
12 purposes set forth in the 2014 Act at 12 N.N.C. §2502 and adopted by a two-thirds (2/3)
13 vote of all members of the Navajo Nation Council.

14 H. Pursuant to 12 N.N.C. §§2504 and 2505(C), the 2014 Act states that “Fund
15 Principal” shall consist of all deposits made to the Síhasin Fund and that “Fund Income”
16 shall consist of all earnings (interest, dividends, etc.) generated and realized by the Fund
17 Principal and that Fund Income shall be deposited in and added to Fund Principal until
18 such time as a Fund Expenditure Plan is duly adopted.

19 I. The Office of the Controller reported that as of January 1, 2016, the amount
20 of the Síhasin Fund Principal is Four Hundred Eighty Seven million Nine Hundred
21 Ninety Thousand Eight Hundred Forty One Dollars and Ninety One Cents
22 (\$487,990,841.91) with interest earnings of Four Hundred Fifty Eight Thousand Four
23 Hundred Thirty One Dollars and Seventy Five Cents (\$458,431.75).

24 J. On April 9, 2015, the Naabik’íyáti’ Committee adopted Resolution No.
25 NABIAP-20-15 establishing the Naabik’íyáti’ Síhasin Fund Subcommittee to “review
26 and evaluate the Public Hearing comments and recommendations from the Navajo
27 People” and “recommend to the Naabik’íyáti’ Committee and Navajo Nation Council
28 financial support and/or financing plan(s) for the purposes designated in CD-68-14
29 [Navajo Nation Breach of Trust Settlement Act of 2014, establishing the Síhasin Fund]”.

1 K. Between April 2015 and April 2016, the Naabik'íyáti' Síhasin Fund
2 Subcommittee, assisted by the Office of Legislative Services, Office of the Speaker, and
3 Office of Legislative Counsel, met on at least sixteen (16) occasions
4 in either work sessions or official meetings to review and evaluate the Public Hearing
5 comments and recommendations from the Navajo People; hear proposals from Navajo
6 Nation entities, chapters, programs and officials; and develop an expenditure plan(s) for
7 the Síhasin Fund Principal and Income consistent with the purposes set forth in the 2014
8 Act.

9 L. The Naabik'íyáti' Síhasin Fund Subcommittee determined that for an
10 expenditure plan to fully meet the leveraging criteria of the 2014 Act, the expenditure
11 plan shall not rely on Síhasin Funds for full direct project funding, unless such funds are
12 to be repaid under a loan agreement, and instead must utilize the Síhasin Funds for (1)
13 match funding, joint funding, contribution funding, cost-share funding or similar
14 weighted uses of the funds; (2) reimbursement funding; and/or (3) loan or bond financing
15 or guarantee.

16 M. The Naabik'íyáti' Síhasin Fund Subcommittee also determined that the 2014
17 Act allowed for the adoption of multiple expenditure plans and that it would be prudent
18 for the Navajo Nation to adopt integrated, yet distinct, expenditure plans for regional-
19 level infrastructure planning and development in four broad infrastructure areas or
20 categories consistent with the purposes of the 2014 Act: Water and Natural Resource
21 Infrastructure Development; Economic Development; Community Development; and
22 Housing Development.

23 N. In February of 2016, upon recommendation of the Naabik'íyáti' Síhasin
24 Fund Subcommittee, the Navajo Nation enacted Legislation No. CJA-12-16 adopting the
25 Síhasin Fund Bulk Water and Wastewater Development and Sanitation Deficiency
26 System (SDS) Project Expenditure Plans for the planning and development of a
27 comprehensive and cohesive nationwide bulk water delivery system necessary to support
28 sustainable economic and community development, including housing, throughout the
29 Navajo Nation.

1 O. Legislation No. CJA-12-16 specifically set forth that following the adoption
2 of the Bulk Water and Wastewater Development and Sanitation Deficiency System
3 (SDS) Project Expenditure Plans, the Naabik'íyáti' Síhasin Fund Subcommittee would
4 consider project specific economic and community development expenditure plans for
5 funding under Section 2505 of the 2014 Act.

6 P. The Navajo Nation Gaming Enterprise ("NNGE") presented the
7 Naabik'íyáti' Síhasin Fund Subcommittee with information that since 2011, the Navajo
8 Nation (which includes the Navajo-Hopi Land Commission and Office, the Division of
9 Economic Development, the Division of Natural Resources, other Navajo Nation
10 programs, and the Twin Arrows Task Force), the Office of Navajo Hopi Relocation, the
11 Navajo Nation Oil and Gas Company ("NNOGC"), and the NNGE have planned and
12 advocated for a convenience store and gas station at the Twin Arrows Interstate 40
13 interchange since the inception of the Twin Arrows Casino Navajo Resort ("TANCR");
14 and these parties have worked together to advance the development of the Twin Arrows
15 Travel Center ("TA Travel Center") to initially include egress to TANCR, a convenience
16 store, gas station and trucker service station with separate diesel island and temporary
17 parking area for truckers, at the Interstate 40 interchange; and this work includes multiple
18 market studies, master plans, a "Retail Site Analysis", environmental studies,
19 archaeological and geotechnical studies and design documents.

20 Q. In December of 2014, the Resources Development Committee passed
21 Resolution RDCD-106-14, attached as Exhibit A, approving the Twin Arrows Master
22 Plan which includes plans for multiple businesses at Twin Arrows, specifically including
23 the Twin Arrows Travel Center as an anchor tenant at the northeast corner of the
24 Interstate 40 Twin Arrows exit roundabout, and directing the Navajo Nation Enterprises
25 to commercially develop Twin Arrows.

26 R. NNGE also presented the Naabik'íyáti' Síhasin Fund Subcommittee with
27 studies showing that the development and establishment of the TA Travel Center under
28 the ownership and management of NNGE will:

- 29 1. provide a positive financial return to NNGE, as well as attract visitors to and
30 compliment the amenities offered at the TANCR;

2. provide a positive return to the Navajo Nation through the creation of permanent jobs, as well as construction jobs for several trades, tax revenues from retail sales and construction, and business site lease fee revenues, as well as expand markets for Navajo goods and opportunities for Navajo entrepreneurs; and
3. stimulate capital and economic multiplier effects for the western portion of the Navajo Nation.

S. NNGE additionally presented the Naabik'íyáti' Síhasin Fund Subcommittee with information that the development of essential utilities necessary to operate the TA Travel Center will establish the utilities infrastructure necessary to support future development of approximately two hundred acres in the western portion of the TANCR area, including other ancillary businesses such as retail establishments, fast food restaurants, a RV Park, tourism facilities and similar developments.

T. NNGE further informed the Naabik'íyáti' Síhasin Fund Subcommittee that it had information that the Hopi Tribe was currently in the planning phase of developing a convenience store and gas station in the vicinity of Twin Arrows and that due diligence studies indicated that the market share for the TA Travel Center would be dramatically improved and remain positively impacted in the long-term if it was in operation before Hopi opened a similar establishment.

U. NNGE assured the Naabik'íyáti' Síhasin Fund Subcommittee that as of February 18, 2016, the TA Travel Center was project ready in Phase II of the Architectural and Engineering Services for Design Development and Construction Services with site and building construction able to begin in summer 2016, with an opening date of late spring 2017, if funding in the amount of ten million dollars (\$10,000,000.00) was immediately secured.

V. Lastly, NNGE informed the Naabik'íyáti' Síhasin Fund Subcommittee that so far NNGE had contributed over two million dollars (\$2,000,000.00) in in-kind development costs supporting the TA Travel Center project, e.g., telecommunications, electricity and water/wastewater infrastructure; land costs; and development costs.

1 W. The Naabik'íyáti' Síhasin Fund Subcommittee has determined that the TA
2 Travel Center Development Expenditure Plan, attached as Exhibit B, submitted by
3 NNGE meets the 2014 Act requirement for the "planning and development of regional
4 infrastructure supporting economic and community development, including housing,
5 within the Navajo Nation". See 12 N.N.C. §2502 (A) (1).

6 X. The Naabik'íyáti' Síhasin Fund Subcommittee has also determined that the
7 substantial in-kind contribution NNGE has already made towards the TA Travel Center
8 project satisfies the 2014 Act requirement that "leveraging of the [Síhasin] Fund by way
9 of guaranteeing loans, match funding, direct funding in part and other weighted uses of
10 the Fund shall be favored over direct funding in whole". 12 N.N.C §2502 (B).

11 Y. The Naabik'íyáti' Síhasin Fund Subcommittee further determined that the
12 forty percent (40%) debt obligation assumed by NNGE in order to finish construction of
13 the TA Travel Center facilities additionally satisfies the 2014 Act requirement that
14 "leveraging of the [Síhasin] Fund by way of guaranteeing loans, match funding, direct
15 funding in part and other weighted uses of the Fund shall be favored over direct funding
16 in whole". 12 N.N.C §2502 (B).

17 Z. The Naabik'íyáti' Síhasin Fund Subcommittee additionally determined that
18 it was in the best long-term interest of the Navajo Nation to provide the financial support
19 necessary to develop the TA Travel Center and recommends to the Navajo Nation
20 Standing Committees and the Navajo Nation Council that the TA Travel Center be
21 funded as an economic development expenditure plan through the Síhasin Fund as the
22 Síhasin Fund TA Travel Center Development Expenditure Plan, attached as Exhibit B,
23 under section 2505 of the 2014 Act.

24 AA. After considering the recommendations of the Naabik'íyáti' Síhasin Fund
25 Subcommittee, the Navajo Nation Council hereby determines that it is in the best
26 interests of economic development on the western portion of the Navajo Nation to fund
27 the Síhasin Fund Twin Arrows Travel Center Development Expenditure Plan, attached as
28 Exhibit B.

29
30 **Section Three. Approval and Adoption of Expenditure Plan**

1 A. The Navajo Nation hereby approves and adopts the Sihasin Fund Twin
2 Arrows Travel Center Development Expenditure Plan, attached and incorporated herein as
3 Exhibit B.

4 B. The Navajo Nation hereby approves and adopts total funding for the Sihasin
5 Fund Twin Arrows Travel Center Development Expenditure Plan in the amount of \$10,
6 000,000.00 (ten million dollars) during Navajo Nation Fiscal Year 2016 as follows:

- 7 1. Direct funding from Sihasin Fund Principal in the amount of \$2,500,000.00
8 (two million five hundred dollars) to the Navajo Nation Gaming Enterprise for
9 the planning, development and construction of infrastructure necessary to
10 support the Twin Arrows Travel Center and ancillary developments;
- 11 2. Direct funding from Sihasin Fund Principal in the amount of \$3,500,000.00
12 (three million five hundred thousand dollars) to the Navajo Nation Gaming
13 Enterprise for the planning, development and construction of the Twin Arrows
14 Travel Center facilities;
- 15 3. Loan funding from Sihasin Fund Principal in the amount of \$4,000,000.00
16 (four million dollars) to the Navajo Nation Gaming Enterprise for the
17 planning, development and construction of the Twin Arrows Travel Center
18 facilities; and
- 19 4. The loan funding to the Navajo Nation Gaming Enterprise shall be repaid,
20 including interest, to the Sihasin Fund through a loan agreement approved by
21 the Budget & Finance Committee with loan terms of fifteen-year term, fifteen-
22 year amortization and 1.5% interest rate.

23 C. The Sihasin Fund funds allocated for the Twin Arrows Travel Center
24 Development Expenditure Plan may be further leveraged by bond or loan financing
25 pursuant to the Navajo Nation Bond Financing Act, 12 N.N.C. §1300 et seq., as amended,
26 using Sihasin Fund Earnings for repayment and financing costs upon the recommendation
27 of the Budget and Finance Committee and approval by a two-thirds (2/3) vote of all
28 members of the Navajo Nation Council.

29
30 **Section Four. Approval and Adoption of Expenditure Plan Administration**

1 A. The Navajo Nation hereby approves administration of the Síhasin Fund
2 Twin Arrows Travel Center Development Expenditure Plan as follows:

3 1. The funds allocated to NNGE shall not lapse on an annual basis pursuant to
4 12 N.N.C. §820 (N) until such time as the Twin Arrows Travel Center, as
5 set forth in Exhibit B, is fully constructed and operating.

6 2. The funds allocated to NNGE shall be administered through a loan
7 agreement negotiated by the Navajo Nation Controller and approved by the
8 Budget and Finance Committee which shall at least include provisions that:

9 a. NNGE shall have the authority and responsibility to administer
10 and use the Síhasin Funds allocated solely to design, plan and
11 construct the Twin Arrows Travel Center and infrastructure set
12 forth in Exhibit B;

13 b. The funds allocated to NNGE shall be released by the Office of the
14 Controller to pursuant to a Construction Plan(s); and

15 c. NNGE shall return any and all cost-savings to the Síhasin Fund
16 once the Twin Arrows Travel Center is fully constructed.

17 3. NNGE shall account for and be held accountable for the expenditure of
18 Síhasin Fund funds and shall administer such funds pursuant to a Fund
19 Management Plan approved by the NNGE Board of Directors which shall at
20 least include provisions that:

21 a. The accounting and financial records for the Síhasin Fund funds,
22 including the loan funds, shall be kept separate from other Navajo
23 Nation Gaming Enterprise funds and accounts; and

24 b. The use of the Síhasin Fund funds, including the loaned funds,
25 shall be audited on an annual basis with such audit report
26 submitted to the Naabik'íyáti' Committee, Office of the
27 Controller, and Office of the President and Vice-President.

28 B. NNGE shall report the status of the construction of the Twin Arrows Travel
29 Center, as well as the status of the Síhasin Fund Twin Arrows Travel Center
30

1 Development Expenditure Plan to the Naabik'íyáti' Committee and Office of the
2 President and Vice-President on a quarterly basis.

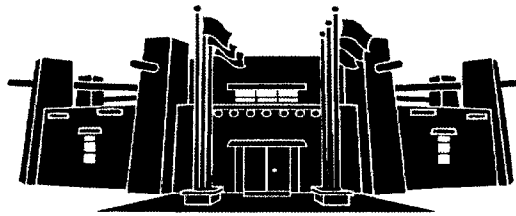
3
4 **Section Five. Effective Date**

5 The Síhasin Fund Twin Arrows Travel Center Development Expenditure Plan, as set
6 forth above, shall become effective pursuant to 12 N.N.C. §2505.

7
8 **Section Six. Directives**

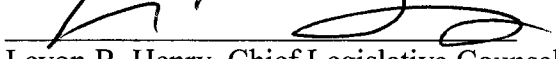
9 A. All Navajo Nation programs and personnel, specifically including, but not
10 limited to, the Office of Controller and Twin Arrows Task Force, shall take all steps
11 necessary to expeditiously implement the Síhasin Fund Twin Arrows Travel Center
12 Development Expenditure Plan consistent with the provisions set forth above.

13 B. The Navajo Nation Gaming Enterprise and Navajo Nation programs named
14 in this legislation shall be held accountable for the progress of tasks and/or projects under
15 their responsibility and control after the funds for such projects have been distributed by
16 the Office of Controller and shall report on a semi-annual basis to the Navajo Nation
17 Council on the progress for their respective tasks and projects.



MEMORANDUM

TO: Honorable Leonard Tsosie
23rd Navajo Nation Council

FROM: 
Levon B. Henry, Chief Legislative Counsel
Office of Legislative Counsel

DATE: May 4, 2016

SUBJECT: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT,
BUDGET AND FINANCE AND NAABIK'YÁTI' COMMITTEES AND
NAVAJO NATION COUNCIL; ADOPTING THE SÍHASIN FUND TWIN
ARROWS TRAVEL CENTER DEVELOPMENT EXPENDITURE PLAN
PURSUANT TO RESOLUTION CD-68-14 AND 12 N.N.C §§2501 – 2508

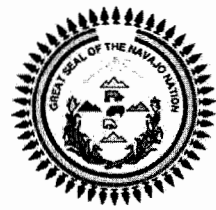
Pursuant to your request, attached is the above-referenced proposed resolution and associated legislative summary sheet. Based on existing law, the resolution as drafted is legally sufficient. However, as with all legislation, it is subject to review by the courts in the event of a challenge.

The Office of Legislative Council confirms the appropriate standing committee(s) reviews 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 review the proposed resolution to ensure it is drafted to your satisfaction. If this proposed resolution is acceptable to you, please sign it where it indicates "Prime Sponsor", and submit it to the Office of Legislative Services for the assignment of a tracking number and referral to the Speaker.

If the proposed resolution is unacceptable to you, or if you have further questions, please contact me at the Office of Legislative Counsel and advise me of changes you would like made to the proposed resolution. You may contact me at (928) 871-7166. Thank you.

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0147-16_

SPONSOR: Leonard Tsosie

**TITLE: An Action Relating To Resources And Development, Budget And Finance
And NAABIK'IYATI' Committee And Navajo Nation Council; Adopting The
Sihansin Fund Twin Arrows Travel Center Development Expenditure Plan
Pursuant To Resolution CD-68-14 And 12 N.N.C. §§2501 - 2508**

Date posted: May 04, 2016 at 7:15 PM

Digital comments may be e-mailed to 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.*

**THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW SUMMARY**

LEGISLATION NO.: 0147-16

SPONSOR: Honorable Leonard Tsosie


TITLE: An Action Relating To Resources And Development, Budget And Finance And NAABIK'IYATI' Committee And Navajo Nation Council; Adopting The Sihasin Fund Twin Arrows Travel Center Development Expenditure Plan Pursuant To Resolution CD-68-14 And 12 N.N.C. §§2501 - 2508.

Posted: May 04, 2016 at 7:15 PM

5 DAY Comment Period Ended: May 9, 2016

Digital Comments received:

Comments Supporting	<i>None</i>
Comments Opposing	1. Lawrence A. Ruzow
Inclusive Comments	<i>None</i>



**Executive Director
Office of Legislative Services**

5/10/2016 - 8:40 am
Date/Time

Twin Arrow Travel Center--Proposed Legislation-- _0147-16

Lawrence Ruzow <laruzow@gmail.com>

Fri 5/6/2016 9:20 AM

To: comments <comments@navajo-nsn.gov>;

Good Morning:

Perhaps it is in the exhibits to the proposed legislation which do not appear online, but I saw no reference to how the Twin Arrows Travel Center will benefit Navajos whose families on December 22, 1974 were residents of the lands later partitioned to the Hopi Tribe,

The TANCR lands were acquired pursuant to 25 USC 640d-10 and that section provides:

(h) Administration of lands transferred or acquired

The lands transferred or acquired pursuant to this section shall be administered by the Commissioner until relocation under the Commission's ⁵ plan is complete **and such lands shall be used solely for the benefit of Navajo families residing on Hopi-partitioned lands as of December 22, 1974: Provided,** That the sole authority for final planning decisions regarding the development of lands acquired pursuant to this subchapter shall rest with the Commissioner until such time as the Commissioner has discharged his statutory responsibility under this subchapter.

Lawrence A. Ruzow
602-826-6281