

RESOLUTION OF THE
RESOURCES AND DEVELOPMENT COMMITTEE
of the 24th NAVAJO NATION COUNCIL -- Fourth Year, 2022

AN ACTION

RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING THE
PLAN OF OPERATION FOR THE NAVAJO NATION DIVISION OF NATURAL
RESOURCES GENERAL LAND DEVELOPMENT DEPARTMENT ONE-STOP SHOP

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Resources and Development Committee ("RDC") is established as a standing committee of the Navajo Nation Council with oversight committee for the Division of Natural Resources. 2 N.N.C. § 500(A); 2 N.N.C. § 501(C)(1).
- B. The Resources and Development Committee is empowered to grant final approval for Plans of Operation for the Division of Natural Resources. 2 N.N.C. § 501(B)(2)(g).
- C. The Navajo Nation Council through enactment of Resolution CJY-41-21 established the Navajo Nation Fiscal Recovery Fund and the Expenditure Authorization Process. Section 13 (B) of CJY-41-21 directed the Division of Natural Resources and General Land Development Department to present a proposed Plan of Operation for a "One-Stop Shop" to facilitate review of rights of-way, temporary construction permits, mission site permits to the Resources and Development Committee.

SECTION TWO. FINDINGS

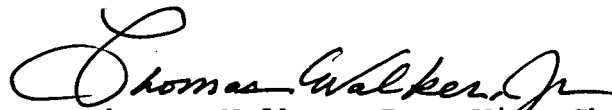
- A. The Navajo Nation Division of Natural Resources General Land Development Department has submitted Plan of Operation for the Navajo Nation One-Stop Shop attached as Exhibit A.
- B. The Purpose: The Navajo Nation One-Stop Shop shall be the regulatory review for the Navajo Nation Federal Recovery Fund-funded projects. As stated in the Navajo Nation One-Stop Shop Plan of Operation, the Navajo Nation One-Stop Shop will establish an interdisciplinary team to review and permit projects at various stages of development in order to efficiently and effectively approve projects funded through the American Recovery Plan Act ("ARPA"). The funding provided under ARPA to the Navajo Nation has been directed to the Fiscal Recovery Fund Office for implementation consistent with the guidelines provided under US Department of Treasury.

The Navajo Nation One-Stop Shop shall vet and review all Executive Order Review documents with a preference placed on ARPA labeled projects.

SECTION THREE. APPROVING THE PLAN OF OPERATION FOR THE GENERAL LAND DEVELOPMENT DEPARTMENT'S NAVAJO NATION ONE-STOP SHOP WITHIN THE NAVAJO NATION DIVISION OF NATURAL RESOURCES

The Resources and Development Committee hereby approves the Navajo Nation One-Stop Shop Plan of Operation for the General Land Development Department within the Navajo Nation Division of Natural Resources attached in Exhibit A.

I, hereby, certify that the following resolution was duly considered by the Resources and Development Committee of the 24th Navajo Nation Council at a duly called meeting at Window Rock, (Navajo Nation) Arizona, at which quorum was present and that same was passed by a vote of 4 in favor, 0 opposed, on this 28th day of September 2022.



Thomas Walker, Jr., Vice-Chairperson
Resources and Development Committee
Of the 24th Navajo Nation Council

Motion: Honorable Wilson C. Stewart, Jr.

Second: Honorable Kee Allen Begay, Jr.

NAVAJO NATION ONE-STOP SHOP (REGULATORY REVIEW)

PLAN OF OPERATION

I. ESTABLISHMENT

The Navajo Nation One-Stop Shop (NNOSS) is hereby formed within the General Land Development Department within the Division of Natural Resources.

II. PURPOSE

The NNOSS shall be the regulatory review One-Stop Shop for FRF-funded projects. The NNOSS will establish an interdisciplinary team to review and permit projects at various stages of development in order to efficiently and effectively approve projects funded through the American Recovery Plan Act (ARPA). The funding provided under ARPA to the Navajo Nation has been directed to the Fiscal Recovery Fund Office (FRF) for implementation consistent with the guidelines provided under US Department of Treasury. The NNOSS shall vet and review all Executive Order Review documents with a preference placed on ARPA labeled projects.

III. STAFFING

- A. The NNOSS will be staffed both in-person and virtually by members of the 7 regulatory departments of the Navajo Nation, including:
1. General Land Development Department
 2. Navajo Nation Environmental Protection Agency
 3. Department of Fish and Wildlife
 4. Navajo Land Department
 5. Navajo Nation Heritage and Historic Preservation Department
 6. Navajo Nation Minerals Department
 7. Navajo Forestry Department
- B. Individual staff positions within the NNOSS have been identified by each respective regulatory review department. Employees will continue to report to their respective departments. Each department has established individual budgets to provide regulatory reviews for FRF projects under the NNOSS. The budgets have been incorporated into the overall FRF Office budget programmed by the Executive Branch. Each department will hire their respective staff following Navajo Nation personnel guidelines.

IV. AUTHORITY, DUTIES AND RESPONSIBILITIES

- A. The NNOSS is responsible for coordinating all matters concerning regulatory review, and is empowered and authorized to undertake actions necessary and proper to carry out the purpose for which it was created, including the following enumerated powers:
1. Confirm designees from each of the regulatory departments listed in Section III with the approval authority who will review NNOSS-assigned projects for their respective departments pursuant to their established authorities.
 2. Develop applicable policies with respect to streamlining the review, approval and permitting processes by eliminating multiple reviews as displayed in the flow charts in Appendix A.
 3. Educate the design teams on NNOSS-related processes for avoidance, minimization and mitigation processes.
 4. Provide timely feedback and responses to reviews and design status meetings. Responses, status and recommendations will be submitted into the project tracking database.
 5. Communicate regularly with regulatory department managers with respect to: scheduling, staffing, forecasting workloads, and identifying supplemental staff that may be necessary to meet the requirements.
 6. Support development of progress reports for the NNFRF Office by ensuring all regulatory departments are submitting their reviews within a timely manner for monthly, quarterly and annual progress reports.
 7. Coordinate with the regulatory review departments listed in Section III above to provide the required review for environmental, biological, cultural resources compliance and to administer and manage all activities necessary to issue: Rights-of-way, Tribal Access Authorization, Service Line Agreements, Telecommunication Tower Leases, General Leases, Revocable Use Permits and for projects not requiring new land leases, i.e. projects of the administrative name change nature.
 8. Coordinate with the Division of Natural Resources and the Navajo Land Department in seeking a delegation of authority from the Resources and Development Committee to the Department Manager of the Navajo Land Department for approval of Rights-Of-Way pursuant to 25 C.F.R. 169 along with rules and regulations governing such delegation and reduce the number of actions requiring the entire 164 Review.

9. Enact the “Escalation Rule” for the Electronic 164 by establishing an automatic approval period after 10 business days for all review with three notifications at day 3, 5, and 8 to the respective chain of command authority.
- B. The NNOSS will work directly with the Executive Director of the FRF Office to prioritize and track all reviews electronically and expedite progress on reviews as established by each Department for priority FRF Projects and general Electronic 164 projects. The General Land Development Department will coordinate reviews and tracking of projects within the “Navajo Nation System”. There will be no hard copies printed or hand-delivered for review and approval.
- C. The NNOSS will seek early legal compliance consultation from the Navajo Nation Department of Justice to increase efficiency and reduce unnecessary redundancy in the design/permitting/approval process that is currently experienced by applicants seeking approval through the 164 such as rejected environmental clearances or insufficient grazing field clearance checklists.

V. Legislative Oversight

Legislative oversight for the operation of the NNOSS shall be provided by the Resources and Development Committee of the Navajo Nation Council.

VI. Amendments

This Plan of Operation may be amended from time to time by the Resources and Development Committee of the Navajo Nation Council.

Appendix A – One Stop Shop Flow Charts

Appendix B – NNOSS Regulation Overview

9/15/2021 11:15 am edition

3/24/22 1:48 pm edition

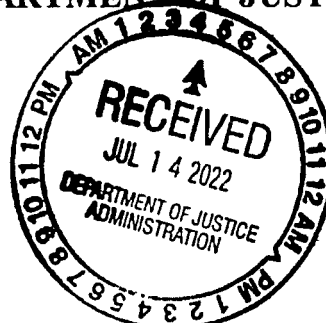
7/14/22 2:01 pm edition

7/14/22 3:17 pm edition

NAVAJO NATION DEPARTMENT OF JUSTICE



REQUEST FOR SERVICES



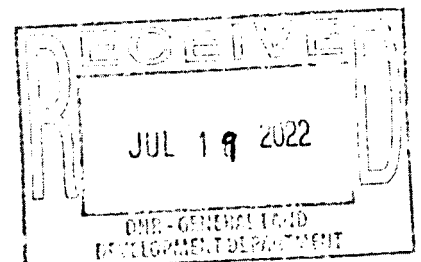
DOJ
7/14/22 444p
DATE / TIME
RFS #: 22-1374
UNIT: NM

☐ RESUBMITTAL

*** FOR NNDOJ USE ONLY - DO NOT CHANGE OR REVISE FORM. VARIATIONS OF THIS FORM WILL NOT BE ACCEPTED. ***

CLIENT TO COMPLETE			
DATE OF REQUEST:	7/14/2022	ENTITY/DIVISION:	Natural Resources
CONTACT NAME:	Ettie Anderson Abasta	DEPARTMENT:	General Land Development
PHONE NUMBER:	928-871-6447	E-MAIL:	eaabasta@navajo-nsn.gov
COMPLETE DESCRIPTION OF LEGAL NEED AND SERVICES REQUESTED (Attach Documents): Review the One Stop Shop (OSS) Update, attached.			
DEADLINE:	Click here to enter a date.	REASON:	Limited to 40 characters
DOJ SECRETARY TO COMPLETE			
DATE/TIME IN UNIT:	7/15/22 10:05 AM	REVIEWING ATTORNEY/ADVOCATE:	Email: Veronica Blackhat
DATE TIME OUT OF UNIT:	7-19-22 11:31 AM	PREPARED BY (initial):	VB/pj
DOJ ATTORNEY / ADVOCATE COMMENTS			
Sufficient			
REVIEWED BY: (PRINT)	VB Blackhat	DATE / TIME:	7/19/22 10:59 AM
DOJ Secretary Called:	Ettie	for Document Pick Up on	7-19-22 at 11:31 AM By: CN
PICKED UP BY: (PRINT)	DATE / TIME:		

NNDOJ/DRRF-July 2013



**RESOURCES AND DEVELOPMENT COMMITTEE
24th NAVAJO NATION COUNCIL**

FOURTH YEAR 2022

**ROLL CALL
VOTE TALLY SHEET**

LEGISLATION #0170-22: AN ACTION RELATING TO RESOURCES AND DEVELOPMENT COMMITTEE; APPROVING THE PLAN OF OPERATION FOR THE NAVAJO NATION DIVISION OF NATURAL RESOURCES GENERAL LAND DEVELOPMENT DEPARTMENT ONE-STOP SHOP.

Sponsor: Honorable Rickie Nez

Date: September 28, 2022 – Regular Meeting (Teleconference)
Location: Resources and Development Committee also called in via teleconference from their location within the boundary of the Navajo Nation.

Main Motion:

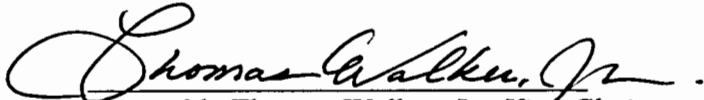
M: Wilson C. Stewart, Jr. **S:** Kee Allen Begay, Jr. **V:** 4-0-1 (VCNV)

In Favor: Rickie Nez; Kee Allen Begay, Jr.; Herman M. Daniels; Wilson C. Stewart, Jr.

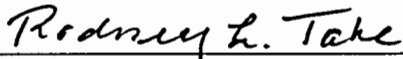
Opposition: None

Excuse: None

Not Voting: Mark A. Freeland; Thomas Walker, Jr., *Vice-Chairperson*



Honorable Thomas Walker, Jr., *Vice-Chairperson*
Resources and Development Committee



Rodney L. Take, *Legislative Advisor*
Office of Legislative Services