

**LEGISLATIVE SUMMARY SHEET**  
**Tracking No. 0076-21**

**DATE:** April 19, 2021

**TITLE OF RESOLUTION:** PROPOSED NAVAJO NATION COUNCIL RESOLUTION; AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND DEVELOPMENT, NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING THE REOPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSÉYI' DINÉ HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS REOPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005

**PURPOSE:** If approved by the Navajo Nation Council, this legislation would approve the reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi' Diné Heritage Area at the Orange Status notwithstanding Public Health Emergency Order 20-21-005. It would also support and approve implementation of the Division of Economic Development's Business Reopening Plans at Orange Status for businesses operating within the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi' Diné Heritage Area notwithstanding Health Emergency Order 2021-005.

**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

Website Posting Time/Date

Posting End Date:

Eligible for Action:

*V. Medhase*  
*April 20, 2021 11:48*  
*April 25, 2021*  
*April 26, 2021*

Health Education & Human Services Committee  
Thence  
Resources & Development Committee  
Thence  
Committee  
Thence  
Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION **Naabik'iyáti'**  
24<sup>th</sup> NAVAJO NATION COUNCIL – Third Year, 2021  
Navajo Nation Council

INTRODUCED BY

*[Signature]*  
*[Signature]*  
*[Signature]*  
(Prime Sponsor)

TRACKING NO. **0076-21**

*[Signature]*  
*[Signature]*  
*[Signature]*  
Therman M. Daniels

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES  
AND DEVELOPMENT, NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO  
NATION COUNCIL; APPROVING THE REOPENING OF THE LAKE POWELL  
NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK,  
MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER  
NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSÉYI' DINÉ  
HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC  
HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING THE  
CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC  
DEVELOPMENT'S BUSINESS REOPENING PLAN FOR BUSINESSES  
OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS  
AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING  
PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. The Health, Education and Human Services committee is a standing committee of the Navajo Nation Council. 2 N.N.C. §400(A). The committee provides "legislative oversight on matters involving health," and oversees "Navajo Nation efforts in

1 implementing and ensuring compliance with employment and labor laws and policies  
2 of the Navajo Nation.” 2 N.N.C. § 400 (C)(1) and § 400 (C)(3). Also, the committee  
3 has authority to review and recommend “[r]esolutions relating to ... health,  
4 environmental health, ... employment and labor.” 2 N.N.C. § 401(B)(6)(a).

5 B. The Resources and Development Committee is a standing committee of the Navajo  
6 Nation Council. 2 N.N.C. § 500(A). The committee has oversight authority over  
7 matters such as water, land, economic and community development, commerce and  
8 trade. *See*, 2 N.N.C. § 500 (C). The committee also has oversight authority over the  
9 Division of Natural Resources, Parks and Recreation Department. 2 N.N.C. §  
10 501(C)(1).

11 C. The Naabik’iyáti’ Committee is a standing committee of the Navajo Nation Council.  
12 2 N.N.C. §700(A). The committee, among other responsibilities, has authority over  
13 proposed resolutions requiring “final action by the Navajo Nation Council.”  
14 2 N.N.C. § 164(A)(9).

15 D. Pursuant to 2 N.N.C. §102(A), the Navajo Nation Council is the “governing body of  
16 the Navajo Nation.”

## 17 18 **SECTION TWO. FINDINGS**

19 A. “The Navajo Parks and Recreation Department is responsible for the management  
20 and operation of established tribal parks, monuments, recreation areas, the planning  
21 and development of visitor services, facilities and accommodations therein, and  
22 recommends the establishment of new parks.” *See* RDCJY-031-19, Exhibit 1.

23 B. The World Health Organization (WHO) declared a Public Health Emergency of  
24 International Concern related to the outbreak of coronavirus (COVID-19), a highly  
25 contagious and sometimes fatal respiratory virus on January 30, 2020; the U.S.  
26 Department of Health and Human Services declared a Public Health Emergency  
27 related to the COVID-19 outbreak on January 31, 2020; and the WHO declared a  
28 global pandemic due to COVID-19 on March 11, 2020.

29 C. The Navajo Nation Commission on Emergency Management, with the concurrence of  
30 Navajo Nation President Jonathan Nez, declared a Public Health State of Emergency

1 on the Navajo Nation on March 11, 2020 due to COVID-19. Resolution No. CEM  
2 20-03-11. The Navajo Nation Department of Health subsequently issued numerous  
3 Public Health Emergency Orders to contain the spread of the COVID-19 virus.

4 D. Public Health Emergency Order No. 2021-005, attached as **Exhibit A**, at page 1  
5 paragraph III, states that “The Navajo Nation is experiencing a gradual downward  
6 trajectory of new cases, with a slowed infection rate and no sustained rebound.”

7 E. Public Health Emergency Order No. 2021-005, at page 2 paragraph B, states that “Per  
8 the Plan’s ‘reopening status schedule,’ the Navajo Health Command and Operations  
9 Center (“NHCOC”), having evaluated the current state of the Navajo Nation per the  
10 gating criteria and public health considerations provided in the Plan, declares the  
11 Nation to be in Orange status. All businesses shall be bound to the conditions and  
12 requirements of Orange status. The NHCOC will announce any future status changes  
13 by Public Health Emergency Order.”

14 F. Public Health Emergency Order No. 2021-005, at page 3 paragraph C, states “Orange  
15 status is defined as: 25% of maximum occupancy allowed for most businesses.  
16 Restaurants and Dining facilities: drive-thru and curbside permissible. Restaurants  
17 with permanent outdoor dining may provide outdoor dining at 25% of maximum  
18 capacity, as long as social distancing between tables is enforced; Restaurants without  
19 permanent outdoor dining are allowed up to 10 outdoor tables (max 4 persons per  
20 table), as long as social distancing between tables is enforced. Personal Care and  
21 Services: service by appointment only and allow time for cleaning between  
22 appointments. Marinas and parks: appointment only. Casinos and video poker:  
23 Navajo casinos are allowed to open to Navajo Nation residents and employees only.  
24 Not Allowed in Orange Phase: youth programs, museums, flea markets, roadside  
25 markets, gyms, recreation facilities, movie theaters.”

26 G. The opening of the Navajo Nation at Orange status through Public Health Emergency  
27 Order does not apply to all businesses. On page 1 paragraph VI, the Order states that  
28 “Tribal parks will not be accessible to Visitors and Tourists during this time.” In  
29 addition on page 2 paragraph C states “Marinas and parks: appointment only.”

30 H. Nation parks including Lake Powell Navajo Tribal Park, Monument Valley Navajo

1 Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal  
2 Park, Four Corners Monument, Tséyi' Diné Heritage Area are not included in the  
3 Orange status 25% of maximum occupancy as defined in Public Health Emergency  
4 Order No. 2021-005 and otherwise may open by "appointment only."

5 I. Navajo Nation residents who derive their income from selling their arts and crafts and  
6 services at the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal  
7 Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park,  
8 Four Corners Monument, Tséyi' Diné Heritage Area have felt the adverse economic  
9 effects of the closure of these Navajo Nation parks. Given that the "Navajo Nation is  
10 experiencing a gradual downward trajectory of new cases, with a slowed infection  
11 rate and no sustained rebound," these vendors should be allowed to resume their  
12 livelihood generated from sales at the Navajo parks.

13 J. Public Health Emergency Order 2021-05 states: "All businesses will be required to  
14 submit a COVID-19 Reopening Plan to the Navajo Nation Division of Economic  
15 Development before reopening in Orange Status. Reopening plans can be emailed  
16 to: [navajoeconomy@navajo-nsn.gov](mailto:navajoeconomy@navajo-nsn.gov) "

17 K. The Navajo Nation Reopening website <[navajoreopening.navajo-nsn.gov](http://navajoreopening.navajo-nsn.gov)> states that  
18 such policies and procedures must:

- 19 1. Ensure physical distance between personnel, customers, and any member of  
20 the public at the place of business is maximized, and that keeping six-feet  
21 between persons is possible at all times.
  - 22 2. Address requests of personnel who are members of a vulnerable population  
23 for special accommodations.
  - 24 3. Provide that the entity or organization will carry sufficient and appropriate  
25 PPE based on industry best practices.
  - 26 4. Provide that the entity or organization will carry sufficient disinfectant  
27 products.
  - 28 5. Require hygiene practices such as cleaning frequently-touched surfaces and  
29 handwashing.
- 30

- 1           6. Provide for conducting regular employee COVID-19 screenings, such as  
2           temperature checks, checklist or diagnostic testing.
- 3           7. Provide for on-going safety training and education on COVID-19.
- 4           8. Provide standards for how to respond to suspected and confirmed cases of  
5           COVID-19 among employees. The policies and procedures shall further  
6           provide contact information for the nearest healthcare facility, and such  
7           information posted conspicuously at the place of business (e.g., informational  
8           poster). The place of business shall contact the healthcare facility immediately  
9           in the event of a suspected or confirmed case of COVID-19 to consult about  
10          next steps. Places of business shall report suspected or confirmed cases to  
11          NHCOC by calling (928) 871-7014.

12  
13       **SECTION THREE. APPROVING THE REOPENING OF THE LAKE POWELL**  
14       **NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK,**  
15       **MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER**  
16       **NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSÉYI' DINÉ**  
17       **HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC**  
18       **HEALTH EMERGENCY ORDER NO. 2021-005**

19           The Navajo Nation Council hereby approves the reopening of the Lake Powell  
20           Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley  
21           Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument,  
22           Tséyi' Diné Heritage Area at the Orange Status notwithstanding Public Health  
23           Emergency Order 20-21-005.

24  
25       **SECTION FOUR. SUPPORTING AND APPROVING THE CONTINUED**  
26       **IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S**  
27       **BUSINESS REOPENING PLANS AT ORANGE STATUS FOR BUSINESSES**  
28       **OPERATING WITHIN THE LAKE POWELL NAVAJO TRIBAL PARK,**  
29       **MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY**  
30       **WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK,**

1 **FOUR CORNERS MONUMENT, TSÉYI' DINÉ HERITAGE AREA**  
2 **NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER 2021-005**

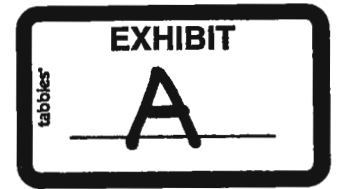
3 The Navajo Nation Council hereby supports and approves the continued  
4 implementation of the Division of Economic Development's Business Reopening  
5 Plans at Orange Status for businesses operating within the Lake Powell Navajo Tribal  
6 Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center,  
7 Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi' Diné  
8 Heritage Area notwithstanding Public Health Emergency Order 2021-005.  
9

10 **SECTION FIVE. EFFECTIVE DATE**

11 This action of the Navajo Nation Council herein shall be effective pursuant to 2  
12 N.N.C. § 221(B). Further, the "President's authority to sign into law or veto legislation  
13 shall be deemed waived if not exercised within ten calendar days after certification of the  
14 legislation by the Speaker or Speaker Pro Tem and the legislation shall be deemed  
15 enacted and become effective pursuant to 2 N.N.C. §221." 2 N.N.C. § 1005(C)(12).  
16

17 **SECTION SIX. SAVINGS CLAUSE**

18 Should any provision of this action be determined invalid by the Navajo Nation  
19 Supreme Court, or the District Courts of the Navajo Nation without appeal to the Navajo  
20 Nation Supreme Court, those provisions not determined invalid shall remain the law of  
21 the Nation.  
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**PUBLIC HEALTH ORDER  
NAVAJO DEPARTMENT OF HEALTH  
NAVAJO OFFICE OF ENVIRONMENTAL HEALTH & PROTECTION PROGRAM**

**March 10, 2021**

**Public Health Emergency Order No. 2021-005**

**Public Health Emergency Order Declaring “Orange Status” for Businesses**

- I. Paragraphs I – IX from Public Health Emergency Order No. 2020-004 are incorporated herein, addressing the various Navajo Nation (Nation) authorities related to the current COVID-19 Public Health Emergency as well as escalating incidents and community spread of COVID-19 on the Nation.
- II. In response to COVID-19, the Navajo Nation has established the “Navajo Nation Reopening Plan,” to declare the Nation’s “status” according thereto, and to guide businesses in proper compliance with the plan. All provisions of this Order are to be interpreted to effectuate this intent. Failure to comply with any provision of this Order constitutes an imminent threat and menace to public health.
- III. The Navajo Nation is experiencing a gradual downward trajectory of new cases, with a slowed infection rate and no sustained rebound. The Nation remains vigilant as neighboring states are reducing restrictions rapidly and new COVID variants are present and being monitored in states surrounding the Navajo Nation. As coronavirus vaccines are being made available on the Navajo Nation, all preventative precautions should continue to be adhered to after receiving the vaccine.
- IV. The safest place continues to be at home. According to the Centers for Disease Control and Prevention, “COVID-19 cases and deaths have been reported in all 50 states, and the situation is constantly changing especially due to emerging variants (B.1.1.7 UK, B.1.351 South Africa, P.1 Brazil). Because travel increases your chances of getting infected and spreading COVID-19, **staying home is the best way to protect yourself and others from getting sick.**”
- V. According to the Centers for Disease Control and Prevention, “Limiting face-to-face contact with others is the best way to reduce the spread of coronavirus disease 2019 (COVID-19)” and **“the more closely you interact with others and the longer that interaction, the higher the risk of COVID-19 spread.”**
- VI. The Nation’s roads remain closed to Visitors for the duration of the declared public health emergency, and Visitors are advised to refrain from traveling to the Navajo Nation. Tribal parks will not be accessible to Visitors and Tourists during this time. Visitors and Tourists will be informed when the Navajo Nation can safely welcome Visitors back to the Nation.



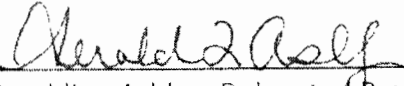
**THEREFORE, NOTICE IS GIVEN** that pursuant to the power and authority set forth in the NDOH enabling legislation (NNC Resolution No. CO-50-14) and in conjunction with the Navajo Nation Public Health State of Emergency Declaration (CEM Resolution No. 20-03-11):

- A. The Navajo Nation Reopening Plan is declared binding on all businesses on the Navajo Nation. Available at <https://www.navajoreopening.navajo-nsn.gov/>.
- B. Per the Plan's "reopening status schedule," the Navajo Health Command and Operations Center ("NHCOC"), having evaluated the current state of the Navajo Nation per the gating criteria and public health considerations provided in the Plan, declares the Nation to be in **Orange status**. All businesses shall be bound to the conditions and requirements of Orange status. The NHCOC will announce any future status changes by Public Health Emergency Order.
- C. Orange status is defined as: 25% of maximum occupancy allowed for most businesses. Restaurants and Dining facilities: drive-thru and curbside permissible. Restaurants with permanent outdoor dining may provide outdoor dining at 25% of maximum capacity, as long as social distancing between tables is enforced; Restaurants without permanent outdoor dining are allowed up to 10 outdoor tables (max 4 persons per table), as long as social distancing between tables is enforced. Personal Care and Services: service by appointment only and allow time for cleaning between appointments. Marinas and parks: appointment only. Casinos and video poker: Navajo casinos are allowed to open to Navajo Nation residents and employees only. Not Allowed in Orange Phase: youth programs, museums, flea markets, roadside markets, gyms, recreation facilities, movie theaters.
- D. All businesses will be required to submit a COVID-19 Reopening Plan to the Navajo Nation Division of Economic Development before reopening in Orange Status. Reopening plans can be emailed to: [navajoeconomy@navajo-nsn.gov](mailto:navajoeconomy@navajo-nsn.gov)


**NOTICE IS FURTHER GIVEN** that this Order shall not abrogate any disease-reporting requirements (consistent with HIPAA privacy standards).

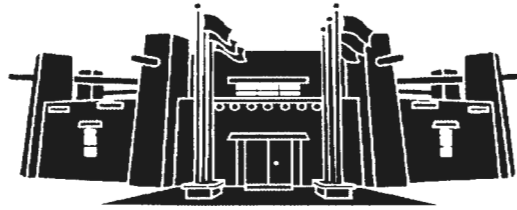
**NOTICE IS FURTHER GIVEN** that this Order shall take effect Monday, March 15, 2021 at 5:00 A.M. MDT, and shall remain in effect until amended or rescinded by the Health Command Center.

**ADDITIONAL ADVISORIES AND ORDERS WILL FOLLOW AS CONDITIONS WARRANT. SO ORDERED THIS 10<sup>th</sup> Day of March, 2021.**

  
\_\_\_\_\_  
Geraldine Ashley, Delegated Program Supervisor III  
Navajo Office of Environmental Health &  
Protection Program  
Navajo Department of Health

  
\_\_\_\_\_  
Dr. Jill Jim, Executive Director  
Navajo Department of Health

  
\_\_\_\_\_  
Lucinda Charleston, Deputy Incident Manager  
Dikos Ntsaigii-19  
Health Command Operations Center  
Navajo Department of Health



## MEMORANDUM

TO: Honorable Paul Begay  
Coppermine, K'aii'to, LeChee, Tonalea/Red Lake, Bodaway/Gap) Chapters

FROM: Mariana Kahn  
Mariana Kahn, Attorney  
Office of Legislative Counsel

DATE: April 19, 2021

SUBJECT: PROPOSED NAVAJO NATION COUNCIL RESOLUTION; AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND DEVELOPMENT, NAABIK'ÍYÁTI' COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING THE REOPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSÉYI' DINÉ HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS REOPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005

I have prepared the above-referenced proposed resolution and associated legislative summary sheet pursuant to your request for legislative drafting. As to format, the resolution as drafted is legally sufficient. Regarding substance, as with any legislation, it can be subject to review by the courts in the event of proper challenge. Please ensure that this particular resolution is precisely what you want. The Office of Legislative Counsel confirms the appropriate standing committee(s) 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).

THE NAVAJO NATION  
LEGISLATIVE BRANCH  
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: \_0076-21\_

SPONSOR: Paul Begay

**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

*Date posted:* April 20, 2021 at 11:40AM

Digital comments may be e-mailed to [comments@navajo-nsn.gov](mailto: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.:** 0076-21

**SPONSOR:** Honorable Paul Begay

**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	<b>1.) Jacqueline Huskie 2.) Michelle Monroe 3.) Lucinda Paddock 4.) RoseAnn Yazzie 5.) Jaslynn Begay</b>
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>

*V. Brennan*

**Legislative Tracking Secretary  
Office of Legislative Services**

*April 26, 2021 8:25Am*

**Date/Time**

## Regarding Legislation -0076-21\_\_

Jacqueline Huskie <huskiejacqueline@gmail.com>

Thu 4/22/2021 4:58 PM

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

Ya'a'tééh. My name is Jacqueline Huskie from Cameron Chapter service area. I'm supporting the Legislation number: -0076-21\_\_ for the reopening of all the Navajo Nation Parks and Recreation areas, including the Little Colorado River Gorge Viewpoint. I'm a local arts and crafts vendor at the 1st Viewpoint of the LCR Overlook. Ahéhéé. Grassroot advocate.

WARNING: External email. Please verify sender before opening attachments or clicking on links.

## Legislation 0076-21 Comment

Michelle Monroe <mmonroe@lowerantelope.com>

Thu 4/22/2021 12:01 PM

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

To whom it may concern

It has been a year since the Navajo Nation closures were put in place to help in the flattening of the curve. Although we didn't flatten the curve initially and the virus became more rampant over the past year, we have all learned how to protect ourselves (wearing a mask, social distancing, and washing our hands). During this time, a lot of work has been done to fight this disease. Also, recently we have been able to receive vaccinations as another layer of our fight against COVID-19.

Thankfully our COVID cases have lessened and continues to decrease with all these efforts. Knowing what we know now in regards to its prevalence and mortality rate, we are in a better place now than we were a year ago. We have better defenses and have learned so much in prevention and in safe practices. This legislation is important to start to overcome the many effects of the virus on our economy.

One of the biggest concerns lately in our area (Antelope Canyon, Lechee AZ) is the trespassers that visit the canyons. As it is getting warmer and the states are opening back up, we see more evidence of people visiting the canyons unauthorized. They leave behind trash, human waste and vandalism of the canyon walls. The tour operators and families living in the area try to employ staff to monitor for trespassers but it has become difficult due to the prolonged closure and no revenue for the past year. The nearby Parks and Recreation office also do not have the staff to monitor the Parks, so it is left to the families/tour operators to care for the canyons. As tour operators, our first and foremost duty is to protect the canyons. It is then our objective to provide safe and enjoyable tours to our visitors. But all the while, it is so that we can protect the canyons for what is exactly happening right now with these trespassers (damage and desecration of the canyons).

In support of this legislation, I feel this is a most important step to rebuild our economy and begin to heal as a people, as a community, and as a Nation. Our businesses that rely on the opening of these parks can start to rebuild. Families can return to employment closer to home. And in doing so, they can reunite (many families are displaced in order for one or more of the parents leaving the home to find employment in the cities). Our economy needs immediate attention as we continue to maintain our gains on this virus. That is why this legislation is important at this time.

Thank you for considering my comment and the opportunity to submit.

--

**Michelle Monroe**

*Chief of Operations*

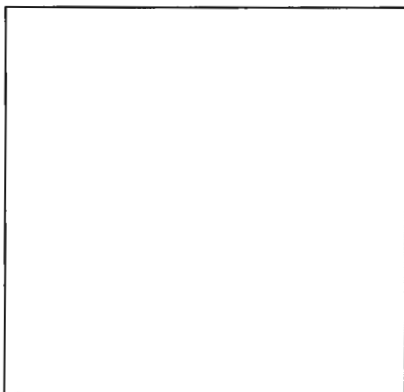
Ken's Tours, LLC | K.E.Y. Ranch, LLC | Rimview Terrace, LLC | Fitness Odyssey, LLC | Young Estates, LLC

P.O. Box 250 | Page, Arizona | 86040

130 6th Ave | Page, Arizona 86040

(W) 928-645-6997 |

[mmonroe@lowerantelope.com](mailto:mmonroe@lowerantelope.com)





# comments for legislation number -007-21\_ sponsored by Honorable Paul Begaye

Candis Yazzie <cly23@nau.edu>

Fri 4/23/2021 12:52 PM

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

1 attachments (14 KB)

Impact Statement for LCG.docx;

Good Afternoon,

Please accept the attached letter in support of the legislation ~~-007-21~~ / 0076-21

Thank you

WARNING: External email. Please verify sender before opening attachments or clicking on links.

April 23, 2021

Executive Director  
Office of Legislative Services  
P.O. Box 3390  
Window Rock, AZ 86515

Dear Executive Director,

For generations going back more than 60 years my family and my community have been doing business in, at and around the Little Colorado River Gorge. Long before it was a Tribal Park our community has relied on this area as a source of income. We have seen it and supported it through every trial or tribulation it has gone through. No one could have known what was coming last year and it has been one of our greatest challenges so far. The closing of the Gorge last year felt surreal as we were all entering what would turn out to be an exceptionally long and dark period for our community and the world. We struggled with finances, illness and loss.

Now, a more than a year later, we have weathered the storm and we have done what was needed. We pulled together and helped each other and have come back stronger. We have vaccinated and been patient, but now is the time. The world is beginning to come alive again. We are starting to see visitors in our communities and the road to Grand Canyon has now reopened. There is still work to be done, we will still mask up, distance and continue good hygiene practices. We are an open-air market which significantly reduces risk and allows for greater social distancing.

We are ready to support our families and communities. We are ready for the Little Colorado River Gorge to once again be the place of community and income it has been to us for so long and we are ready to do it safely.

Sincerely,

Lucinda Paddock

Cameron, AZ 86020

Lucinda\_paddock@yahoo.com

4-23-01

Legislation No.: 8076-21

Sponsored: Paul Beggs, Council Delegate

As a vendor, I am writing to have the Little Colorado Gorge, Navajo Nation Tribal Park to reopen. I have been selling for a number of years as jewelry making and business with other Navajo jewelry makers.

Some businesses are open and travelers are traveling along Highway 104 of the Grand Canyon and also along Highway 89. Travelers would to see our crafts and buy them.

Appreciate Canyon Visitor Staff to give us vendors some training on how to be safe out there (pandemic)

Rosebud Yazzie

## Legislation 0076-21

Jaslynn Begay <jaslynn.begay@gmail.com>

Mon 4/26/2021 12:33 AM

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

My name is Jaslynn Begay and I support Legislation 0076-21. I believe we should approve the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyí' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005. It would also Support and Approve Implementation of the Division of Economic Development's Business Reopening Plans at Orange Status for Businesses Operating Within the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyí' Diné Heritage Area Notwithstanding Public Health Emergency Order No. 2021-005. All businesses on the Navajo Nation have COVID 19 safety procedures that are in place. The number of positive cases are down, everyone has access to testing, the hospitals are not at capacity and we have a vaccine that is being distributed and has been available for individuals. I believe we are ready to re-open the said tribal parks and recreation areas for visitors.

Thank you.

Jaslynn Begay  
Antelope Canyon Navajo Tours  
Marketing Manager

-----  
Page, Arizona 86040

WARNING: External email. Please verify sender before opening attachments or clicking on links.

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

**LEGISLATION NO.:** 0076-21

**SPONSOR:** Honorable Paul Begay

**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	1.) Rosita George 2.) Dawn Yazzie
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	1.) Logan Tsinigine

  
\_\_\_\_\_  
**Legislative Tracking Secretary  
Office of Legislative Services**

04/27/2021 8:57mm  
**Date/Time**

Rosita George

Small Business Owner

Tuba City, AZ. 86045

[Rosita\\_george05@yahoo.com](mailto:Rosita_george05@yahoo.com)

Legislation No: \_0076-21\_

Sponsor: Paul Begay

As a vendor of the Little Colorado River Gorge located in Cameron, AZ I am in full support of reopening the vending sites. Selling at this vending site has been my primary source of income for over 29 years. Since the Pandemic has started and the vending sites have closed, we vendors have had to struggle to make ends meet.

Within the past year we have come a long way. New vaccines are available to help stop the spread of the Coronavirus. We have learned safety tips such as sanitizing common work areas, wearing face masks, and keep a safe distance from others.

If the vending sites are open again, we will continue using these safety precautions as well as having hand sanitizers available for vendors and tourists. Not only will this bring a little normalcy back into our lives, but we can also start earning our income.

Rosita George

LCRG Vendor

## Legislation# \_0076-21\_

dawn yazzie <dawn.yazzie62@gmail.com>

Mon 4/26/2021 4:38 PM

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

Navajo Nation Executive Director  
Of Legislative Services  
Window Rock, AZ

I am a resident and community member of Cameron Chapter, Cameron, AZ. I support Mr. Paul Begay's request to the Reopening of our Navajo Nation Parks. The reopening will provide a return to economic well-being to our community vendors and local businesses. Parks provide a safer environment since it's outdoors in open air, definitely safer than indoor casinos and restaurants.

Economy provides important daily activities and opportunities, and makes so many possibilities and makes way to improved general health and well-being. Our 'self-sufficient, independent people' have been dramatically impacted by the prolonged closure in this ever increasing high cost of living economy.

As long as CDC guidelines and education to protect our communities and visitors are continued in place, our Nation can strive and thrive through this COVID pandemic. Cameron Chapter has a Vendor Committee in which can organize a safety guideline upon returning to vending, as the Flagstaff NACA vendor program and Marble Canyon vendor program. Note that Cameron vendors are active members of NACA program, so they are trained in CDC protocols.

Thank you,  
Dawn Yazzie, Small Business Owner

[Cameron, AZ 86020](#)

dawn.yazzie62@gmail.com

Sent from my iPad

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**TAADIDIIN TOURS LLC**

PO Box 3214  
Page, AZ 86040

**Email:** [antelopecanyonx@gmail.com](mailto:antelopecanyonx@gmail.com)

**Website:** antelopecanyon-x.com



DATE: April 23, 2021

TO: Navajo Nation

FROM: Logan Tsinigine, Chief Financial Officer

SUBJECT: Legislation 0076-21 Comments

The COVID-19 global pandemic has had a profound impact on Taadidiin Tours LLC and those who depended on the economic and socioeconomic support of the Navajo Tribal Park tourism industry. Taadidiin Tours LLC has been closed since March 13, 2020 due to the closing of the Navajo Tribal Parks. The financial strain on the company has been severe. The most heartbreaking ramifications of COVID-19 is hearing the struggles of our former employees.

Taadidiin Tours LLC is a woman owned and Navajo operated company. The company was started in 2017 with only 3 employees, two used suburbans and a pop-up canopy on the side of the road. By the start of 2020, the company had grown to 34 fulltime-permanent employees and had planned to hire an additional 20 temporary employees for the upcoming summer peak season. The majority of the temporary summer employees are typically Navajo high school and college students. All the employees have been laid off and remain that way until the Navajo Tribal Parks are reopened.

The company's cash flow was reversed on March 13, 2020 and continues to this day. The prepaid reservations for 2020 had to be cancelled and refunded. The bank fees, credit card fees, international currency fees, and reservation refund fees associated with refunding prepaid customers has been a substantial unforeseen expense. Many of the operating expenses in place at the start of the pandemic could not be put on hold. Taadidiin Tours LLC had acquired tour vehicles through loans to meet tourism demand. The sudden stop in revenue forced the below market sale of 8 company tour vehicles. The tour revenue may have stopped on March 13, 2020, but the costs of owning and operating did not.

**Obligated Operation Costs After Closing**

- Tour Vehicle Payments
- Vehicle Insurance on Financed Vehicles
- General Liability Insurance (Yearly Agreement)
- Company Phones and Plans
- Radio System (Service Agreement Contract)
- Portable Toilet Rentals



The Navajo economic benefits of the Navajo Tribal Parks extend beyond just tours.

- Navajo jewelry vendors setup and sell their products at our office location.
- We have several burrito and tamale ladies that sell breakfast and snacks to our employees every day.
- We use a Navajo septic tank company to service our portable toilets once a week.
- We provide college scholarships to employees and their dependent children.
- We sponsor youth sports teams, leagues and Navajo community events.

Much like our business, our former Navajo employees had financial obligations that unemployment insurance, government stimulus checks and other lower job salaries could not pay for. We have had many long and dejected conversations with employees concerning their financial struggles due to the closing of the Navajo Tribal Parks. We have created a short list of the impacts.

- Vehicle Repossession
- Rent Delinquency
- Unpaid Utility Bills
- Loss of Scholarships
- Divorce and Spousal Separation
- Credit Score Damage
- Increased Credit Card Debit
- College Students Working for Support Family and not Returning to School
- Liquidation of Personal Assets
- Furniture and Appliance Repossession
- Depression and Anxiety
- Off Reservation Relocation for Employment

Former employees feel it is safe to reopen and are eager to return to work for Taadidiin Tours LLC. We have also had a huge amount of new employment inquires. There are constant emails and phone calls from potential employees and customers on a possible reopening date.

Taadidiin Tours LLC management has spent a large amount of time and resources to develop a reopening plan to mitigate the risks of contacting and spreading COVID-19. We believe it is the most comprehensive and complete plan out of any sector or industry. The canyon tour our company provides is completely outdoors. Internally, we have discussed and researched COVID-19 in an outdoor environment and have determined the probability of spreading COVID-19 outdoors is extremely low.

Taadidiin Tours LLC's ownership and management strongly feel that we can reopen and operate the tours while protecting our employees and the public. Taadidiin Tours LLC has already purchased and installed engineering controls to mitigate COVID-19 risk. The new COVID-19 procedures and policies will be implemented on reopening and extensive employee training will be provided.

Special thanks for Honorable Paul Begay and his efforts to support his people.

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

**LEGISLATION NO.:** 0076-21

**SPONSOR:** Honorable Paul Begay

**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'íyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	1.) Kyle Mann 2.) Misty Yazzie 3.) Olivia Johnson 4.) Kurt Begay
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	1.) Minnie Chee 2.) Valerie Chee 3.) Shanaya Upshaw 4.) Alicia Chee

*VSpeedhorse*  
 \_\_\_\_\_  
**Legislative Tracking Secretary  
Office of Legislative Services**

**APRIL 28, 2021 9:16 AM** *VSK*  
 \_\_\_\_\_  
**Date/Time**

## comments on legislation -0076-21 Sponsored by Paul Begaye

Candis Yazzie <cly23@nau.edu>

Tue 4/27/2021 1:58 PM

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

Please accept this comment from Kyle Mann. A Cameron community member and active voter.  
Thank you

Sent from my iPhone

Begin forwarded message:

**From:** Kyle Mann <k\_mann08@yahoo.com>  
**Date:** April 27, 2021 at 1:06:27 PM MDT  
**To:** cly23@nau.edu  
**Cc:** k\_mann08@yahoo.com  
**Subject:** Re-opening of vendor sites

Dear executive Director,

My name is Kyle Mann i am of the Zuni Edgewater Clan, born for the towering house people, my maternal grandfathers clan are the gap in rock people and my paternal grandfathers clan are the Manygoats People, i am 27 years old and a resident of Cameron Arizona.

As a 3rd generation small business owner and vendor I am in full support of the reopening of vendor sites along the Little Colorado River Gorge. For many families in the Cameron Community, including mine, being able to run these shops is our main source of income. Having to shut down our businesses for over a year has taken it's toll on all of us. I believe that with the increased distribution of the COVID-19 vaccines, following proper CDC guidelines, enforcing the Navajo Nation mask mandate and the fact that many of the sites are open air locations that offer proper 6 foot social distance we can make these spaces and shopping experiences both safe and enjoyable for everyone involved. It is time that we get out and start making a steady living to help our local families, vendors, artists and economy.

Thank you,  
Kyle Mann

Cameron AZ, 86020

K\_mann08@yahoo.com

WARNING: External email. Please verify sender before opening attachments or clicking on links.

April 27, 2021

To Honorable 24th Council of the Navajo Nation:  
my name is Misty D. Yazzie, I am a  
Cameron community member. I am writing  
to support Council Delegate Paul Begay's  
legislation to re-open tribal parks.

The LCR tribal park vendors need  
access to start selling and earning  
income to provide for there families.

We are aware of CDC guidelines and  
Cameron has the highest vaccination rate  
of western agency. Please allow us to  
return to our self reliant means of  
providing for our children.

Ahe'nee

Mistz Yzi

Misty Yazzie

# Re: Comments on Legislation 0076-21

Candis Yazzie <cly23@nau.edu>

Wed 4/28/2021 9:02 AM

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

Fr:  
Olivia Johnson

Cameron Az 86020

[Luckylabels77@yahoo.com](mailto:Luckylabels77@yahoo.com)

To:  
Executive Director  
Office of Legislative Service  
PO Box 3390

Window Rock, Az. 86515

Re: Reopening of vendor vendor sites on US SR 64

Greetings Executive Director,

May I start off with an introduction. My name is Olivia Johnson. I am of the Zuni Edgewater Clan, born for the Towering House clan. Gap in Rick are my maternal grandfathers and Manygoats my Paternal grandfathers. I reside in the community of Cameron Az. I am a third generation business woman. I as my mother and grandmother before me have lead very successful businesses in retail sales. Along the highway of SR 64. The business in sales of jewelry and crafts for many years has supplied my family with adequate sales for us to provide for our family as well as community. Our businesses not only benefit our family bit others across the Navajo Nation who craft their artwork from home. Allowing them to be stay at home parents, a source of second incomes to their family as well as providing a more accommodating schedule to those in school and secondary education. It allows for so many to provide for themselves.

With that said I would like to please request that these businesses reopen. They are open air markets. There is low risk for transmission. We have been and will continue to be vigilant in following CDC guidelines. We as a tribal nation still have a mask mandate. If our Tribal government can keep enforcing this we can as small businesses owners use this to help us enforce this at our business locations. As well as having sanitizing solutions readily available for bot customer and merchant as the same practices used at our local stores and larger competitors in the area who are currently open and operating at the Cameron Trading Post. Please understand that we are the main bread winners of our family and that we cannot afford to be careless or let our guard down to risk the spread of Covid-19. We have our families depending on us to stay healthy and to provide as we have done for so many years.

We ask that you entrust us with our own safety and that we will continue to stay vigilant and we would please ask to reopen for business.

Please hear our request.

Thank you,  
Olivia Johnson

On Wed, Apr 28, 2021 at 8:51 AM comments <comments@navajo-nsn.gov> wrote:

Kurt Begay

Begay's Navajo  
Jewelry

Cameron, Az. 86020

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Kurtbegay@outlook.c  
om

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4/27/2021

Executive Director of Navajo Nation,

I am writing you today as a vendor at the Little Colorado River George. My name is Kurt Begay and our family resided at the 2cd viewpoint for generations owning a small shop.

Silversmithing practices that been passed down along with tradition. Since the droughts, we have sold our livestock and relied on Jewelry sales as our income.

Now the Covid Epidemic has run turmoil on our way of life and had us scrounging for every penny. We are traveling father out off the reservation finding any venue, risking our lives to put food on the table, pay our bills, and hold on to what little we have.

It's been over a year now everybody has their shot's; sickness has been on the decline and everybody knows how to practice their social protocols to keep healthy. I think its time to open our Navajo Nation Parks so we can all resume business to help feed our families. While practicing Heathy Social Practices, I believe we could salvage what we have left of the year and help us all to pay off some of our bills. Following "Social Healthy Guidelines" just like every National Park is a good way to start.

Thank you for taking time to read this letter and hope this letter comes to you in good health. We have a small window of opportunity before winter comes, which leaves us with a few months and any help will be greatly appreciated.

To President :  
Mr. Johnathan Vez

I, Minnie J. Chee, from Cameron.  
I'm a Venter and Business  
site is Going West from Cameron  
Hwy 64 going to Grand Canyon.  
Please, Please, help us  
reopen our business side.

We, of course, myself start  
saving up for winter. cuz  
I have livestock and A.P.S.  
N.T.U.A Bills. Right now, I'm  
falling behind.

I paid for live stock feed.

I will really take care of my  
safty, and our Customers.

I know the safty are  
Hand ~~wa~~ wash, Hand sanitizer,  
Face Mask, and 6 ft. apart,  
and Disinfect Spray around  
our area.

So thank you for  
Under standing.

4-27-021 Minnie J. Chee

## Comments for Legislation 0076-21

Candis Yazzie <cly23@nau.edu>

Tue 4/27/2021 7:51 PM

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

Please accept this comment in support of Legislation 0076-21. Thank you

Sent from my iPhone

Begin forwarded message:

**From:** \*\*\*VaL\*\*\*\* <val\_shakesphere@yahoo.com>  
**Date:** April 27, 2021 at 7:40:52 PM MDT  
**To:** Candis Yazzie <cly23@nau.edu>  
**Subject:** Legislation 0076-21

To whom it may concern,

I am a vendor from Cameron, Arizona. I normally sell on HWY 64, going in the direction of the East Entrance to the Grand Canyon.

I am a single parent with 2 children. The father of my children has tried providing financially for our kids, however, during the NN closure he is only able to work off the reservation. He did find employment here in Cameron for a short time but \$11 an hour, part time shifts for two weeks equaled out to be \$160.00. Our generator for our kids' zoom classes takes up a good portion of the \$3.19 per gallon on gas. I buy ice for our ice chest. I have solar garden lights for lighting and a propane heater. With him working off the reservation helps for a short period of time before he starts drinking his money away. It's been very difficult to depend on someone who is not willing to stay sober to help his own kids. Prior to the pandemic, I made an income off whole selling and selling as a vendor. It was consistent and reliable. Now, I find myself borrowing money to get my kids to their hospital appointments. Please, work with us. Not having an income has been difficult during this pandemic. I understand the CDC guidelines, we practice it daily and more so when my children have their hospital appointments.

Thank you,  
Valerie Chee

Cameron Vendor  
April 27, 2021

Sent from my iPhone

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## Fwd: Legislation 0076-21 comments

Candis Yazzie <cly23@nau.edu>

Tue 4/27/2021 8:23 PM

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

Please accept comments for Shanaya Upshaw Cameron community voter. Thank you.

Sent from my iPhone

Begin forwarded message:

**From:** Alicia Chee <gsstorm42617@gmail.com>  
**Date:** April 27, 2021 at 4:15:46 PM MDT  
**To:** Candis Yazzie <cly23@nau.edu>  
**Subject:** Fwd: Legislation 0076-21

----- Forwarded message -----

**From:** Shanaya Upshaw <niyahrae1232@gmail.com>  
**Date:** Tue, Apr 27, 2021 at 3:04 PM  
**Subject:** Legislation 0076-21  
**To:** <gsstorm42617@gmail.com>

Shanaya Upshaw

-----  
April 27th, 2021

Executive Director  
Office of Legislative Services  
P.O Box 3390

Window Rock, AZ 86515

Dear Executive Director,

I am a resident of Cameron, Arizona. I've been selling jewelry all my life, I grew up at one of those stands. My family was able to pay for my education off the income from the selling sites on highway 64. It's been finally supporting most of the Cameron residents for many generations.

Reopening would financially help many of us move forward in this pandemic we are facing. I am not able to support myself or my daughter waiting for a stimulus check from the government. I am a single parent and make my living off selling my handmade Navajo Jewelry. Even with the help of a stimulus check, it easily went to 1 car payment and food for the week. With the closure of the stands I was forced to join NACA (Native American for Community Action) to be able to continue selling.

With everything going on I've adapted to the new changes to keep myself as well as our people safe. I've started an online approach to give my customers the opportunity to buy online if they have health conditions and are not able to wear a mask. I've order custom made signs that display

- Mask Required
- Please stay 6 ft apart
- Please sanitize before touching jewelry

I no longer take any cash payments, I've resorted to using other forms of payment that do not require a physical exchange of money.

- Google Pay
- Apple Pay
- Venmo
- Paypal
- Zelle
- Facebook Pay
- Cash App

If I am taking a credit card payment I use **Square** as a card processor. Square has a bluetooth reader available for customers like me. With the bluetooth reader I am able to take a payment with a tap. Then I wipe down the card reader with sanitizer wipes.

I disinfect my jewelry after all customer contact, before customers touch my jewelry I ask them to sanitize, afterwards I will sanitize the touched pieces.

While selling I wear gloves to avoid any direct contact with customers.

I have a 6 year old that I need to get home too everyday, nothing worries me more than not being well enough to care for her. Ensuring we are following the CDC guidelines is a high priority for myself as well as many of the vendors that are waiting for the reopening of highway 64. As a young single mother I am looking forward to the reopening of 64.

Thank you for your time and consideration on this matter.

Kind regards,

**Shanaya Upshaw**  
✉ [niyahrae1232@gmail.com](mailto:niyahrae1232@gmail.com)

Chee's Native Arts

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April 26, 2021

Legislation 0076-21  
Navajo Nation 24th Council  
Navajo Nation, Window Rock, Az 86515

Yá'át'ééh Esteemed Leaders,

Thank you for opening up a comment period for communities to voice their concerns and input. I apologize for missing the 5 day comment period. I hope you can accept mine and my mother's letter to support the reopening of the NN Tribal Parks for vendors to return back to earning an income.

This pandemic is global and historic and has demanded extreme safety measures from each living person. We are fortunate Navajo Nation took the reins to protect our families when the first spread happened in Chilchinbito, Az. It's been over a year and life during a pandemic has taught us to be cautious in our daily task.

With herd immunity becoming a common goal and education on rising variants, we as vendors are aware to be cautiously optimistic. The awareness and enforcement on safety measures is ingrained to be second nature for our vendors because we return home to loved ones, we care about our neighbors, and we care for our Navajo Nation.

I hope you have confidence in us as we have maintained confidence in our leaders, trusting you have our wellbeing in mind. A great factor in our wellbeing is to be able to provide for our families. Winter will be upon us and with empty pockets, we are financially stressed. Bills are stacked and we are only lucky we are not disconnected from our utility connection because we reside on the Navajo Nation. We pay for firewood, live stock feed, water hauling, and most importantly feed, shelter, and clothe our children and some of us daughters & sons take care of our parents.

Stating the obvious, we do practice social distancing, 6ft apart, sanitation, PPE, and communicate heavily with signage. Many of us lost loved ones, many of us prayed for recoveries, many of us still fear COVID19, and that is more reasons to abide by the CDC guidelines. We need to earn an income to lessen the winter financial plight. I hope our leaders factor in we have been without an income for more than a year. Thank you for your ongoing advocacy to represent Diné lives.

Ahéhee',

Alicia Chee

[gsstorm42617@gmail.com](mailto:gsstorm42617@gmail.com)

, Cameron, Az 86020

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

**LEGISLATION NO.:** 0076-21

**SPONSOR:** Honorable Paul Begay

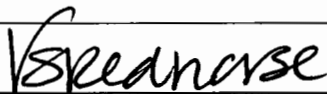
**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	<i>None</i>
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	1.) Clarissa Chee

  
 \_\_\_\_\_  
**Legislative Tracking Secretary  
Office of Legislative Services**

**MAY 3, 2021 8:30 AM**

**Date/Time**

## Comment for Legislation 0076-21

Candis Yazzie <cly23@nau.edu>

Wed 4/28/2021 12:18 PM

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

Clarissa Chee

Prescott Valley, AZ

April 27th, 2021

Executive Director  
Office of Legislative Services  
P.O Box 3390  
Window Rock, AZ 86515

To whom it may concern,

My name is Clarissa Chee, I am a 3rd generation resident of Tappen Wash in Cameron, Arizona. My family have relied on the selling site along highway 64 to support our family for many generations. I grew up watching my mother sell at these sites long before the development happened. Having been there full time to having the virus completely shut us down really had us in a tough spot financially.

At this time, I am going on over a year of no selling at my selling site on highway 64 milepost 277. This is my only source of income for my family of 5. We've gotten this far having to travel great distances to sell at other open CDC approved sites such as NACA (Native American for Community Action). These selling sites, a lot of supplies and equipment goes into having to set up there. We also have to pay a daily selling fee that can go up to \$65.00 per day.

To get ready for the slow reopening I've made a few changes to my business.

- Each morning before I go out to sell I check my temp, I record each day in regards to my health and how I'm feeling.
- To avoid taking any cash transactions, I accept Venmo, Paypal, and Zelle as other forms of payment. In regards to credit cards, I have a bluetooth card reader so when I accept cards there's no physical contact.
- I display signs that read "No Mask No Business", "Masks are Required to enter shop", "Where your Mask & Stay 6ft apart" If customers do have a mask, I always carry 50 extras each day to give out. If they refuse to wear a mask I always highly encourage customers to shop online at my facebook store to continue to provide the customer service.
- In regards to my jewelry I encourage my customers to sanitize before handling the products. All touched jewelry is immediately cleaned with alcohol or sanitary wipes. Before customers touch my jewelry they will need to sanitize, as I always provide hand sanitizer pumps at each table.
- I only allow up to 4 people at my table to encourage social distancing. In my stand I plan to only allow up to 5 people inside at a time. Each customer will have to sanitize their hands and wear a mask before entering.
- At our pay station we have placed a custom plexiglass sneeze guard.

I've taken these extra steps to ensure I am keeping my loved ones at home safe. I have a family to go home to as well so for me to make sure they are safe as well as my customers I'm taking the extra precaution. I am also very open to additional training as well.

Thank you for taking the time to hear us out as vendors. I hope you take our concerns into deep consideration.

Kind regards,

Clarissa Chee  
Chee's Native Arts and Craft

Committee Report

THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO NATION COUNCIL to whom has been assigned;

LEGISLATION NO. 0076-21

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND DEVELOPMENT, NAABIK'IYATI COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING THE REOPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSEYI DINE HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING THE CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS REOPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005

*Sponsor: Honorable Paul Begay, Jr.*

*Co-Sponsor: Honorable Herman M. Daniels  
Honorable Mark Freeland  
Honorable Nathaniel Brown  
Honorable Thomas Walker, Jr.*

*(Eligible for Committee Action April 26, 2021)*

Has had under consideration and report the same with the recommendation that Legislation 0076-21 pass with no amendment and no directive; and therefore referred the same to the RESOURCES AND DEVELOPMENT COMMITTEE OF THE NAVAJO NATION COUNCIL.

Respectfully Submitted,



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Daniel E. Tso, Chairperson  
Health, Education and Human Services Committee

**April 28, 2021 - Main Motion**

Motion by: Honorable Edison J. Wauneka

Seconded by: Honorable Paul Begay, Jr.

Vote: 5 in favor; 0 Opposed; Chairperson Not Voting

Yeas: Pernell Halona, Carl R. Slater, Charlaine Tso, Edison J. Wauneka, Paul Begay, Jr.

Nays: none

Not Voting: Daniel E. Tso

Absent (excused):

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE  
Regular Meeting  
April 28, 2021

Roll Call  
Vote Tally Sheet

THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO  
NATION COUNCIL to whom has been assigned;

LEGISLATION NO. 0076-21

AN ACTION RELATING TO THE HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND  
DEVELOPMENT, NAABIKIYATI COMMITTEES, AND THE NAVAJO NATION COUNCIL; APPROVING  
THE REOPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO  
TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL  
PARK, FOUR CORNERS MONUMENT, AND TSEYI DINE HERTIAGE AREA AT ORANGE STATUS  
NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING THE  
CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS  
REOPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION  
PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH  
EMERGENCY ORDER NO. 2021-005

*Sponsor: Honorable Paul Begay, Jr.*

*Co-Sponsor: Honorable Herman M. Daniels  
Honorable Mark Freeland  
Honorable Nathaniel Brown  
Honorable Thomas Walker, Jr.*

*(Eligible for Committee Action April 26, 2021)*

**April 28, 2021 - Main Motion**

Motion by: Honorable Edison J. Wauneka

Seconded by: Honorable Paul Begay, Jr.

Vote: 5 in favor; 0 Opposed; Chairperson Not Voting

Yeas: Pernell Halona, Carl R. Slater, Charlaine Tso, Edison J.  
Wauneka, Paul Begay, Jr.

Nays: none

Not Voting: Daniel E. Tso

Absent (excused):



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Daniel E. Tso, Chairperson  
Health, Education and Human Services Committee

*Michele Cook*

---

Michele M. Cook, Legislative Advisor  
Health, Education and Human Services Committee



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

**LEGISLATION NO.:** 0076-21

**SPONSOR:** Honorable Paul Begay

**TITLE: An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005**

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	1.) Alvin Begaye
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>

*V. Sreedharse*  
**Legislative Tracking Secretary  
Office of Legislative Services**

MAY 4, 2021 9:30 AM *ASD*  
**Date/Time**

# Comments on Legislation 0076-21

AE B <bgy1992@gmail.com>

Mon 5/3/2021 11:47 AM

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

Legislation 0076-21

Navajo Nation 24<sup>th</sup> Council

Navajo Nation, Window Rock, AZ 86515

April 27<sup>th</sup>, 2021

To Whom it may concern,

This letter is in support of reopening the Navajo nation Tribal Parks for local vendors to return to making an income, not only vendors but also wholesalers who are not able to sell at a park.

Now is the time to start making an income, the earlier this is possible the more prepared we will be for the winter months.

Having this income reduces the amount of times we would need to go elsewhere for income. Where there is a risk in the travel not to mention the risk of bringing the virus back home to our community.

The risk of getting the virus at places where vendors do business, is really low, it is almost all outdoors with great ventilation. Also, the Navajo nation has been really good at getting to herd immunity with the excellent deployment of the vaccines.

I understand there are risks of opening up the parks, because peoples lives are at risk, it is a difficult decision for our leaders to make, whatever comes out of this I will support our leaders and pray that the decisions made will be in the best interest of our people. In either decision we both need the support of our government, and the government needs our support. This is simply a letter in support of reopening of the parks.

Thank you for this opportunity.

Alvin Begaye

.....  
Cameron, AZ 86020

bgy1992@gmail.com

WARNING: External email. Please verify sender before opening attachments or clicking on links.

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

**LEGISLATION NO.:** 0076-21

**SPONSOR:** Honorable Paul Begay

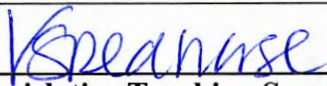
**TITLE:** An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'iyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005

**Posted:** April 20, 2021 at 11:40 AM

**5 DAY Comment Period Ended:** April 25, 2021

**Digital Comments received:**

<b>Comments Supporting</b>	1.) Lucille Jensen
<b>Comments Opposing</b>	<i>None</i>
<b>Comments/Recommendations</b>	<i>None</i>

  
 Legislative Tracking Secretary  
 Office of Legislative Services

MAY 6, 2021 9:30 AM  
 Date/Time

April 29, 2021

Yia'teh. My name is  
Lucy Jensen.

I am supporting  
legislation number 0076-21.

I'm here to support  
my community of  
Cameron Chapter. I'm a  
local arts and crafts vendor  
of LCR Overlook 1st viewpoint

ahéébéé

Cameron voter

Sincerely,

Lucy Jensen

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

**THIRD YEAR 2021**

**COMMITTEE REPORT**

Mr. Speaker,

The **RESOURCES AND DEVELOPMENT COMMITTEE** to whom has been assigned:

**LEGISLATION # 0076-21:** AN ACTION RELATING TO THE HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND DEVELOPMENT AND NAABIK'IYATI COMMITTEES AND NAVAJO NATION COUNCIL; APPROVING THE RE-OPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSE'YI DINE' HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING THE CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS RE-OPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005. *Sponsor: Honorable Paul Begay, Co-Sponsors: Honorable Herman M. Daniels, Honorable Nathaniel Brown, Honorable Mark A. Freeland and Honorable Thomas Walker, Jr.*

Has had it under construction and reports a DO PASS with the following amendments:

**AMENDMENT # 1: (Motion: Herman M. Daniels S: Thomas Walker, Jr. Vote: 4-0-1)**

1. **Exhibit A:** Exchange Public Health Emergency Order No. 2021-005 for Public Health Emergency Order No. 2021-009.
2. In every place in the legislation where the word "Orange" appears, replace with the word "Yellow." These places include: Page 1, line 22; Page 3, lines 11, 12, 14, Page 4, line 15; Page 5, line 17, 22, 27; Page 6, line 5.
3. In every place in the legislation where the numbers "2021-005" appear, replace with the numbers "2021-009." These places include: Page 1, lines 18, 23; Page 3, lines 4, 7, 14; Page 4, line 13; Page 5, lines 18, 23; Page 6, lines 2 and 8.
4. Page 3, lines 5 and 6 amend as follows:  
"The Navajo Nation is experiencing a ~~gradual downward trajectory of new cases, with a slowed infection rate and no sustained rebound~~ plateau of low cases, with a slowed infection rate and no sustained rebound."
5. Page 3, line 14 delete 2 and insert 3
6. Page 3, line 15 delete 25 and insert 50
7. Page 3, line 17 delete 25 and insert 50
8. Page 3, line 22 through 25 amend as follows:

~~Marina and parks: appointment only. Casinos and video poker: Navajo casinos are allowed to open at 50% of maximum occupancy to Navajo Nation residents, citizens, and employees only (no visitors and tourists). Not Allowed in Orange Phase: youth programs, museums, flea markets, roadside markets, gyms, recreation facilities, movie theaters.~~

9. Page 3, lines 26 through 29 delete Paragraph G in its entirety.
10. Page 3, line 26 insert a new Paragraph G as follows:

G. Public Health Emergency Order No. 2021-009 at page 2 paragraph D, states: "Restaurants may provide indoor dining at 25% of maximum occupancy. Marinas and parks are allowed to open at 25% of maximum occupancy to Navajo Nation residents, citizens and employees only (no visitors and tourists). Tour businesses must follow the HCOC Reopening Guidelines for Tour Businesses. Museums are allowed to open at 25% of maximum occupancy."
11. Page 3, line 30 and Page 4, lines 1 through 4 delete Paragraph H in its entirety. Re-letter remaining paragraphs.
12. Page 4, lines 9 through 11 delete "~~Navajo Nation is experiencing a gradual downward trajectory of new cases, with a slowed infection rate and no sustained rebound,~~" and insert "The Navajo Nation is experiencing a plateau of low cases, with a slowed infection rate and no sustained rebound."

**AMENDMENT # 2: M: Thomas Walker, Jr. S: Herman M. Daniels. V: 5-0-1 (CNV)**

1. Page 1, line 23, insert the following at the end of line 23:

**; AND APPROVING THE REOPENING OF NAVAJO NATION-OWNED AND MAINTAINED ROADS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER 2021-009 AND RESOLUTION NO. CMA-16-20**
2. On page 2, line 10, at the end of line 10 add the following sentence:

The Resources and Development Committee also has authority over roads and transportation on the Navajo Nation. 2 N.N.C. § 501 (B)(1), (B)(2)(b).
3. Page 5, line 12, add a new Paragraph K as follows:

K. The Navajo Nation Council recognizes the need to reopen Navajo Nation roads and Navajo Nation maintained roads in order to facilitate business operations and to support the recovery of small businesses and vendors at the Navajo Nation Parks listed herein.
4. On page 6, line 10, insert a new SECTION FIVE as follows:

**SECTION FIVE. APPROVING THE REOPENING OF NAVAJO NATION-OWNED AND MAINTAINED ROADS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER 2021-009 AND RESOLUTION NO. CMA-16-20.**

The Navajo Nation Council hereby approves the reopening of Navajo Nation-owned and maintained roads notwithstanding Public Health Emergency Order 2021-009 and Resolution No. CMA-16-20. This reopening shall apply to all travelers within the Navajo Nation, residents, tourists and visitors alike. The Navajo Nation Council supports and approves this reopening in order to facilitate business operations and the recovery of small businesses and vendors at the Navajo Nation Parks listed herein.

5. Renumber or re-letter succeeding paragraphs, sections, and exhibits, accordingly, if necessary. This amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

And thereafter the legislation was referred to Naabik'Iyati Committee.

Respectfully submitted,



Rickie Nez, Chairperson  
Resources and Development Committee of  
the 24th Navajo Nation Council

Date: May 5, 2021 – Regular Meeting (Teleconference)  
Meeting Location: (RDC members called in via teleconference from their location within the boundary of the Navajo Nation.)

**Main Motion:**

**Motion:** Thomas Walker, Jr. S: Mark A. Freeland V: 5-0-1 (CNV)  
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Herman M. Daniels, and Thomas Walker, Jr.  
**Excused:** NONE  
**Not Voting:** Presiding Chairperson Rickie Nez

**AMENDMENT # 1:**

**Motion:** Herman M. Daniels S: Thomas Walker, Jr. V: 4-0-1 (CNV)  
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Herman M. Daniels, and Thomas Walker, Jr.  
**Excused:** Kee Allen Begay, Jr.  
**Not Voting:** Presiding Chairperson Rickie Nez

**AMENDMENT # 2:**

**Motion:** Thomas Walker, Jr. S: Herman M. Daniels V: 5-0-1 (CNV)  
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Herman M. Daniels, and Thomas Walker, Jr.  
**Excused:** NONE  
**Not Voting:** Presiding Chairperson Rickie Nez

(NOTE: VOTE TALLY attached hereto)

**RESOURCES AND DEVELOPMENT COMMITTEE**  
**24<sup>th</sup> Navajo Nation Council**

**THIRD YEAR 2021**

**ROLL CALL**  
**VOTE TALLY SHEET**

**LEGISLATION # 0076-21:** AN ACTION RELATING TO THE HEALTH, EDUCATION AND HUMAN SERVICES, RESOURCES AND DEVELOPMENT AND NAABIK'IYATI COMMITTEES AND NAVAJO NATION COUNCIL; APPROVING THE RE-OPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSE'YI DINE' HERITAGE AREA AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005; AND SUPPORTING THE CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS RE-OPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005. *Sponsor: Honorable Paul Begay, Co-Sponsors: Honorable Herman M. Daniels, Honorable Nathaniel Brown, Honorable Mark A. Freeland and Honorable Thomas Walker, Jr.*

Date: May 5, 2021 – Regular Meeting (Teleconference)  
Meeting Location: (RDC members called in via teleconference from their location within the boundary of the Navajo Nation.)

**Main Motion:**

**Motion:** Thomas Walker, Jr. S: Mark A. Freeland V: 5-0-1 (CNV)  
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Herman M. Daniels, and Thomas Walker, Jr.  
**Excused:** NONE  
**Not Voting:** Presiding Chairperson Rickie Nez

**AMENDMENT # 1:**

**Motion:** Herman M. Daniels S: Thomas Walker, Jr. V: 4-0-1 (CNV)  
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Herman M. Daniels, and Thomas Walker, Jr.  
**Excused:** Kee Allen Begay, Jr.  
**Not Voting:** Presiding Chairperson Rickie Nez



**AMENDMENT # 2:**

**Motion:** Thomas Walker, Jr.

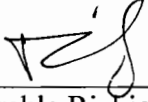
**S:** Herman M. Daniels

**V:** 5-0-1 (CNV)

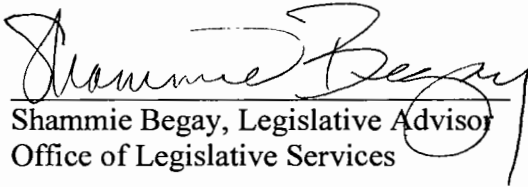
**In Favor:** Mark A. Freeland, Wilson C. Stewart, Jr., Kee Allen Begay, Jr., Herman M. Daniels, and Thomas Walker, Jr.

**Excused:** NONE

**Not Voting:** Presiding Chairperson Rickie Nez



Honorable Rickie Nez, Presiding Chairperson  
Resources and Development Committee



Shammie Begay, Legislative Advisor  
Office of Legislative Services

**24<sup>th</sup> NAVAJO NATION COUNCIL  
NAABIK'ÍYÁTI' COMMITTEE REPORT  
Third Year 2021**

The **NAABIK'ÍYÁTI' COMMITTEE** to whom has been assigned:

**NAVAJO LEGISLATIVE BILL #0076-21**

An Action Relating to Health, Education and Human Services, Resources and Development, Naabik'íyáti' Committees, and the Navajo Nation Council; Approving the Reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument and Tséyi' Diné Heritage Area at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005; and Supporting Implementation of the Division of Economic Development's Business Reopening Plan for Businesses Operating Within the Above-Mentioned Navajo Nation Parks and Recreation Sites at Orange Status Notwithstanding Public Health Emergency Order No. 2021-005

*Sponsored by: Honorable Paul Begay*

*Co-Sponsored by: Honorable Nathaniel Brown*

*Co-Sponsored by: Honorable Herman M. Daniels, Jr.*

*Co-Sponsored by: Honorable Mark A. Freeland*

*Co-Sponsored by: Honorable Thomas Walker, Jr.*

Has had it under consideration and reports the same that the legislation **PASSED WITH TWO (2) AMENDMENTS AND IS REFERRED TO THE NAVAJO NATION COUNCIL.**

Respectfully Submitted,



*Honorable Seth Damon, Chairman  
NAABIK'ÍYÁTI' COMMITTEE*

**3 June 2021**

**MAIN MOTION**

*Motioned by: Honorable Herman M. Daniels, Jr.*

*Seconded by: Honorable Jimmy Yellowhair*

*Vote: 22 In Favor, 00 Opposed (Chairman Damon Not Voting)*

**AMENDMENT #2**

1. Page 1, at line 13, insert the following underlined language:  
. . . **APPROVING THE REOPENING OF ALL NAVAJO NATION LAKES AND PARKS, INCLUDING THE LAKE POWELL NAVAJO TRIBAL PARK, . . .**
2. Page 2, at line 9, insert the following underlined language in Paragraph B:  
. . . Parks and Recreation Department and the Department of Fish and Wildlife. 2 N.N.C. § 501(C)(1).
3. Page 5, at line 13, add the following underlined language in Section Three:  
**SECTION THREE. APPROVING THE REOPENING OF ALL NAVAJO NATION LAKES AND PARKS, INCLUDING THE LAKE POWELL NAVAJO TRIBAL PARK, . . .**
4. Page 5, at line 19 and line 23, add the following underlined language:  
The Navajo Nation Council hereby approves the reopening of all Navajo Nation lakes and parks, including the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi’ Diné Heritage Area at the Orange Status notwithstanding Public Health Emergency Order 20-21-005. All Navajo Nation lakes shall be reopened by the Department of Fish and Wildlife as soon as adequate staff and funding become available.
5. Renumber or re-letter succeeding paragraphs, sections, and exhibits, accordingly, if necessary. This amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

*Motioned by: Honorable Raymond Smith, Jr.*

*Seconded by: Honorable Daniel E. Tso*

*Vote: 22 In Favor, 00 Opposed (Chairman Damon Not Voting)*

**AMENDMENT #1**

1. **Exhibit A:** Exchange Public Health Emergency Order No. 2021-005 with Public Health Emergency Order No. 2021-011.
2. Page 1, lines 17 and 18 amend as follows:  
~~HERITAGE AREA AT ORANGE STATUS 100% NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDERS RELATED TO COVID-19 NO. 2021-005 ; AND SUPPORTING THE CONTINUED IMPLEMENTATION OF THE DIVISION OF ECONOMIC DEVELOPMENT'S BUSINESS REOPENING PLAN FOR BUSINESSES OPERATING WITHIN THE ABOVE-MENTIONED NAVAJO NATION PARKS AND RECREATION SITES AT ORANGE STATUS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDER NO. 2021-005~~
3. Delete RDC Amendment No. 1 in its entirety.
4. Page 3, lines 4-6, delete Paragraph D in its entirety; insert new language as follows:  
D. Public Health Emergency Order No. 2021-011, attached as Exhibit A, at page 1, paragraph III, states: "The Navajo Nation is experiencing a plateau of low cases, with a slowed infection rate and no sustained rebound."
5. Page 3, lines 7-29, delete Paragraphs E, F, and G in their entirety.
6. Pages 3-4, lines 30, 1-4, delete Paragraph H in its entirety.
7. Page 4, lines 5-12, make the following changes:
  - I. Navajo Nation residents who derive their income from selling their arts and crafts and services at the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park,

Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi' Diné Heritage Area have felt the adverse economic effects of the closure of these Navajo Nation parks. Given that the "Navajo Nation is experiencing a ~~gradual downward trajectory of new cases, with a slowed infection rate and no sustained rebound,~~ plateau of low cases, with a slowed infection rate and no sustained rebound," these vendors should be allowed to resume their livelihood generated from sales at the Navajo parks.

8. Page 4, lines 13-16, make the following changes:
  - J. ~~In accordance with recent Public Health Emergency Orders, —Public Health Emergency Order 2021-05 states: "All businesses will be required to submit a COVID-19 Reopening Plan to the Navajo Nation Division of Economic Development before reopening, in Orange Status. Reopening plans can be emailed to: navajoconomy@navajo-nsn.gov"~~
9. Page 5, lines 13-18, make the following changes:

**SECTION THREE. APPROVING THE REOPENING OF THE LAKE POWELL NAVAJO TRIBAL PARK, MONUMENT VALLEY NAVAJO TRIBAL PARK, MONUMENT VALLEY WELCOME CENTER, LITTLE COLORADO RIVER NAVAJO TRIBAL PARK, FOUR CORNERS MONUMENT AND TSÉYI' DINÉ HERITAGE AREA AT ORANGE STATUS 100% NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDERS RELATED TO COVID-19 NO. 2021-005**
10. Page 5, lines 19-23, make the following changes:

The Navajo Nation Council hereby approves the reopening of the Lake Powell Navajo Tribal Park, Monument Valley Navajo Tribal Park, Monument Valley Welcome Center, Little Colorado River Navajo Tribal Park, Four Corners Monument, Tséyi' Diné Heritage Area at the ~~Orange status~~ 100% notwithstanding public health emergency orders related to covid-19 no. 2021-005
11. Pages 5-6, lines 25-30, 1-8, delete Section Four in its entirety.
12. Page 1, line 23, amend as follows at the end of line 23:

; AND APPROVING THE REOPENING OF NAVAJO NATION-OWNED AND MAINTAINED ROADS NOTWITHSTANDING PUBLIC HEALTH EMERGENCY ORDERS 2021-009 RELATED TO COVID-19
13. On page 6, line 10, amend SECTION FIVE as follows:

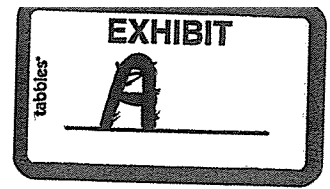
SECTION FIVE. APPROVING THE REOPENING OF NAVAJO NATION-OWNED AND MAINTAINED ROADS NOTWITHSTANDING ANY PUBLIC HEALTH EMERGENCY ORDERS ~~2021-009~~ RELATED TO COVID-19 AND RESOLUTION CMA-16-20

The Navajo Nation Council hereby approves the reopening of Navajo Nation-owned and maintained roads notwithstanding any Public Health Emergency Orders ~~2021-005~~ related to COVID-19 and Resolution No. CMA-16-20. This reopening shall apply to all travelers within the Navajo Nation, residents, tourists and visitors alike. The Navajo Nation Council supports and approves this reopening in order to facilitate business operations and the recovery of small businesses and vendors at the Navajo Nation Parks listed herein.
14. Renumber or re-letter succeeding paragraphs, sections, and exhibits, accordingly, if necessary. This amendment shall supersede inconsistent language contained in any other committee amendment, which shall be conformed to the intent or language of this amendment. The Office of Legislative Services, with notice to the sponsor(s) of the Legislation, is hereby authorized to make necessary grammatical changes.

*Motioned by: Honorable Rickie Nez*

*Seconded by: Honorable Daniel E. Tso*

*Vote: 22 In Favor, 00 Opposed (Chairman Damon Not Voting)*



**PUBLIC HEALTH ORDER  
NAVAJO DEPARTMENT OF HEALTH  
NAVAJO OFFICE OF ENVIRONMENTAL HEALTH & PROTECTION PROGRAM**

**May 21, 2021**

**Public Health Emergency Order No. 2021-011**

**Public Health Emergency Order Continuing “Yellow Status” for Businesses**

- I. Paragraphs I – IX from Public Health Emergency Order No. 2020-004 are incorporated herein, addressing the various Navajo Nation (Nation) authorities related to the current COVID-19 Public Health Emergency as well as escalating incidents and community spread of COVID-19 on the Nation.
- II. In response to COVID-19, the Navajo Nation has established the “Navajo Nation Reopening Plan,” to declare the Nation’s “status” according thereto, and to guide businesses in proper compliance with the plan. All provisions of this Order are to be interpreted to effectuate this intent. Failure to comply with any provision of this Order constitutes an imminent threat and menace to public health.
- III. The Navajo Nation is experiencing a plateau of low cases, with a slowed infection rate and no sustained rebound. The Nation remains vigilant as neighboring states are reducing restrictions rapidly and new COVID variants are present and being monitored in states surrounding the Navajo Nation. As coronavirus vaccines are being made available on the Navajo Nation, all preventative precautions should continue to be adhered to after receiving the vaccine. The Navajo Nation recently documented cases of COVID-19 UK variant (B.1.1.7) and California variant (B.1.429) within the Navajo Nation. According to the CDC, these variants seem to spread more easily and quickly.
- IV. Pursuant to Navajo Nation Resolution No. CMA-16-20, the Nation’s roads remain closed to Visitors for the duration of the declared public health emergency, and Visitors are advised to refrain from traveling to the Navajo Nation. Tribal parks will not be accessible to Visitors and Tourists during this time. Visitors and Tourists will be informed when the Navajo Nation can safely welcome Visitors back to the Nation.

**THEREFORE, NOTICE IS GIVEN** that pursuant to the power and authority set forth in the NDOH enabling legislation (NNC Resolution No. CO-50-14) and in conjunction with the Navajo Nation Public Health State of Emergency Declaration (CEM Resolution No. 20-03-11):

- A. The Navajo Nation Reopening Plan is declared binding on all businesses on the Navajo Nation. Available at <https://www.navajoreopening.navajo-nsn.gov/>.

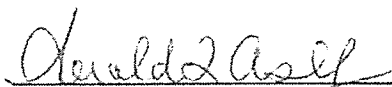
- B. Per the Plan's "reopening status schedule," the Navajo Health Command and Operations Center ("NHCOC"), having evaluated the current state of the Navajo Nation per the gating criteria and public health considerations provided in the Plan, declares the Nation to continue in **Yellow status**. All businesses shall be bound to the conditions and requirements of Yellow status. The NHCOC will announce any future status changes by Public Health Emergency Order.
- C. Yellow status is defined as: 50% of maximum occupancy allowed for most businesses. Restaurants and Dining facilities: drive-thru and curbside permissible. Restaurants with permanent outdoor dining may provide outdoor dining at 50% of maximum occupancy, as long as social distancing between tables is enforced; Restaurants without permanent outdoor dining are allowed up to 10 outdoor tables (max 4 persons per table), as long as social distancing between tables is enforced; Personal Care and Services: service by appointment only and allow time for cleaning between appointments. Casinos and video poker: Navajo casinos are allowed to open at 50% of maximum occupancy to Navajo Nation residents, citizens and employees only (no visitors and tourists). Lodging and hotels including campgrounds and RV parks are allowed at 50% of maximum occupancy.
- D. Restaurants may provide indoor dining at 50% of maximum occupancy. Marinas and parks are allowed to open at 50% of maximum occupancy to Navajo Nation residents, citizens and employees only (no visitors and tourists). Tour businesses must follow the HCOC Reopening Guidelines for Tour Businesses. Museums and zoos are allowed to open at 50% of maximum occupancy.
- E. Flea markets and roadside markets are allowed in accordance with guidelines issued by HCOC, including:
1. Temporary food stands are permitted to operate under the same provisions as temporary food service establishment under the Navajo Nation Food Service Sanitation Code/Regulations.
  2. Permit and food handler's card are required to be displayed during operation.
  3. If expired, any vendor must renew permit and food handler's card prior to operation.
  4. Management entities overseeing or managing the site where vending is occurring, shall be responsible for ensuring that these guidelines are followed. Management Entity: The owner of the permanent property where temporary vendors are conducting business. Includes individuals, businesses, and local governance units.
- F. Currently Not Allowed in the Yellow Phase: youth programs. The HCOC is evaluating reopening youth programs. Further guidance will be issued in the future to reopen.
- G. Not Allowed in Yellow Phase: gyms, recreation facilities, movie theaters.

H. All businesses are required to submit a COVID-19 Reopening Plan to the Navajo Nation Division of Economic Development before reopening in Yellow Status. Reopening plans can be emailed to: [navajoeconomy@navajo-nsn.gov](mailto:navajoeconomy@navajo-nsn.gov)

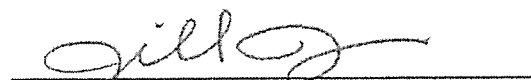
**NOTICE IS FURTHER GIVEN** that this Order shall not abrogate any disease-reporting requirements (consistent with HIPAA privacy standards).

**NOTICE IS FURTHER GIVEN** that this Order shall take effect Monday, May 24, 2021 at 5:00 A.M. MDT, and shall remain in effect until amended or rescinded by the Health Command Center.

**ADDITIONAL ADVISORIES AND ORDERS WILL FOLLOW AS CONDITIONS WARRANT. SO ORDERED THIS 21<sup>st</sup> Day of May, 2021.**



Geraldine Ashley, Delegated Program Supervisor III  
Navajo Office of Environmental Health &  
Protection Program  
Navajo Department of Health



Dr. Jill Jim, Executive Director  
Navajo Department of Health  
Health Command Operations Center

NAVAJO NATION

6/3/2021

Naa'bik'iyati' Committee Special Meeting

02:01:51 PM

Amd# to Amd#	Legislation 0076-21: Approving	PASSED
MOT Daniels	the Reopening of the Lake Powell	
SEC Yellowhair	Navajo Tribal Park, Monument	
	Valley Navajo Tribal Park...	

Yeas : 22

Nays : 0

Excused : 0

Not Voting : 1

**Yea : 22**

Begay, E	Daniels	Smith	Tso, O
Begay, K	Freeland, M	Stewart, W	Walker, T
Begay, P	Halona, P	Tso, C	Wauneka, E
Brown	James, V	Tso, D	Yazzie
Charles-Newton	Nez, R	Tso, E	Yellowhair
Crotty	Slater, C		

**Nay : 0**

**Excused : 0**

**Not Voting : 1**

Henio, J

**Presiding Speaker: Damon**



NAVAJO NATION

975

6/3/2021

Naa'bik'iyati' Committee Special Meeting

01:46:55 PM

Amd#2 to Amd#

Page 1, at line 13, insert the

PASSED

MOT Smith

following underlined language:

SEC Tso, D

..APPROVING THE REOPENING OF ALL  
NAVAJO NATION LAKES AND PARKS,..

Yeas : 22

Nays : 0

Excused : 0

Not Voting : 1

**Yea : 22**

Begay, E

Daniels

Slater, C

Tso, O

Begay, K

Freeland, M

Smith

Walker, T

Begay, P

Halona, P

Stewart, W

Wauneka, E

Brown

Henio, J

Tso, C

Yazzie

Charles-Newton

James, V

Tso, D

Yellowhair

Crotty

Nez, R

**Nay : 0**

**Excused : 0**

**Not Voting : 1**

Tso, E

**Presiding Speaker: Damon**

NAVAJO NATION

974

6/3/2021

Naa'bik'iyati' Committee Special Meeting

12:19:59 PM

Amd#1 to Amd#

1. Exhibit A: Exchange Public

PASSED

MOT Nez, R

Health Emergency Order No.

SEC Tso, D

2021-005 with Public Health

Emergency Order No. 2021-011.

Yeas : 22

Nays : 0

Excused : 0

Not Voting : 1

**Yea : 22**

Begay, E

Freeland, M

Smith

Tso, O

Begay, K

Halona, P

Stewart, W

Walker, T

Begay, P

Henio, J

Tso, C

Wauneka, E

Brown

James, V

Tso, D

Yazzie

Charles-Newton

Nez, R

Tso, E

Yellowhair

Daniels

Slater, C

**Nay : 0**

**Excused : 0**

**Not Voting : 1**

Crotty

**Presiding Speaker: Damon**