1. On page 1, line 12, delete ~~$1,166,003,000~~ and insert $1,070,298,867

2. Delete Amendment No. 1 in its entirety

3. On page 1, line 14, after “FUND””, insert REGIONAL CHAPTER PROJECTS

4. On page 1, line 14, after “PLAN~~S~~”, delete ~~FOR WATER AND WASTEWATER PROJECTS, BROADBAND PROJECTS, HOME ELECTRICITY CONNECTION PROJECTS, HOUSING AND HOUSING RENOVATION PROJECTS, BATHROOM ADDITION PROJECTS, AND HARDSHIP ASSISTANCE~~

5. On page 5, line 24, amend new paragraph P and add new paragraph Q as follows:

P. The Navajo Nation Council and Office of the President and Vice-President concurred that, based on their respective public consultation efforts, it ~~is~~ in the best interest of the Navajo people and Navajo communities to first enact ~~comprehensive~~ a Navajo Nation Fiscal Recovery Fund Hardship Assistance Expenditure Plan~~s~~. To that end, the Navajo Nation Council adopted Resolution No. CD-62-21 providing $557,000,000 in Hardship Assistance for Navajo members to mitigate the financial devastation caused by the COVID-19 pandemic. The President agreed with the Council and signed CD-62-21 into law on January 4, 2022. ~~for Water and Wastewater projects, Broadband projects, Home Electricity Connections projects, Housing and Housing Renovations projects, Bathroom Addition projects, and Hardship Assistance in total amount of one billion one hundred sixty-six million three thousand dollars ($1,166,003,000),~~~~as set forth in~~ **~~Exhibits C~~** ~~through~~ **~~H~~** ~~which are incorporated herein.~~

Q. The Navajo Nation Council and Office of the President and Vice-President also concur that, based on their respective public consultation efforts, it is in the best interest of the Navajo people and Navajo communities to fund local and regional projects and enact a comprehensive Navajo Nation Fiscal Recovery Fund Expenditure Plan for Regional Chapter Projects in the total amount of one billion seventy million two hundred ninety-eight thousand eight hundred sixty-seven dollars ($1,070,298,867) divided equally between the twenty-four (24) Delegate Regions in the amount of forty-four million five hundred ninety-five thousand seven hundred eighty-six dollars ($44,595,786) per Delegate Region as set forth in **Exhibit C.**

6. Delete page 6, line 3, through page 13, line 4.

7. Delete Exhibits C through H

8. Insert new **Exhibit C**

9. On page 13, line 5, insert new section as follows:

**SECTION THREE. APPROVAL OF THE REGIONAL CHAPTER PROJECTS EXPENDITURE PLAN**

1. The Navajo Nation hereby approves and adopts the Navajo Nation Fiscal Recovery Fund Regional Chapter Projects Expenditure Plan as set forth herein and in **Exhibit C.**
2. The Navajo Nation hereby approves total funding for the NNFRF Regional Chapter Projects Expenditure Plan from the Navajo Nation Fiscal Recovery Fund in the total amount of one billion seventy million two hundred ninety-eight thousand eight hundred sixty-seven dollars ($1,070,298,867) divided equally between the twenty-four (24) Delegate Regions in the amount of forty-four million five hundred ninety-five thousand seven hundred eighty-six dollars ($44,595,786) per Delegate Region as set forth in **Exhibit XX.**
3. For purposes of NNFRF Expenditure Plans, “Delegate Region” shall mean all the Navajo Nation chapters, both LGA Certified and non-LGA chapters, and Townships, represented by a Navajo Nation Council delegate.
4. Each Navajo Nation Council delegate shall select Fiscal Recovery Fund eligible projects in their Delegate Region to be funded through a NNFRF Regional Chapter Projects Expenditure Plan. The projects selected by each Delegate shall not exceed $44,595,786 in total.
5. Delegates may select projects for their Regional Chapter Projects Expenditure Plan from the list of projects, attached as **Exhibit xx**, that have already been submitted to NNDOJ for an initial eligibility determination and are not included in another NNFRF Expenditure Plan. Delegates may also select projects that have not previously been submitted to NNDOJ for an initial eligibility determination, as long as such projects have received an initial eligibility determination prior to being included on the respective Regional Chapter Projects Expenditure Plan.
6. The projects selected by each Navajo Nation Council delegate shall be compiled into a Delegate Region Projects Expenditure Plan for their respective Delegate Region and approved by Navajo Nation Council resolution and signed into law by the President of the Navajo Nation.
7. Delegate Region Projects Expenditure Plans shall be subject to the following requirements and restrictions:
8. Delegate Region Projects shall fall under one of the authorized U.S. Treasury Expenditure Eligibility Categories set forth in **Exhibit H-2;**
9. The funding for any and all projects included in a Regional Chapter Projects Expenditure Plan shall be obligated by December 31, 2024, and fully expended, with the project completed, by December 31, 2026;
10. Any project, without exception, included in a Delegate Region Projects Expenditure Plan shall be capable of being fully completed by December 31, 2026;
11. Each Delegate Region Project shall be subject to CJY-41-21’s NNDOJ initial eligibility determination;
12. Each Delegate Region shall be limited to a total of nine million one hundred fifty thousand dollars ($9,150,000) of Revenue Replacement Projects (Expenditure Eligibility Category 6.1: Provision of Government Services);
13. Delegate Region Projects shall not include Sanitation Deficiency Service (“SDS”) included on the Indian Health Service 2022 SDS List attached as **Exhibit H-3**;
14. All Delegate Region non-construction projects, including planning and design, shall be “project ready” meaning that xxxx; and
15. All Delegate Region construction projects shall be “construction ready” meaning that xxxx.
16. The FRF Office shall assist each Council Delegate in developing their respective Delegate Region Projects Expenditure Plans and shall, notwithstanding BFS-31-21, submit each respective Expenditure Plan to NNDOJ for an initial eligibility determination as required under CJY-41-21.
17. The requirement in CJY-41-21, Section Three (F), to establish a contingency reserve for NNFRF Regional Chapter Projects construction projects shall be implemented on a case-by-case basis through resolution(s) approved by the Navajo Nation Council and enacted pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12).
18. To ensure Delegate Region Projects are completed within the federal Fiscal Recovery Fund deadlines, approved Delegate Region Projects Expenditure Plans shall only be amended by three-fourths (3/4) vote of the full membership of the Navajo Nation Council and signed into law by the President of the Navajo Nation.

10. Insert new **Exhibits**  **-x** through **x**

11. Page 13, line 25, before “Navajo Nation”, insert After approval pursuant to 2 N.N.C. § 164 (A)(17) and 2 N.N.C. §§ 1005 (C) (10), (11), and (12),

12. Page 15, line 3, after “Plan”, insert, as long as such projects or services share the same Expenditure Eligibility Category

13. Page 19, line 5, delete **~~TO HARDSHIP ASSISTANCE EXPENDITURE PLAN~~**

14. Page 19, delete lines 11 through 18 and lines 24 through 26

15. Page 19, line 21, after “to”, delete ~~the NNFRF Hardship Assistance~~ and insert another NNFRF

16. Renumber or re-letter succeeding paragraphs, sections, and exhibits, as necessary and appropriate. The Council and Committee hereby authorize Office of Legislative Services and Office of Legislative Counsel to correct grammatical and other technical errors, including adjustment of comprehensive dollar amounts, consistent with the intent of this amendment. This Amendment supersedes all inconsistent language in any other Committee or Council amendment.