

TIIS TSOH SÍKAAD CHAPTER

Post Office Box 7359
Newcomb, New Mexico 87455
505-696-5470 (Telephone)
505-696-5473 (Fax)
tiistsohsikaad@navajochapters.org



Harrison LaMone, President
Nancy Begay, Vice President
Theresa Johnson, Secretary/Treasurer
Evalina Begay, Grazing Member
Rickie Nez, Council Delegate

RESOLUTION OF THE TIIS TSOH SÍKAAD CHAPTER RESOLUTION No. TTS-RES-02-019

A RESOLUTION REQUIRING FEDERAL ACCOUNTABILITY FROM THE OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT REGARDING THE NO NAME PERMIT FOR COAL MINING EXPANSION AND OPERATIONS AND PROTECTION OF ENVIRONMENTAL AND COMMUNITY HEALTH

WHEREAS,

1. Pursuant to the Navajo Nation Local Governance Act, 26 N.N.C. Chapter 1, Section 3(A), the Navajo Nation Council delegated authority to the Tiis Tsoh Sikaad Chapter to make decisions on local matters to improve community decision making, enable Navajo leaders to guide towards a better future, and strengthen Navajo Nation sovereignty; and
2. Pursuant to 26 N.N.C., Section 1(B), Tiis Tsoh Sikaad Chapter is vested with the authority to review all matters affecting the community, make appropriate decisions and actions on behalf of the people that will benefit the community, and make recommendations to the Navajo Nation and other agencies for appropriate and suitable actions; and
3. The Tiis Tsoh Sikaad Chapter is to govern responsibly and be accountable to their community, while also initiating plans and determining actions to promote, protect, and preserve the general welfare of their constituents, and the Navajo Nation; and
4. Navajo Transitional Energy Company (NTEC) submitted an application for the No Name Permit to expand coal mining operations across approximately 11,526 acres, with an estimated 503 million tons of coal to be mined over a projected 110-year period, an unprecedented timeframe that raises serious and significant concerns regarding intergenerational impacts; and
5. The No Name Permit area includes residential homes, roads and infrastructure, dwellings and lands of cultural significance, with plans to demolish or relocate houses, and to divert natural waterways such as the Pinabete Arroyo, including impactful realignment of the Burnham Road to the community; and
6. The Four Corners Power Plant, the primary consumer of coal, is slated for closure by 2038; however, no clear and enforceable contracts or commitments have been provided to substantiate the demand or market for coal production under the No Name Permit between 2031 through 2038, or beyond. Coal can only be analyzed at the Four Corners Power Plant through 2038 as no coal contracts with the Navajo exist beyond 2031, including any plans to export coal or to construct new coal-fired facilities; and
7. Coal mining and combustion have well-documented adverse impacts on air and water quality, public health, and the environment, including increased emissions of CO₂, NO_x, SO₂, particulate matter, and toxic heavy metals, as well as excessive water consumption; and
8. The Office of Surface Mining Reclamation and Enforcement (OSMRE) announced that it will prepare an Environmental Impact Statement (EIS) for the No Name Permit and will conduct, among other things, a Cumulative Hydrologic Impact Assessment and a review under Section 106 of the National Historic Preservation Act. However, OSMRE proposed an unrealistic short timeline for such an analysis, which is insufficient to gather and thoroughly evaluate all necessary information and community input; and
9. The review of the permit materials indicates that key and essential sections of the application, as well as other critical details concerning water usage, reclamation, rail and transportation plans, and long-term mine closure, are

absent and incomplete. OSMRE staff and personnel declined to supply printed copies of the full permit despite the lengthy and extensive unprecedented 110-year timeframe of analysis; and

10. Tiis Tsoh Sikaad Chapter upholds the principles of Diné Fundamental Law, which underscore the protection of Diné Bikéyah, the interconnectedness of all living beings, and the obligation to safeguard the interests of future generations. Historically, Tiis Tsoh Sikaad and the Burnham have been persistently subjected to relentless development of coal plants and energy infrastructure, without comprehensive oversight to ensure the community's well-being; and

11. Tiis Tsoh Sikaad Chapter requires full transparency, meaningful community consultation, and strict adherence to the principles of Free, Prior, and Informed Consent (FPIC) across all energy projects and initiatives. This includes providing fair notice, accessible information, and genuine opportunities for public and stakeholder engagement. Despite energy dominance and the lack of time to inform the public about new coal plant plans, the Chapter maintains that the rushed schedule is inadequate for proper community due process.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Tiis Tsoh Sikaad Chapter hereby formally OPPOSES the Navajo Transitional Energy Company's No Name Permit application and any expansion of coal mining operations that may jeopardize and threaten the health, environment, and cultural heritage of the Tiis Tsoh Sikaad community and Navajo Nation lands.

2. The Tiis Tsoh Sikaad Chapter calls upon the Office of Surface Mining Reclamation and Enforcement (OSMRE) to:

a. Conduct a thorough and comprehensive Environmental Impact Statement (EIS) that includes:

i. A complete Cumulative Hydrologic Impact Assessment

ii. A full and thorough Section 106 review under the National Historic Preservation Act, with involvement from affected community members

iii. A full and thorough environmental justice analysis that accounts for historic and ongoing burdens on Diné communities

b. Provide to the Chapter and community:

i. All missing portions of the permit application

ii. All information related to coal supply for the Four Corners Power Plant beyond 2031 – including coal export plans – and any proposed new coal-fired power plants or rail projects connected to the No Name Permit

3. The Tiis Tsoh Sikaad Chapter demands that:

a. OSMRE extends any scoping and public comment periods to provide ample time for community review of all materials regarding complete projects, given the unprecedented 110-year analysis timeframe.

b. OSMRE and NTEC provide accessible, printed, and digital copies of the full and complete permit and EIS documents.

c. Residents within and around the proposed permit area are directly notified and included in all meetings, including the impact realignment of Burnham Road to the community.

4. The Tiis Tsoh Sikaad Chapter hereby urges the Navajo Nation Council, Navajo Transitional Energy Company, and all relevant and pertinent agencies to halt and suspend any and all approval and permitting processes related to the No Name Permit until exhaustive and comprehensive environmental, health, cultural, and economic impact assessments are conducted and completed with full community participation and transparency.

5. The Tiis Tsoh Sikaad Chapter authorizes chapter officials to submit this resolution to the Navajo Nation Council, Navajo Transitional Energy Company, Office of Surface Mining Reclamation and Enforcement, Navajo Nation Environmental Protection Agency, and other relevant entities.

CERTIFICATION

We hereby certify that the foregoing Chapter resolution was duly considered by Tiis Tsoh Sikaad Chapter of the Navajo Nation, (New Mexico), at a duly called meeting at which a quorum was present and the same was passed by a vote of 15 in favor, 5 opposed and 7 abstained on this 13th day of February 2026.

Motion: Dailon Long

Second: Harriet Yazzie

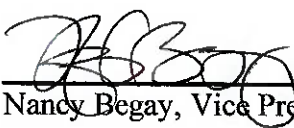
TÍÍS TSOH SÍKAAD CHAPTER

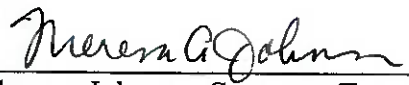
Post Office Box 7359
Newcomb, New Mexico 87455
505-696-5470 (Telephone)
505-696-5473 (Fax)
tiistsohsikaad@navajochapters.org



Harrison LaMone, President
Nancy Begay, Vice President
Theresa Johnson, Secretary/Treasurer
Evalina Begay, Grazing Member
Rickie Nez, Council Delegate


Harrison LaMone, Chapter President


Nancy Begay, Vice President


Theresa Johnson, Secretary Treasurer