TITLE: An Action Relating To Budget And Finance And NAABIK'ÍYATI' Committees: Accepting And Implementing The Indirect Cost (IDC) Negotiation Agreement With The U.S. Department Of Interior, Interior Business Center For Fiscal Year 2019

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DATE: July 24, 2019

TITLE OF RESOLUTION: AN ACTION RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTT' COMMITTEES: APPROVING, ACCEPTING, AND IMPLEMENTING THE INDIRECT COST (IDC) NEGOTIATION AGREEMENT WITH THE U.S. DEPARTMENT OF INTERIOR, INTERIOR BUSINESS CENTER FOR FISCAL YEAR 2019

PURPOSE: The purpose of this legislation is to approve the FY 2019 Indirect Cost Rate for the approved for the Navajo Nation by Interior Business Center.

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.
PROPOSED NAVAJO NATION STANDING COMMITTEE RESOLUTION

24th NAVAJO NATION COUNCIL—FIRST YEAR, 2019

INTRODUCED BY

(Primary Sponsor)

TRACKING NO. 0236-19

AN ACTION

RELATING TO BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES:

APPROVING, ACCEPTING, AND IMPLEMENTING THE INDIRECT COST (IDC)

NEGOTIATION AGREEMENT WITH THE U.S. DEPARTMENT OF INTERIOR.

INTERIOR BUSINESS CENTER FOR FISCAL YEAR 2019

BE IT ENACTED:

Section One. Authority

A. Intergovernmental agreements are agreements between the Navajo Nation and another
government that involve the sharing of governmental powers, and include Indian Self-
Determination and Education Assistance Act (P.L. 638) contracts. 2 N.N.C § 110(J).

B. The Budget and Finance Committee is empowered to authorize, review, approve and
accept agreements between the Navajo Nation and any federal authority upon the
recommendation of the standing committee which has oversight over the division,
department, or program making the request. 2 N.N.C. § 301(B)(15).

C. The Office of Management and Budget (OMB) has made the request and the Budget and
Finance Committee has oversight of OMB. 2 N.N.C. § 301(B)(13).

D. The Navajo Nation Council established the Naabik'íyáti' Committee as a Navajo Nation
standing committee and empowered the committee to "review and approve the
negotiation and setting of the Navajo Nation's indirect cost or administrative code rate agreements with the cognizant federal agency.” 2 N.N.C. §§ 700(A) and 701(A)(10).

Section Two. Findings

A. The Interior Business Center (IBC) submitted the Indian Organizations Indirect Cost (IDC) Negotiation Agreement to the Navajo Nation with a letter dated July 9, 2019. These documents are included in Exhibit A.

B. The proposed rate in the IDC Negotiation Agreement is 15.85% for the time period from 10/1/2018 to 09/30/2019.

C. OMB submitted a memorandum to the 164 reviewers describing the process to accept the IDC rate. Accordingly, OMB, the Office of the Controller and the Department of Justice have indicated the documents are sufficient. See Exhibit B.

D. Entering into the Indian Organization Indirect Cost Negotiation Agreement is in the Navajo Nation's best interest.

Section Three. Approval of IDC Negotiation Agreement

A. The Navajo Nation approves, accepts, and implements the Indian Organizations IDC Negotiation Agreement with the U.S. Department of the Interior, Interior Business Center included in Exhibit A.

B. The Navajo Nation authorizes the Navajo Nation President, or his designee, to execute the Indian Organizations IDC Negotiation Agreement.