

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0102-19

SPONSOR: Charlaine Tso

TITLE: An Action Relating To Health, Education And Human Services, Budget And Finance, NABIK'IYATI' Committee And Navajo Nation Council; Approving And Authorizing The Indian Child Welfare Act Intergovernmental Agreement Between The State Of Utah's Department Of Human Services, Division Of Child And Family Services And The Navajo Nation And Its Division Of Social Services

Date posted: May 02, 2019 at 5:20 PM

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LEGISLATIVE SUMMARY SHEET
Tracking No. 0102-19

DATE: March 26, 2019

AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE, NABIK'ÍYÁTI' COMMITTEE AND NAVAJO NATION COUNCIL; APPROVING AND AUTHORIZING THE INDIAN CHILD WELFARE ACT INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF UTAH'S DEPARTMENT OF HUMAN SERVICES, DIVISION OF CHILD AND FAMILY SERVICES AND THE NAVAJO NATION AND ITS DIVISION OF SOCIAL SERVICES

PURPOSE: The purpose of this legislation is to approve the Indian Child Welfare Act Intergovernmental Agreement between the Navajo Nation Division of Social Services and the State of Utah.

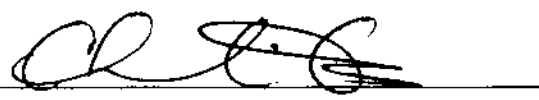
This written summary does not address recommended amendments as may be provided by the standing committees. The Office of Legislative Counsel requests each Council Delegate review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD:
Website Posting Time/Date:
Posting End Date: 5/7/19
Eligible for Action: 5/8/19

Health, Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee
Thence
Navajo Nation Council

1 PROPOSED NAVAJO NATION COUNCIL RESOLUTION
2 24th NAVAJO NATION COUNCIL—First Year, 2019

3 INTRODUCED BY

4 
5

6 Primary Sponsor

7
8 TRACKING NO. 0102-19
9

10 AN ACTION RELATING TO HEALTH, EDUCATION AND HUMAN
11 SERVICES, BUDGET AND FINANCE, NABIK'ÍYÁTI' COMMITTEE AND
12 NAVAJO NATION COUNCIL; APPROVING AND AUTHORIZING THE
13 INDIAN CHILD WELFARE ACT INTERGOVERNMENTAL AGREEMENT
14 BETWEEN THE STATE OF UTAH'S DEPARTMENT OF HUMAN
15 SERVICES, DIVISION OF CHILD AND FAMILY SERVICES AND THE
16 NAVAJO NATION AND ITS DIVISION OF SOCIAL SERVICES
17

18 **BE IT ENACTED:**
19

20 **Section One. Authority**

- 21 A. The Health, Education and Human Services Committee is the oversight
22 committee for the Division of Social Services. 2 N.N.C. §401(C)(1).
23 B. The Budget and Finance Committee is established as a standing committee of
24 the Navajo Nation Council with the authority to approve and accept
25 Intergovernmental Agreements between the Navajo Nation and the State of
26 Utah upon the recommendation of the standing committee which has
27 oversight of the program which requested the Agreement. 2 N.N.C. §301
28 (B)(15).
29 C. The Naabik'iyáti' Committee is authorized to recommend resolutions to the
30 Navajo Nation Council and coordinate all federal, county and state programs.

1 2 N.N.C §701 A (3)(4).

2 D. The Navajo Nation Council must approve all intergovernmental agreements
3 by resolution. 2 N.N.C 164(A)

4 **Section Two. Findings**

5 A. The Indian Child Welfare Intergovernmental Agreement between the Navajo
6 Nation and its Division of Social Services and the State of Utah and its
7 Department of Human Services, Division of Child and Family Services is
8 entered into under 25 U.S.C. §1919 and the Utah Joint Powers Act and is
9 predicated on a government to government relationship between the State of
10 Utah and the Navajo Nation in a spirit of cooperation, coordination,
11 communication, collaboration and good will.

12 B. This Indian Child Welfare Intergovernmental Agreement has been reviewed
13 by the Navajo Nation Department of Justice and determined to be legally
14 sufficient. See Exhibit A.

15 C. The Navajo Nation finds it to be in the best interest of the Navajo People and
16 the children of the Navajo Nation to enter into this Indian Child Welfare
17 Intergovernmental Agreement with the State of Utah, Department of Humans
18 Services, Division of Child and Family Services as found at Exhibit A.

19
20 **Section Three. Approvals**

21 A. The Navajo Nation hereby approves and authorizes this Indian Child Welfare
22 Intergovernmental Agreement between the Navajo Nation and its Division of
23 Social Services and the State of Utah, Department of Humans Services,
24 Division of Child and Family Services, as found at Exhibit A.

25 B. The Navajo Nation hereby authorizes the President of the Navajo Nation to
26 execute and effectuate this Agreement.