TITLE: An Action Relating To The Health Education And Human Services Committee And The Budget And Finance Committee; Recommending And Approving The Navajo Nation Non-Emergency Medical Transportation Fund Management Plan

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DATE: February 6, 2020

TITLE OF RESOLUTION: RELATING TO THE HEALTH EDUCATION AND HUMAN SERVICES COMMITTEE AND THE BUDGET AND FINANCE COMMITTEE; RECOMMENDING AND APPROVING THE NAVAJO NATION NON-EMERGENCY MEDICAL TRANSPORTATION FUND MANAGEMENT PLAN

PURPOSE: This resolution, if approved, will adopt the Non-Emergency Medical Transportation Fund Management Plan.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.
PROPOSED STANDING COMMITTEE RESOLUTION
24th NAVAJO NATION COUNCIL – Second Year, 2020
INTRODUCED BY

(Sponsor)

TRACKING NO. 0028-20
AN ACTION
RELATING TO THE HEALTH EDUCATION AND HUMAN SERVICES
COMMITTEE AND THE BUDGET AND FINANCE COMMITTEE;
RECOMMENDING AND APPROVING THE NAVAJO NATION NON-
EMERGENCY MEDICAL TRANSPORTATION FUND MANAGEMENT PLAN

BE IT ENACTED:

Section One. Authority

A. The Navajo Nation Department of Health is authorized "to develop and ensure
implementation of comprehensive health codes, regulations, policies and
standards" and "to regulate health, human, and non-emergency medical
transportation service providers." 2 N.N.C. §1604 (E) and (I).

B. The Health Education and Human Services Committee is a standing committee of
the Navajo Nation Council with oversight authority over the Navajo Nation
Department of Health. 2 N.N.C. § 401 (C).

C. The Budget and Finance Committee is a standing committee of the Navajo Nation
Council with oversight authority over budget, finance, and accounting, among other
matters; and the enumerated power to approve Fund Management Plans pursuant
to the recommendations of the appropriate oversight committee and affected
Division or Branch. 2 N.N.C. §§ 300 (C) and 301 (14).

Section Two. Findings
A. There are currently numerous non-emergency medical transportation service companies operating within the boundaries of the Navajo Nation.

B. To ensure the safe and efficient non-emergency medical transportation of individuals on the Navajo Nation, the Health Education and Human Services Committee, through Resolution No. HEHSCJN-12-18, concurred with the Non-Emergency Medical Transportation Rules and Regulations ("Rules and Regulations"), attached as Exhibit A, recommended by the Navajo Department of Health ("NDOH").

C. The Non-Emergency Medical Transportation Program ("Program") was established to be a self-sustaining program within the Navajo Department of Health.

D. To maintain Program operations and compliance with the Rules and Regulations, the Navajo Department of Health is recommending the adoption of the Non-Emergency Medical Transportation Program Fund Management Plan ("NEMT FMP"), attached as Exhibit B.

E. Funding through the NEMT FMP will allow NDOH to employ Program staff to implement and administer and enforce the Rules and Regulations; without enforcement, the purpose and intent of the Rules and Regulations will be circumvented.

F. Funding through the NEMT FMP will also allow NDOH to timely review new applicants and ensure all applications meet all the requirements of the Rules and Regulations.

G. An Executive Official Review of the proposed NEMT FMP has been completed with reviewers marking the NEMT FMP as legally sufficient. See Executive Official Review Document No. 013461 attached hereto as Exhibit C.

H. The Health Education and Human Services Committee finds that adoption of the NEMT FMP, Exhibit B, is in the best interest of the delivery of non-emergency medical transportation services on the Navajo Nation; and recommends that the Budget and Finance Committee grant final approval of the NEMT FMP.
Section Three. Approval

The Navajo Nation hereby approves the Non-Emergency Medical Transportation Program Fund Management Plan as set forth in Exhibit B.