

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0378-19_____

SPONSOR: Charlaine Tso

TITLE: An Action Relating to Naabik'iyáti Committee; accepting the recommendation of the Health, Education and Human Services Committee and granting the designation of "Tribal Organization" to the Utah Navajo Health System, Inc. for a period of Twenty (20) years, beginning October 1, 2020 and ending September 30, 2040, for the purposes of contracting with the United States Indian Health Service and authorizing the Utah Navajo Health System, Inc. to negotiate and enter into Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended), such designation of "Tribal Organization" being revocable and contingent on continuing compliance with all terms and conditions as approved by the Health, Education and Human Services Committee of the Navajo Nation Council

Date posted: December 19, 2019 at 4:40pm

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**Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
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LEGISLATIVE SUMMARY SHEET

Tracking No. 0378-19

DATE: December 19, 2019

TITLE OF RESOLUTION: AN ACTION RELATING TO NAABIK'ÍYÁTI' COMMITTEE; ACCEPTING THE RECOMMENDATION OF THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND GRANTING THE DESIGNATION OF "TRIBAL ORGANIZATION" TO THE UTAH NAVAJO HEALTH SYSTEM, INC. FOR A PERIOD OF TWENTY (20) YEARS, BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2040, FOR THE PURPOSES OF CONTRACTING WITH THE UNITED STATES INDIAN HEALTH SERVICE AND AUTHORIZING THE UTAH NAVAJO HEALTH SYSTEM, INC. TO NEGOTIATE AND ENTER INTO TITLE V SELF GOVERNANCE COMPACTS PURSUANT TO THE INDIAN SELF-DETERMINATION ACT (P.L. 93-638, AS AMENDED), SUCH DESIGNATION OF "TRIBAL ORGANIZATION" BEING REVOCABLE AND CONTINGENT ON CONTINUING COMPLIANCE WITH ALL TERMS AND CONDITIONS AS APPROVED BY THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE OF THE NAVAJO NATION COUNCIL.

PURPOSE: The purpose of this resolution is to approve the designation of Utah Navajo as a tribal organization for the purpose of contracting with the United States Indian Health Service.

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.

5-DAY BILL HOLD PERIOD: 2800
Website Posting Time/Date: _____
Posting End Date: 12/24/19
Eligible for Action: 12/25/19

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL -- First Year, 2019

3 INTRODUCED BY

4 
5

6 (Prime Sponsor)

7
8 TRACKING NO. 0378-19

9
10 AN ACTION

11 RELATING TO NABIK' IYATI' COMMITTEE; ACCEPTING THE
12 RECOMMENDATION OF THE HEALTH, EDUCATION AND HUMAN SERVICES
13 COMMITTEE AND GRANTING THE DESIGNATION OF "TRIBAL ORGANIZATION"
14 TO THE UTAH NAVAJO HEALTH SYSTEM, INC. FOR A PERIOD OF TWENTY (20)
15 YEARS, BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2040, FOR
16 THE PURPOSES OF CONTRACTING WITH THE UNITED STATES INDIAN HEALTH
17 SERVICE AND AUTHORIZING THE UTAH NAVAJO HEALTH SYSTEM, INC. TO
18 NEGOTIATE AND ENTER INTO TITLE V SELF GOVERNANCE COMPACTS
19 PURSUANT TO THE INDIAN SELF-DETERMINATION ACT (P.L. 93-638, AS
20 AMENDED), SUCH DESIGNATION OF "TRIBAL ORGANIZATION" BEING
21 REVOCABLE AND CONTINGENT ON CONTINUING COMPLIANCE WITH ALL
22 TERMS AND CONDITIONS AS APPROVED BY THE HEALTH, EDUCATION AND
23 HUMAN SERVICES COMMITTEE OF THE NAVAJO NATION COUNCIL

24
25 **BE IT ENACTED:**

26 **SECTION ONE. AUTHORITY**

27 A. The Intergovernmental Relations Committee received a delegation of authority
28 from the Navajo Nation Council to authorize and approve additional tribal
29 organizations that have received the recommendation and approval of the Health
30 and social Services Committee [now known as the Health, Education and Human

1 Services Committee] of the Navajo Nation Council. CJY-33-10, Paragraph 4.
2 Resolution CJY-33-10 is included in **Exhibit A** of **Exhibit 1**.

- 3 B. Navajo Nation Council Resolution CO-45-12 provides, “[r]eferences in the Navajo
4 Nation Code and other official documents to the Government Services and
5 Intergovernmental Relations Committee shall mean the Naabik’iyáti’ Committee.”
6 Resolution CO-45-12, Section 5.A. References to Previous Standing Committees.
7

8 **SECTION TWO. FINDINGS**

- 9 A. The Utah Navajo Health System, Inc. has requested to be designated a “tribal
10 organization” for a period of twenty (20) years, beginning October 1, 2020 and ending
11 September 30, 2040, for the purposes of contracting with the United States Indian
12 Health Service and to negotiate and enter into Title V Self Governance Compacts
13 pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended).
- 14 B. The Health, Education and Human Services Committee of the Navajo Nation Council
15 through Resolution HEHSCS-24-19, attached as **Exhibit 2**, has found it to be in the
16 best interest of the Navajo Nation to approve and recommend to the Naabik’iyati
17 Committee of the Navajo Nation Council that the Utah Navajo Health System, Inc. be
18 given the revocable designation of “tribal organization” for a period of twenty (20)
19 years, beginning October 1, 2020 and ending September 30, 2040, for the purposes of
20 contracting with the United States Indian Health Service and to negotiate and enter into
21 Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L.
22 93-638, as amended), subject to the Terms and Conditions as found in **Exhibit B of**
23 **Exhibit 1**.
- 24 C. The Utah Navajo Health System, Inc. serves six (6) Navajo Nation Chapters and has been
25 endorsed by separate resolutions adopted by all the respective Chapters, as found within
26 **Exhibit 2, Tab 4**.
- 27 D. The Naabik’iyati Committee of the Navajo Nation Council finds it to be in the best
28 interest of the Navajo Nation, upon approval and recommendation of the Health,
29 Education and Human Services Committee, to approve reauthorization of the Utah
30 Navajo Health System, Inc. the revocable designation of “tribal organization” for a
period of twenty (20) years, beginning October 1, 2020 and ending September 30, 2040,

1 for the purposes of contracting with the United States Indian Health Service and to
2 negotiate and enter into Title V Self Governance Compacts pursuant to the Indian Self-
3 Determination Act (P.L. 93-638, as amended) and subject to the continuing compliance
4 with the Terms and Conditions as approved and adopted by the Health, Education and
5 Human Services Committee as attached in **Exhibit B** of **Exhibit 1**.

6
7 **SECTION THREE. APPROVAL**

8 The Naabik'iyáti' Committee of the Navajo Nation Council, upon approval and
9 recommendation of the Health, Education and Human Services Committee, hereby
10 approves giving the Utah Navajo Health System, Inc. the revocable designation of "tribal
11 organization" for a period of twenty (20) years, beginning October 1, 2020 and ending
12 September 30, 2040, for the purposes of contracting with the United States Indian Health
13 Service and to negotiate and enter into Title V Self Governance Compacts pursuant to the
14 Indian Self-Determination Act (P.L. 93-638, as amended) and subject to the continuing
15 compliance with the Terms and Conditions as approved and adopted by the Health,
16 Education and Human Services Committee as attached in **Exhibit B** of **Exhibit 1**.