TITLE: An Action Relating to the Naabik’íyáti’ Committee; Accepting the Recommendation of the Health, Education and Human Services Committee and Granting the Designation of “Tribal Organization” to the Fort Defiance Indian Hospital Board, Inc. for a Period of Fifteen (15) Years, for the Purposes of Contracting with the United States Indian Health Service and Authorizing the Fort Defiance Indian Hospital Board, Inc. to Negotiate and Enter into Title I, Indian Self-Determination Act (P.L. 93-638, as amended) Contracts and 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: __August 11, 2021 at 10:37 PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0164-21

DATE: August 10, 2021

TITLE OF RESOLUTION: RELATING TO NABIK’ IYATI’ COMMITTEE; ACCEPTING THE RECOMMENDATION OF THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND GRANTING THE DESIGNATION OF “TRIBAL ORGANIZATION” TO THE FORT DEFIANCE INDIAN HOSPITAL BOARD, INC. FOR A PERIOD OF FIFTEEN (15) YEARS, FOR THE PURPOSES OF CONTRACTING WITH THE UNITED STATES INDIAN HEALTH SERVICE AND AUTHORIZING THE FORT DEFIANCE INDIAN HOSPITAL BOARD, INC. TO NEGOTIATE AND ENTER INTO TITLE I, INDIAN SELF-DETERMINATION ACT (P.L. 93-638, AS AMENDED) CONTRACTS AND 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: An action related to the Naabik’iyati’ Committee, accepting the recommendation of the Health, Education and Human Services Committee, granting designation of “tribal organization” to the Fort Defiance Indian Hospital Board, Inc. (“FDIHB!”) for a period of fifteen (15) years, for the purposes of contracting with the United States Indian Health Service, and authorizing the FDIHB! to negotiate and enter into Title I, Indian Self-Determination Act (P.L. 93-638, as amended) Contracts and 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.

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 STANDING COMMITTEE RESOLUTION

24th NAVAJO NATION COUNCIL – Third Year, 2021

INTRODUCED BY

(Prime Sponsor)

TRACKING NO. 0164-21

AN ACTION

RELATING TO NABIK' IYATI' COMMITTEE; ACCEPTING THE
RECOMMENDATION OF THE HEALTH, EDUCATION AND HUMAN SERVICES
COMMITTEE AND GRANTING THE DESIGNATION OF “TRIBAL ORGANIZATION”
TO THE FORT DEFIANCE INDIAN HOSPITAL BOARD, INC. FOR A PERIOD OF
FIFTEEN (15) YEARS, FOR THE PURPOSES OF CONTRACTING WITH THE UNITED
STATES INDIAN HEALTH SERVICE AND AUTHORIZING THE FORT DEFIANCE
INDIAN HOSPITAL BOARD, INC. TO NEGOTIATE AND ENTER INTO TITLE I,
INDIAN SELF-DETERMINATION ACT (P.L. 93-638, AS AMENDED) CONTRACTS
AND 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

BE IT ENACTED:

SECTION ONE. AUTHORITY

A. Pursuant to Navajo Nation Council Resolution CJY-33-10 and the Navajo Nation
Code at 2 N.N.C. Section Five (5) “References to previous Standing Committees”
which states in part “References in the Navajo Nation Code….to Government
Services and Intergovernmental Relations Committees shall mean the Naabik’íyáti’ Committee…” the Naabik’íyáti’ Committee of the Navajo Nation Council exercises the authority to authorize and approve additional tribal organizations that have received the recommendation and approval of the Health, Education and Human Services Committee of the Navajo Nation Council.

SECTION TWO. FINDINGS

A. The Fort Defiance Indian Hospital Board, Inc. has requested to be designated a “tribal organization” for a period of fifteen (15) years, beginning December 29, 2021, and ending December 28, 2036, for the purposes of contracting with the United States Indian Health Service and to negotiate and enter into Title I, Indian Self Determination Act (P.L. 93-638, as amended) Contracts and Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended). See Exhibit 1-A

B. The Health, Education and Human Services Committee of the Navajo Nation Council through Resolution HEHSCAU-08-21, attached as Exhibit 1, has found it to be in the best interest of the Navajo Nation to approve and recommend to the Naabik’íyati Committee of the Navajo Nation Council that the Fort Defiance Indian Hospital Board, Inc. be given the revocable designation of “tribal organization” for a period of fifteen (15) years, beginning December 29, 2021 and ending December 28, 2036, for the purposes of contracting with the United States Indian Health Service and to negotiate and enter into Title I, Indian Self Determination Act (P.L. 93-638, as amended) Contracts and Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended), subject to the Terms and Conditions as found in Exhibit 1-D

C. The Fort Defiance Indian Hospital Board, Inc. serves sixteen (16) Navajo Nation Chapters and has been endorsed by separate resolutions adopted by all the respective Chapters, as found within Exhibit 1-B.

D. The Fort Defiance Indian Hospital Board, Inc. was previously approved by Health, Education and Human Services Committee Resolution HEHSCD-26-18, attached as
Exhibit 1-C, as a “tribal organization” recommending to the Naabik’iyati’ Committee as the final authority for approval.

E. The Naabik’iyati Committee of the Navajo Nation Council finds it to be in the best interest of the Navajo Nation, upon approval and recommendation of the Health, Education and Human Services Committee, to approve authorization of the Fort Defiance Indian Hospital Board, Inc. the revocable designation of “tribal organization” for a period of fifteen (15) years, beginning December 29, 2021 and ending December 28, 2036, for the purposes of contracting with the United States Indian Health Service and to negotiate and enter into Title I, Indian Self Determination Act (P.L. 93-638, as amended) Contracts and Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended) and subject to the continuing compliance with the Terms and Conditions as approved and adopted by the Health, Education and Human Services Committee as attached in Exhibit 1-D.

SECTION THREE. APPROVAL

The Naabik’iyati Committee of the Navajo Nation Council, upon approval and recommendation of the Health, Education and Human Services Committee (Committee), hereby approves giving the Fort Defiance Indian Hospital Board, Inc. the revocable designation of “tribal organization” for a period of fifteen (15) years for the purposes of contracting with the United States Indian Health Service and to negotiate and enter into Title I, Indian Self-Determination Act (P.L. 93-638, as amended) contracts and Title V Self Governance Compacts pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended) and subject to the continuing compliance with the Terms and Conditions as approved and adopted by the Health, Education and Human Services Committee and herein attached as Exhibit 1-D.