

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0166-21_

SPONSOR: Daniel E. Tso

TITLE: An Action Relating to the Naabik'iyáti' Committee; Accepting the Recommendation of the Health, Education and Human Services Committee and Granting the Designation of "Tribal Organization" to the Navajoland Nursing Home, Inc. for a Period of Four (4) Years, for the Purposes of Contracting with the United States Indian Health Service and Authorizing the Navajoland Nursing Home, 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 12, 2021 at 7:22 PM

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0166-21

DATE: June 22, 2021

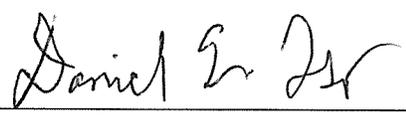
TITLE OF RESOLUTION: AN ACTION RELATING TO NABIK' IYATI' COMMITTEE; ACCEPTING THE RECOMMENDATION OF THE HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE AND GRANTING THE DESIGNATION OF "TRIBAL ORGANIZATION" TO THE NAVAJOLAND NURSING HOME, INC. FOR A PERIOD OF FOUR (4) YEARS, FOR THE PURPOSES OF CONTRACTING WITH THE UNITED STATES INDIAN HEALTH SERVICE AND AUTHORIZING THE NAVAJOLAND NURSING HOME, 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: To accept the recommendation of the Health, Education and Human Services Committee and granting approval of the Navajoland Nursing Home, Inc. (NNHI) as a Navajo Nation "tribal organization" for the purposes of contracting with the United States Indian Health Service, and authorizing the NNHI 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 compliance with all terms and conditions required.

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. 0166-21

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 NAVAJOLAND NURSING HOME, INC. FOR A PERIOD OF FOUR (4) YEARS, FOR THE PURPOSES OF CONTRACTING WITH THE UNITED STATES INDIAN HEALTH SERVICE AND AUTHORIZING THE NAVAJOLAND NURSING HOME, 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

1 Services and Intergovernmental Relations Committees shall mean the
2 Naabik'iyáti' Committee..." the Naabik'iyáti' Committee of the Navajo Nation
3 Council exercises the authority to authorize and approve additional tribal
4 organizations that have received the recommendation and approval of the Health,
5 Education and Human Services Committee of the Navajo Nation Council.
6

7 **SECTION TWO. FINDINGS**

- 8 A. The Navajoland Nursing Home, Inc. has requested to be designated a "tribal
9 organization" for a period of four (4) years, beginning October 1, 2021 and ending
10 September 30, 2025, for the purposes of contracting with the United States Indian
11 Health Service and to negotiate and enter into Title V Self Governance Compacts
12 pursuant to the Indian Self-Determination Act (P.L. 93-638, as amended). See Exhibit
13 A of Exhibit 1.
- 14 B. The Health, Education and Human Services Committee of the Navajo Nation Council
15 through Resolution HEHSCJN-07-21, attached as **Exhibit 1**, 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 Navajoland Nursing Home, Inc. be
18 given the revocable designation of "tribal organization" for a period of four (4) years,
19 beginning October 1, 2021 and ending September 30, 2025, 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 D of
23 Exhibit 1.
- 24 C. The Navajoland Nursing Home, Inc. serves seven (7) Navajo Nation Chapters and has
25 been endorsed by separate resolutions adopted by all the respective Chapters, as found
26 within **Exhibit B of Exhibit 1**.
- 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 authorization of the Navajoland
30 Nursing Home, Inc. the revocable designation of "tribal organization" for a period of

1 four (4) years, beginning October 1, 2021 and ending September 30, 2025, for the
2 purposes of contracting with the United States Indian Health Service and to negotiate
3 and enter into Title V Self Governance Compacts pursuant to the Indian Self-
4 Determination Act (P.L. 93-638, as amended) and subject to the continuing compliance
5 with the Terms and Conditions as approved and adopted by the Health, Education and
6 Human Services Committee as attached in **Exhibit D of Exhibit 1.**

7
8 **SECTION THREE. APPROVAL**

9 The Naabik'iyati Committee of the Navajo Nation Council, upon approval and
10 recommendation of the Health, Education and Human Services Committee
11 (Committee), hereby approves giving the Navajoland Nursing Home, Inc. the
12 revocable designation of "tribal organization" for a period of four (4) years for the
13 purposes of contracting with the United States Indian Health Service and to negotiate
14 and enter into Title I, Indian Self-Determination Act (P.L. 93-638, as amended)
15 contracts and Title V Self Governance Compacts pursuant to the Indian Self-
16 Determination Act (P.L. 93-638, as amended) and subject to the continuing compliance
17 with the Terms and Conditions as approved and adopted by the Health, Education and
18 Human Services Committee and herein attached as **Exhibit D of Exhibit 1.**