

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0056-23_

SPONSOR: Andy Nez

TITLE: An Action Relating to Budget and Finance, Health, Education and Human Services, and Naabik'iyáti' Committees and the Navajo Nation Council; Approving the Use of Title IV-E Funds by the Navajo Division of Social Services

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LEGISLATIVE SUMMARY SHEET

Tracking No. 0056-23

DATE: April 4, 2023

TITLE OF RESOLUTION: AN ACTION RELATING TO BUDGET AND FINANCE, HEALTH, EDUCATION AND HUMAN SERVICES, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING THE USE OF TITLE IV-E FUNDS BY THE NAVAJO DIVISION OF SOCIAL SERVICES

PURPOSE: The purpose of this proposed resolution is to secure the Navajo Nation Council's approval for the Division of Social Services to use Title IV-E funds.

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: Johnson

Website Posting Time/Date: _____

Posting End Date: 04-09-23

Eligible for Action: 04-10-23

Budget & Finance Committee

Thence

Health Education & Human Services Committee

Thence

Naabik'íyáti' Committee

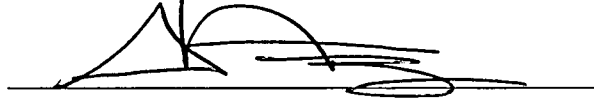
Thence

Navajo Nation Council

PROPOSED NAVAJO NATION COUNCIL RESOLUTION

25th NAVAJO NATION COUNCIL – First Year, 2023

INTRODUCED BY



(Prime Sponsor)

TRACKING NO. 0056-23

AN ACTION

RELATING TO BUDGET AND FINANCE, HEALTH, EDUCATION AND HUMAN SERVICES, AND NAABIK'ÍYÁTI' COMMITTEES AND THE NAVAJO NATION COUNCIL; APPROVING THE USE OF TITLE IV-E FUNDS BY THE NAVAJO DIVISION OF SOCIAL SERVICES

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. The Budget and Finance Committee of the Navajo Nation Council is empowered to review and recommend to the Navajo Nation Council the budgeting, appropriation, investment, and management of all funds. 2 N.N.C. § 301 (B)(2).
- B. The Health, Education and Human Services Committee of the Navajo Nation Council is empowered to review and recommend resolutions relating to social services, health, environmental health, education, veterans and veterans' services, employment and labor. 2 N.N.C. § 401(b)(6)(a).
- C. The Health, Education and Human Services Committee of the Navajo Nation Council serves as the oversight committee for the Division of Social Services. 2 N.N.C. § 401(C)((1).

1 D. The Naabik'iyati' Committee of the Navajo Nation Council is empowered to review
2 all proposed legislation which requires final action by the Navajo Nation Council.
3 2 N.N.C. §164 (A)(9).

4 E. The Navajo Nation Council is the governing body of the Navajo Nation and
5 empowered to enact positive law of the Navajo Nation. 2 N.N.C. § 102 (A).
6

7 **SECTION TWO. FINDINGS**

8 A. The Naabik'iyati' Committee of the Navajo Nation Council approved Resolution
9 NABIJA-12-14 to allow the Navajo Nation to obtain reimbursement from the
10 United States government under Title IV-E of the Social Security Act (“Title IV-
11 E.”)

12 B. Title IV-E provides partial reimbursement to states and eligible tribes for foster
13 case maintenance payments, adoption assistance payments, kinship or guardianship
14 payments for eligible children, and allowable costs associated with administering
15 Title IV-E programs.

16 C. Title IV-E is not a grant program, nor a complete child welfare system, but a
17 program for the partial reimbursement of costs incurred. A document that provides
18 an overview of the Title IV-E program is attached as **Exhibit A**.

19 D. Once Council has approved its use of Title IV-E funds, the Division of Social
20 Services will prepare a fund management plan to govern the use of the funds
21 consistent with the original purpose of Title IV-E funds.
22

23 **SECTION THREE. APPROVAL FOR THE DIVISION OF SOCIAL SERVICES TO**
24 **USE TITLE IV-E FUNDS**

25 A. The Navajo Nation Council approves the use of Title IV-E funds by the Division
26 of Social Services consistent with the original purpose of Title IV-E funds.

27 B. As new revenue to the Navajo Nation, Title IV-E funds are subject to all statutory
28 set asides.
29

30 **SECTION FOUR. EFFECTIVE DATE**

1 This Act is effective upon its approval pursuant to 2 N.N.C. 221(B).

2
3 **SECTION FIVE. SAVING CLAUSE**

4 Should any provision(s) of this Act be determined invalid by the Navajo Nation
5 Supreme Court or the District Courts of the Navajo Nation, without appeal to the
6 Navajo Nation Supreme Court, the remainder of the Act shall remain the law of the
7 Navajo Nation.