

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: _0238-23_

SPONSOR: Dr. Andy Nez

TITLE: An Action Relating to Law and Order, Budget and Finance, and Naabik'iyáti' Committees; Approving and Authorizing a Contract Between the Navajo Nation and the United States Department of Health and Human Services Under 25 U.S.C § 5301 et seq. (P.L 93-638, as Amended) on Behalf of the Navajo Nation for a Six Year Term for the Period Beginning January 1, 2024 Through December 31, 2029 for Emergency Medical Services; Approving and Authorizing the Annual Funding Agreement and Scope of Work for the Contract Term

Date posted: October 16, 2023 at 4:38PM

Digital comments may be e-mailed to comments@navajo-nsn.gov

Written comments may be mailed to:

Executive Director
Office of Legislative Services
P.O. Box 3390
Window Rock, AZ 86515
(928) 871-7586

Comments may be made in the form of chapter resolutions, letters, position papers, etc. Please include your name, position title, address for written comments; a valid e-mail address is required. Anonymous comments will not be included in the Legislation packet.

Please note: This digital copy is being provided for the benefit of the Navajo Nation chapters and public use. Any political use is prohibited. All written comments received become the property of the Navajo Nation and will be forwarded to the assigned Navajo Nation Council standing committee(s) and/or the Navajo Nation Council for review. Any tampering with public records are punishable by Navajo Nation law pursuant to 17 N.N.C. §374 et. seq.

LEGISLATIVE SUMMARY SHEET

Tracking No. 0238-23

DATE: October 11, 2023

TITLE OF RESOLUTION: AN ACTION RELATING TO LAW AND ORDER, BUDGET AND FINANCE, AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES UNDER 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, AS AMENDED) ON BEHALF OF THE NAVAJO NATION FOR A SIX YEAR TERM FOR THE PERIOD BEGINNING JANUARY 1, 2024 THROUGH DECEMBER 31, 2029 FOR EMERGENCY MEDICAL SERVICES; APPROVING AND AUTHORIZING THE ANNUAL FUNDING AGREEMENT AND SCOPE OF WORK FOR THE CONTRACT TERM

PURPOSE: The purpose of this proposed resolution is to approve the contract term and annual funding agreement for the Navajo Nation Emergency Medical Service under P.L. 93-638.


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 11/21/23
Website Posting Time/Date _____
Posting End Date: 10/21/23
Eligible for Action: 10/22/23

Law & Order Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 25th NAVAJO NATION COUNCIL – First Year, 2023

3 INTRODUCED BY

4 
5 _____
6 (Sponsor)

7
8 TRACKING NO. 0238-23

9
10 AN ACTION

11 RELATING TO LAW AND ORDER, BUDGET AND FINANCE, AND
12 NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING A
13 CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED STATES
14 DEPARTMENT OF HEALTH AND HUMAN SERVICES UNDER 25 U.S.C. § 5301 *et*
15 *seq.* (P.L. 93-638, AS AMENDED) ON BEHALF OF THE NAVAJO NATION FOR A
16 SIX YEAR TERM FOR THE PERIOD BEGINNING JANUARY 1, 2024 THROUGH
17 DECEMBER 31, 2029 FOR EMERGENCY MEDICAL SERVICES; APPROVING
18 AND AUTHORIZING THE ANNUAL FUNDING AGREEMENT AND SCOPE OF
19 WORK FOR THE CONTRACT TERM

20
21 BE IT ENACTED:

22
23 **SECTION ONE. AUTHORITY**

- 24 A. The Law and Order Committee is a standing committee of the Navajo Nation
25 Council. 2 N.N.C. § 600 (A).
26 B. The Law and Order Committee is the oversight committee for the Navajo Nation
27 Division of Public Safety. 2 N.N.C. § 600(C)(1).
28 C. The Budget and Finance Committee is a standing committee of the Navajo Nation
29 Council. 2 N.N.C. § 300 (A).
30

- 1 D. The Budget and Finance Committee is authorized to approve and accept contracts
2 from federal authorities upon the recommendation of the standing committee which
3 has oversight of the program which requested the contract. 2 N.N.C. § 301(B)(15).
4 E. The Naabik'íyáti' Committee is authorized to approve contracts between the Navajo
5 Nation and the United States Department of Health and Human Services for the
6 implementation of the Indian Self-Determination and Education Assistance Act, 25
7 U.S.C. §5301 *et seq.* (P. L. 93-638 as amended; 2 N.N.C. §701(A)(12).
8

9 **SECTION TWO. FINDINGS**

- 10 A. The Annual Funding Agreement between the Department of Health and Human
11 Services and the Navajo Nation is a self-determination contract under the Indian Self-
12 Determination and Education Assistance Act and as such is an intergovernmental
13 agreement.
14 B. The Navajo Emergency Medical Service ("EMS") is a vital service to the Navajo
15 Nation and provides uninterrupted services to Navajo communities, businesses, and
16 visitors.
17 C. The intergovernmental agreement will allow the Navajo Nation Department of
18 Emergency Medical Service to continue the management and operation of emergency
19 medical services within the territorial jurisdiction of the Navajo Nation and
20 contiguous lands.
21 D. It is in the best interest of the Navajo Nation to enter into a contract with the United
22 States Department of Interior Bureau of Indian Affairs for the contract term as set
23 forth in the Self Determination Contract and Annual Funding Agreement, which are
24 attached as **Exhibit A**.
25 E. The Navajo Nation Department of Justice reviewed the documents and found them to
26 be legally sufficient as noted in the Executive Branch's 164 Review, attached as
27 **Exhibit B**.
28

29 **SECTION THREE. APPROVALS**
30

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30

- A. The Navajo Nation hereby approves and authorizes a contract between the Navajo Nation and the United States Department of Health and Human Services, under 25 U.S.C. § 5301 *et seq.* (P.L. 93-638, as amended), for a six year period beginning January 1, 2024 and ending December 31, 2029 for Emergency Medical Services as set forth in the Self Determination Contract attached as **Exhibit A**.
- B. The Navajo Nation hereby approves and authorizes the Annual Funding Agreement and Scope of Work for the Navajo Nation Emergency Medical Services for the contract term as set forth in the documents included in **Attachment 2 of Exhibit A**.
- C. The Navajo Nation hereby authorizes the President of the Navajo Nation to execute and effectuate the Contract, Annual Funding Agreement, and Scope of Work, provided the terms and conditions in such documents are substantially similar to those approved by this resolution.