

RESOLUTION OF THE  
NAABIK'ÍYÁTI' STANDING COMMITTEE  
24<sup>th</sup> NAVAJO NATION COUNCIL -- Third Year, 2021

AN ACTION RELATING TO LAW AND ORDER, HEALTH, EDUCATION AND HUMAN SERVICES, BUDGET AND FINANCE AND NAABIK'ÍYÁTI' COMMITTEES; APPROVING AND AUTHORIZING THE NAVAJO DEPARTMENT OF HEALTH, DIVISION OF PUBLIC SAFETY AND DIVISION OF SOCIAL SERVICES TO PURSUE ENTRY INTO THE INDIAN HEALTH SERVICE SELF-GOVERNANCE PROGRAM PER TITLE V OF THE INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT, 25 U.S.C. §§ 5301-5423 (P.L. 93-638, AS AMENDED) BY CONDUCTING THE REQUIRED PLANNING PROCESS AND APPLYING FOR FUNDING RESOURCES AVAILABLE FROM THE INDIAN HEALTH SERVICE

BE IT ENACTED:

SECTION ONE. AUTHORITY

- A. Pursuant to 2 N.N.C. § 600, the Law and Order Committee is established as a standing committee of the Navajo Nation Council; and pursuant to 2 N.N.C. § 601(C)(1), the Law and Order Committee is the oversight committee for the Navajo Department of Public Safety (NDPS).
- B. Pursuant to 2 N.N.C. § 400, the Health, Education and Human Services Committee is established as a standing committee of the Navajo Nation Council; and pursuant to 2 N.N.C. § 401 (C)(1), the Health, Education and Human Services Committee is the oversight committee for the Navajo Department of Health (NDOH) and Navajo Division of Social Services (NDSS).
- C. Pursuant to 2 N.N.C. § 300, the Budget and Finance Committee is established as a standing committee of the Navajo Nation Council; and pursuant to 2 N.N.C. § 301(B)(15), the Budget and Finance Committee is authorized to approve and accept contracts from federal authorities upon the recommendation of the standing committee that has oversight of the program requesting the contract.
- D. The Naabik'íyáti' Committee is authorized to approve contracts between the Navajo Nation and the United States Department of Health and Human Services for the implementation of the Indian Self-Determination and Education Assistance Act, 25 U.S.C. §§ 5301-5423 (P. L. 93-638, as amended). 2 N.N.C. § 701(A)(12).

SECTION TWO. FINDINGS

- A. The Indian Self-Determination and Education Assistance Act (Pub. L. No. 93-638, 25 U.S.C. §§ 5301-5423, "ISDEAA") authorizes the Nation to assume federal programs, functions, services or activities ("PFSAs") through a Title V self-governance compact entered into with the Secretary of the U.S. Department of Health and Human Services.
- B. NDOH, NDSS and NDPS currently operate healthcare services for the Navajo Nation under separate Title I contracts with the Indian Health Service (IHS).
- C. It is in the best interest of the Navajo Nation to pursue entry into the IHS self-governance program to provide healthcare services.
- D. In order to enter the self-governance program, the Nation must demonstrate financial stability and financial management capacity, complete a planning process to the satisfaction of the Navajo Nation, and request entry into the program.

### SECTION THREE. APPROVALS

- A. The Navajo Nation authorizes NDOH, NDSS and NDPS to conduct a planning process to address legal and budgetary issues and internal government planning and organizational preparation relating to the administration of health programs as required by 42 C.F.R. § 137.20.
- B. The Navajo Nation authorizes NDOH, NDSS and NDPS to pursue entry into the IHS self-governance program, and directs the Nation to work in support of this goal, including to take any actions needed to ensure the Nation meets the financial management and stability requirements.
- C. The Navajo Nation authorizes NDOH, NDSS and NDPS to apply for any funding resources available from the Indian Health Service, including but not limited to the Office of Tribal Self-Governance planning and negotiation cooperative agreements, to support the Nation's entry into the self-governance program.
- D. The Navajo Nation authorizes NDOH, NDSS and NDPS to submit a formal request to enter the IHS self-governance program and to negotiate a Compact under Title V of the ISDEAA once the planning process mentioned above is completed.

**CERTIFICATION**

I, hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 24<sup>th</sup> Navajo Nation Council at a duly called meeting in Window Rock, Navajo Nation (Arizona), at which a quorum was present and that the same was passed by a vote of 23 in Favor, and 00 Opposed, on this 14<sup>th</sup> day of October 2021.



Honorable Seth Damon, Chairman  
Naabik'íyáti' Committee



Date

Motion: Honorable Otto Tso

Second: Honorable Edison J. Wauneka

Chairman Seth Damon not voting

# NAVAJO NATION

1110

10/14/2021

Naa'bik'iyati' Committee Regular Meeting

11:35:31 AM

Amd# to Amd#      Consent Agenda 0173-21, 0175-21,  
MOT Tso, O      0179-21, 0197-21, and 0168-21  
SEC Wauneka, E

PASSED

**Yeas : 23**

**Nays : 0**

**Excused : 0**

**Not Voting : 0**

**Yea : 23**

Begay, E	Daniels	Slater, C	Tso, O
Begay, K	Freeland, M	Smith	Walker, T
Begay, P	Halona, P	Stewart, W	Wauneka, E
Brown	Henio, J	Tso, C	Yazzie
Charles-Newton	James, V	Tso, D	Yellowhair
Crotty	Nez, R	Tso, E	

**Nay : 0**

**Excused : 0**

**Not Voting : 0**

**Presiding Speaker: Damon**