

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0248-24

SPONSOR: Andy Nez

TITLE: An Action Relating to the Health, Education, and Human Services Committee, the Budget and Finance Committee, and the Naabik'iyáti' Committee; Approving a Contract Between the Navajo Nation and the United States Department of Interior Pursuant to 25 U.S.C. §5301 ET SEQ. (P.L. 93-638, as Amended) for the Navajo Treatment Center for Children and Their Families, Beginning January 1, 2025 and Ending December 31, 2029

Date posted: November 19, 2024 at 5:25 PM

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SUMMARY OF PROPOSED LEGISLATION

Tracking No. 0248-24

DATE: November 15, 2024

RE: AN ACTION RELATING TO THE HEALTH, EDUCATION, AND HUMAN SERVICES COMMITTEE, THE BUDGET AND FINANCE COMMITTEE, AND THE NAABIK'ÍYÁTI' COMMITTEE; APPROVING A CONTRACT BETWEEN THE NAVAJO NATION AND THE UNITED STATES DEPARTMENT OF INTERIOR PURSUANT TO 25 U.S.C. §5301 *ET SEQ.* (P.L. 93-638, AS AMENDED) FOR THE NAVAJO TREATMENT CENTER FOR CHILDREN AND THEIR FAMILIES, BEGINNING JANUARY 1, 2025 AND ENDING DECEMBER 31, 2029

PURPOSE OF THIS LEGISLATION:

to approve a ISDEAA/P.L. 93-638 Contract for the Navajo Treatment Center for Children and Their Families.

FINAL AUTHORITY and VOTE REQUIREMENT:

The Naabik'íyáti Committee has final authority. A simple majority vote is required.

5-DAY BILL HOLD PERIOD
Website Posting Time/Date
Posting End Date: 11-24-24
Eligible for Action: 11-25-24

Health Education & Human Services Committee
Thence
Budget & Finance Committee
Thence
Naabik'iyáti' Committee

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 25th NAVAJO NATION COUNCIL - Second Year, 2024

3 Introduced by:

4 
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6 Primary Sponsor

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8 Tracking No. 0248-24

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10 AN ACTION

11 RELATING TO THE HEALTH, EDUCATION, AND HUMAN SERVICES
12 COMMITTEE, THE BUDGET AND FINANCE COMMITTEE, AND THE
13 NAABIK'ÍYÁTI' COMMITTEE; APPROVING A CONTRACT BETWEEN
14 THE NAVAJO NATION AND THE UNITED STATES DEPARTMENT OF
15 INTERIOR PURSUANT TO 25 U.S.C. §5301 *ET SEQ.* (P.L. 93-638, AS AMENDED)
16 FOR THE NAVAJO TREATMENT CENTER FOR CHILDREN AND THEIR
17 FAMILIES, BEGINNING JANUARY 1, 2025 AND ENDING DECEMBER 31, 2029

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19 BE IT ENACTED:

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21 SECTION ONE. AUTHORITY

22 A. The Health, Education, and Human Services Committee is a standing committee of the
23 Navajo Nation Council with oversight authority over the Navajo Division for Children and
24 Family Services (formerly the Navajo Nation Division of Social Services, see Resolution
25 No. CMY-35-24) and its subordinate department the Navajo Treatment Center for Children
26 and Their Families. 2 N.N.C. §401(C)(1).

27 B. The Budget and Finance Committee is a standing committee of the Navajo Nation Council
28 authorized to approve and accept contracts from federal authorities upon the
29 recommendation of the oversight committee for the program requesting approval of the
30 contract. 2 N.N.C. §301(B)(15).

1 C. The Naabik'iyáti Committee is a standing committee of the Navajo Nation Council
2 authorized to give final approval for contracts between the Navajo Nation and the United
3 States Department of Interior for implementation of the Indian Self-Determination and
4 Education Assistance Act, 25 U.S.C. §5301 *et seq.* (P.L. 93-638, as amended). 2 N.N.C.
5 §701(A)(11).
6

7 **SECTION TWO. FINDINGS**

8 A. The Indian Self-Determination and Education Assistance Act, codified at 25 U.S.C. §5301
9 *et seq.* (Public Law 93-638, as amended) (“ISDEAA”) was enacted by the U.S. Congress in
10 1993 as a comprehensive means of providing recurring federal funding for Indian Nations to
11 act as true sovereigns in carrying out their own governmental functions and providing their
12 own governmental services for the general welfare of their enrolled members, their
13 communities, and the general public within Indian Country.

14 B. The Navajo Nation finds it in the best interests of the Navajo Nation and the Navajo People
15 to enter into a proposed ISDEAA Contract, including the related “Annual Funding
16 Agreement and Scope of Work,” for the operation of the Navajo Treatment Center for
17 Children and Their Families. The ISDEAA Contract and related documents are attached
18 hereto as **EXHIBIT A**.

19 C. Pursuant to this contract, the U.S. Department of Interior will fund the operation of the
20 Navajo Treatment Center for Children and Their Families for a five-year period, beginning
21 January 1, 2025 and ending December 31, 2029.

22 D. The ISDEAA Contract and related documents have been reviewed and deemed sufficient via
23 the Navajo Nation’s “Section 164 Review Form” (Document No. 023245), attached hereto
24 as **EXHIBIT B**.
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26 **SECTION THREE. APPROVAL**

27 A. The Navajo Nation hereby approves the Contract, the related Annual Funding Agreement,
28 and the Scope of Work, all attached hereto as **EXHIBIT A**, between the Navajo Nation and
29 the United States Department of Interior pursuant to 25 U.S.C. §5301 *et seq.* (P.L. 93-638,
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1 as amended) for a five-year term beginning January 1, 2025 and ending December 31, 2029,
2 for the operations of the Navajo Treatment Center for Children and Their Families.

3 B. The Navajo Nation hereby authorizes the Navajo Nation President, or his duly authorized
4 designee or successor, to execute the Contract and related documents attached hereto as
5 **EXHIBIT A.**

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7 **SECTION FOUR. EFFECTIVE DATE**

8 This Action shall be effective as provided in 2 N.N.C. §701(A)(11) and 2 N.N.C. §221(C).
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10 **SECTION FIVE. SAVING CLAUSE**

11 If any part of this Action is determined invalid by the Navajo Nation Supreme Court, or by a
12 District Court of the Navajo Nation without appeal to the Navajo Nation Supreme Court, the
13 remainder of this Action shall be the law of the Navajo Nation.
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