

THE NAVAJO NATION
LEGISLATIVE BRANCH
INTERNET PUBLIC REVIEW PUBLICATION



LEGISLATION NO: 0249-24

SPONSOR: Vince R. James

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 Health and Human Services/Indian Health Service Pursuant to 25 U.S.C. §5301 ET SEQ. (P.L. 93-638, as Amended) for the Navajo Department of Health and its Subordinate Programs, Beginning January 1, 2025 and Ending December 31, 2034

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SUMMARY OF PROPOSED LEGISLATION

Tracking No. 0249-24

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 HEALTH AND HUMAN SERVICES/INDIAN HEALTH SERVICE PURSUANT TO 25 U.S.C. §5301 *ET SEQ.* (P.L. 93-638, AS AMENDED) FOR THE NAVAJO DEPARTMENT OF HEALTH AND ITS SUBORDINATE PROGRAMS, BEGINNING JANUARY 1, 2025 AND ENDING DECEMBER 31, 2034

PURPOSE OF THIS LEGISLATION:

to approve a ISDEAA/P.L. 93-638 Contract for the Navajo Department of Health and its subordinate programs.

FINAL AUTHORITY and VOTE REQUIREMENT:

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

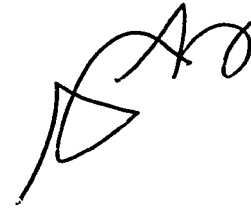
5-DAY BILL HOLD PERIOD
Website Posting Time/Date
Posting End Date: 11-24-24
Eligible for Action: 11-25-24

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
5 _____
6 Primary Sponsor



7
8 Tracking No. 0249-24

9
10 AN ACTION

11 RELATING TO THE HEALTH, EDUCATION, AND HUMAN SERVICES
12 COMMITTEE, THE BUDGET AND FINANCE COMMITTEE, AND
13 THE NAABIK'ÍYÁTI' COMMITTEE; APPROVING A CONTRACT BETWEEN
14 THE NAVAJO NATION AND THE UNITED STATES DEPARTMENT OF
15 HEALTH AND HUMAN SERVICES/INDIAN HEALTH SERVICE PURSUANT
16 TO 25 U.S.C. §5301 *ET SEQ.* (P.L. 93-638, AS AMENDED) FOR THE NAVAJO
17 DEPARTMENT OF HEALTH AND ITS SUBORDINATE PROGRAMS,
18 BEGINNING JANUARY 1, 2025 AND ENDING DECEMBER 31, 2034

19
20 BE IT ENACTED:

21
22 SECTION ONE. AUTHORITY

23 A. The Health, Education, and Human Services Committee is a standing committee of the
24 Navajo Nation Council with oversight authority over the Navajo Department of Health and
25 its subordinate programs. 2 N.N.C. §401(C)(1).

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

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 various
3 United States agencies, offices, and departments, pursuant to the federal Indian Self-
4 Determination and Education Assistance Act, codified at 25 U.S.C. §5301 *et seq.* (P.L. 93-
5 638, as amended). 2 N.N.C. §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 as
10 a comprehensive means of providing recurring federal funding for Indian Nations to act as
11 true sovereigns in carrying out their own governmental functions and providing their own
12 governmental services for the general welfare of their enrolled members, their communities,
13 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 operations of the Navajo Department of Health and
17 its subordinate programs as follows:

- 18 1. NDOH Office of the Executive Director;
- 19 2. Division of Behavioral and Mental Health Services;
- 20 3. Division of Public Health Services;
- 21 4. Navajo Community Health Representative Program;
- 22 5. Infectious Diseases Control and Prevention Program
- 23 6. Navajo Health Education Program
- 24 7. Navajo Public Health Nursing Program
- 25 8. Navajo Office of Environmental Health and Protection Program.

26 C. The ISDEAA Contract and related documents are attached hereto as **EXHIBIT A**.

27 D. Pursuant to this ISDEAA Contract, the U.S. Department of Health and Human
28 Services/Indian Health Service will fund the operations of the Navajo Department of Health
29 and its subordinate programs listed above, for a ten-year period, beginning January 1, 2025
30 and ending December 31, 2034.

1 E. The ISDEAA Contract and related documents have been reviewed and deemed sufficient via
2 the Navajo Nation’s “Section 164 Review Form” (Document No. 023425), attached hereto
3 as **EXHIBIT B**.

4
5 **SECTION THREE. APPROVAL**

6 A. The Navajo Nation hereby approves the ISDEAA Contract, the related Annual Funding
7 Agreement, and the Scope of Work, all attached hereto as **EXHIBIT A**, between the Navajo
8 Nation and the U.S. Department of Health and Human Services/Indian Health Service
9 pursuant to 25 U.S.C. §5301 *et seq.* (P.L. 93-638, as amended) for a ten-year term beginning
10 January 1, 2025 and ending December 31, 2034, for the operations of the Navajo Department
11 of Health and its subordinate programs listed in Section Two (B) herein.

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

15
16 **SECTION FOUR. EFFECTIVE DATE**

17 This Action shall be effective as provided in 2 N.N.C. §701(A)(11) and 2 N.N.C. §221(C).

18
19 **SECTION FIVE. SAVING CLAUSE**

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