

THE NAVAJO NATION
LEGISLATIVE BRANCH
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LEGISLATION NO: _0028-20_

SPONSOR: Daniel Tso

TITLE: An Action Relating To The Health Education And Human Services Committee And The Budget And Finance Committee; Recommending And Approving The Navajo Nation Non-Emergency Medical Transportation Fund Management Plan

Date posted: February 7, 2020 at 3:47 PM

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LEGISLATIVE SUMMARY SHEET
Tracking No. 0028-20

DATE: February 6, 2020

TITLE OF RESOLUTION: RELATING TO THE HEALTH EDUCATION AND HUMAN SERVICES COMMITTEE AND THE BUDGET AND FINANCE COMMITTEE; RECOMMENDING AND APPROVING THE NAVAJO NATION NON-EMERGENCY MEDICAL TRANSPORTATION FUND MANAGEMENT PLAN

PURPOSE: This resolution, if approved, will adopt the Non-Emergency Medical Transportation Fund Management Plan.

This written summary does not address recommended amendments as may be provided by the standing committee. The Office of Legislative Counsel requests each committee member to review the proposed resolution in detail.

5-DAY BILL HOLD PERIOD: 388
Website Posting Time/Date: _____
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Eligible for Action: 02/15/2020

1 PROPOSED STANDING COMMITTEE RESOLUTION
2 24th NAVAJO NATION COUNCIL – Second Year, 2020
3 INTRODUCED BY



4 _____
5 (Sponsor)
6 TRACKING NO. 0028-20
7 AN ACTION

8 RELATING TO THE HEALTH EDUCATION AND HUMAN SERVICES
9 COMMITTEE AND THE BUDGET AND FINANCE COMMITTEE;
10 RECOMMENDING AND APPROVING THE NAVAJO NATION NON-
11 EMERGENCY MEDICAL TRANSPORTATION FUND MANAGEMENT PLAN
12

13
14 BE IT ENACTED:

15 **Section One. Authority**

- 16 A. The Navajo Nation Department of Health is authorized "to develop and ensure
17 implementation of comprehensive health codes, regulations, policies and
18 standards" and "to regulate health, human, and non-emergency medical
19 transportation service providers." 2 N.N.C. §1604 (E) and (I).
20 B. The Health Education and Human Services Committee is a standing committee of
21 the Navajo Nation Council with oversight authority over the Navajo Nation
22 Department of Health. 2 N.N.C. § 401 (C).
23 C. The Budget and Finance Committee is a standing committee of the Navajo Nation
24 Council with oversight authority over budget, finance, and accounting, among other
25 matters; and the enumerated power to approve Fund Management Plans pursuant
26 to the recommendations of the appropriate oversight committee and affected
27 Division or Branch. 2 N.N.C. §§ 300 (C) and 301 (14).
28

29 **Section Two. Findings**
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- 1 A. There are currently numerous non-emergency medical transportation service
2 companies operating within the boundaries of the Navajo Nation.
- 3 B. To ensure the safe and efficient non-emergency medical transportation of
4 individuals on the Navajo Nation, the Health Education and Human Services
5 Committee, through Resolution No. HEHSCJN-12-18, concurred with the Non-
6 Emergency Medical Transportation Rules and Regulations (“Rules and
7 Regulations”), attached as **Exhibit A**, recommended by the Navajo Department of
8 Health (“NDOH”).
- 9 C. The Non-Emergency Medical Transportation Program (“Program”) was
10 established to be a self-sustaining program within the Navajo Department of
11 Health.
- 12 D. To maintain Program operations and compliance with the Rules and Regulations,
13 the Navajo Department of Health is recommending the adoption of the Non-
14 Emergency Medical Transportation Program Fund Management Plan (“NEMT
15 FMP”), attached as **Exhibit B**.
- 16 E. Funding through the NEMT FMP will allow NDOH to employ Program staff to
17 implement and administer and enforce the Rules and Regulations; without
18 enforcement, the purpose and intent of the Rules and Regulations will be
19 circumvented.
- 20 F. Funding through the NEMT FMP will also allow NDOH to timely review new
21 applicants and ensure all applications meet all the requirements of the Rules and
22 Regulations.
- 23 G. An Executive Official Review of the proposed NEMT FMP has been completed with
24 reviewers marking the NEMT FMP as legally sufficient. See Executive Official
25 Review Document No. 013461 attached hereto as **Exhibit C**.
- 26 H. The Health Education and Human Services Committee finds that adoption of the
27 NEMT FMP, **Exhibit B**, is in the best interest of the delivery of non-emergency
28 medical transportation services on the Navajo Nation; and recommends that the
29 Budget and Finance Committee grant final approval of the NEMT FMP.
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Section Three. Approval

The Navajo Nation hereby approves the Non-Emergency Medical Transportation Program Fund Management Plan as set forth in **Exhibit B**.