

RESOLUTION OF THE TRIBAL COUNCIL
OF THE OGLALA SIOUX TRIBE
(AN UNINCORPORATED TRIBE)

RESOLUTION OF THE TRIBAL COUNCIL OF THE OGLALA SIOUX TRIBE REAFFIRMING RES. NO. 17-12 NOTIFYING THE INDIAN HEALTH SERVICE OF THE OGLALA SIOUX TRIBE'S INTENT TO P.L. 93-638 CONTRACT THE BEHAVIORAL HEALTH DEPARTMENT'S PROGRAM, FUNCTIONS, SERVICES, AND ACTIVITIES (PFSAs) UNDER THE INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE ACT, (ISDEAA), P.L. 93-638.

WHEREAS, the Oglala Sioux Tribe adopted its Constitution and By-Laws by referendum vote on December 14, 1935, in accordance with Section 16 of the Indian Reorganization Act of 1934 (23 U.S.C. § 123), and under Article III of the Oglala Sioux Tribal Constitution, the Tribal Council is the governing body of the Oglala Sioux Tribe, and

WHEREAS, the Constitution of the Oglala Sioux Tribe authorizes the Tribal Council, in Article IV, Section 1 (a) to negotiate with the Federal government on behalf of the Tribe and to advise and consult with the Department of Health and Human Services, Indian Health Services on activities that may affect the Pine Ridge Indian Reservation and its members; and

WHEREAS, the Indian Self Determination and Education Assistance Act, 25 U.S.C. § 450 (f), provides that Indian Tribes may request by Tribal resolution to enter into self-determination contract with the Secretary of Interior to administer programs or portions thereof, which the Secretary is authorized to administer for the benefit of Indians; and

WHEREAS, the Behavioral Health Programs, Indian Health Services (IHS) has been identified as one of the federal programs under the ISDEAA, 25 U.S.C. §450 that allows Tribes to acquire increased control over the management of federal programs that impact their members, resources and governments; and

WHEREAS, the Oglala Sioux Tribe views contracting under ISDEAA as an opportunity to customize and improve behavioral health services to address local needs of tribal members with improved quality, expanded coverage, and easier access, improve management of health programs, develop and use alternative funding sources; and

WHEREAS, the Health and Human Services Committee, a standing committee of the Oglala Sioux Tribal Council hereby reaffirms OST Res. No. 17-12 which notified the Indian Health Service of the Tribe's intent to contract the IHS Behavioral Health Department's program, functions, services, and activities (PFSAs) under the ISDEAA, Public Law 93-638, and refers to the Tribal Council for final approval; now

THEREFORE, BE IT RESOLVED, that the Tribal Council of the Oglala Sioux Tribe hereby reaffirms OST Res. No. 17-12 and fully supports contacting the HIS Behavioral Health Program under the Indian Self-Determination and Education Assistance Act, and


BE IT FURHER RESOLVED, that the Area Behavioral Health Program Director provide technical assistance and specific guidelines on all important considerations related to programs assumption, and

BE IT FURTHER RESOLVED, that the information provided to the Oglala Sioux Tribe be the Indian Health Service will include the mental health program standards, budget information on resources available, current statistical and other data which reflect needs that is required to develop a proposal and scope of work to assume the Behavioral Health Program, and


BE IT FURTHER RESOLVED, that the President or in his absence the Vice President, or designee is authorized to negotiate and execute the contract and subsequent notifications with the Indian Health Service.

C-E-R-T-I-F-I-C-A-T-I-O-N

I, as undersigned secretary of the Oglala Sioux Tribal Council of the Oglala Sioux Tribe, hereby certify that this Resolution was adopted by a vote of: 21 For; 0 Against; 0 Abstain; 0 Not Voting; during a REGULAR SESSION held on the 26th day of JANUARY, 2021.


STACY L. TWO LANCE
Secretary
Oglala Sioux Tribe

A-T-T-E-S-T:



KEVIN KILLER
President
Oglala Sioux Tribe

