



NATIONAL CONGRESS OF AMERICAN INDIANS

TRIBAL AMENDMENTS TO AFFORDABLE HEALTH CHOICES ACT

June 15, 2009

RECOMMENDATIONS: The following recommended amendments to the Affordable Health Choices Act are made by the National Congress of American Indians (NCAI). They have been reviewed by tribal leaders at the NCAI conference held June 15 – 17, 2009.

The recommendations offered are technical in nature and meant to give tribes and tribal health facilities the tools they need to provide increased quality of care to American Indian and Alaska Native people. (The pages and lines noted refer to the draft bill released by the HELP Committee on June 9, 2009, identified as O:\BAI\BAI09A84.xml.)

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- 1. Page 50, after line 6 [sec. 143 (8) Consolation.] INSERT "(E) Indian Tribes and Tribal Organizations (as such terms defined in section 4(b) and section 4(c) of the Indian Self-Determination and Education Assistance Act)."
2. Page 105, lines 11-14 – REPLACE (3) with "(3) who is an Indian as defined in section 4 of the Indian Health Care Improvement Act, 25 USC 1603,"
• This is the language used in CHIP (Sec. 2103(a)(3)(D) of SSA)
3. Page 117, after line 23 [sec. 162 (6) Qualifying Coverage] INSERT "(L) coverage provided by the medical care program of the Indian Health Service, an Indian tribe or tribal organization or urban Indian organization (as those terms are defined in sec. 4 of the Indian Health Care Improvement Act, 25 USC 1603)."
4. Page 126, line 24 [sec. 174 (a)(2)(A)] revise parenthetical to INSERT ",Indian tribes," after "State".
5. Page 140, line 24, INSERT "Indian tribe", after "a local governmental entity".
6. Page 255, line 10 [sec. 934 (b) (1) (A)] INSERT "Indian health organization" before "quality improvement organization".
7. Page 272, line 15 [sec. 1204(b) (1) Eligible Entity] – The term 'eligible entity' means a State or partnership of 1 or more States and 1 or more

local governments **INSERT “, and an Indian tribe or partnership of 1 or more Indian tribes.”**

8. Page 357, line 14 [sec. 399S]. after "public health agencies", **INSERT “Indian tribes, tribal organizations and urban Indian organizations,”.**
9. Page 377, line 23, after "local department of health", **INSERT “Indian health system provider,”.**
10. Page 383, after line 2 [sec. 321 (b) (1)] **INSERT “(D) Indian tribe”.**
11. Page 388, line 3 [sec. 322] after "local health departments", **INSERT “and Indian tribes”.**
12. Page 388, after line 11 [sec. 322 (b) (1)] **INSERT “(C) Indian tribe”.**
13. Page 413, line 1 [sec. 332(c)(1)], revise (F) to read: "(F) the Indian Health Service **and epidemiology centers funded by the Indian Health Service under section 214 of the Indian Health Care Improvement Act, 25 USC 1621m;**"
14. Page 417, line 20 [sec. 399HH] after "State and local health departments", **INSERT “the Indian Health Service, Indian tribes and tribal organizations,”.**
15. Page 442, line 8 s 411(e) (1)], after "State and local agencies", **INSERT “Indian tribes,”**