



**NORTHWEST
PORTLAND
AREA
INDIAN
HEALTH
BOARD**

Burns-Paiute Tribe
Chehalis Tribe
Coeur d' Alene Tribe
Colville Tribe
Coos, Suislaw &
Lower Umpqua Tribe
Coquille Tribe
Cow Creek Tribe
Cowlitz Tribe
Grand Ronde Tribe
Hoh Tribe
Jamestown S'Klallam Tribe
Kalispel Tribe
Klamath Tribe
Kootenai Tribe
Lower Elwha Tribe
Lummi Tribe
Makah Tribe
Muckleshoot Tribe
Nez Perce Tribe
Nisqually Tribe
Nooksack Tribe
NW Band of Shoshone Tribe
Port Gamble S'Klallam Tribe
Puyallup Tribe
Quileute Tribe
Quinalt Tribe
Samish Indian Nation
Sauk-Suiattle Tribe
Shoalwater Bay Tribe
Shoshone-Bannock Tribe
Siletz Tribe
Skokomish Tribe
Snoqualmie Tribe
Spokane Tribe
Squaxin Island Tribe
Stillaguamish Tribe
Suquamish Tribe
Swinomish Tribe
Tulalip Tribe
Umatilla Tribe
Upper Skagit Tribe
Warm Springs Tribe
Yakama Nation

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Resolution No.:13-01-06
"Support NPAIHB Contract Support Cost Litigation"

WHEREAS, the Northwest Portland Area Indian Health Board (hereinafter "NPAIHB" or the "Board") was established in 1972 to assist Tribal governments to improve the health status and quality of life of Indian people; and

WHEREAS, the NPAIHB is a "tribal organization" as defined by the Indian Self-Determination and Education Assistance Act (P.L. 93-638 seq. et al) that represents forty-three federally recognized tribes in the states of Idaho, Oregon, and Washington; and

WHEREAS, in accordance with the definitions of the Indian Self-Determination and Education Assistance Act at 25 USCS § 450b, a tribal organization is recognized as a governing body of any Indian tribe and includes any legally established organization of Indians which is controlled, sanctioned, or chartered by such governing body or which is democratically elected by the adult members of the Indian community to be served by such organization and which includes the maximum participation of Indians in all phases of its activities; and

WHEREAS, the NPAIHB is dedicated to assisting and promoting the health needs and concerns of Indian people; and

WHEREAS, the primary goal of the NPAIHB is to improve the health and quality of life of its member Tribes; and

WHEREAS, on January 31-February 1, 2011, the IHS Director convened the IHS Contract Support Cost Workgroup to make recommendations to improve the fairness and equity of the Agency's CSC Policy; and

WHEREAS, NPAIHB sent the IHS Director a letter to support Andy Joseph's chairmanship of the CSC Workgroup and to follow-up on the CSC Workgroup's first meeting to explain that the Workgroup could not conduct an evaluation of the IHS CSC Policy and that in order to proceed with an assessment of the Policy that the Workgroup would require access to CSC expenditure data; and

WHEREAS, the IHS Director refused to provide the CSC Workgroup access to data and consequently NPAIHB filed a Freedom of Information Request (FOIA) suit to remedy the refusal of the IHS Director to provide the CSC Workgroup with Agency records that are subject to disclosure under the FOIA for (FY 2010, FY 2011 and FY 2012); and

WHEREAS, because NPAIHB is the lead entity that filed the FOIA request it is appropriate that the Board be the lead plaintiff in the lawsuit that represents over 250 Tribes and tribal organizations in eleven States who are all assisting to financially support this effort.

NOW THEREFORE BE IT RESOLVED, that the Northwest Portland Area Indian Health Board support the filing of the CSC suit to force the IHS to provide Contract Support Costs public expenditure data to support the work of the CSC Workgroup and to ensure that the recovery of costs incurred for operating IHS programs and the allocation of adequate contract support cost funds are fair and adequate.

CERTIFICATION

NO. 13-01-06

The foregoing resolution was duly adopted at the regular session of the Northwest Portland Area Indian Health Board. A quorum being established; 30 for, — against, — abstain on Oct 18, 2011.
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Andrew C. Joseph Jr.
Chairman

10-18-12
Date

Brandi Nitty
Secretary