

2024 Indian Health Service Partnership Conference

ISDEAA Title V Process

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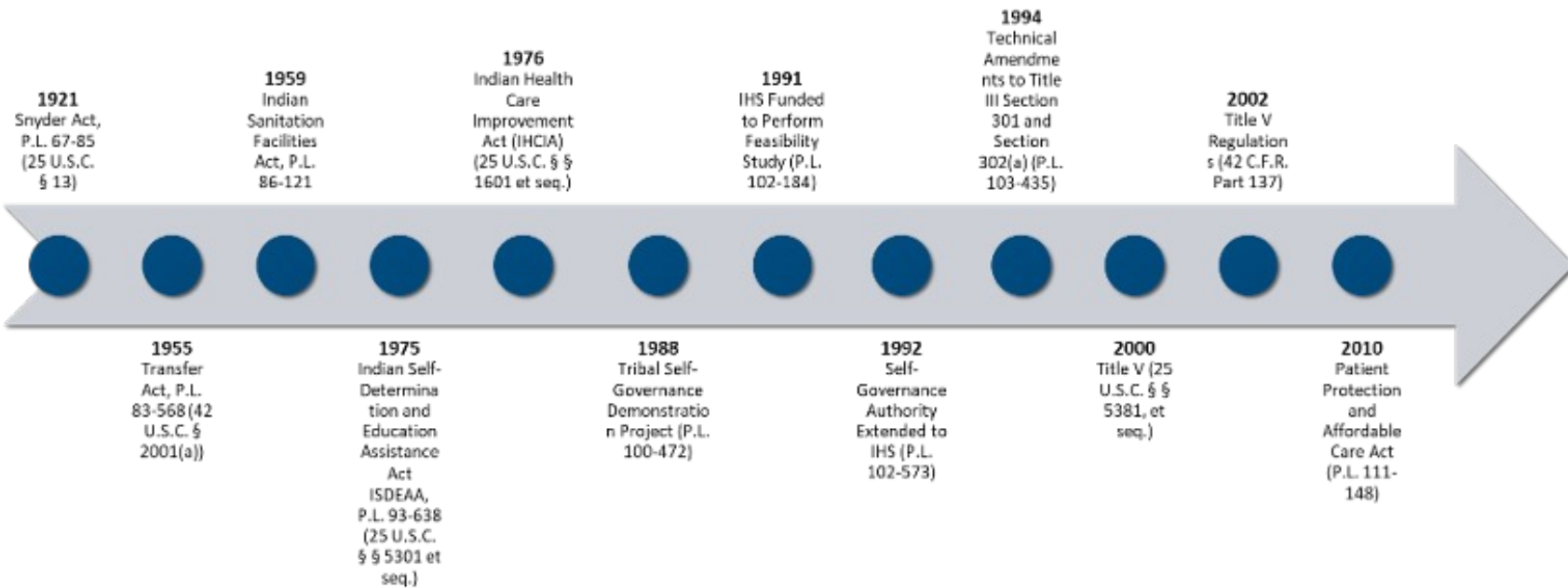
Agenda



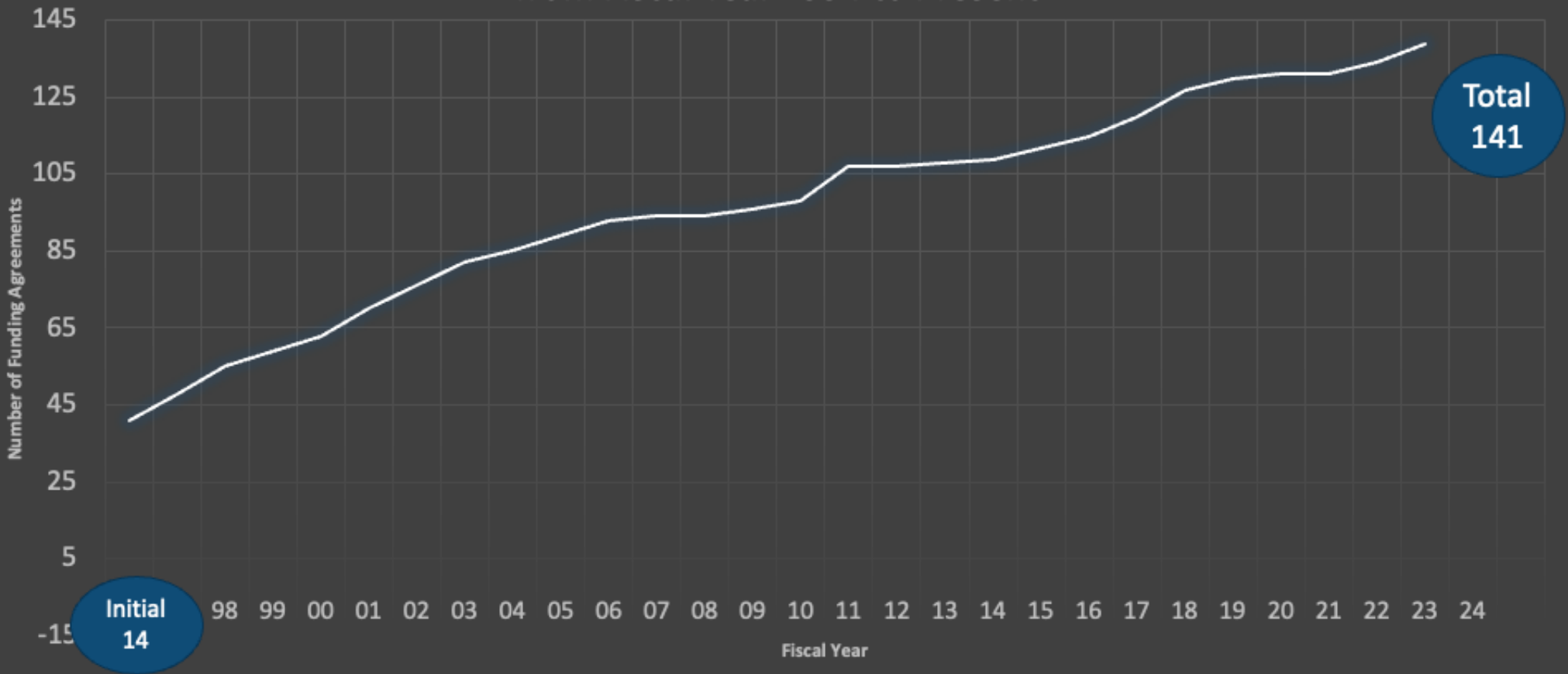
1. Background on ISDEAA
2. Title V Compacting Process
3. Key Authorities and Regulations
4. Financial Aspects
5. Benefits of Title V Compacting
6. Overview of Title I & Title V
7. Resources and Contacts



Milestones in IHS Tribal Self-Governance: A Historical Overview



Number of New IHS Self Governance Funding Agreements by Year from Fiscal Year 1994 to Present



Essential Legal Foundations

- **Indian Self-Determination & Education Assistance Act (ISDEAA) – 1975**
- **Tribal Self-Governance Amendments of 2000 (Title V)**
- **Indian Health Care Improvement Act (IHCIA) – Reauthorized in 2010**



Title V Compacting Process into Self- Governance Program



Introduction to Title V Compacting

- Autonomy in Health Service Management.
- Empower Tribes to manage programs.
- Flexibility to meet community needs.



Eligibility Requirements

1. Completion of a Planning Phase.
2. Tribal Resolution Formally Requesting Participation.
3. Three- Year Record of Financial Stability.



Planning Phase

- Legal and budget research.
- Internal government planning.
- Organizational readiness.
- Informed decision-making.



Financial Aspects of Title V Compacting

- **Tribal Shares: Financial Control**
- **Funding Flexibility**
- **Budgeting & Planning**
- **Audit & Compliance**



Benefits of Title V Compacting

- **Nation to Nation Relationship.**
- **Responsive Health Care Solutions for Tribal Communities.**
- **Reshaping Programs to Fit Community Needs.**
- **Federal Audits & Compliance Checks.**



Highlight: Title I Contract vs Title V Compact

Title I

- Model Contract
- Scope of Work (+ additional terms)
- Annual Funding Agreement (AFA)

Title V

- Compact
- Funding Agreement (FA)



Resources for Title V

USEFUL DOCUMENTS:

Negotiation Handbook (updated 2022)

https://www.ihs.gov/sites/selfgovernance/themes/responsive2017/display_objects/documents/resources/TSGNOVANegotiationHandbook.pdf

Programs, Services, Functions, and Activities Manual (2002) [Programs, Services, Functions and Activities \(PSFA\) Manual \(ihs.gov\)](#)

Further Reading:

ISDEAA Legislation Overview:

<http://examplelink.com>

Office of Tribal Self-Governance, on the IHS.gov website

[Resources | Office of Tribal Self-Governance \(ihs.gov\)](#)

Office of Direct Service and Contracting Tribes, on the

IHS.gov website

[Resource:www.ihs.gov/odsct\]\(http://www.ihs.gov/odsct](#)

ISDEAA Title V (93-638 Pub. Law)

[USCODE-2010-title25-chap14-subchapII-partE.pdf \(govinfo.gov\)](#)

ISDEAA Title V Regulations (42 CFR Part 137) [CFR-2011-title42-vol1-part137.pdf \(govinfo.gov\)](#)



Questions & Answers

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