**Resolution # XX**

**[TRIBAL NATION/PUEBLO] SUPPORT FOR STATE AND FEDERAL ACTION TO EXEMPT INDIAN HEALTH SERVICE BENEFICIARIES FROM MEDICAID WORK REQUIREMENTS**

[INSERT TRIBAL INFOMRATION]

**WHEREAS**, In 1976, Congress permanently authorized the IHS and Tribal facilities to bill Medicaid for services provided to Medicaid-eligible American Indians and Alaska Natives to supplement inadequate IHS funding; and

**WHEREAS**, IHS and Tribal Health Programs rely upon third-party billing from the Centers for Medicare and Medicaid (CMS) to help support the Indian health system, which is severely underfunded; and

**WHEREAS**, State and federal Medicaid reforms aimed at implementing community engagement and/or work requirements could negatively impact AI/AN beneficiaries and devastate the chronically underfunded Indian health system; and

**WHEREAS**, The Government Accountability Office recently published that the IHS is funded at 49% of agency need; and

**WHEREAS**, Without the additional resources provided through third-party coverage, like Medicare, Medicaid, and the Marketplace, the Indian health system would need to reduce services or potentially, in some circumstances, even close facilities; and

**WHEREAS**, Tribal Nations experience disproportionately high rates of joblessness, and imposing work requirements on Tribes and their citizens will result in IHS-eligible beneficiaries not enrolling in Medicaid; and

**WHEREAS**, Many AI/ANs have jobs with no employment documentation, making it difficult to prove they meet the requirements, which include subsistence farming, fishing, hunting, and cultural activities but also include tax- and Medicaid-exempt sources of income from Tribal logging, fishing, or mining of trust resources; and

**WHEREAS**, Tribal communities are in some of our nation’s most remote areas where it is difficult or impossible to access the internet or mail, making it difficult or impossible for our citizens to keep up with the reporting requirements that accompany work requirements; and

**WHEREAS**, Work requirements are likely to cause many AI/ANs to lose their coverage not because they are ineligible but because they could not clear the often disproportionately burdensome procedural hurdles in their way; and

**WHEREAS**, The Federal Government and all its agencies have legal and moral obligations to fulfill its trust and treaty obligations to provide for the health and well-being of Tribes; and

**NOW THEREFORE BE IT RESOLVED,** that [TRIBE/NATION/PUEBLO] requests Congress, CMS, [AND YOUR STATE IF APPLICABLE] ensure that any legislation, rule, guidance, or waiver exempts AI/AN individuals eligible for services through the Indian health system from Medicaid community engagement and/or work requirements to avoid the severe and negative impacts the imposition of work requirements will have on the Indian health system.

**CERTIFICATION**

The foregoing resolution was adopted by the [TRIBE/NATION/PUEBLO], with quorum present, on [INSERT DATE].

ATTEST:

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Tribal Leader Name Tribal Leader Name

Tribal Leader title Tribal Leader Title

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Date