



KIOWA TRIBE

P.O. Box 369 · Carnegie, Oklahoma · 73015
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OFFICE OF THE LEGISLATURE

RESOLUTION NO. KL-CY-2017-019

SUPPORT FOR LAWTON INDIAN HOSPITAL ACT

At a duly called Session of the Legislature of the Kiowa Tribe held this 12th day of August 2017, the following Resolution and Law were adopted.

Concurring with the Inter-Tribal Health Board for the Lawton Service Unit of the Indian Health Service (IHS) Requesting the Treatment of the Lawton Indian Hospital as “Newly Constructed”

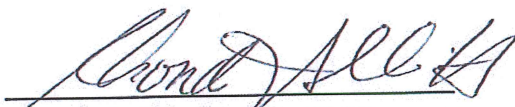
WHEREAS; the Legislature is vested with the authority to pass laws and resolutions pursuant to Article VI, Section 6(a) of the Constitution of the Kiowa Tribe; and,

WHEREAS; the Lawton Indian Hospital provides valuable services to Members of the Tribe and their families.

NOW THEREFORE IT BE IT RESOLVED; that the Legislature hereby enacts the attached law entitled, “SUPPORT FOR LAWTON INDIAN HOSPITAL ACT”.

CERTIFICATION

The foregoing Resolution KL-CY-2017-019 was duly voted upon at a duly called Session IV of the Legislature of the Kiowa Tribe held this 12th day of August 2017, the following Resolution and Law were adopted, with a vote of (7) in favor, and (0) opposed, (0) abstaining, and (0) absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.


Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature



RESOLUTION NO KL-CY-2017-019

SPONSOR: RENEE M. PLATA, SPEAKER OF THE KIOWA TRIBE LEGISLATURE

CO-SPONSOR(S): RHONDA J. AHHAITY, SECRETARY OF THE KIOWA LEGISLATURE; ANITA ONCO-JOHNSON, LEGISLATOR; DAVE GEIMASADDLE, LEGISLATOR; RONALD C. POOLAW, LEGISLATOR

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhonda J. Ahhaitty, Secretary	X			
Renee M. Plata,	X			
Ronald C. Poolaw, Sr.	X			
Dave Geimausaddle	X			
Anita L. Onco-Johnson	X			
Modina M. Waters	X			
Ben Lucero Hovakah-Wolf	X			

DELIVERY OF THE RESOLUTION AND LAW TO THE CHAIRMAN

Resolution No. KL-CY-2017-019 was presented to the Chairman of the Kiowa Tribe on the 15th day of August 2017, pursuant to the Article VI, Section 8(a)(iv) of the Constitution of the Kiowa Tribe, and will become effective after signature by the Chairman or veto override by the Legislature, and as otherwise required by the Constitution.



Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature

CHAIRMAN'S ACTION:

APPROVED

VETO - RETURNED TO LEGISLATURE WITH EXPLANATION:

On this ____ day of _____, 2017.

Matthew Komalty, Chairman
of the Kiowa Tribe

Presented by the Chairman to the Legislature on the ____ day of _____, 2017.

LEGISLATURE'S ACTION:

Override of Chairman's veto:

YES

NO

LEGISLATORS	YES	NO	ABSTAIN	ABSENT
Rhonda J. Ahhaitty, Secretary				
Renee M. Plata, Speaker				
Ronald C. Poolaw, Sr.				
Dave Geimausaddle				
Anita L. Onco-Johnson				
Modina M. Waters				
Ben Lucero Hovakah-Wolf				

CERTIFICATION

The foregoing Resolution **KL-CY-2017-019** was duly voted upon at a duly called **Session IV** of the Legislature of the Kiowa Tribe held this **12th** day of **August 2017**, the following Resolution and Law were adopted, with a vote of **(7)** in favor, and **(0)** opposed, **(0)** abstaining, and **(0)** absent, pursuant to the authority vested in the Kiowa Tribe Legislature by the Constitution of the Kiowa Tribe.



**Rhonda J. Ahhaitty, Secretary
of the Kiowa Tribe Legislature**

Section 1.1 Short Title

This enactment shall be known as, the “SUPPORT FOR LAWTON INDIAN HOSPITAL ACT” (“Act”).

Section 1.2 Findings.

- (a) when the Lawton Indian Hospital (LIH) was constructed in 1967, the Indian Health Service failed to request the 85 percent level of operating funds, and
- (b) the LIH is the only facility that has suffered this unfair oversight, and
- (c) the deficiency resulted in a series of problems that even the ablest management could not overcome, and
- (d) in FY 2003, the Congress addressed this deficiency through appropriating a small amount of funds and also directed the HIS to provide additional funds, and
- (e) the guiding principle involved in these allocations was to treat the Lawton Indian Hospital as if it were newly constructed and therefore the IHS was directed to make additional funds available, and
- (f) the Congress in House Report 107th Congress 2d Session Appropriations Bill, 2003 also advised the IHS: If additional funds are required, they should be justified in the 2004 budget submission, and
- (g) the IHS has failed to follow up on this instruction in the face of urgently needed additional resources, and
- (h) the IHS should meet the obligation to treat the Lawton Indian Hospital as if it were newly constructed and also respond to the US House of Representatives instruction in the FY 2003 appropriation by moving the Lawton Indian Hospital to the top of any list for needed renovations and modernizations, and
- (i) the above requirements must be met by IHS taking immediate action to secure the funds for bringing the level of need funded for the Lawton Indian Hospital to a level of 85 percent operational need, a level provided to all other IHS constructed facilities, thus correcting a decades old injustice placed upon the Lawton Indian Hospital. This correction should begin with all renovation laid out in the most recent Master Plan, and
- (j) the Director of IHS should instruct all IHS levels to give this project the highest priority and that the Director, at the next opportunity, submit a congressional request that will correct this decades old injustice.

Section 1.3 Support for the Lawton Indian Hospital.

The Legislature of the Kiowa Tribe hereby enacts the following:

(a) The Lawton Inter-Tribal Indian Health Board passed Resolution No. LITIHB-17-002 on July 6, 2017 stating the same issues stated above and the Tribe concurs with those concerns indicated throughout this resolution and Act.

(b) The Tribe would like it noted that while the Tribe understands that other IHS facilities are funded at the 85% level, the government made promises when it signed treaties with tribes across the United States to provide physicians or health care and therefore the Tribe believes that the government has a moral responsibility to provide adequate health care to Native Americans and that the Lawton Indian Health Service Unit should be funded at 100%, specifically because Congress has failed to adequately fund the Lawton Service Unit for many years.