

1 SENATE BILL 391

2 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

3 INTRODUCED BY

4 Benny Shendo, Jr.

5
6
7
8
9
10 AN ACT

11 RELATING TO INDIAN AFFAIRS; REQUIRING TRIBAL SOVEREIGNTY IN
12 INDIAN MANAGED CARE ENTITY CONTRACTS WITH THE HUMAN SERVICES
13 DEPARTMENT.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. [NEW MATERIAL] TRIBAL SOVEREIGNTY IN INDIAN
17 MANAGED CARE ENTITY CONTRACTS--RIGHT TO SELF-DETERMINATION.--

18 The human services department shall not require a sovereign
19 Indian nation, tribe or pueblo to be a party to any Indian
20 managed care entity contract with the state. The human
21 services department shall follow the Indian tribe, nation or
22 pueblo's sovereign will according to the laws and processes of
23 the Indian nation, tribe or pueblo. The human services
24 department shall respect the rights of the Indian nations,
25 tribes and pueblos to self-determination and to control their

.219819.1

underscoring material = new
~~[bracketed material] = delete~~

