



NCA 19-037

CLASSIFICATION: #22. HEALTH AND SAFETY

A LAW OF THE MUSCOGEE (CREEK) NATION AMENDING MCNCA TITLE 22, CHAPTER 6, ENTITLED "VISION ASSISTANCE PROGRAM"

Be it enacted by the National Council of the Muscogee (Creek) Nation:

SECTION ONE. AMENDMENT. This amendment shall be codified in Title 22, Chapter 6, of the Code of Laws of the Muscogee (Creek) Nation; provided that for purposes of codification of said amendment and its inclusion in pocket parts of the Code of Laws of the Muscogee (Creek) Nation, the Attorney General is hereby authorized: (1) to approve any changes related to the manner in which sections, articles, chapters and sub-chapters are designated consistent with the format in the Code of Laws published in 2010 by West Publishing Company; (2) to include footnoted references to the legislative history in said pocket parts to the Code of Laws and (3) to note in said pocket parts any editorial correction of minor clerical or grammatical errors in the following amendment, without further National Council approval:

§ 6-101. Authorization

A. The Vision Assistance Program ~~will~~**shall** be implemented and managed by the ~~Division~~**Department** of Health-Administration.

B. The ~~Division~~**Department** of Health-Administration will develop detailed guidelines for the implementation of this program.

C. ~~Guidelines shall require Creek Nation Health Systems Board approval.~~

D. The ~~Division~~**Department** of Health-Administration is authorized to negotiate and enter into contracts with local optometrists ~~in the Creek Nation~~ to obtain reduced prices for optical services, eyeglasses and contact lenses.

ED. The ~~Division~~**Department** of Health-Administration is authorized to expend appropriations approved by the National Council for the Vision Assistance Program.

§ 6-102. Priority

Services provided by this law shall be available to all ~~citizens of the Muscogee (Creek)~~**citizens ("citizens")** Nation. Priority will be given to the following:

Page 2 of 4
NCA 19-037

A. ~~Creek citizens who are Original Allottees;~~

~~BA. Creek c~~BA. ~~Citizens who are children, eighteen (18) years~~ **old and younger** ~~age or less:~~

~~CB. Elderly-Creek citizens age-fifty (50)~~ **years old** and over;

~~DC. Creek c~~DC. ~~Citizens who are between the ages of~~ **nineteen (19)-and fifty (50) years old** who are visually handicapped with a medical and/or refractive eye condition. Final decision regarding eligibility under this priority category shall be made by the ~~Creek Nation Chief Optometry Officer.~~

§ 6-103. Providers

Citizens residing within the **jurisdictional boundaries of the** Muscogee (Creek) Nation will be required to use the ~~Creek-Nation~~ **Department of Health** Eye Clinics or optometrist with whom the ~~Division-Department~~ of Health-Administration has entered into contracts with for the provision of optical services and eyeglasses/contact lenses.

§ 6-104. Benefits.

A. The program will provide up to sixty dollars (\$60.00) for a complete and comprehensive eye examination. Any amount over the total of sixty dollars (\$60.00) for the eye examination will be the responsibility of the patient.

B. Each Creek citizen will be required to contribute a ten dollars (\$10.00) co-payment (or a useable pair of prescription eye glass frames) to be used toward the purchase of eyeglasses **if purchased outside of the Nation's Department of Health.** After the co-payment, **if applicable,** the program will provide up to two hundred forty dollars (\$240.00) of the remainder owed per person for each new eyeglass order or repair. Any amount over the total of two hundred forty dollars (\$240.00) contributed to **by** the Vision Assistance Program for eyeglasses/repairs will be the responsibility of the patient.

C. Contact lenses are allowable only ~~in~~**if** medically indicated and not for cosmetic purposes. Each ~~Creek~~ citizen will be required to contribute a ten dollars (\$10.00) co-payment (or a useable pair of prescription glass frames) to be used toward the purchase of contact lenses **if purchased outside of the Nation's Department of Health.** After the co-payment, **if applicable,** the program will provide up to ~~ninety dollars (\$90.00)~~ **two hundred forty dollars (\$240.00)** of the remainder owed per person for new contact lenses. Any amount over the total of ~~ninety dollars (\$90.00)~~ **two**

hundred forty dollars (\$240.00) contributed by the Vision Assistance Program for contact lenses will be the responsibility of the patient.

D. The ~~Division~~ Department of Health ~~Administration~~ will be responsible for collecting from third party resources (i.e., Medicare, Medicaid, and private insurance) prior to payment being made by the Vision Assistance Program.

§ 6-105. ~~Period of ine~~ Eligibility

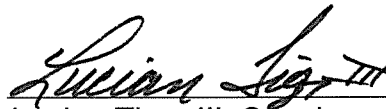
A. Citizens who are diabetic shall be eligible for the Vision Assistance Program once a year at the discretion of the prescribing Optometrist.

B. Creek All other citizens ~~will~~ shall be eligible for the Vision Assistance Program once every two years.

SECTION TWO. EFFECTIVE DATE. This Act shall become effective immediately upon proper approval and execution in accordance with the requirements of the Muscogee (Creek) Nation Constitution.

ENACTED by the Muscogee (Creek) National Council on this 30th day of March, 2019.

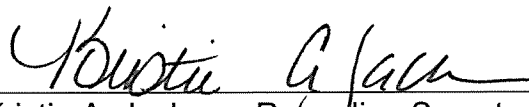
IN WITNESS WHEREOF, the Speaker of the Muscogee (Creek) National Council has hereto attached his signature.



Lucian Tiger III, Speaker
National Council
Muscogee (Creek) Nation

CERTIFICATION

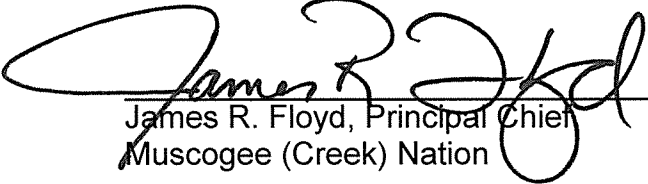
I, the undersigned, certify that the foregoing is a true extract from the minutes of the Muscogee (Creek) National Council comprised of Sixteen members with Fifteen members attending this meeting on the 30th day of March, 2019 and that the above is in conformity with the provisions therein adopted by a vote of 14 in favor, 0 against and that said Law has not been rescinded or amended in any way and the above is the signature of the Speaker of the National Council.



Kristie A. Jackson, Recording Secretary
Muscogee (Creek) National Council

APPROVAL

I, the Principal Chief of the Muscogee (Creek) Nation, hereby affix my signature on this 4th day of April, **2019** to the above Law, **NCA 19-037** authorizing it to become a Law under Article VI., Section VI., of the Constitution of the Muscogee (Creek) Nation.


James R. Floyd, Principal Chief
Muscogee (Creek) Nation

