

## **Request: Delay Implementation of the Employer Mandate Penalties for Tribes until 2017**

The employer mandate under the Affordable Care Act requires that employers, including Tribal governments and organizations, to purchase health insurance for their employees or pay a significant tax penalty. Therefore the government is failing its trust responsibility to Tribes by forcing them to pay for healthcare, which the government is required to provide. The individual mandate recognizes that American Indians and Alaska Natives have no requirement to purchase insurance because the government is required to provide them with health care. Therefore why does the employer mandate say Tribes must do it? We are requesting that Tribes be exempt from the employer mandate. We request that the government delay implementing the mandate and provide immediate Tribal consultation which they have not done.

National Indian  
Health Board



\*Talking Points on Reverse Side\*

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- The employer mandate will have a devastating impact on all Tribes.
- The government is failing its trust responsibility by forcing Tribes to purchase their own health care, which the government is required to provide.
- Exempting individual American Indians and Alaska Natives (AI/ANs) from the individual mandate but not the Tribal governments themselves, essentially erases the trust based exemption that American Indians and Alaska Natives have.
- The law does not explicitly apply the mandate to Tribes, so why is the government saying it does?
- There has been no Tribal consultation. The federal government must conduct immediate consultation to prevent damage to Tribes.

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