

RESOLUTION OF THE
NAABIK'ÍYÁTI' STANDING COMMITTEE
25th NAVAJO NATION COUNCIL -- Second Year, 2024

AN ACTION RELATING TO THE NAABIK'ÍYÁTI' COMMITTEE; SUPPORTING AND REQUESTING AMENDMENTS TO NEW MEXICO HOUSE BILL 39; "MAKING APPROPRIATIONS TO STATE INSTITUTIONS OF HIGHER EDUCATION, TRIBAL COLLEGES AND THE PUBLIC EDUCATION DEPARTMENT TO COMPLY WITH THE COURT'S RULINGS IN THE CONSOLIDATED MARTINEZ AND YAZZIE V. THE STATE OF NEW MEXICO LAWSUIT BY IMPROVING EDUCATIONAL OUTCOMES FOR CERTAIN PUBLIC SCHOOL AND HIGHER EDUCATION STUDENTS AND FAMILIES."

WHEREAS:

- A. The Navajo Nation established the Naabik'íyáti' Committee as Navajo Nation Council standing committee and as such empowered the Naabik'íyáti' Committee to coordinate all requests for information, appearances and testimony relating to proposed county, state and federal legislation impacting the Navajo Nation. 2 N.N.C. §§ 700(A), 701(A)(6).
- B. The Navajo Nation has a government-to-government relationship with the State of New Mexico.
- C. New Mexico House Bill 39, ("House Bill 39") attached as **Exhibit A**, was introduced to make appropriations to public postsecondary educational institutions, including tribal colleges and universities. The aim is to support educator workforce and school leadership development, health and wellness, culturally responsive frameworks, and Indigenous college access initiatives.
- D. The Navajo Nation supports the appropriations in House Bill 39, as well as the purposes of the appropriations.
- E. The Navajo Nation notes, however, that the significant issues section of the Fiscal Impact Report for House Bill 39 provides, in relevant part, "[o]ther appropriations within the bill, such as the \$750 thousand allocation to UNM for school of architecture operations, do not appear to directly address the findings in the Yazzie-Martinez lawsuit." The Navajo Nation disagrees with this assessment as the UNM School of Architecture Indigenous Planning and Design Institute concentrates on the rural architectural development and planning that is representative of Native American reservations.

F. While the Navajo Nation supports House Bill 39, it also urges the New Mexico legislature to consider the following amendments to House Bill 39:

1. House Bill 39 makes several appropriations to New Mexico colleges and universities, including tribal colleges and universities. The Navajo Nation requests the words "tribal colleges and universities" be included in the headings or paragraphs in the sections that make appropriations to tribal colleges and universities.
2. Section 1 of House Bill 39 makes several appropriations to the board of regents of the University of New Mexico. Specifically, an appropriation of two hundred and fifty thousand dollars (\$250,000) is to develop a "graduate studies pathway leading to an endorsement in bilingual education for bilingual teachers in Spanish and English." The Navajo Nation requests the pathway be expanded to include Indigenous languages and the Navajo language.
3. Section 2 of House Bill 39 makes additional appropriations to the board of regents of the University of New Mexico related to medical education and health sciences, including behavioral health, for culturally responsive health and wellness. The Navajo Nation requests that a portion of the appropriation be expanded to include funding for law school Juris Doctor programs. This will allow tribes to secure tribal sovereignty and protect tribal nations from legal challenges.

THEREFORE, BE IT RESOLVED:

- A. The Navajo Nation supports the appropriations and intent of House Bill 39, as attached in Exhibit A.
- B. The Navajo Nation requests the New Mexico legislature approve amendments to House Bill 39 consistent with paragraph F, above.
- C. The Naabik'íyáti' Committee hereby authorizes the Navajo Nation President, and the Navajo Nation Speaker to take all steps necessary to advocate for the Navajo Nation's position with respect to House Bill 39.

CERTIFICATION

I, hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 25th Navajo Nation Council at a duly called meeting in Tse Bonito, New Mexico, at which a quorum was present and that the same was passed by a vote of 13 in Favor, and 00 Opposed, on this 8th day of February 2024.



Honorable Shaandiin Parrish, Chairwoman Pro Tem
Naabik'íyáti' Committee

2/15/24

Date

Motion: Honorable Vince R. James
Second: Honorable George H. Tolth

Chairwoman Pro Tem Shaandiin Parrish not voting

EXHIBIT A

HOUSE BILL 39

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

INTRODUCED BY

Yanira Gurrola and Patricia Roybal Caballero and
Charlotte Little and Kristina Orteiz and Derrick J. Lente

AN ACT

MAKING APPROPRIATIONS TO STATE INSTITUTIONS OF HIGHER
EDUCATION, TRIBAL COLLEGES AND THE PUBLIC EDUCATION DEPARTMENT
TO COMPLY WITH THE COURT'S RULINGS IN THE CONSOLIDATED *MARTINEZ*
AND YAZZIE V. THE STATE OF NEW MEXICO LAWSUIT BY IMPROVING
EDUCATIONAL OUTCOMES FOR CERTAIN PUBLIC SCHOOL AND HIGHER
EDUCATION STUDENTS AND FAMILIES.

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

SECTION 1. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
EDUCATION--PUBLIC EDUCATION DEPARTMENT--EDUCATOR WORKFORCE AND
SCHOOL LEADERSHIP DEVELOPMENT.--

A. The following amounts are appropriated from the
general fund to the board of regents of the university of New
Mexico for expenditure in fiscal year 2025 and subsequent
fiscal years for the following purposes:

.227024.1

underscored material = new
[bracketed material] = delete

1 (1) to the college of arts and sciences for
2 the language, literacy and sociocultural studies department:

3 (a) two hundred fifty thousand dollars
4 (\$250,000) to develop and implement a bachelor's degree program
5 in elementary bilingual education, provide salaries for
6 bilingual course instructors and establish a memorandum of
7 understanding process for course sharing with other New Mexico
8 post-secondary educational institutions offering bilingual
9 coursework;

10 (b) two hundred fifty thousand dollars
11 (\$250,000) to develop a pipeline program for secondary and
12 post-secondary students pursuing undergraduate teacher
13 education and elementary bilingual education degrees, including
14 funding for the recruitment of bilingual student cohorts,
15 establishing cohort mentorships and support services for
16 bilingual cohorts and student stipends for tuition, books,
17 supplies and testing fees;

18 (c) two hundred fifty thousand dollars
19 (\$250,000) to develop a graduate studies pathway leading to an
20 endorsement in bilingual education for bilingual teachers
21 teaching in Spanish and English, including incentives for
22 teacher recruitment, course development with dedicated faculty
23 positions attached for course delivery and cohort mentorships;

24 (d) three hundred fifty thousand dollars
25 (\$350,000) for the development of a native language

.227024.1

1 certification program for native language speakers teaching in
2 early childhood programs, pre-kindergarten and kindergarten
3 through twelfth grade programs; and

4 (e) three hundred thousand dollars
5 (\$300,000) to develop an undergraduate bilingual pathway for
6 Native American language teachers, including course and webinar
7 development, course instruction, development of a recruitment
8 pipeline for Native American secondary students preparing to
9 receive the state seal of bilingualism-biliteracy, recruitment
10 of Native American bilingual speakers, establishment of cohort
11 mentorships for students and native language teachers and
12 stipends for tuition, books, supplies, testing fees and course
13 instructors; and

14 (2) to the institute for American Indian
15 education, five hundred thousand dollars (\$500,000) to
16 establish a curriculum and materials development center in
17 collaboration with the American Indian language policy research
18 and teacher training center and Dine language teachers
19 institute to develop culturally and linguistically relevant
20 curricula and instructional materials to support students,
21 schools and tribes and to provide professional development for
22 teachers and administrators in culturally responsive
23 instruction.

24 B. The following amounts are appropriated from the
25 general fund to the board of regents of New Mexico state

.227024.1

1 university for expenditure in fiscal year 2025 and subsequent
2 fiscal years for the college of health, education and social
3 transformation for the following purposes:

4 (1) eight hundred twenty-five thousand dollars
5 (\$825,000) to partner with an entity that provides teacher
6 training on assessment literacy and capstone projects using a
7 community of practice approach to provide two hundred fifty
8 teachers with stipends and training on competency-based
9 capstone implementation specific to the unique needs of New
10 Mexico communities and hands-on and community participation
11 evaluation methods; and

12 (2) five hundred thousand dollars (\$500,000)
13 to fund and sustain a bilingual education program.

14 C. The following amounts are appropriated from the
15 general fund to the board of regents of New Mexico highlands
16 university for expenditure in fiscal year 2025 and subsequent
17 fiscal years for the following purposes:

18 (1) five hundred fifty thousand dollars
19 (\$550,000) to increase the number of bilingual teacher
20 education faculty in the school of education with preference
21 for indigenous and Hispanic scholars;

22 (2) one million eight hundred one thousand six
23 hundred dollars (\$1,801,600) for the institute for culturally
24 and linguistically responsive learning and teaching to support
25 research and research activities for the recruitment and

.227024.1

1 retention of endowed professors of indigenous knowledge,
2 bilingual and translanguaging studies, inclusivity and school
3 impact; retention of diverse teachers through year-long
4 co-teaching apprenticeships; professional development schools
5 partnerships; and expansion of bilingual full-service community
6 schools;

7 (3) seven hundred seventy-five thousand
8 dollars (\$775,000) for the center for the education and study
9 of diverse populations for teacher training, staff development,
10 curriculum development, culturally responsive teaching, English
11 language learner development standards, bilingual support,
12 instructional leadership and youth leadership; and

13 (4) two hundred sixteen thousand dollars
14 (\$216,000) for students pursuing doctoral degrees in bilingual
15 teacher education. Preference shall be given to applicants who
16 are residents of and committed to working in New Mexico.

17 D. The following amounts are appropriated from the
18 general fund to the higher education department for expenditure
19 in fiscal year 2025 and subsequent fiscal years for the
20 following purposes:

21 (1) four hundred fifty thousand dollars
22 (\$450,000) to contract with an organization to provide
23 technical assistance and professional development for
24 administrators, teachers and other support staff that reflects
25 and focuses on the needs of the bilingual multicultural

.227024.1

1 education programs in New Mexico;

2 (2) for Navajo technical university:

3 (a) one million five hundred thousand
4 dollars (\$1,500,000) to establish a center to develop, publish
5 and disseminate culturally and linguistically relevant
6 curricula and instructional materials to support students,
7 teachers, schools and the Navajo Nation in New Mexico and
8 provide professional development for teachers and
9 administrators in culturally responsive instruction; and

10 (b) one million two hundred thousand
11 dollars (\$1,200,000) to expand programs in the early childhood
12 Navajo teacher training lab and practicum center, including
13 recruitment, retention, training, certification and placement
14 of early childhood education teachers, that incorporate
15 indigenous education principles;

16 (3) five hundred thousand dollars (\$500,000)
17 for Dine college for recruitment and retention of teachers and
18 to advance the New Mexico multicultural teacher education
19 program;

20 (4) four hundred fifty thousand dollars
21 (\$450,000) for the southwestern Indian polytechnic institute to
22 develop and implement a bilingual pathway for native language
23 and culture teachers and to provide professional development
24 workshops for tribal early childhood centers and community
25 schools; and

.227024.1

1 (5) four hundred thousand dollars (\$400,000)
2 for northern New Mexico college for the department of teacher
3 education to provide culturally appropriate student support
4 services, including academic and career advisement, to
5 incorporate trauma-informed practices into all licensure
6 programs and to create a trauma-informed endorsement.

7 E. Any unexpended or unencumbered balance of the
8 appropriations in Subsections A through D of this section
9 remaining at the end of a fiscal year shall not revert to the
10 general fund.

11 SECTION 2. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
12 EDUCATION--CULTURALLY RESPONSIVE HEALTH AND WELLNESS.--

13 A. The following amounts are appropriated from the
14 general fund to the board of regents of the university of New
15 Mexico for expenditure in fiscal year 2025 and subsequent
16 fiscal years for the following purposes:

17 (1) two million five hundred eighteen thousand
18 one hundred dollars (\$2,518,100) for the health sciences
19 center's office for diversity, equity and inclusion to provide
20 students in the combined bachelor of arts and medical doctorate
21 degree program with support services and experiences and to
22 recruit students into the medical school pathway who are
23 committed to in-state service;

24 (2) two hundred fifty thousand dollars
25 (\$250,000) for the school of medicine division of community

.227024.1

1 behavioral health for the New Mexico clearinghouse for Native
2 American suicide prevention to provide culturally and
3 linguistically appropriate mental and behavioral health
4 training, crisis response planning and suicide prevention and
5 intervention practices to schools, school districts and tribal
6 communities. Training may include mental health first aid and
7 continuing education courses to social workers and other
8 service providers serving Native American students and Native
9 American populations; and

10 (3) four hundred fifty thousand dollars
11 (\$450,000) for the health sciences center for the center for
12 Native American health for student recruitment and retention in
13 health careers, academic advisement, undergraduate and graduate
14 support student services, tribal community health assessments,
15 tribal-health-disparities-focused research, behavioral-health-
16 focused research, school and community health alignment and
17 technical assistance to Indian nations, tribes and pueblos.

18 B. Three hundred twenty-five thousand dollars
19 (\$325,000) is appropriated from the general fund to the board
20 of regents of New Mexico highlands university for expenditure
21 in fiscal year 2025 and subsequent fiscal years for the school
22 of social work center for excellence in social work to design,
23 coordinate and implement culturally relevant, trauma-responsive
24 trainings for social workers and behavioral health
25 professionals practicing or intending to practice in public

.227024.1

1 schools and to develop practice briefs for social workers and
2 behavioral health practitioners.

3 C. One million two hundred thousand dollars
4 (\$1,200,000) is appropriated from the general fund to the
5 higher education department for expenditure in fiscal year 2025
6 and subsequent fiscal years for Navajo technical university to
7 provide support for the provision of courses, training and
8 staff development encompassing substance abuse, suicide
9 prevention and behavioral health intervention strategies.

10 D. Any unexpended or unencumbered balance of the
11 appropriations in Subsections A through C of this section
12 remaining at the end of a fiscal year shall not revert to the
13 general fund.

14 SECTION 3. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
15 EDUCATION--CULTURALLY SUSTAINING FRAMEWORKS.--

16 A. The following amounts are appropriated from the
17 general fund to the board of regents of the university of New
18 Mexico for expenditure in fiscal year 2025 and subsequent
19 fiscal years for the following purposes:

20 (1) two million nine hundred eighty thousand
21 dollars (\$2,980,000) for the Native American studies department
22 to work with tribal communities to develop culturally
23 sustaining curricula, provide teacher education, language
24 revitalization and community-building, support student success
25 and expand faculty and staff research and teaching;

.227024.1

1 (2) seven hundred fifty thousand dollars
2 (\$750,000) for the indigenous design and planning institute at
3 the school of architecture and planning to support faculty and
4 staff positions to implement an online indigenous planning
5 certificate program and to support graduate student
6 assistantships; and

7 (3) four hundred thousand dollars (\$400,000)
8 to the college of education and human sciences for the
9 multicultural education center to fund culturally responsive
10 curriculum development, disseminate research findings that
11 promote understandings around culturally responsive frameworks
12 and provide regional in-person and virtual professional
13 development workshops and training webinars for in-service
14 kindergarten through twelfth grade teachers, superintendents,
15 school district staff and school administrative staff. Funds
16 may also be allocated for materials development, webinar and
17 virtual workshop development, training coordinators and
18 training specialists.

19 B. One million dollars (\$1,000,000) is appropriated
20 from the general fund to the board of regents of New Mexico
21 state university for expenditure in fiscal year 2025 and
22 subsequent fiscal years for the borderlands and ethnic studies
23 department to provide courses and minors in the areas of Native
24 American studies, Chicana and Chicano studies and borderlands
25 and ethnic studies; partner with the department of Africana

.227024.1

1 studies; design professional development; support the
2 implementation of culturally and linguistically relevant and
3 sustaining instructional materials for kindergarten through
4 twelfth grade; and design a research center to investigate the
5 efficacy and impact of these activities.

6 C. The following amounts are appropriated from the
7 general fund to the board of regents of New Mexico highlands
8 university for expenditure in fiscal year 2025 and subsequent
9 fiscal years for the following purposes:

10 (1) one hundred fifteen thousand dollars
11 (\$115,000) to the department of languages and culture for the
12 Native American and Hispanic studies program to collaborate
13 with school districts and an entity with expertise in project-
14 based learning focused on ranching, agriculture, food
15 traditions and other natural resource utilization to research
16 and develop a kindergarten through twelfth grade cabanuelas
17 curriculum;

18 (2) one hundred fifteen thousand dollars
19 (\$115,000) to the department of languages and culture for the
20 Native American and Hispanic studies program to develop a major
21 degree in Chicana and Chicano studies, including courses
22 offered as high school dual enrollment credits;

23 (3) one hundred fifteen thousand dollars
24 (\$115,000) for the multicultural center to support academic and
25 service program activities coordinated by student organizations

.227024.1

1 and supportive staff and faculty. Student participation will
2 be incorporated into the New Mexico highlands university co-
3 curricular transcript coordinated by the New Mexico highlands
4 university center of professional development and career
5 readiness;

6 (4) one hundred fifteen thousand dollars
7 (\$115,000) to the department of language and culture for the
8 language learning center to support students with language
9 learning resources, including relevant and localized Spanish
10 language identification and materials development, research and
11 cultural expression and the development of community language
12 research models and protocols; and

13 (5) one hundred fifteen thousand dollars
14 (\$115,000) to the Native American and Hispanic studies program
15 to collaborate with the national Hispanic cultural center to
16 develop artistic and scholarly activities and programs that
17 emphasize New Mexico cultural and linguistic legacies and
18 engage with local communities.

19 D. One hundred thousand dollars (\$100,000) is
20 appropriated from the general fund to the higher education
21 department for expenditure in fiscal year 2025 and subsequent
22 fiscal years for northern New Mexico college for the department
23 of teacher education to support outreach and recruitment
24 initiatives to tribal education departments, school districts
25 and other partners that would expand collaborative working

.227024.1

1 partnerships.

2 E. Any unexpended or unencumbered balance of the
3 appropriations in Subsections A through D of this section
4 remaining at the end of a fiscal year shall not revert to the
5 general fund.

6 SECTION 4. APPROPRIATIONS--TRIBAL COLLEGES--INDIGENOUS
7 COLLEGE ACCESS INITIATIVES.--

8 A. The following amounts are appropriated from the
9 general fund to the board of regents of the university of New
10 Mexico for expenditure in fiscal year 2025 and subsequent
11 fiscal years for the following purposes:

12 (1) one million four hundred thousand dollars
13 (\$1,400,000) for the health sciences center's office for
14 diversity, equity and inclusion to provide communities to
15 careers programs and to grow a diverse health care workforce,
16 including health career and education pathways and regional
17 health careers pathway hubs;

18 (2) three hundred sixteen thousand dollars
19 (\$316,000) for the college of arts and sciences for the
20 department of Chicana and Chicano studies to support ongoing
21 expansion costs of all educational pathways and community-
22 engaged programs from dual enrollment to doctorate; and

23 (3) two million five hundred thousand dollars
24 (\$2,500,000) for the department of Africana studies to support
25 efforts to increase participation of African American high

.227024.1

1 school students, to assist African American students'
2 transition to higher education, to launch the association for
3 the study of education, health and human development in school-
4 age children, to increase departmental faculty and staff and to
5 provide staff professional development and supports.

6 B. The following amounts are appropriated from the
7 general fund to the board of regents of New Mexico highlands
8 university for expenditure in fiscal year 2025 and subsequent
9 fiscal years for the following purposes:

10 (1) three hundred seventy five thousand
11 dollars (\$375,000) to expand the number of tuition waivers to
12 increase successful completion and retention rate among Native
13 American undergraduates; and

14 (2) three hundred seventy five thousand
15 dollars (\$375,000) to establish a Native American ambassador
16 program within the Native American center for Native American
17 students to develop leadership and networking skills and to
18 implement outreach and service learning initiatives within the
19 university and in tribal communities.

20 C. The following amounts are appropriated from the
21 general fund to the higher education department for expenditure
22 in fiscal year 2025 and subsequent fiscal years for the
23 following purposes:

24 (1) for southwestern Indian polytechnic
25 institute:

.227024.1

1 (a) two hundred thousand dollars
2 (\$200,000) for a summer bridge program that supports student
3 transition from high school to college to expand the number of
4 students served, provide an evening program and provide a
5 virtual summer program option;

6 (b) two hundred seventy five thousand
7 dollars (\$275,000) for dual credit and transfer support
8 services and scholarships to facilitate student connection to
9 academic, social and physical university environments and to
10 provide financial support to students transitioning to a
11 four-year university; and

12 (c) two hundred forty-six thousand
13 dollars (\$246,000) to expose high school students to teacher,
14 social work and behavioral health career pathways and to
15 recruit and retain students in teacher preparation, social work
16 and behavioral health degree programs; and

17 (2) two hundred fifty thousand dollars
18 (\$250,000) for northern New Mexico college for the department
19 of teacher education to provide student stipends for tuition,
20 books, supplies and testing fees to support student retention.

21 D. Any unexpended or unencumbered balance of the
22 appropriations in Subsections A through C of this section
23 remaining at the end of a fiscal year shall not revert to the
24 general fund.

NAVAJO NATION

310

Naa'bik'iyati' Committee Regular Meeting

2/8/2024

02:53:13 PM

Amd# to Amd#

New Business: Item A.

PASSED

MOT James, V

CONSENT AGENDA:#0021-24,0022-24

SEC Tolth, G

0023-24,0030-24,0032-24,0033-24,
0034-24,0035-24

Yeas : 13

Nays : 0

Excused : 3

Not Voting : 6

Yea : 13

Aseret, L

Daniels, H

Nez, A

Slater, C

Begay, H

James, V

Notah, N

Tolth, G

Begay, N

Jesus, B

Simpson, D

Yanito, C

Crotty, A

Nay : 0

Excused : 3

Curley, C

Charles-Newton, E

Yazzie, C

Not Voting : 6

Arviso, S

Johnson, C

Simonson, G

Tso, O

Claw, S

Nez, R

Presiding Speaker: Parrish, S