

RESOLUTION OF THE  
NAABIK'ÍYÁTI' COMMITTEE OF THE  
NAVAJO NATION COUNCIL

23<sup>RD</sup> Navajo Nation Council - Third Year, 2017

AN ACTION

RELATING TO HEALTH, EDUCATION AND HUMAN SERVICES AND  
NAABIK'ÍYÁTI' COMMITTEES; RESPECTFULLY REQUESTING THE STATE OF  
UTAH TO AMEND THE AMERICAN INDIAN-ALASKAN NATIVE EDUCATION  
AMENDMENTS

WHEREAS:

- A. The Navajo Nation established the Health, Education and Human Services Committee (HEHSC) as a standing committee of the Navajo Nation Council, with the authority to review and recommend resolutions regarding matters concerning education. See 2 N.N.C. §§ 164 (A)(9), 400 (A), 401 (B)(6)(a)(2015); See also CO-45-12.
- B. The Navajo Nation established the Naabik'íyáti' Committee as a Navajo Nation Council standing committee and as such empowered Naabik'íyáti' Committee to assist and coordinate all requests for information, appearances and testimony relating to proposed county, state and federal legislation impacting the Navajo Nation. See 2 N.N.C. §§ 164 (A)(9), 701 (A)(4), 701(A)(6) (2015); CO-45-12.
- C. Statements of policy are written statements submitted to federal, state or local governments by a Navajo Nation official stating the official position of the Navajo Nation on proposed legislation or other action by that government. See 2 N.N.C. § 100 (W).
- D. On May 9, 2016, the Governor of Utah signed the American Indian-Alaskan Native Education Amendments into law, the bill modified provisions related to American Indian-Alaskan Native education, attached hereto as **Exhibit A**.
- E. The Utah Indian Education Commission legislative bill proposal recommends additional amendments, attached hereto as **Exhibit B**, to include:
  - 1. Building administrative support with high expectations of students;

2. Financial support (existing and/or new);
3. Increase Native American teachers, educational leaders (recruitment) and retention;
4. Professional development as a critical delivery method including the use of technology;
5. Building tribal support - develop and enhance curriculum to include historical and cultural accuracy and sensitivity (heritage and language);
6. Increased parental and community support; and
7. Build statewide collaborations and statewide awareness of the needs (social, cultural, sovereignty, etc.) of Indian children.

F. It is within the best interest of the Navajo Nation to respectfully recommend an amendment to the American Indian-Alaskan Native Education Amendments to include the recommendations by the Utah Indian Education Commission.

**NOW THEREFORE, BE IT RESOLVED:**

- A. The Navajo Nation respectfully recommends an amendment to the American Indian-Alaskan Native Education Amendments to include the recommendations by the Utah Indian Education Commission.
- B. The Navajo Nation hereby authorizes the Navajo Nation President, the Navajo Nation Speaker, the Navajo Nation Chief Justice and their designees, to advocate for an amendment to the American Indian-Alaskan Native Education Amendments to include the recommendations by the Utah Indian Education Commission.

**CERTIFICATION**

I hereby certify that the foregoing resolution was duly considered by the Naabik'íyáti' Committee of the 23rd Navajo Nation Council at a duly called meeting in Tse Bonito, Navajo Nation (New Mexico), at which a quorum was present and that the same was passed by a vote of 18 in favor and 0 oppose, this 9<sup>th</sup> day of February, 2017.

A handwritten signature in dark ink, appearing to read "LoRenzo C. Bates", written in a cursive style.

Honorable LoRenzo C. Bates, Chairperson  
Naabik'íyáti' Committee

Motion: Honorable Davis Filfred  
Second: Honorable Nathaniel Brown



1                   **AMERICAN INDIAN-ALASKAN NATIVE**  
2                   **EDUCATION AMENDMENTS**

3                   2015 GENERAL SESSION

4                   STATE OF UTAH

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5  
6           **LONG TITLE**

7           **General Description:**

8               This bill modifies provisions related to American Indian-Alaskan Native education.

9           **Highlighted Provisions:**

10           This bill:

11           ▸ enacts a chapter providing for an American Indian-Alaskan Native Education State

12               Plan, including:

- 13               • defining terms;
- 14               • providing the position of American Indian-Alaskan Native public education
- 15               liaison;
- 16               • requiring reporting to the Native American Legislative Liaison Committee;
- 17               • creating the American Indian-Alaskan Native Education Commission;
- 18               • establishing the duties of the commission; and
- 19               • providing for the adoption of a state plan to address the educational achievement
- 20               gap of the state's American Indian-Alaskan Native students; and

21           ▸ makes technical and conforming amendments.

22           **Money Appropriated in this Bill:**

23               None

24           **Other Special Clauses:**

25               This bill provides a special effective date.

26           **Utah Code Sections Affected:**

27           AMENDS:

28               **9-9-104.6**, as last amended by Laws of Utah 2014, Chapter 387

29           ENACTS:

30               **53A-31-101**, Utah Code Annotated 1953

31               **53A-31-102**, Utah Code Annotated 1953

32           **53A-31-201**, Utah Code Annotated 1953  
33           **53A-31-202**, Utah Code Annotated 1953  
34           **53A-31-203**, Utah Code Annotated 1953  
35           **53A-31-301**, Utah Code Annotated 1953  
36           **53A-31-302**, Utah Code Annotated 1953

37

38       *Be it enacted by the Legislature of the state of Utah:*

39           Section 1. Section **9-9-104.6** is amended to read:

40           **9-9-104.6. Participation of state agencies in meetings with tribal leaders --**

41       **Contact information.**

42           (1) For at least three of the joint meetings described in Subsection 9-9-104.5(2)(a), the  
43       division shall coordinate with representatives of tribal governments and the entities listed in  
44       Subsection (2) to provide for the broadest participation possible in the joint meetings.

45           (2) The following may participate in all meetings described in Subsection (1):

46           (a) the chairs of the Native American Legislative Liaison Committee created in Section  
47       36-22-1;

48           (b) the governor or the governor's designee;

49           (c) (i) the American Indian-Alaskan Native Health Liaison appointed in accordance  
50       with Section 26-7-2.5; or

51           (ii) if the American Indian-Alaskan Native Health Liaison is not appointed, a  
52       representative of the Department of Health appointed by the executive director of the  
53       Department of Health; ~~and~~

54           (d) (i) the American Indian-Alaskan Native Public Education Liaison appointed in  
55       accordance with Section 53A-31-201; or

56           (ii) if the American Indian-Alaskan Native Public Education Liaison is not appointed, a  
57       representative of the State Office of Education appointed by the superintendent of public  
58       instruction; and

59           ~~(d)~~ (e) a representative appointed by the chief administrative officer of the following:

60           (i) the Department of Human Services;

61           (ii) the Department of Natural Resources;

62           (iii) the Department of Workforce Services;



(iv) the Governor's Office of Economic Development; and

~~[(v) the State Office of Education; and]~~

~~[(vi)]~~ (v) the State Board of Regents.

(3) (a) The chief administrative officer of the agencies listed in Subsection (3)(b) shall:

(i) designate the name of a contact person for that agency that can assist in coordinating the efforts of state and tribal governments in meeting the needs of the Native Americans residing in the state; and

(ii) notify the division:

(A) who is the designated contact person described in Subsection (3)(a)(i); and

(B) of any change in who is the designated contact person described in Subsection (3)(a)(i).

(b) This Subsection (3) applies to:

(i) the Department of Agriculture and Food;

(ii) the Department of Heritage and Arts;

(iii) the Department of Corrections;

(iv) the Department of Environmental Quality;

(v) the Department of Public Safety;

(vi) the Department of Transportation;

(vii) the Office of the Attorney General;

(viii) the State Tax Commission; and

(ix) any agency described in Subsection (2)(c) ~~[or (d)]~~ through (e).

(c) At the request of the division, a contact person listed in Subsection (3)(b) may participate in a meeting described in Subsection (1).

(4) (a) A participant under this section who is not a legislator may not receive compensation or benefits for the participant's service, but may receive per diem and travel expenses as allowed in:

(i) Section 63A-3-106;

(ii) Section 63A-3-107; and

(iii) rules made by the Division of Finance according to Sections 63A-3-106 and 63A-3-107.

(b) Compensation and expenses of a participant who is a legislator are governed by

Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

Section 2. Section **53A-31-101** is enacted to read:

**CHAPTER 31. AMERICAN INDIAN-ALASKAN NATIVE**

**EDUCATION STATE PLAN**

**Part 1. General Provisions**

**53A-31-101. Title.**

This chapter is known as the "American Indian-Alaskan Native Education State Plan."

Section 3. Section **53A-31-102** is enacted to read:

**53A-31-102. Definitions.**

As used in this chapter:

(1) "Commission" means the American Indian-Alaskan Native Education Commission created in Section 53A-31-202.

(2) "Liaison" means the individual appointed under Section 53A-31-201.

(3) "Native American Legislative Liaison Committee" means the committee created in Section 36-22-1.

(4) "State plan" means the state plan adopted under Section 53A-31-301.

(5) "Superintendent" means the superintendent of public instruction appointed under Section 53A-1-301.

Section 4. Section **53A-31-201** is enacted to read:

**Part 2. Liaison and Commission**

**53A-31-201. American Indian-Alaskan Native public education liaison.**

(1) Subject to budget constraints, the superintendent shall appoint an individual as the American Indian-Alaskan Native public education liaison.

(2) The liaison shall work under the direction of the superintendent in the development and implementation of the state plan.

(3) The liaison shall annually report to the Native American Legislative Liaison Committee about:

(a) the liaison's activities; and

(b) the activities related to the education of American Indians and Alaskan Natives in the state's public school system and efforts to close the achievement gap.

Section 5. Section **53A-31-202** is enacted to read:

125 53A-31-202. Commission created.

126 (1) There is created a commission known as the "American Indian-Alaskan Native  
127 Education Commission." The commission shall consist of 16 members as follows:

128 (a) the superintendent;

129 (b) the liaison;

130 (c) two individuals appointed by the superintendent that are coordinators funded under  
131 Title VII, Elementary and Secondary Education Act;

132 (d) three members of the Native American Legislative Liaison Committee appointed by  
133 the chairs of the Native American Legislative Liaison Committee;

134 (e) a representative of the Navajo Nation who resides in Utah selected by the Navajo  
135 Utah Commission;

136 (f) a representative of the Ute Indian Tribe of the Uintah and Ouray Reservation who  
137 resides in Utah selected by the Uintah and Ouray Tribal Business Committee;

138 (g) a representative of the Paiute Indian Tribe of Utah who resides in Utah selected by  
139 the Paiute Indian Tribe of Utah Tribal Council;

140 (h) a representative of the Northwestern Band of the Shoshone Nation who resides in  
141 Utah selected by the Northwestern Band of the Shoshone Nation Tribal Council;

142 (i) a representative of the Confederated Tribes of the Goshute who resides in Utah  
143 selected by the Confederated Tribes of the Goshute Reservation Tribal Council;

144 (j) a representative of the Skull Valley Band of Goshute Indians who resides in Utah  
145 selected by the Skull Valley Band of Goshute Indian Tribal Executive Committee;

146 (k) a representative of the Ute Mountain Ute Tribe who resides in Utah selected by the  
147 Ute Mountain Ute Tribal Council;

148 (l) a representative of the San Juan Southern Paiute Tribe who resides in Utah selected  
149 by the San Juan Southern Paiute Tribal Council; and

150 (m) an appointee from the governor.

151 (2) The superintendent shall chair the commission.

152 (3) (a) The superintendent shall call meetings of the commission.

153 (b) Eight members of the commission constitute a quorum of the commission.

154 (c) The action of a majority of the commission at a meeting when a quorum is present  
155 constitutes action of the commission.



(4) If a vacancy occurs in the membership for any reason, the replacement shall be appointed in the same manner of the original appointment for the vacant position.

(5) The commission may adopt procedures or requirements for:

(a) voting, when there is a tie of the commission members; and

(b) the frequency of meetings

(6) (a) A member of the commission may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:

(i) Section 63A-3-106;

(ii) Section 63A-3-107; and

(iii) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.

(b) Compensation and expenses of a participant who is a legislator are governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

(7) The State Office of Education shall staff the commission.

(8) The commission shall be dissolved on December 31, 2015.

Section 6. Section **53A-31-203** is enacted to read:

**53A-31-203. Duties of the commission.**

(1) The commission shall develop a proposed state plan to be presented to the Native American Legislative Liaison Committee to address the educational achievement gap of the American Indian and Alaskan Native students in the state.

(2) The proposed state plan shall:

(a) identify the most critical academic needs of Utah's American Indian and Alaskan Native students;

(b) recommend a course of action to meet the identified needs;

(c) include measures of relevant data;

(d) focus on the specific needs of American Indian and Alaskan Native children;

(e) include methods to use available resources as efficiently as possible to meet the needs of American Indian and Alaskan Native students;

(f) list any programs, practices, materials, or equipment that the public school system would need to implement the proposed state plan to have a direct impact on the instruction of American Indian and Alaskan Native students and result in measurable increased student

187 performance;

188 (g) include ongoing reporting to the Native American Legislative Liaison Committee;

189 (h) include a plan to hire, retain, and promote highly qualified teachers as quickly as

190 feasible; and

191 (i) add a process for sharing data with tribal education leaders.

192 (3) The commission shall present the proposed state plan developed under Subsection  
193 (1) to the Native American Legislative Liaison Committee by no later than October 31, 2015.

194 Section 7. Section **53A-31-301** is enacted to read:

195 **Part 3. State Plan**

196 **53A-31-301. Adoption of state plan.**

197 (1) After receipt of the proposed state plan from the commission in accordance with  
198 Section 53A-31-203, the Native American Legislative Liaison Committee may review the  
199 proposed state plan and make changes to the proposed state plan that the Native American  
200 Legislative Liaison Committee considers beneficial to addressing the educational achievement  
201 gap of the state's American Indian and Alaskan Native students.

202 (2) (a) The Native American Legislative Liaison Committee shall submit the proposed  
203 state plan as modified by the Native American Legislative Liaison Committee to the Utah State  
204 Board of Education.

205 (b) The Utah State Board of Education shall, by majority vote, within 60 days after  
206 receipt of the state plan under Subsection (2)(a) adopt, modify, or reject the state plan. If the  
207 Utah State Board of Education does not act within 60 days after receipt of the state plan, the  
208 state plan is considered adopted by the Utah State Board of Education.

209 (3) The Native American Legislative Liaison Committee may prepare legislation to  
210 implement the state plan adopted under this section.

211 Section 8. Section **53A-31-302** is enacted to read:

212 **53A-31-302. Changes to state plan.**

213 (1) The Native American Legislative Liaison Committee may recommend to the Utah  
214 State Board of Education changes to the state plan adopted under Section 53A-31-301 to  
215 ensure that the state plan continues to meet the academic needs of the state's American Indian  
216 and Alaskan Native students.

217 (2) The Native American Legislative Liaison Committee may recommend to the

218 superintendent that the commission be reconstituted for a 18-month period if the Native  
219 American Legislative Liaison Committee determines that a substantial review of the state plan  
220 is necessary. If reconstituted under this Subsection (2), the commission shall comply with the  
221 requirements of Part 2, Commission.

222       Section 9. **Effective date.**

223       If approved by two-thirds of all the members elected to each house, this bill takes effect  
224 upon approval by the governor, or the day following the constitutional time limit of Utah  
225 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,  
226 the date of veto override.

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**Legislative Review Note**  
as of 11-20-14 3:26 PM

**Office of Legislative Research and General Counsel**

Date	<i>Bill text</i> Action	<i>Status</i> Location	<i>History</i> Vote
12/11/2015	Bill Numbered but not Distributed	Legislative Research and General Counsel	
12/16/2015	Numbered Bill Publicly Distributed	Legislative Research and General Counsel	
1/8/2016	Senate/ received bill from Legislative Research	Waiting for Introduction in the Senate	
1/14/2016	Senate/ received fiscal note from Fiscal Analyst	Waiting for Introduction in the Senate	
1/25/2016	Senate/ 1st reading (Introduced)	Senate Rules Committee	
1/25/2016	Senate/ Rules to 2nd Reading Calendar	Senate 2nd Reading Calendar	
1/25/2016	Senate/ 2nd reading	Senate 2nd Reading Calendar	
1/25/2016	Senate/ circled	Senate 2nd Reading Calendar	<u>Voice vote</u>
2/1/2016	Senate/ uncircled	Senate 2nd Reading Calendar	<u>Voice vote</u>
2/1/2016	Senate/ floor amendment # 1	Senate 2nd Reading Calendar	<u>Voice vote</u>
2/1/2016	Senate/ passed 2nd reading	Senate 3rd Reading Calendar	<u>28 0 1</u>
2/2/2016	Senate/ 3rd reading	Senate 3rd Reading Calendar	
2/2/2016	Senate/ passed 3rd reading	Clerk of the House	<u>26 0 3</u>
2/2/2016	Senate/ to House	Clerk of the House	
2/3/2016	House/ received from Senate	Clerk of the House	
2/3/2016	House/ 1st reading (Introduced)	House Rules Committee	
2/5/2016	House/ to standing committee	House Education Committee	
2/8/2016	House Comm - Favorable Recommendation	House Education Committee	<u>10 0 4</u>
2/9/2016	House/ committee report favorable	House Education Committee	
2/9/2016	House/ 2nd reading	House 3rd Reading Calendar for Senate bills	
2/9/2016	House/ return to Rules due to fiscal impact	House Rules Committee	
3/7/2016	LFA/ bill sent to agencies for fiscal input	House Rules Committee	
3/7/2016	LFA/ fiscal note sent to sponsor	House Rules Committee	
3/7/2016	Senate/ to Printing with fiscal note	House 3rd Reading Calendar for Senate bills	
3/8/2016	House/ Rules to 3rd Reading Calendar	House 3rd Reading Calendar for Senate bills	
3/9/2016	House/ 3rd reading	House 3rd Reading Calendar for Senate bills	
3/9/2016	House/ substituted from # 0 to # 1	House 3rd Reading Calendar for Senate bills	<u>Voice vote</u>
3/9/2016	House/ passed 3rd reading	Senate Secretary	<u>72 0 3</u>
3/9/2016	House/ to Senate	Senate Secretary	



3/9/2016	Senate/ received fiscal note from Fiscal Analyst	Senate Secretary	
3/9/2016	Senate/ received from House	Senate Secretary	
3/9/2016	Senate/ placed on Concurrence Calendar	Senate Concurrence Calendar	
3/9/2016	Senate/ circled	Senate Concurrence Calendar	<u>Voice vote</u>
3/9/2016	Senate/ uncircled	Senate Concurrence Calendar	<u>Voice vote</u>
3/9/2016	Senate/ concurs with House amendment	House Speaker	<u>25 0 4</u>
3/9/2016	Senate/ to House	House Speaker	
3/9/2016	House/ received from Senate	House Speaker	
3/9/2016	House/ signed by Speaker/ returned to Senate	Senate President	
3/9/2016	House/ to Senate	Senate President	
3/9/2016	Senate/ received from House	Senate President	
3/9/2016	Senate/ signed by President/ sent for enrolling	Legislative Research and General Counsel / Enrolling	
3/10/2016	Bill Received from Senate for Enrolling	Legislative Research and General Counsel / Enrolling	
3/10/2016	Draft of Enrolled Bill Prepared	Legislative Research and General Counsel / Enrolling	
3/15/2016	Enrolled Bill Returned to House or Senate	Senate Secretary	
3/15/2016	Senate/ enrolled bill to Printing	Senate Secretary	
3/16/2016	Senate/ received enrolled bill from Printing	Senate Secretary	
3/16/2016	Senate/ to Governor	Executive Branch - Governor	

## Who represents me?

 Enter address and zip code

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Remember my Legislators

### State Senate

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PO Box 145115  
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**AMERICAN INDIAN AND ALASKAN NATIVE AMENDMENTS**

2016 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kevin T. Van Tassell**

House Sponsor: Jack R. Draxler

**LONG TITLE****General Description:**

This bill amends provisions related to the state system of public education and American Indians and Alaskan Natives.

**Highlighted Provisions:**

This bill:

- amends duties of the Native American Legislative Liaison Committee;
- defines terms;
- creates a pilot program to fund stipend, recruitment, and retention of teachers who teach in American Indian and Alaskan Native concentrated schools;
- requires reporting and meetings to be held;
- provides a sunset date; and
- makes technical changes.

**Money Appropriated in this Bill:**

This bill appropriates for fiscal year 2017:

- to the State Board of Education - State Office of Education, as an ongoing appropriation:
  - from the Education Fund, \$250,000.

**Other Special Clauses:**

This bill provides a special effective date.

**Utah Code Sections Affected:**

AMENDS:

36-22-2, as enacted by Laws of Utah 1995, Chapter 143

63A-1-253, as last amended by Laws of Utah 2015, Chapters 62, 431, and 442

**ENACTS:**

- 53A-31-401, Utah Code Annotated 1953
- 53A-31-402, Utah Code Annotated 1953
- 53A-31-403, Utah Code Annotated 1953
- 53A-31-404, Utah Code Annotated 1953
- 53A-31-405, Utah Code Annotated 1953

*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **36-22-2** is amended to read:

**36-22-2. Duties.**

(1) The committee shall:

- (a) serve as a liaison between Utah Native American tribes and the Legislature;

(b) recommend legislation for each annual general session of the Legislature if the committee determines that modifications to current law are in the best interest of the state of Utah and of the Utah Native American tribes;

(c) review the operations of the Division of Indian Affairs and other state agencies working with Utah Native American tribes;

(d) help sponsor meetings and other opportunities for discussion with and between Native Americans[-]; and

(e) hold a meeting at which public education is discussed as required by Section 53A-31-405.

(2) In conducting its business, the committee shall comply with the rules of legislative interim committees.

Section 2. Section **53A-31-401** is enacted to read:

#### **Part 4. American Indian and Alaskan Native Education State Plan Pilot Program**

##### **53A-31-401. Title.**

This part is known as the "American Indian and Alaskan Native Education State Plan

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Pilot Program."

Section 3. Section **53A-31-402** is enacted to read:

##### **53A-31-402. Definitions.**

As used in this part:

(1) "American Indian and Alaskan Native concentrated school" means a school where at least 29% of its students are American Indian or Alaskan Native.

(2) "Board" means the State Board of Education.

(3) "Teacher" means an individual employed by a school district or charter school who is required to hold an educator license issued by the board and who has an assignment to teach in a classroom.

Section 4. Section **53A-31-403** is enacted to read:

##### **53A-31-403. Pilot program created.**

(1) Beginning with fiscal year 2016-2017, there is created a five-year pilot program administered by the board to provide grants targeted to address the needs of American Indian and Alaskan Native students.

(2) The pilot program shall consist of a grant program to school districts and charter schools to be used to fund stipends, recruitment, retention, and professional development of teachers who teach in American Indian and Alaskan Native concentrated schools.

(3) Up to 3% of the money appropriated to the grant program under this part may be used by the board for costs in implementing the pilot program.

Section 5. Section **53A-31-404** is enacted to read:

##### **53A-31-404. Grant program to school districts and charter schools.**

(1) From money appropriated to the grant program, the board shall distribute grant money on a competitive basis to a school district or charter school that applies for a grant and:

(a) (i) has within the school district one or more American Indian and Alaskan Native concentrated schools; or

(ii) is an American Indian and Alaskan Native concentrated school; and

(b) has a program to fund stipends, recruitment, retention, and professional

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development of teachers who teach at American Indian and Alaskan Native concentrated schools.

(2) The grant money distributed under this section may only be expended to fund a program described in Subsection (1)(b).

(3) (a) If a school district or charter school obtains a grant under this section, by no later than two years from the date the school district or charter school obtains the grant, the board shall review the implementation of the program described in Subsection (1)(b) to determine whether:

(i) the program is effective in addressing the need to retain teachers at American Indian and Alaskan Native concentrated schools; and

(ii) the money is being spent for a purpose not covered by the program described in Subsection (1)(b).

(b) If the board determines that the program is not effective or that the money is being spent for a purpose not covered by the program described in Subsection (1)(b), the board may terminate the grant money being distributed to the school district or charter school.

(4) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the board may make rules providing:

(a) criteria for evaluating grant applications; and

(b) procedures for:

(i) a school district to apply to the board to receive grant money under this section; and

(ii) the review of the use of grant money described in Subsection (3).

(5) The grant money is intended to supplement and not replace existing money supporting American Indian and Alaskan Native concentrated schools.

Section 6. Section **53A-31-405** is enacted to read:

**53A-31-405. Reporting -- Meeting.**

(1) The liaison shall annually report to the Native American Legislative Liaison Committee during the five years of the pilot program regarding:

(a) what entities receive a grant under this part;

(b) the effectiveness of the expenditures of grant money; and

(c) recommendations, if any, for additional legislative action.

(2) The Native American Legislative Liaison Committee shall annually schedule at least one meeting at which education is discussed with selected stakeholders.

Section 7. Section **63I-1-253** is amended to read:

**63I-1-253. Repeal dates, Titles 53, 53A, and 53B.**

The following provisions are repealed on the following dates:

(1) Section **53-3-232**, Conditional license, is repealed July 1, 2015.

(2) Subsection **53-10-202(18)** is repealed July 1, 2018.

(3) Section **53-10-202.1** is repealed July 1, 2018.

(4) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is repealed July 1, 2020.

(5) The State Instructional Materials Commission, created in Section **53A-14-101**, is repealed July 1, 2016.

(6) Section **53A-15-106** is repealed July 1, 2019.

(7) Subsections **53A-16-113(3)** and (4) are repealed December 31, 2016.

(8) Section **53A-16-114** is repealed December 31, 2016.

(9) Section **53A-17a-163**, Performance-based Compensation Pilot Program, is repealed July 1, 2016.

(10) Title 53A, Chapter 31, Part 4, American Indian and Alaskan Native Education State Plan Pilot Program, is repealed July 1, 2022.

~~[(40)]~~ (11) Section **53B-24-402**, Rural residency training program, is repealed July 1, 2020.

~~[(44)]~~ (12) Subsection **53C-3-203(4)(b)(vii)**, which provides for the distribution of money from the Land Exchange Distribution Account to the Geological Survey for test wells, other hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.

Section 8. **Appropriation.**

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts previously appropriated, out of the funds or amounts indicated. These sums of money are in addition to amounts previously appropriated for fiscal year 2017.

To State Board of Education - Utah State Office of Education

From Education Fund

\$250,000

Schedule of Programs:

Pilot Teacher Retention Grant Program \$250,000

Section 9. **Effective date.**

If approved by two-thirds of all the members elected to each house, this bill takes effect

153 upon approval by the governor, or the day following the constitutional time limit of Utah  
154 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,  
155 the date of veto override.





**DEPARTMENT OF DINÉ EDUCATION  
THE NAVAJO NATION**

P.O. Box 670 · Window Rock, Arizona 86515  
PHONE (928) 871 – 7475 · FAX (928) 871 – 7474



**Russell Begaye**  
**President**

**Jonathan Nez**  
**Vice- President**

October 5, 2015

TO: Jonathan Hale, Chair of HEHSC

**RE: Education Amendments to State of Utah**

This is in response to the letter you wrote to me on October 5, 2015 requesting for written recommendation from DODE regarding education amendments for state of Utah. In May 2015, the Governor of Utah appointed me to serve on the Utah Indian Education Advisory Commission as the Navajo Nation representative. A representative from each tribe was also appointed to serve on the commission. The main purpose of the commission is to discuss education issues facing Native students in Utah. We had four monthly meetings at Salt Lake City, UT and the last one was held on August 24. The next meeting is October 26. The Superintendent of Schools for Utah chairs the meeting and the two state Senators who sponsored the bill that made the Utah Indian Education Act possible have been present for all of our meetings.

The meetings have been very productive and we were able to discuss ways in which the state government can address some of the major issues facing Indian children attending schools in Utah. At the last meeting we supported the following items and the State Senators who have attended our meetings will put forth legislation in January 2016 before the State Legislators to seek financial or other support.

Utah Indian Education Commission Legislative Bill Proposals

1. Building administrative support with high expectations of students
2. Financial support (existing and/or new)
3. More native teachers and educational leaders (recruitment), and teacher and educational leader retention
  - Professional development as a critical delivery method including the use of technology
4. Building tribal support – develop and enhance curriculum to include historical and cultural accuracy and sensitivity
  - Heritage language
5. Increased parental and community support
6. Build statewide collaborations and build statewide awareness of the needs (social, cultural, education, sovereignty, etc.) of Indian children.

Utah is to be commended for passing the bill to create the Utah Indian Education Act. The Governor of Utah signed the bill into law in early May 2015 and I attended the ceremony with Rex Lee Jim, who was our Vice President at the time. The meetings have been very productive and it included teachers, parents, administrators, and state officials including the Governor's office. I was much honored to serve on the commission and I tried my best to represent our

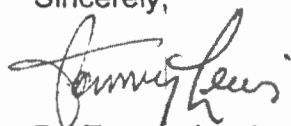
BOARD OF EDUCATION

*Dr. Pauline M. Begay, President · Gloria Johns, Vice President · Marlene Burbank, Secretary*  
*Members: Dolly C. Begay · Delores Greyeyes · Dr. Bernadette Todacheene · Patrick D. Lynch · Bennie Begay*  
*Dr. Tommy Lewis, Jr., Superintendent of Schools*



Navajo Nation on this very important initiative. Please give me a call at 928-871-7475 should you have any question.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tommy Lewis".

Dr. Tommy Lewis,  
Superintendent of Schools

10

23rd Navajo Nation Council  
Naabik'iyati' Committee

DATE: February 9, 2017

Legislation 0011-17(Main Motion)

Motion: Davis Filfred

Second: Nathaniel Brown

ALL DELEGATES:

	Yea	Nay
BATES, LoRenzo		
BEGAY, Kee Allen Jr.	✓	
BEGAY, Norman M.	✓	
BEGAYE, Nelson	✓	
BENNETT, Benjamin L.	✓	
BROWN, Nathaniel	✓	
CHEE, Tom T.		
CROTTY, Amber K.		
DAMON, Seth	✓	
DANIELS, Herman	✓	
FILFRED, Davis	✓	
HALE, Jonathan L.	✓	
JACK, Lee Sr.	✓	
PERRY, Jonathan	✓	
PETE, Leonard H.	✓	
PHELPS, Walter	✓	
SHEPHERD, Alton Joe		
SLIM, Tuchoney Jr.		
SMITH, Raymond Jr.	✓	
TSO, Otto	✓	
TSOSIE, Leonard	✓	
WITHERSPOON, Dwight	✓	
YAZZIE, Edmund		
YAZZIE, Peterson	✓	

BY COMMITTEE:

	Yea	Nay	TOTAL
<b>BFC:</b>			
CHEE, Tom T.			
DAMON, Seth			
JACK, Lee Sr.			
SLIM, Tuchoney Jr.			
WITHERSPOON, Dwight			
TSOSIE, Leonard			
<b>HEHSC:</b>			
BEGAY, Norman M.			
BEGAYE, Nelson			
BROWN, Nathaniel			
CROTTY, Amber K.			
HALE, Jonathan L.			
YAZZIE, Peterson			
<b>LOC:</b>			
BEGAY, Kee Allen Jr.			
DANIELS, Herman			
SMITH, Raymond Jr.			
TSO, Otto			
YAZZIE, Edmund			
<b>RDC:</b>			
BENNETT, Benjamin L.			
FILFRED, Davis			
PERRY, Jonathan			
PETE, Leonard H.			
PHELPS, Walter			
SHEPHERD, Alton Joe			
<b>SPEAKER:</b>			
BATES, LoRenzo			
(Votes only in a tie)			

GRAND TOTAL

18 0

CERTIFICATION:

Honorable LoRenzo Bates  
Speaker