

BY-LAWS OF THE
ADVISORY COMMITTEE ON INDIAN EDUCATION ADVISORY
COMMITTEE
IN NEVADA FOR THE NEVADA INDIAN COMMISSION

Introduction:

The Nevada Indian Commission, pursuant to NRS 233A.100, Powers of ~~e~~Commission, is authorized to appoint advisory committees whenever necessary or appropriate to assist and advise the ~~e~~Commission in the performance of its duties and responsibilities. At a meeting duly held on June 20, 2001, the Commission authorized the formation of an advisory committee on Indian Education.

"Committee" defined. Unless the context otherwise requires, "committee-" means the ~~Advisory Committee on~~ Indian Education Advisory Committee in Nevada.

ARTICLE I - MISSION

The mission of the Committee is to support, promote and assure optimum educational opportunities for American Indian and Alaska Native students in Nevada that is based on tribal cultures, and maximizing participation in the education of American Indians and Alaskan Natives (AI/AN) in Nevada.

ARTICLE II – PURPOSE

The purpose of the Committee is to advocate for American Indian and Alaska Native children students and; act as an advisory body; ~~general office and strategist~~ to the Nevada Indian Commission; ~~serve as a link between the State Superintendent of Public Instruction, Office of Special Education, Elementary & Secondary Education and School Improvement Programs and the appointed Consultant of School Improvement Programs, State Board of Education, Colleges and Universities, State Department of Education, Governor's Office, State Legislature, State Attorney Generals Office, American Indian Tribes, and other advocates of Indian education.~~

The Committee is responsible for promoting and supporting an effective and efficient system for early childhood development and a quality education for American Indian and Alaska Native students in Nevada through accountability of basic instruction as well as ~~Indian Set-aside, Johnson O'Malley (JOM), impact aid and other programs.~~ The Committee will educate and inform Tribal Leaders on the importance of early childhood development and Indian Education; inform and educate tribal communities on the importance of early childhood development and Indian Education; ensure a system of coordination and collaboration among tribal early childhood development and Indian Education providers; and communicate the tribal early childhood development and Indian Education voice to the Nevada Early Childhood Advisory Council. The Committee may assist, as requested, in the planning, development, implementation, monitoring, and evaluation of appropriate curricula for American Indian and Alaska Native students.

The Committee disseminates information that reflects current legislation, theory, methodology, and practices in Indian education. The Committee also plans sessions with tribal entities, parents, and community members to discuss needs and develop and implement workshops or conferences for early childhood development and Indian education.

The Committee also:

1. Promotes the belief-principles and practices that support ~~no child shall be left behind~~ the Every Student Succeeds Act (ESSA) in the benefits of education afforded to all other students in the State.-
2. Promotes equality to ensure all ~~children-students~~ including AI/AN American Indian and Alaska Native -children-students are considered in the delivery of education.
3. Enhances the cultural awareness necessary to ensure AI/AN American Indian and Alaska Native children-students are afforded learning opportunities conducive to their learning style and experiences.
4. ~~Lobby~~ Advocates to education policy makers on for what is needed to improve AI/AN American Indian and Alaska Native children's-student achievement.
5. Encourages and supports efforts to ensure all AI/AN children American Indian and Alaska Native students meet or exceed the State's achievement standards
5. ~~, and to provide American Indian perspective in creation and maintenance of State's achievement standards.-~~

ARTICLE III - MEMBERSHIP

Appointment of members; meetings.

1. Members of the committee shall be selected from among residents, state agencies, tribes, tribal organizations and communities of this state who are familiar with early childhood development and the education of American Indian and Alaska Native children.
2. The committee consisting of members appointed by the Commission upon recommendation of the Advisory Committee is hereby created. The ~~a~~ Advisory eCommittee may consist of a maximum of:
 - a. ~~Two~~ one representatives from each of the ~~24~~ 2 Tribes having a population and land base in Nevada (See list shown as Attachment A)
 - b. ~~e~~ One representative from the Nevada Urban Indians, Inc.
 - c. ~~e~~ One representative from the Las Vegas Indian Center, Inc.
 - d. ~~Two~~ one representatives from the Inter-Tribal Council of Nevada
 - e. ~~e~~ Three ~~consultant from the~~ Nevada Department of Education, Education Programs Professional for Indian Education
 - f. ~~one representative from Title VII Tribal Programs~~
 - g. ~~e~~ One representative from each Title VII ~~school district~~ program of Native American standing
 - h. ~~three representatives at large from Southern Nevada~~

Commented [SR1]: How many is this?

- i. ~~Two~~ members from each school district in Nevada with high populations of AI/AN students
- j. ~~one~~Two members from each JCCSN of Nevada's higher education institutions: UNR, UNLV, Nevada State College, Truckee Meadows Community College, ~~Community~~ College of Southern Nevada, Western Nevada ~~Community~~ College, Great Basin College and Sierra Nevada College
- k. One representative from the Nevada Division of Child and Family Services
- l. One representative from the Children's Cabinet
- m. One representative from the Nevada Early Intervention Interagency Coordinating Council
- ~~j.~~n. Three Representatives from other State of Nevada child service agencies

Commented [SR2]: How many is this?

3. Each member serves a term of 2 years. A member may be re-appointed for additional terms of 2 years in the same manner as the original appointment.
4. A vacancy occurring in the membership of the ~~a~~Advisory ~~e~~Committee must be filled in the same manner as the original appointment. The committee, upon a majority vote may recommend a member to fill a vacant position until the next regular scheduled meeting of the Nevada Indian Commission where an appointment will be ~~held~~made to fill the position for a two (2) year term.
5. The ~~a~~Advisory ~~e~~Committee may meet at least quarterly and may meet at such times and places as it considers necessary to carry out its purposes.
6. At its first meeting and annually thereafter, the advisory committee shall elect a chairman and vice-chairman from among its members.
7. The Executive Director of the Nevada Indian Commission serves as the Executive Director of the Committee, and that individual's administrative assistant serves as the Executive Secretary, both of which are ex-officio positions. Ex-officio members do not have voting privileges.
8. QUORUM: ~~Three of the Committee~~A simple majority of the official members approved by the Commission and entitled to vote, represented in person ~~or by proxy or by designee~~, shall constitute a quorum at a meeting of the Committee membership.
9. ~~PROXY: Every Committee member shall have the right to cast his/her vote either in person, by designee, or by proxy. All proxies must be in writing, executed by the Committee member, and must be filed with the Chairperson at or prior to the meeting of the Committee. Only one vote per proxy.~~

Commented [SR3]: Approved language by the Attorney General's Office

Commented [SR4]: Proxy prohibited by NRS 241.025

ARTICLE IV - OFFICERS

~~DUTIES~~Duties:

1. Executive Director:
 - a. Prepares the agenda with input from the Committee chair and Committee membership.

~~b. Prepare, keep current, and present the Committee budget.~~

~~e-b. Advisory to the Chair and the Committee.~~

~~d-c. Liaisons between Committee and State Department of Education, State Board of Education, early childhood development and education policy makers, Colleges and Universities, and other stakeholders.~~

2. Executive Secretary:

- a. Notifies Committee membership of upcoming meetings and other communications.
- b. Records, publishes and disseminates minutes of Committee meetings.
- c. Makes necessary meeting accommodations for Committee members.
- d. Communicates with Committee and other advocates for Indian education on various subjects including early childhood development.

3. Chairperson: Conducts the Committee business and the Committee meetings. The Chairperson also reports activities of this advisory committee to the Nevada Indian Commission Board at their quarterly meetings and as requested by the Executive Director-

4. Vice-Chairperson: Acts on behalf of the Chairperson in ~~the Chairperson's~~his/her absence.

5. Committee as a whole:

The Committee serves as the Advisory Committee for the ~~State Department of Education~~Nevada Indian Commission. The Committee also provides guidance where appropriate and within the stated purpose of the committee, on matters concerning Impact Aid, Title VII, Part C, Title I and other early childhood development and A/AN American Indian and Alaska Native education issues.

ARTICLE V ~~=~~ OFFICER or MEMBER REMOVAL

After just cause has been determined by the official membership of the Committee, an official recommendation to the appointing authority may be made to remove and replace an appointed member.

REMOVAL OF OFFICERS:

By a vote of the majority of the Committee members present at a regularly scheduled meeting, an officer may be removed with or without cause, and such action shall be conclusive on the officer so removed.

ARTICLE VI ~~=~~ MEETINGS and TRAVEL

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The Committee may meet at least quarterly unless otherwise determined by the Committee membership.

A meeting agenda will be prepared by the Executive Director for each meeting.

Members may request in writing to the Executive Director items to include on the agenda. ~~An opportunity to add or delete agenda items will be provided at the start of each meeting. Once the meeting agenda has been posted, has started the agenda it~~ may not be changed.

Meetings will be conducted under Roberts Rules of Order and in compliance with Nevada's Open Meeting Law requirements.

Decisions requiring a vote will be decided by a simple majority vote.

Minutes of each meeting will be recorded by the Executive Secretary. Meeting minutes will be published and disseminated in draft form to Committee members as soon as possible after each meeting, and consistent with the requirements of NRS 241.035, for review of content accuracy. Meeting minutes in final form will then be presented for Committee approval at the next regularly scheduled Committee meeting.

Commented [SR5]: Added by the AG's Office

~~Provided funds are available, Committee member business travel expenses for attending quarterly committee meetings will be reimbursed at the State of Nevada rates.~~

ARTICLE VII - AMENDMENTS

These By-Laws may be amended, repealed, or replaced by new By-Laws adopted by a majority vote of the Committee members present at a regularly scheduled meeting. There must be at least a thirty (30) day written notice to committee members and a first reading at a regularly scheduled meeting of all changes to the By-Laws before the By-Laws can be amended, repealed, or replaced.

Whenever any amendment or new By-Law is adopted, it shall be permanently recorded as an update to the original By-Laws. If any By-Laws are repealed, the fact of repeal with the date of the meeting at which the repeal was enacted shall be stated in the minutes of that meeting and included in the By-Laws. Whether any provision of the By-Law is either amended or repealed, a marginal note shall be made thereon indicating the place or page where the amendment or repeal may be found.

Attachment A

Tribes in Nevada with Population and Land Base

- 1 Battle Mountain Band Council
- 2 Duck Valley Shoshone-Paiute Tribe
- 3 Duckwater Shoshone Tribe

- 4 Elko Band Council
- 5 Ely Shoshone Tribe
- 6 Fallon Paiute-Shoshone Tribe
- 7 Ft. McDermitt Paiute-Shoshone Tribe
- 8 Confederated Tribes of Goshute Business Council
- 9 Las Vegas Paiute Tribe
- 10 Lovelock Paiute Tribe
- 11 Moapa Band of Paiutes
- 12 Pyramid Lake Paiute Tribe
- 13 Reno-Sparks Indian Colony
- 14 South Fork Band Council
- 15 Summit Lake Paiute Tribe
- 16 Te-Moak Shoshone Tribe
- 17 Walker River Paiute Tribe
- 18 Washoe Tribe of Nevada & California
- 19 Wells Band Council
- 20 Winnemucca Colony Council
- 21 Yerington Paiute Tribe
- ~~24~~ Yomba Shoshone Tribe

Record of Review and Approvals:

1. Approval by Review Committee

First reading of By-Law revisions took place at the January 3, 2017 IEAC meeting and was Approved by the review committee members on ~~October 14, 2005~~ March 7, 2017 with a motion to -approve the By-Laws with two changes made by Richard Harjo, Chairman, Nevada Indian Commission Fredina Drye-Romero, seconded by

~~Pam Abercrombie, Education Director, Fallon Paiute Shoshone Tribe~~Lori Pasqua.
By-laws were approved with a unanimous vote.

2. Review by Attorney General's Office

By-Laws submitted for review by Deputy Attorney General Wayne Howle on January 3, 2017. By-law review complete on January 12, 2017.

3. Approval by Nevada Indian Commission

By-Laws submitted for approval and ratification by the Nevada Indian Commission at a board meeting duly held on ~~June 28, 2006~~May 30, 2018. Commissioner ~~Sprouse~~_____ motioned to approve, seconded by Commissioner ~~Frederick~~_____. The motion carried with a vote of ~~5-0~~ for, 0 against, 0 abstentions (0 Absent).

/S/ Sherry L. Rupert, Executive Director
State of Nevada Indian Commission