

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

**INTRODUCTION**

The Nevada Indian Commission, pursuant to NRS 233A.100, Powers of Commission, is authorized to appoint advisory committees whenever necessary or appropriate to assist and advise the 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.

Education for American Indian/Alaska Native (AI/AN) is defined as the continuum from early childhood through post-graduate education.

**ARTICLE I. NAME**

This organization shall be known as the Nevada Indian Education Advisory Committee. **"Committee" defined.** Unless the context otherwise requires, "committee" means the Nevada Indian Education Advisory Committee.

**ARTICLE II. PURPOSE/GOALS AND OBJECTIVE**

The purpose of the Committee is to advocate for AI/AN students and act as an advisory body to the Nevada Indian Commission. The Committee is to support, promote, and assure optimum educational inclusivity for AI/AN Students in Nevada.

The Committee will seek to:

1. Promote equity and inclusion to ensure all students including AI/AN are considered in the delivery of education.
2. Advocate, address, and act on issues on education for AI/AN at the tribal, local, state, and national levels.
3. Update a strategic plan every 3 years to align with the Nevada Department of Education's Statewide Plan for the Improvement of Pupils (STIP),

and the District Performance Plans and school site Continuous Improvement Plans (CIP).

### **ARTICLE III. MEMBERSHIP**

#### Appointment of voting members

1. Members of the committee shall be selected from among residents, state agencies, tribes, tribal organizations, and communities both rural and urban who are familiar with the education of AI/AN students to ensure inclusive educational advancement and development of students.
2. Committee Member openings will be posted for 30 days. At the next posted commission meeting, all applications will be considered for voting members and non-voting members.
3. All members will need to fill out an *Official Appointment of Representative* form to the Indian Education Advisory Committee for review by Chair and NIC Executive Director to be forwarded to the IEAC. After approval by committee, the *Appointment of Representative* form will be sent to the Nevada Indian Commission for final approval and ratification during a quarterly meeting.
4. If a voting member is no longer available to fulfill their duties, a non-voting member will be considered to fill the voting member spot.
5. A non-voting member will go through the same process of voting membership.

#### CATEGORIES OF MEMBERSHIP.

The categories of membership shall be as follows:

1. **VOTING MEMBERSHIP.** Voting membership shall consist of the first nine people to apply for voting membership and approved by NIC.
2. **NON-VOTING MEMBERSHIP.** Non-voting members shall have the full rights and responsibilities of the voting membership apart from voting on committee issues.
3. **STUDENT MEMBERSHIP.** Students who are in college may apply to be a non-voting member.

Voting membership will be determined on out-going members. A deadline will be determined by the IEAC posted 30 days prior to exiting the position.

## RULES OF MEMBERSHIP.

1. 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.
2. A vacancy occurring in the membership of the Advisory 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 made to fill the position for a two (2) year term.
3. The Advisory Committee may meet at least quarterly and may meet at such times and places as it considers necessary to carry out its purposes.
4. At its first meeting and annually thereafter, the advisory committee shall elect a chairman and vice-chairman from among its members.
5. 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
6. QUORUM: A simple majority of five members of the nine voting members.
7. TRANSFERABILITY. Memberships shall not be transferable or re-assigned.
8. RESIGNATION. Any member may resign by filling a written notice of such intention with the Nevada Indian Commission.
9. ABSENCES: Any voting member absent, must notify the committee chair prior to the next scheduled meeting. Any voting member that misses three consecutive scheduled meetings, with no notice, will be removed as a voting member.
10. REMOVAL OF MEMBERS. Any member may be terminated for cause by the Nevada Indian Commission Board. Cause for removal will include, but not be limited to, falsely representing him/herself as an official of IEAC, willfully promoting false information about IEAC or deliberately provoking actions that would result in harm to the IEAC. The Chair shall notify, in writing, any member who has been removed for just cause. Any member so removed, may re-apply for admission in the same manner as an initial application for membership.

## **ARTICLE IV. OFFICERS**

Officers of the Committee shall be voting members in good standing. The Officers shall be the Chair, Vice-Chair, and Secretary.

1. Officers of the Committee shall be members of the IEAC.
2. In the case of the Office of the Chair being declared vacant, the Vice-Chair shall assume the position of the Chair. If the Vice-Chair's seat becomes vacant at the same time as the Chair's vacancy, the remaining Officers of the IEAC will assume these positions in the following succession: Secretary. The new Chair will appoint a secretary to fill the vacated positions.
3. If any office of the Committee, other than the Chair, is declared vacant for any reason, the Board of the Nevada Indian Commission shall select IEAC members to fill the expired term.
4. Committee as a whole: The Committee serves as the Advisory Committee for the Nevada Indian Commission. The Committee provides support to promote and assure optimum educational inclusivity for AI/AN students in Nevada.
5. Nomination of officers: Only voting members can nominate new officers.
6. Voting for officers will take place at the first regular scheduled meeting of the year, typically in January.
7. Each officer serves a term of 2 years. An officer may be re-appointed for additional terms of 2 years in the same manner as the original appointment.

## **ARTICLE V. DUTIES OF OFFICERS**

1. The Chair shall preside at all Committee meetings and any other meeting called by the Committee. The Chair or the Chair's designee shall be the official representative of the IEAC. The Chair shall not vote on issues, unless there is a tie vote, whereas the Chair must vote to break the tie.
2. The Chair will report to the Nevada Indian Commission Board at the Board's meetings.
3. The Chair shall coordinate with the executive director in planning the upcoming meeting agenda.
4. The Vice- Chair shall preside at all meetings in the absence of the Chair. The Vice- Chair shall perform such other duties as the Chair.

5. The NIC staff or a committee volunteer will draft meeting minutes and send them to the Nevada Indian Commission. It shall be the responsibility of the Nevada Indian Commission or its designee to send the agenda and meeting minutes to the IEAC Members.

#### **ARTICLE VI. MEETINGS**

1. Shall meet at least quarterly.
2. The executive Committee shall meet at least monthly.
3. A simple majority of the IEAC plus the Chair or in the absence of the Chair, the Vice-Chair, shall constitute a quorum.
4. Committee meetings shall be open, however only IEAC members will be voting on issues. If the committee must deal with removal issues, the Committee Chair and Vice-Chair will adjourn into executive session. During the executive session only, persons directly involved with the issues may be present. At the conclusion of the executive session the Committee shall go back into open meeting and enter into the minutes any action taken.
5. 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.
6. Meeting minutes in final form will then be presented for Committee approval at the next regularly scheduled Committee meeting.

#### **ARTICLE VII. AMENDMENTS**

These By-laws may be altered, amended, or repealed and new By-laws may be adopted by 2/3rds of the Nevada Indian Commission Commissioners present at meeting, if at least two (30) days written notice is given of intention to alter, amend or repeal of, to adopt new By-laws at such meeting. The revised By-Laws will be provided to the voting membership via facsimile or electronic methods, as determined by the Nevada Indian Commission Board, for a 30-day comment period. If no concerns are brought to the Nevada Indian Commission Board within that 30-day comment period,

the revision will be considered final and binding upon Nevada Indian Commission approval.

### **ARTICLE VIII. ANNUAL CONFERENCE**

1. The IEAC will assist with the planning of the Annual Nevada Department of Education American Indian Education Summit. The Registration fee will be waived for the IEAC members assisting on the Summit Planning Committee
2. The Annual Business Meeting shall be held during the day of the conference. The Annual Business meeting will consist of the following agenda items:
  - o Chair's Annual Report
  - o Other Business

### **ATTACHMENT**

Attachment A: Tribe's in Nevada with Population and Land Base

<https://nevadaindiancommission.org/tribal-directory/>

### **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 September 4, 2018 with a motion to approve the By-Laws made by Fredina Drye-Romero, seconded by Lori Pasqua. Bylaws 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 December 3, 2018. Vice-Chairman Lathouris motioned to approve, seconded by Commissioner Krolicki. The motion carried with a vote of 5 for, 0 against, 0 abstentions (0 Absent).

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

4. Approval by Nevada Indian Commission

By-Laws submitted for approval and ratification by the Nevada Indian Commission at a board meeting duly held on January 24, 2020. Commissioner Staci Emm motioned to approve, seconded by Commissioner Krolicki. The motion carried with a vote of 5 for, 0 against, 0 abstentions (0 Absent).

/S/ Stacey Montooth, Executive Director  
State of Nevada Indian Commission