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HOUSE BILL 90

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

Derrick J. Lente

AN ACT

MAKING APPROPRIATIONS TO STATE INSTITUTIONS OF HIGHER EDUCATION
AND TRIBAL COLLEGES 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--TRIBAL COLLEGES--NATIVE TEACHER AND EDUCATIONAL
ADMINISTRATOR PIPELINE.--

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 years 2023 and 2024 for the
following purposes:

- (1) five hundred fifty thousand dollars

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1 (\$550,000) to the institute for American Indian education to
2 establish a technical assistance center to support tribes and
3 tribal education departments in the development of education
4 policy, development of protocols and agreements for
5 collaborating with schools and school districts, development of
6 tribal community-based education programs and professional
7 development for teachers and administrators and to support
8 schools and school districts serving American Indian students
9 with training for teachers in culturally and linguistically
10 relevant pedagogy, training in trauma-informed practices and
11 professional development for educators and administrators;

12 (2) five hundred thousand dollars (\$500,000)
13 for the American Indian language policy research and teacher
14 training center;

15 (3) four hundred fifty thousand dollars
16 (\$450,000) to support the Native American leadership doctoral
17 cohort;

18 (4) one million three hundred thousand dollars
19 (\$1,300,000) for the Native American educational leadership
20 education specialist and administrative licensure programs to
21 increase the number of Native American school administrators;

22 (5) five hundred forty-five thousand dollars
23 (\$545,000) to support the bilingual education degree programs
24 in English and Navajo and English and Spanish; and

25 (6) one hundred seventy thousand dollars

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1 (\$170,000) to support the dual license in special education and
2 elementary education program at the Gallup branch.

3 B. The following amounts are appropriated from the
4 general fund to the board of regents of New Mexico highlands
5 university for expenditure in fiscal year 2023 for the
6 following purposes:

7 (1) for the center for the education and study
8 of diverse populations, seven hundred seventy-five thousand
9 dollars (\$775,000) 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 (2) eight hundred fifty thousand dollars
14 (\$850,000) for statewide college, workforce and civic readiness
15 programs for American Indian students, in partnership with
16 college horizons and with the internship program of the
17 leadership institute at the Santa Fe Indian school, to work
18 with students, parents, tribal communities, schools and higher
19 education institutions.

20 C. Two hundred fifty thousand dollars (\$250,000) is
21 appropriated from the general fund to the board of regents of
22 New Mexico state university for expenditure in fiscal year 2023
23 for the college of education for Native American recruitment
24 and retention in undergraduate teacher preparation; licensure
25 in early childhood, elementary, special education and secondary

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1 education; non-licensure programs in early childhood; graduate
2 programs in administration and leadership preparation for
3 master educators, administrators and directors of instruction;
4 and curriculum development in partnership with the school for
5 teacher preparation, administration and leadership.

6 D. Two hundred fifty thousand dollars (\$250,000) is
7 appropriated from the general fund to the board of regents of
8 northern New Mexico state school for expenditure in fiscal year
9 2023 for teacher preparation program development, outreach,
10 recruitment, retention, practicum, certification and licensure.

11 E. The following amounts are appropriated from the
12 general fund to the higher education department for expenditure
13 in fiscal year 2023 for the following tribal college programs:

14 (1) five hundred thousand dollars (\$500,000)
15 for Navajo technical university to expand programs at the early
16 childhood Navajo teacher training and practicum center,
17 including recruitment, retention, training, certification and
18 placement of early education teachers;

19 (2) for Dine college:

20 (a) one million five hundred thousand
21 dollars (\$1,500,000) for recruitment, retention and advance
22 training for teacher licensure and endorsement in bilingual
23 multicultural education; and

24 (b) five hundred thousand dollars
25 (\$500,000) to create a dual language teacher education center;

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1 and

2 (3) two hundred forty-six thousand dollars
3 (\$246,000) for southwestern Indian polytechnic institute for
4 the teacher preparation pipeline, recruitment, retention and
5 academic support.

6 F. Any unexpended or unencumbered balance of the
7 appropriations in Subsection A of this section remaining at the
8 end of fiscal year 2024 shall revert to the general fund.

9 G. Any unexpended or unencumbered balance of the
10 appropriations in Subsections B through E of this section
11 remaining at the end of fiscal year 2023 shall revert to the
12 general fund.

13 SECTION 2. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
14 EDUCATION--TRIBAL COLLEGES--INDIGENOUS CURRICULUM DEVELOPMENT
15 CENTERS.--

16 A. Five hundred thousand dollars (\$500,000) is
17 appropriated from the general fund to the board of regents of
18 the university of New Mexico for expenditure in fiscal years
19 2023 and 2024 to the college of education for the institute for
20 American Indian education to establish a curriculum and
21 materials development center in collaboration with the Native
22 American studies program and the American Indian language
23 policy research and teacher training center to develop
24 culturally and linguistically relevant curricula and
25 instructional materials to support students, teachers, schools,

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1 the pueblos and the Apache tribes and provide professional
2 development for teachers and administrators in culturally
3 responsive instruction.

4 B. The following amounts are appropriated from the
5 general fund to the higher education department for expenditure
6 in fiscal year 2023 for the following tribal college programs:

7 (1) five hundred thousand dollars (\$500,000)
8 for Navajo technical university to establish a curriculum and
9 materials development center in collaboration with Dine college
10 to develop, publish and disseminate culturally and
11 linguistically relevant curricula and instructional materials
12 to support students, teachers, schools and the Navajo Nation in
13 New Mexico and provide professional development for teachers
14 and administrators in culturally responsive instruction; and

15 (2) five hundred thousand dollars (\$500,000)
16 for Dine college to establish a curriculum and materials
17 development center in collaboration with Navajo technical
18 university to develop, publish and disseminate culturally and
19 linguistically relevant curricula and instructional materials
20 to support students, teachers, schools and the Navajo Nation in
21 New Mexico and provide professional development for teachers
22 and administrators in culturally responsive instruction.

23 C. Any unexpended or unencumbered balance of the
24 appropriation in Subsection A of this section remaining at the
25 end of fiscal year 2024 shall revert to the general fund.

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1 D. Any unexpended or unencumbered balance of the
2 appropriations in Subsection B of this section remaining at the
3 end of fiscal year 2023 shall revert to the general fund.

4 **SECTION 3. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER**
5 **EDUCATION--TRIBAL COLLEGES--INDIGENOUS TECHNICAL ASSISTANCE**
6 **CENTERS.--**

7 A. Five hundred fifty thousand dollars (\$550,000)
8 is appropriated from the general fund to the board of regents
9 of the university of New Mexico for expenditure in fiscal years
10 2023 and 2024 to the college of education for the institute for
11 American Indian education to establish a technical assistance
12 center to support tribes and tribal education departments in
13 the development of education policy, development of protocols
14 and agreements for collaborating with schools and school
15 districts, development of tribal community-based education
16 programs and professional development for teachers and
17 administrators and to support schools and school districts
18 serving American Indian students with training for teachers in
19 culturally and linguistically relevant pedagogy, training in
20 trauma-informed practices and professional development for
21 educators and administrators.

22 B. The following amounts are appropriated from the
23 general fund to the higher education department for expenditure
24 in fiscal year 2023 for the following tribal college programs:

- 25 (1) five hundred thousand dollars (\$500,000)

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1 for Navajo technical university to establish a technical
2 assistance center in collaboration with Dine college to support
3 the Navajo Nation department of Dine education in the
4 development of education policy, development of protocols and
5 agreements for collaborating with schools and school districts,
6 development of Navajo education programs and professional
7 development for teachers and administrators; and to support
8 schools and school districts serving American Indian students
9 with training for teachers in culturally and linguistically
10 relevant pedagogy, training in trauma-informed practices and
11 with professional development for educators and administrators;
12 and

13 (2) five hundred thousand dollars (\$500,000)
14 for Dine college to establish a technical assistance center in
15 collaboration with Navajo technical university to support the
16 Navajo department of education in the development of education
17 policy, development of protocols and agreements for
18 collaborating with schools and school districts, development of
19 Navajo education programs and professional development for
20 teachers and administrators; and to support schools and school
21 districts serving American Indian students with training for
22 teachers in culturally and linguistically relevant pedagogy,
23 training in trauma-informed practices and with professional
24 development for educators and administrators.

25 C. Any unexpended or unencumbered balance of the

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1 appropriation in Subsection A of this section remaining at the
2 end of fiscal year 2024 shall revert to the general fund.

3 D. Any unexpended or unencumbered balance of the
4 appropriations in Subsection B of this section remaining at the
5 end of fiscal year 2023 shall revert to the general fund.

6 SECTION 4. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
7 EDUCATION--TRIBAL COLLEGES--HEALTH AND SOCIAL SERVICES
8 DEVELOPMENT FOR NATIVE AMERICAN KINDERGARTEN THROUGH TWELFTH
9 GRADE STUDENTS.--

10 A. The following amounts are appropriated from the
11 general fund to the board of regents of the university of New
12 Mexico for expenditure in fiscal years 2023 and 2024 for the
13 following purposes:

14 (1) two million one hundred fifteen thousand
15 dollars (\$2,115,000) for the health sciences center office of
16 diversity, equity and inclusion for the communities to careers
17 program to grow New Mexico's diverse health care workforce and
18 increase regional health careers education hubs statewide; and

19 (2) for the school of medicine:

20 (a) eight hundred thirty thousand
21 dollars (\$830,000) for the center for Native American health,
22 including student recruitment and retention in health careers,
23 academic advisement, undergraduate and graduate support student
24 services, tribal community health assessments, tribal-health-
25 disparities-focused research, behavioral-health-focused

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1 research, school and community health alignment and technical
2 assistance to tribes; and

3 (b) six hundred thousand dollars
4 (\$600,000) to the community behavioral health division for
5 Native American suicide prevention and intervention, clinical
6 and community-based prevention and intervention and research
7 and technical assistance to public schools and tribal
8 communities.

9 B. Three hundred fifty thousand dollars (\$350,000)
10 is appropriated from the general fund to the board of regents
11 of New Mexico highlands university for expenditure in fiscal
12 year 2023 to the school of social work for the Native American
13 social work studies institute.

14 C. The following amounts are appropriated from the
15 general fund to the higher education department for expenditure
16 in fiscal year 2023 for the following tribal college programs:

17 (1) four hundred twenty-two thousand dollars
18 (\$422,000) for Navajo technical university to provide courses,
19 training and staff development covering substance abuse,
20 suicide prevention and behavioral health intervention in the
21 nursing program; and

22 (2) two hundred thousand dollars (\$200,000)
23 for southwestern Indian polytechnic institute for outreach
24 recruitment, retention and certification of behavioral health
25 and social work students and support in their transition to

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1 degree programs.

2 D. Any unexpended or unencumbered balance of the
3 appropriations in Subsection A of this section remaining at the
4 end of fiscal year 2024 shall revert to the general fund.

5 E. Any unexpended or unencumbered balance of the
6 appropriations in Subsections B and C of this section remaining
7 at the end of fiscal year 2023 shall revert to the general
8 fund.

9 SECTION 5. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
10 EDUCATION--TRIBAL COLLEGES--COLLEGE AND CAREER READINESS
11 PROGRAMS AND SERVICES FOR NATIVE AMERICAN STUDENTS.--

12 A. The following amounts are appropriated from the
13 general fund to the board of regents of the university of New
14 Mexico for expenditure in fiscal years 2023 and 2024 for the
15 following purposes:

16 (1) nine hundred forty-six thousand two
17 hundred thirty dollars (\$946,230) for American Indian student
18 services for student recruitment and retention, summer bridge
19 programs, academic, cultural and financial advisement,
20 internships and general student support; and

21 (2) three hundred sixteen thousand dollars
22 (\$316,000) for the Africana studies program to support efforts
23 to increase participation of African American high school
24 students in science, technology, engineering and mathematics
25 and to assist African American students' transition to higher

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1 education.

2 B. The following amounts are appropriated from the
3 general fund to the board of regents of New Mexico highlands
4 university for expenditure in fiscal year 2023 for the
5 following purposes:

6 (1) two hundred fifty thousand dollars
7 (\$250,000) to the Native American center for student
8 recruitment, retention, bridge programs, academic, financial
9 and cultural advisement and student internships; and

10 (2) eight hundred fifty thousand dollars
11 (\$850,000) for statewide college, workforce and civic readiness
12 programs for American Indian students, in partnership with
13 college horizons and with the internship program of the
14 leadership institute at the Santa Fe Indian school, to work
15 with students, parents, tribal communities, schools and higher
16 education institutions.

17 C. The following amounts are appropriated from the
18 general fund to the board of regents of New Mexico state
19 university for expenditure in fiscal year 2023 for the
20 following purposes:

21 (1) three hundred fifty thousand dollars
22 (\$350,000) for the college of education's American Indian
23 program for recruitment, retention, bridge programs, academic,
24 financial and cultural advisement and internships; and

25 (2) one hundred thousand dollars (\$100,000) to

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1 fund career exploration camps; the college 101 program, which
2 links students and parents to information about preparing for
3 college with the help of college pathways; and dual credit
4 programs focusing on education, agriculture, engineering,
5 natural resources and business.

6 D. Three hundred fifty thousand dollars (\$350,000)
7 is appropriated from the general fund to the board of regents
8 of northern New Mexico state school for expenditure in fiscal
9 year 2023 for the American Indian affairs program for
10 recruitment, retention, student support services, academic,
11 financial and personal advisement and internships.

12 E. The following amounts are appropriated from the
13 general fund to the higher education department for expenditure
14 in fiscal year 2023 for the following tribal college programs:

15 (1) for Navajo technical university as
16 follows:

17 (a) one million two hundred ninety-five
18 thousand eight hundred dollars (\$1,295,800) to collaborate with
19 the A:shiwí college and career readiness center at the Pueblo
20 of Zuni to support the expansion of readiness programs;
21 certificates and associate, baccalaureate and graduate degrees;
22 and culturally and linguistically appropriate research,
23 community engagement and service learning;

24 (b) seven hundred fifty thousand dollars
25 (\$750,000) to expand educational outreach in public schools in

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1 New Mexico with a high percentage of Navajo students to
2 encourage those students to enroll in science, technology,
3 engineering and mathematics courses through community outreach,
4 bridge programs, summer programs and workshops for students,
5 teachers and families; and

6 (c) two hundred ten thousand dollars
7 (\$210,000) to support the New Mexico dual credit program at the
8 university; and

9 (2) for the southwestern Indian polytechnic
10 institute as follows:

11 (a) two hundred thousand dollars
12 (\$200,000) to support bridge programs, college readiness
13 programs and support services for public school students in the
14 transition from high school to post-secondary education; and

15 (b) one hundred thousand dollars
16 (\$100,000) for dual credit and transfer support services for
17 New Mexico residents.

18 F. Any unexpended or unencumbered balance of the
19 appropriation in Subsection A of this section remaining at the
20 end of fiscal year 2024 shall revert to the general fund.

21 G. Any unexpended or unencumbered balance of the
22 appropriations in Subsections B through E of this section
23 remaining at the end of fiscal year 2023 shall revert to the
24 general fund.

25 SECTION 6. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER

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1 EDUCATION--TRIBAL EDUCATION CAPACITY BUILDING ASSISTANCE.--

2 A. The following amounts are appropriated from the
3 general fund to the board of regents of the university of New
4 Mexico for expenditure in fiscal years 2023 and 2024 for the
5 following purposes:

6 (1) for the school of law, three hundred
7 ninety-three thousand dollars (\$393,000) for the southwest
8 Indian law clinic to provide legal and technical support to
9 pueblos, tribes, courts, policy and protocols, tribal and
10 university agreements and memoranda of understanding and
11 general Indian law legal clinical practice;

12 (2) for the school of architecture and
13 planning, nine hundred fifty thousand dollars (\$950,000) for
14 indigenous planning and design, including community planning,
15 education planning, infrastructure design and technical support
16 to tribes; and

17 (3) for the college of arts and sciences
18 center for social policy, four hundred eighty-four thousand
19 dollars (\$484,000) for the Native American budget and policy
20 institute to support tribes on budget and policy analysis and
21 to collaborate with the institute for American Indian education
22 in providing technical support to tribes for participating in
23 the governance of schools and developing protocols between
24 tribes and schools and for health and economic analysis in
25 support of American Indian students.

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1 B. Any unexpended or unencumbered balance of the
2 appropriations remaining at the end of fiscal year 2024 shall
3 revert to the general fund.

4 **SECTION 7. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER**
5 **EDUCATION--TRIBAL COLLEGES--CULTURALLY AND LINGUISTICALLY**
6 **RESPONSIVE EDUCATION FRAMEWORK.--**

7 A. The following amounts are appropriated from the
8 general fund to the board of regents of the university of New
9 Mexico for expenditure in fiscal years 2023 and 2024 for the
10 following purposes:

11 (1) for the Native American studies program in
12 the college of arts and sciences:

13 (a) seven hundred five thousand dollars
14 (\$705,000) for student support services, including
15 undergraduate scholarships, doctoral fellowships and
16 assistantships;

17 (b) one hundred thousand dollars
18 (\$100,000) for a graduate program coordinator for graduate
19 advising, planning, recruiting and outreach;

20 (c) one million two hundred twenty
21 thousand dollars (\$1,220,000) for research on American Indian
22 education, for supporting existing faculty positions and for
23 adding additional faculty;

24 (d) one hundred fifty-five thousand
25 dollars (\$155,000) for technology system upgrades;

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1 (e) three hundred eighty thousand
2 dollars (\$380,000) for training pre-kindergarten, elementary
3 and secondary school teachers at sites across the state in
4 curriculum development and implementation; and

5 (f) two hundred fifty thousand dollars
6 (\$250,000) to include early childhood education as part of the
7 curriculum, partnerships and graduate program; and

8 (2) three hundred sixteen thousand dollars
9 (\$316,000) for the Chicana and Chicano studies department to
10 extend Hispanic studies curriculum to high schools that are
11 currently without an ethnic studies curriculum and to build a
12 higher education pipeline for Hispanic students.

13 B. Three hundred fifty thousand dollars (\$350,000)
14 is appropriated from the general fund to the board of regents
15 of northern New Mexico state school for expenditure in fiscal
16 year 2023 for the Pueblo Indian studies program for culturally
17 and linguistically relevant programming for teacher
18 preparation, workforce development, studies in language and
19 history, career development and internships.

20 C. Two hundred fifty thousand dollars (\$250,000) is
21 appropriated from the general fund to the board of regents of
22 New Mexico state university for expenditure in fiscal year 2023
23 to support outreach, recruitment, retention and expansion of
24 borderlands and ethnic studies students, including university
25 curricula and graduate programs and ethnic studies curricula in

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1 high schools that do not have culturally relevant curricula.

2 D. Eight hundred thousand dollars (\$800,000) is
3 appropriated from the general fund to the higher education
4 department for expenditure in fiscal year 2023 for Dine college
5 to support culturally and linguistically relevant education and
6 extended learning programs.

7 E. Any unexpended or unencumbered balance of the
8 appropriations in Subsection A of this section remaining at the
9 end of fiscal year 2024 shall revert to the general fund.

10 F. Any unexpended or unencumbered balance of the
11 appropriations in Subsections B through D of this section
12 remaining at the end of fiscal year 2023 shall revert to the
13 general fund.

14 SECTION 8. APPROPRIATIONS--STATE INSTITUTIONS OF HIGHER
15 EDUCATION--DIGITAL INCLUSION.--

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 years 2023 and 2024 for the
19 following purposes:

20 (1) for the community and regional planning
21 program, indigenous design planning institute, one million
22 dollars (\$1,000,000) for the development of an information
23 technology comprehensive plan focusing on home and school
24 technology needs for Native Americans; and

25 (2) for the office of the chief information

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1 officer, information technology community programs and
2 strategic initiatives, three hundred fifty thousand dollars
3 (\$350,000) for the development of the Native American digital
4 inclusion partnership program.

5 B. Any unexpended or unencumbered balance remaining
6 at the end of fiscal year 2024 shall revert to the general
7 fund.