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## FISCAL IMPACT REPORT

SPONSOR Zanetti DATE TYPED 02/15/05 HB 839

SHORT TITLE Indian Education Advisory Council Membership SB \_\_\_\_\_

ANALYST Chabot

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
	NFI				

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to Appropriation in the General Appropriation Act

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Department of Indian Affairs (DIA)  
Public Education Department (PED)

### SUMMARY

#### Synopsis of Bill

House Bill 839 amends Section 22-23A-1 NMSA 1978 to increase the membership on the Indian Education Advisory Council (IEAC) from fourteen to sixteen members by adding representatives from the Pueblo of Zuni and the Pueblo of Laguna. It makes editorial changes to update the statute to recognize the Departments of Public Education and Indian Affairs.

#### Significant Issues

PED assesses “changes to the membership may delay the current work of the IEAC as it establishes its role through a constitution and bylaws, identifies its responsibilities and establishes the procedures to follow as a council. The change may have political impact on other represented tribes and agencies as they view their representation in light of this proposal. Under procedures for appointing members to the IEAC, all nominations to the PED are considered. As such, the Pueblo of Zuni is currently represented on the council. Tribal representation, regional location, education interests and resume are considered when appointments are made.” DIA concurs with this assessment.

## **FISCAL IMPLICATIONS**

Expanding the council membership will result in additional per diem and travel expenses; however, these can be absorbed in the appropriation for Indian Education.

## **OTHER SUBSTANTIVE ISSUES**

DIA adds it “was made aware of the IEAC membership issue by the Pueblo of Laguna. Subsequently, the IAD contacted the Indian Education Division on this matter. The understanding was that the issue would be addressed administratively and the affected tribes would be contacted by the Indian Education Division.”

## **ALTERNATIVES**

PED proposes addressing the issue of membership through the IEAC.

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL?**

IEAC membership will not change.

## **POSSIBLE QUESTIONS**

1. Should all tribes and pueblos have representation on the IEAC?

**GAC/lg**