



# IMPLEMENTATION OF THE ENERGY TRANSITION ACT

October 1, 2019

Interim Indian Affairs Committee

## ESTIMATED FUNDING SOURCES DEPENDING ON SECURITIZATION

- \$30 Million required for plant decommissioning and mine restoration.
- \$20 Million for severance and training through PNM for workers directly affected.
- \$12 Million to NM Dept of Workforce Solutions: Training for displaced workers.
- \$6 Million to NM Economic Development Department: Foster economic development in areas unrelated to fossil fuel use.
- \$2 Million to NM Department of Indian Affairs: Address specific issues closing will have on tribal land.

## COMMUNITY ADVISORY COMMITTEE

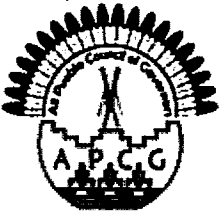
The ETA requires the Community Advisory Committee include:

- Rep from each municipality in the affected community;
- Rep from each county in the affected community;
- Rep from each Indian Nation, Pueblo, Tribe in the affected community;
- Rep from each land grant in the affected community;
- Four appointees representing diverse economic and cultural perspectives of the affected community; and
- At least one appointee representing displaced workers in the affected community.

## NAVAJO CHAPTERS WITHIN 100 MILE BOUNDARY

- |                                 |                            |                           |
|---------------------------------|----------------------------|---------------------------|
| • Crystal                       | • Beclabito                | • Standing Rock           |
| • Mexican Springs               | • Toadlena/Two Grey Hills  | • Nahodishgish            |
| • Lake Valley                   | • Gadi'ahi/To'Koi (Cudeii) | • Crownpoint              |
| • Nageezi                       | • San Juan                 | • Pueblo Pintado          |
| • Huerfano                      | • Tse Anaozt'ii (Sanostee) | • White Horse Lake        |
| • White Rock                    | • Sheepsprings             | • Bahast'lah (Twin Lakes) |
| • Naschitti                     | • Tse Daa K'aan (Hogback)  | • Coyote Canyon           |
| • Tiis Tsoh Sikaad<br>(Burnham) | • Nenahnezad               | • Tohatchi                |
| • Counselor                     | • Shiprock                 | • Becenti                 |
|                                 | • Upper Fruitland          |                           |
|                                 | • Newcomb                  |                           |

# QUESTIONS



ALL PUEBLO  
COUNCIL OF  
GOVERNORS

Officers:  
E. Paul Torres, Chairman  
Governor J. Michael Chavarria, Vice Chair  
Governor Val Panteah, Sr., Secretary

**RESOLUTION**

**ALL PUEBLO COUNCIL OF GOVERNORS**

**RESOLUTION NO. APCG 2018-31**

**URGING THE STATE OF NEW MEXICO TO ENACT A LAW  
WHICH REQUIRES PUBLIC INPUT AND ENVIRONMENTAL ANALYSIS WITH  
ACTIVE PARTICIPATION OF TRIBAL GOVERNMENTS  
BEFORE PROJECTS ARE PERMITTED BY STATE AGENCIES**

Acoma

Cochiti

Isleta

Jemez

Laguna

Nambe

Ohkay Owingeh

Picuris

Pojoaque

Sandia

San Felipe

San Ildefonso

Santa Ana

Santa Clara

Santo Domingo

Taos

Tesuque

Ysleta Del Sur

Zia

Zuni

**WHEREAS**, the All Pueblo Council of Governors (APCG) is comprised of the Pueblos of Acoma, Cochiti, Isleta, Jemez, Laguna, Nambe, Ohkay Owingeh, Picuris, Pojoaque, Sandia, San Felipe, San Ildefonso, Santa Ana, Santa Clara, Santo Domingo, Taos, Tesuque, Zia and Zuni, and one Pueblo in Texas, Ysleta del Sur, each having the sovereign authority to govern their own affairs;

**WHEREAS**, the purpose of the APCG is to advocate, foster, protect and encourage the social, cultural and traditional well-being of the Pueblo Nations;

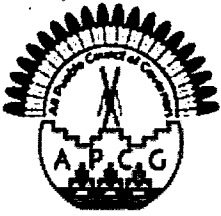
**WHEREAS**, through their inherent and sovereign rights, the APCG will promote the language, health, economic, cultural and natural resources, and educational advancement of all Pueblo people;

**WHEREAS**, the 20 Pueblos possess inherent government authority and sovereignty over their lands and the protection of our language, culture and tradition;

**WHEREAS**, pursuant to Article 20, Section 21, of the constitution of New Mexico, it is incumbent upon the state to ensure that residents of New Mexico have clean air and water; are able to enjoy the natural environment, including healthy fish and wildlife populations; and are free from threats to human health; and

**WHEREAS**, to make informed decisions about a proposed project, the impacts and benefits of the project on the natural environment and human health need to be understood; and

**WHEREAS**, eighteen states, districts and territories of the United States, as well as numerous Indian tribes, have environmental planning requirements that are similar to the National Environmental Policy Act of 1969 ("NEPA"); and



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Acoma

**CERTIFICATION**

Cochiti

We, the undersigned officials of the All Pueblo Council of Governors hereby certify that the foregoing Resolution No. APCG-2018-31 was considered and adopted at a duly called council meeting held on the 13th day of December, 2018, and at which time a quorum was present and the same was approved by a vote of (13) in favor, (0) against, (0) abstain, and (7) absent.

Isleta

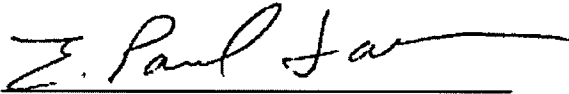
Jemez

**ALL PUEBLO COUNCIL OF GOVERNORS**

Laguna

Nambe

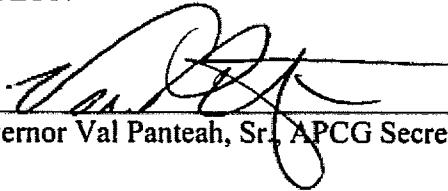
Ohkay Owingeh

By:   
APCG Chairman E. Paul Torres

Picuris

Pojoaque **ATTEST:**

Sandia

  
Governor Val Panteah, Sr., APCG Secretary

San Ildefonso

Santa Ana

Santa Clara

Santo Domingo

Taos

Tesuque

Ysleta Del Sur

Zia

Zuni

**Percentage of NEPA Decisions Challenged by Region  
FY 2009 – FY 17, 1<sup>st</sup> Quarter**

<b>Region</b>	<b>No. Lawsuits</b>	<b>No. NEPA Decisions</b>	<b>% NEPA Challenged</b>
1	91	2112	4%
2	33	2440	1%
3	46	1600	3%
4	51	1784	3%
5	64	2629	2%
6	55	2512	2%
8	26	3091	<1%
9	18	2755	<1%
10	10	730	1%

“There have been relatively few cases challenging agency decisions on NEPA grounds. Typically there have been fewer than 100 per year nationwide in the last decade, even though the NEPA review process is applied to 50,000-70,000 government actions each year and tens of thousands of actions have been classified as exempt from review based on categorical exclusions. (CEQ’s year-end report on NEPA compliance under the American Recovery and Reinvestment Act of 2009 showed over 161,000 NEPA reviews completed in one year, including 6,300 EAs and 715 EISs.) “

[https://ceq.doe.gov/docs/get-involved/NEPA\\_Success\\_Stories.pdf](https://ceq.doe.gov/docs/get-involved/NEPA_Success_Stories.pdf)