



INDIAN POLICIES AND PROCEDURES
ALBUQUERQUE PUBLIC SCHOOL DISTRICT
2021 SCHOOL YEAR

It is the intent of the Albuquerque Public School District that all Native American children of school age have equal access to all programs, services and activities offered within the school district as specified in the Board of Education's policy IH9.

The IH9 states; INDIAN EDUCATION: The Board of Education of the Albuquerque Public Schools recognizes the importance of Native American students maintaining their traditions and values while obtaining educational skills to enable them to be responsible and productive students and members of society. The Board of Education desires to ensure educational opportunities for all students, including Native American students. The Board of Education shall foster cooperation and maintain an open line of communication with tribal governments whose jurisdictional boundaries include areas within the Albuquerque Public Schools boundaries to verify, in accordance with state and federal law, which these tribes agree with Albuquerque Public Schools Indian Education policies and procedures. The Superintendent, or his/her designee, shall draft appropriate Procedural Directives to implement this policy and assure compliance with state and federal Indian Education laws.

To this end, the Albuquerque Public School District will consult with local tribal officials and parents of Native American children in the planning and development of Indian Policies and Procedures (IPPs), general education programs, and activities. Consultation meetings with Tribal Officials and parents of Native American children are ongoing.

These policies and procedures will be reviewed annually and revisions will be made within 90 days of the determination of the changes. When data indicates that Indian students do not participate on an equal basis with non-Indian students in the educational programs of the District, or that Indian students are not making appropriate progress, the Indian Parent Committee and Tribal Leaders will:

- Recommend a plan to the APS Superintendent or Board; or
- Make suggestions to the APS Superintendent or Board to modify the educational programs or provide services in order to attain equal participation or appropriate progress.

ATTESTATIONS

The Albuquerque Public School District attests that it has established Indian Policies and Procedures (IPPs) as required in section 7004 of the Impact Aid law for any children claimed who reside on eligible Indian lands. The IPPs have been adequately disseminated to the tribes and parents of children residing on eligible Indian lands. A copy of the current policies and procedures was attached to the FY 2020 Impact Aid application.

The Albuquerque Public School District attests that it will provide a copy of written responses in an Executive Summary to comments, concerns and recommendations received from tribal leaders and parents of Native American children. The Indian Policies and Procedures

consultation process will be the method for dissemination of these responses to tribal leaders and parents of Native American children prior to the submission of their FY 2021 Impact Aid application.

Indian Policies and Procedures

The following Indian Policies and Procedures become effective upon school board approval.

Policy 1:

The Albuquerque Public Schools will disseminate relevant applications, evaluations, program plans and information related to the LEA's education program and activities with sufficient advance notice to allow tribes and parents of Native American children the opportunity to review and make recommendations. [34 CFR 222.94(a)(1)]

Procedure 1:

The APS Superintendent and/or Director of the Indian Education Department will meet multiple times annually with Tribal Officials, parents of Native American children, and district staff. The purpose of these meetings will be to inform and to address comments and concerns regarding Native American's equal participation in the educational programs of the District. See: 34 CFR 222.94(a) (1).

Generally, at least the following meetings will occur annually:

- APS' Indian Parent Committee monthly meetings.
- APS' Indian Education Committee's quarterly meetings.
- The APS Board of Education public hearing on Title VII Indian Policies and Procedures in the fall of each year. Other meetings may be requested or organized by the Indian Parent Committee, Tribal Officials, or parents of Native American children.
- Tribal Leader consultation meetings (one in the fall and one in the spring of each year).

The District Administrator/designee will, as soon as reasonably possible after such information becomes available, but not later than one week in advance of any meeting, mail to Indian parents and Tribal officials a copy of the following materials via regular mail and electronic mail to whose jurisdictional boundaries include areas within the boundaries of APS or which has entered into an agreement with APS to provide education to children of that tribe and parents of Indian students who attend APS:

- Impact Aid/ Title VII FY 2021 application; The completed Title VII Application will be sent to Tribal Officials whose jurisdictional boundaries include areas within a 50 mile radius within the boundaries of the APS and a summary prepared for all parents of Indian students who attend APS in conjunction with the Title VII public hearing, which is usually held in the fall of each year. The Indian Parent Committee and APS Indian Education Department will review parent and student surveys prior to the preparation of the Impact Aid – Title VII application.

Information regarding this input will be discussed at the public hearing for the new Title VII application at the public hearing in the fall of each year. It is expected that Impact Aid Applications will list the following tribes: Acoma, Cochiti, Isleta, Jemez, Laguna, Sandia, San Felipe, Santa Ana, Santo Domingo/ Kewa, and Tohajiilee (Canoncito Navajo) (All within a 50 mile radius of the school district).

- Evaluation of all educational programs. Review of new or continuing programs is an on-going process of the Superintendent and Board of Education. Agendas will be available for review on the District and the Indian Education website. An annual summary of the Tribal Education Status Review (TESR) will be provided at the January Title VII public hearing.
- Plans for education programs the District intends to initiate or eliminate. Plans are presented prior to completion and submittal of the Johnson O'Malley and the Title VI applications during a public hearing for each application.
- Assessment data for Native American students and non-Native American students in the District, can be accessed on the district website from the Office of Strategic Analysis & Program Research. Another data information specific to Native American students is the *Tribal Education Status Report* (TESR) and found on the APS Indian Education Department's website and the New Mexico Public Education website. The TESR is mailed to all tribal administration departments across the nation whose members are enrolled in the school district.
- Parents of Native American children, tribal officials and the public are given notice of any and all meetings related to equal participation or the content of the educational program by including information about meeting times and locations through the Parent Messenger, an automated messaging system for the district. The location, date and time of any meeting described above is posted in the same manner as a legally posted Board of Education meeting. Adequate time and opportunity will be provided for Tribal Officials and the Indian Parent Committee and the parents of Native American students who attend APS to present views and comments regarding the disseminated documents continually to the APS Indian Education Department and the Bi-Annual Tribal Leaders' Summit. A Board of Education meeting will be held, usually in January, for the discussion of the disseminated material as part of a regular Board of Education agenda. Tribal Officials and parents of Indian students who attend APS will be notified at least ten (10) days prior to the meeting. Meeting notice will be posted in the APS District Office, district web site at <http://www.aps.edu/> and will be emailed to the Tribal Council or Tribal Education Department of any tribe whose jurisdictional boundaries include areas within the APS boundaries, or which has entered into an agreement with APS to provide education to children of that tribe.
- The Albuquerque Public School District will disseminate information and seek timely input regarding the following programs on its educational program (including, but not limited to): Title I, Part A, Title I, Part C, Title I, Part D, Title II, Part A, Title III, Part A, Title IV, Part A, Title IV, Part B, Title VI, Part A, subpart 1, Title VII-Impact Aid programs, and Johnson O'Malley programming.

- The completed applications, evaluations, and program planning will be made available to parents of Native American children, Tribal officials, and the Indian Education Committee. A summary will be prepared and disseminated two weeks in advance of the fall and spring Tribal Leader's consultation. Public hearings are held in Spring of each year one month prior to the due date of the Johnson O'Malley application and the Title VI application. These are made available via the District Indian Education website and the public hearings are announced via the district website as all other district announcements. Copies of the proposed applications are made available to interested parties. In addition, representatives from the District and Indian Education Committee will schedule meetings with the Tribal leaders and parents twice a year (one in the fall and one in the spring) of each year to disseminate information and to seek input.
- Parents of Native American children, tribal officials, the Indian Education Committee and any other interested persons can review assessment data to help develop or modify educational programs and services allowing for the participation of Native American students on an equal basis in the district. Native American student data as well as data of all district students is available on the district website and also shared during the bi-annual Tribal Leader's consultation meetings.
- Minutes from the Indian Parent Committee meetings and the Indian Education Committee meetings will be posted on the District Indian Education website for all parents and Tribal officials to review. This will allow for ongoing dissemination of information.

POLICY (2).

The Albuquerque Public School District will provide an opportunity for the Tribal Leaders and parents of Native American children to provide their views on the District's educational program and activities, including recommendations on the needs of their children and on how the District may help those children realize the benefits of the educational programs and activities. [34CFR222 .94(a)(2)]

Procedure 2:

(i) Notify tribes and the parents of Native American children of the opportunity to submit comments and recommendations, considering the tribe's preference for method of communication. APS will solicit information from Tribal Officials and parents of Native American students who attend APS on Native American views, including views regarding the frequency, location and time of meetings.

Comments are always encouraged and should be directed to the Director of the APS Indian Education Department.

At the Board of Education of APS meeting described in the procedure for dissemination of materials, above, members of the Native American community will be afforded the opportunity to comment and suggest alternatives to the regularly-scheduled times, locations, and frequency of pertinent meetings.

The Director of the APS Indian Education Department will designate an IPC member to attend APS Budget Hearings and meetings.

The Director of the APS Indian Education Department will assist in conducting meetings regarding Title VII – Impact Aid, and Title VI. The APS Indian Education Department will provide opportunity for Native American tribes and parents of Native American students who attend APS to provide direct input to the Director of the Indian Education Department of APS.

The APS Indian Education Department will conduct annual needs assessment surveys as required to meet federal guidelines.

(ii) Modify the method of and time for soliciting Native American views, if necessary, to ensure the maximum participation of tribes and parents of Native American children.

In addition to issuing the public notices required by the Open Meetings Act, APS will notify Tribal Officials, parents of Native American students who attend APS, the IPC and Tribal Education Department of the location and times of meetings in the same manner as that provided for the January APS Board of Education meeting. Notice will be posted on the APS District website and will also be sent via regular mail and e-mail to the Tribal Councils and the Tribal Education Departments.

The District and Indian Education Committee representatives will schedule meetings with the 23 New Mexico Pueblos and Tribes to discuss ongoing programing goals.

POLICY (3):

The Albuquerque Public School District will annually assess the extent to which Native American children participate on an equal basis with non-Native Americans in the District's education program and activities. [34CFR222.94 (a)(3)]

APS will actively consult with and regularly involve the IPC, as well as interested Tribal Officials, and parents of Native American students who attend APS, in the planning and development of educational programs assisted with Title VII funds.

The Title VII application will be available for review by the tribal communities impacted by the Title VII application, IPC and other interested members of the Native American community at least 10 days prior to the public meeting generally held in January.

Discussion of equal participation of Native American students will generally be held in January at an APS Board of Education meeting. The IPC and interested parents of Native American students who attend APS and Tribal Officials will review assessment data to develop or modify educational programs or services so as to allow participation of Native American students on an equal basis. These findings and recommendations will be presented to the Board of Education in March, or as required by federal guidelines.

Procedure 3:

The Albuquerque Public School District will take the following measures to annually assess the extent to which Native American children participate on an equal basis with non-Native Americans in the District's education program and activities.

- A. The Albuquerque Public School District will monitor Native American student participation in academic and co-curricular activities annually during the preparation and data gathering for the Tribal Education Status Report.
- B. Albuquerque Public School District officials will review school data to assess the extent of Native American participation in the District's educational programs on an equal basis.
- C. The Albuquerque Public School District will share its assessment of district funding, Native American student participation, related academic achievements and other related data will be shared with the parents of Native American children and tribal officials via mail, email, district Indian Education department website, TESR report, and annual Tribal Official's consultation meetings.
- D. Parents of Native American children, tribal officials and other interested parties may express their views on participation through direct communication with the school district, at any Board of Education meeting, Indian Parent Committee meeting, District Equity Education meeting, or to the Indian Education Committee.
- E. Copies of annual reports will be provided to tribal officials via email, mail, and district Parent Messenger.

The Albuquerque Public School District shall annually calculate from its records the ratio of Native American children compared to other children participating in academic and co-curricular programs ("school data") on the annual TESR report. Tribes and parents of Native American children who attend APS may assess the effectiveness of their input regarding the participation of Native American children in APS programs and activities. Tribes and parent surveys can be submitted in written form and via electronic mail to the Director of the Indian Education Department. The APS Indian Education Department may also monitor the application and implementation of these policies, and may propose modifications to either the policy or the procedures to the Superintendent and APS Board of Education, who may consider the proposals and take appropriate action. The Members of the Native American community, tribal officials, and members of the IPC, and APS staff will be notified of modifications to programs or services which result from the review of assessment data and recommendations to the APS Board of Education.

Parents of Native American children or tribal officials may comment on the results at regularly scheduled Board of Education meetings, Indian Education Committee meetings, Indian Parent

Committee meetings, and District Equity Education meetings, directly to the school district by (phone, emails, and personal contact). In addition, parents of Native American children and tribal officials may comment in the annual parent surveys (school site based or through the Indian Education surveys) requesting information concerning their views as to the extent of Native American participation in educational programs on an equal basis with other children.

The Albuquerque Public School Board will establish a task force or an ad hoc committee of Native American parents, Tribal officials, and staff members to assist in the strengthening and increase of educational programs in order to ensure the equal participation of Native Americans. Such committee shall make recommendations to the Board of Education as to any needed modifications. The School District Leadership Committees and the Board of Education shall give deference to the suggestions of the committee in voting on proposed modifications.

The Albuquerque Public School District shall annually analyze participation rates of Native American children compared to other children in all aspects of the educational programs and school sponsored activities.

The Albuquerque Public School District's Superintendent and school staff, in conjunction with the Indian Education Committee and the Indian Parent Committee, will receive and review annual survey results and comments gathered from families and students.

The results of the data and its comments will be shared with all interested parties in the district. In addition comments and/or suggestions brought forth from these conversations will become part of the Committee's approved minutes.

This data will be utilized to develop appropriate supports for various programs.

During the public hearings in January, February and April, the school district will gather information relating to Native American children participation in the LEA's education programs and activities. This information will also be made available to the parents of Native American children, tribal officials, the Indian Education Committee and Indian Parent Committee via (mail, email, web posting, and meetings).

If it is determined that there are gaps in Native American student participation in the educational program or activities, the Albuquerque Public School's Board of Education in consultation with the Indian Education Committee, Indian Parent Committee and tribal officials, will modify its education program in such a way as to improve Native American student participation.

POLICY (4):

The Albuquerque Public School District will modify the IPPs if necessary, based upon the results of any assessment or input described in this document. [34CRF222.94 (a)(4)]

Procedure 4:

During the annual retreat meeting of the Indian Education Committee, tribal leaders from impacted communities will review and revise the Indian Policies and Procedures as necessary. After the review and changes, the document will be forwarded to the Albuquerque Public School Board of Education as well as the tribal officials and parents of Native American children for review and consideration. Any updates will be sent immediately to parents of Native American children and tribal officials of adoption by the Albuquerque Public School's Board of Education.

The Indian Education Committee, the Indian Parent Committee and the impacted tribal leaders shall serve as a task force to review the input to the District's response to Native American commentary. The Committee will review the effectiveness of the District's methods of gathering the input of Native American parents and Tribal members.

The Albuquerque Public School District's Board of Education during a duly scheduled meeting will review and discuss the modifications to the Indian Policies and Procedures (IPP) if the impacted communities' tribal leaders, the Indian Parent Committee and the Indian Education Committee indicates such modification is necessary.

The Albuquerque Public School District will notify parents of Native American children, tribal officials and the general public of any changes to the Indian Policies and Procedures via email, mail, web posting, and Parent Messenger.

POLICY (5):

The Albuquerque Public School District will respond at least annually in writing to comments and recommendations made by tribes or parents of Native American children, and disseminate the responses to the Tribal Education Departments, Tribal Officials and parents of Native American children prior to the submission of the IPP by the LEA. [34CRF 222.94 (a)(5)]

Procedure 5:

The Albuquerque Public School District will respond annually in writing to comments and recommendations made by the Indian Education Committee, Indian Parent Committee, tribal officials, or parents of Native American children, and disseminate the responses to all parties via mail, email, web posting, and Parent Messenger prior to the submission of the IPP by the District.

POLICY (6):

The Albuquerque Public School District will annually provide a copy of the current Indian Policies and Procedures to the 23 New Mexico tribes via mail, email, web posting, and Parent Messenger. [34CR F222.94 (a)(6)]

CERTIFICATION

We, the Albuquerque Public Schools and the New Mexico Native American Tribes whose students attend APS and whose jurisdictional boundaries include areas also found within the boundaries of APS, or which have entered into an agreement with APS to provide education to children of that tribe which are located in whole or in part within the boundaries of APS have reviewed the contents of the APS Board of Education's Indian Policy IH9 and the APS Procedural Directive and adopt and approve the same, and agree that the policies conform to federal requirements.

APPROVED this ____ day of _____ 2020.

CERTIFICATION:

Tribal Official, Pueblo or Tribal Community

Date

ATTESTATION:

Raquel Reedy, Superintendent
Albuquerque Public Schools

Dr. Daisy Thompson, Director
Indian Education Department

BOARD APPROVAL AND DATE

Dr. David Peercy, President
Board of Education
Albuquerque Public Schools