1	AN ACT	
2	RELATING TO GOVERNMENTAL AFFAIRS; ENACTING THE STATE-TRIBAL	
3	COLLABORATION ACT; REQUIRING STATE-TRIBAL COLLABORATION AND	
4	COMMUNICATION; DECLARING AN EMERGENCY.	
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6	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:	
7	Section 1. SHORT TITLEThis act may be cited as the	
8	"State-Tribal Collaboration Act".	
9	Section 2. DEFINITIONSAs used in the State-Tribal	
10	Collaboration Act:	
11	A. "American Indian or Alaska Native" means:	
12	(1) individuals who are members of any	
13	federally recognized Indian tribe, nation or pueblo;	
14	(2) individuals who would meet the	
15	definition of "Indian" pursuant to 18 USC 1153; or	
16	(3) individuals who have been deemed	
17	eligible for services and programs provided to American	
18	Indians and Alaska Natives by the United States public health	
19	service, the bureau of Indian affairs or other federal	
20	programs;	
21	B. "Indian nation, tribe or pueblo" means any	
22	federally recognized Indian nation, tribe or pueblo located	
23	wholly or partially in New Mexico; and	
24	C. "state agency" means an agency, department or	
25	office of the state of New Mexico that is cabinet-level.	SB Pa
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1 Section 3. COLLABORATION WITH INDIAN NATIONS, TRIBES OR 2 PUEBLOS. --3 By December 31, 2009, every state agency shall Α. develop and implement a policy that: 4 5 (1) promotes effective communication and 6 collaboration between the state agency and Indian nations, tribes or pueblos; 7 8 (2) promotes positive 9 government-to-government relations between the state and 10 Indian nations, tribes or pueblos; 11 promotes cultural competency in (3) providing effective services to American Indians or Alaska 12 Natives; and 13 establishes a method for notifying (4) 14 15 employees of the state agency of the provisions of the State-Tribal Collaboration Act and the policy that the state 16 agency adopts pursuant to this section. 17 In the process of developing the policy set B. 18 forth in Subsection A of this section, state agencies shall 19 20 consult with representatives designated by the Indian nations, tribes or pueblos. 21 C. A state agency shall make a reasonable effort 22 to collaborate with Indian nations, tribes or pueblos in the 23 development and implementation of policies, agreements and 24 programs of the state agency that directly affect American 25

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2 D. The Indian affairs department shall maintain 3 for public reference an updated list of the names and contact information for the chief executives of the Indian nations, 4 5 tribes or pueblos and for the state agency tribal liaisons. Every state agency shall designate a tribal 6 Ε. liaison, who reports directly to the office of the head of 7 the state agency, to: 8 assist the head of the state agency with 9 (1) developing and ensuring the implementation of the policy as 10 set forth in Subsection A of this section; 11 serve as a contact person who shall 12 (2) 13 maintain ongoing communication between the state agency and affected Indian nations, tribes or pueblos; and 14 15 (3) ensure that training is provided to the staff of the state agency as set forth in Subsection B of 16 Section 4 of the State-Tribal Collaboration Act. Nothing in 17 this subsection shall preclude tribal liaisons from providing 18 or facilitating additional training. 19 Section 4. ANNUAL SUMMIT--TRAINING OF STATE EMPLOYEES--20 ANNUAL REPORTS .--21 A. At least once a year, during the third quarter 22 of the state's fiscal year, the governor shall meet with the 23 leaders of Indian nations, tribes and pueblos in a 24 state-tribal summit to address issues of mutual concern. 25

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1 B. All state agency managers and employees who 2 have ongoing communication with Indian nations, tribes or 3 pueblos shall complete a training provided by the state personnel office with assistance from the Indian affairs 4 5 department, which training supports: the promotion of effective communication 6 (1)7 and collaboration between state agencies and Indian nations, tribes or pueblos; 8 the development of positive state-tribal 9 (2) government-to-government relations; and 10 11 cultural competency in providing (3) effective services to American Indians or Alaska Natives. 12 No later than July 31 of every year, a state 13 C. agency shall submit a report to the Indian affairs department 14 15 on the activities of the state agency pursuant to the State-Tribal Collaboration Act, and the Indian affairs 16 department shall compile all such reports for submittal to 17 the governor and to the legislature. The report shall 18 include: 19 20 (1) the policy the state agency adopted pursuant to the State-Tribal Collaboration Act; 21 (2)the names of and contact information for 22 the individuals in the state agency who are responsible for 23 developing and implementing programs of the state agency that 24 directly affect American Indians or Alaska Natives; 25 SB 196 Page 4

1 the current and planned efforts of the (3) 2 state agency to implement the policy set forth in Subsection A of Section 3 of the State-Tribal Collaboration Act; 3 (4) a certification by the state personnel 4 5 office of the number of managers and employees of each state 6 agency who have completed the training required by Subsection B of this section; 7 a description of current and planned 8 (5) programs and services provided to or directly affecting 9 American Indians or Alaska Natives and the amount of funding 10 for each program; and 11 (6) the method the state agency established 12 for notifying employees of the state agency of the provisions 13 of the State-Tribal Collaboration Act. 14 15 Section 5. RIGHT OF ACTION .-- Nothing in the State-Tribal Collaboration Act creates a right of action 16 against a state agency or a right of review of an action of a 17 state agency. 18 Section 6. SEVERABILITY .-- If any part or application of 19 this act is held invalid, the remainder or its application to 20 other situations or persons shall not be affected. 21 Section 7. EMERGENCY.--It is necessary for the public 22 peace, health and safety that this act take effect 23 immediately.\_\_\_\_\_ 24 SB 196 Page 5 25