



**DEPARTMENT OF DINÉ EDUCATION  
THE NAVAJO NATION**

P.O. Box 670 · Window Rock, Arizona 86515  
PHONE (928) 871 - 7475 · FAX (928) 871 - 7474



**Jonathan Nez  
President**

**Myron Lizer  
Vice President**

**Navajo Nation Tribal Consultation  
Rio Rancho Public Schools  
Training Center  
500 Laser Rd., Rio Rancho, NM  
District Boardroom 1**

October 19, 2022  
1:00 PM

**GORDON BERNELL CHARTER SCHOOL**

**Sign In**

|     | Name:                 | Org & Title:                | Signature: |
|-----|-----------------------|-----------------------------|------------|
| 1.  | Andy Nez              | DODE / OERS / SES           |            |
| 2.  | Verna Thomas          | OSCAD / DoDE                |            |
| 3.  | Ray Thomas            | Asst Sup / Prg Mgr NHS OERS |            |
| 4.  | Matthew J. To         | DODE Administration         |            |
| 5.  | Suzette Haskie Oberly | DODE / JEM Program Manager  |            |
| 6.  | Beth Dorado           | Gordon Bernell              |            |
| 7.  | Shayna Earnest        | Gordon Bernell              |            |
| 8.  | Amanda Alton          | Gordon Bernell              |            |
| 9.  |                       |                             |            |
| 10. |                       |                             |            |
| 11. |                       |                             |            |
| 12. |                       |                             |            |
| 13. |                       |                             |            |
| 14. |                       |                             |            |
| 15. |                       |                             |            |

**NAVAJO NATION BOARD OF EDUCATION**

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## Affirmation of Tribal Consultation For Local Educational Agencies

This Affirmation of Tribal Consultation document must be submitted to the School Budget and Finance Analysis Bureau on an annual basis as part the Local Educational Agency's (LEA's) budget submission.

The purpose of the Tribal consultation process is to create opportunities for LEAs and Tribal Leaders to work together to improve positive outcomes for Native American students.

|   |                                 |
|---|---------------------------------|
| Name of LEA:  | Gordon Bernell Charter School   |
| Superintendent:   | Elizabeth Dorado, GBCS Director |
| Contact Phone:  | (505) 916-8625                  |
| District Coordinator of Tribal Consultation (Federal Programs Director, Indian Education Director; Tribal Liaison, etc.): | Shayna Earnest                  |
| Contact Phone:  | (505) 264-8993                  |
| Contact Email:  | shayna@gordonbernell.org        |
| Tribal Leader or Designee: Contact  | ROYL TRACY<br>(928) 871-7770    |
| Phone:  |                                 |

Check here if the Tribe or Tribal organizations did not respond to the LEA's repeated good-faith efforts for tribal consultation. Please describe the consultation efforts below and attach any accompanying documentation to this form.



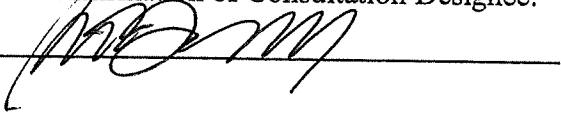

**If consultation occurred, check the boxes and comment on topics discussed during the consultation process:**

|   |   |
|---|---|
| <input type="checkbox"/> How students' academic, cultural and linguistic needs will be identified and supported       | <input type="checkbox"/> Parental Engagement                                      |
| <input type="checkbox"/> Services that will be offered to support students' academic, cultural and linguistic needs   | <input checked="" type="checkbox"/> Federal Title Programs                        |
| <input checked="" type="checkbox"/> Plan for delivery of services   | <input type="checkbox"/> State grants opportunities                               |
| <input type="checkbox"/> Timeline of when services will be assessed and evaluated and communicated to Tribal partners | <input checked="" type="checkbox"/> Funding and equitable allocation of resources |
| <input type="checkbox"/> Other topics?  |   |

**Affirmation and Signatures**

We agree that timely and meaningful consultation occurred prior to the submission of this Affirmation of Tribal Consultation document. We agree that we have participated in timely and meaningful discussion on the programs, budget and available resources below, but not limited to:

|   |  |
|---|--|
| <input checked="" type="checkbox"/> Understanding Title I: Parts A, C and D | A. Improving Basic Programs Operated by State and Local Educational Agency<br>B. Education of Migratory Children<br>C. Prevention and Intervention Programs for Children and Youth who are Neglected, Delinquent, or At-Risk |
| <input checked="" type="checkbox"/> Understanding Title II, Part A          | Supporting Effective Instruction   |
| <input checked="" type="checkbox"/> Understanding Title III, Part A         | English Language Acquisition, Language Enhancement, and Academic Achievement   |
| <input type="checkbox"/> Understanding Title IV, Parts A & B                | A: Student Support and Academic Enrichment Grants<br>B: 21 <sup>st</sup> Century Community Learning Centers  |
| <input type="checkbox"/> Understanding Title V, Part B Subpart 2            | Rural and low-income School Program  |

|   |   |
|---|---|
| <input type="checkbox"/> Title VI, Part A, Subpart 1  | Indian Education Formula Grants to Local Educational Agencies   |
| <input type="checkbox"/> State grant opportunities  | Indian Education Act School District Grant<br>Principals Pursuing Excellence<br>Reads to Lead – Literacy Initiative<br>K-3 Plus – Extended Learning Time<br>After School and Summer Enrichment<br>Truancy and Drop Out Prevention Coaches<br>Dual Credit<br>Pay for Performance – Educator Incentives<br>Others |
| <input type="checkbox"/> Others(?):   |   |
| Signature of Superintendent or Designee: _____ Date: _____<br>        |   |
| Tribal Affirmation of Consultation Designee: _____ Date: _____<br>  |   |

Each LEA must maintain this document in the agency's records and forward to the School Budget and Finance Analysis Bureau to be kept on file with the district's budget submission. For questions or more information, please contact the Indian Education Office at (505) 827-6679.

# AFFIRMATION OF CONSULTATION WITH TRIBAL REPRESENTATIVES

Every Student Succeeds Act - P.L. 114 -95

SECTION 8538 – Consultation with Indian Tribes and Tribal Organizations

For School Year Ending June 30, 2020

Name of LEA: Gordon Bernell Charter School  
LEA Superintendent: Elizabeth Dorado Phone: (505) 916-8625  
LEA ESSA Coordinator: Shayna Earnest Phone: (505) 264-8993  
Email: shayna@gordonbernell.org

Name of Tribe/Organization: Navajo Nation  
Address: PO BOX 7440 WINDOW ROCK, AZ 86515  
Tribal Representative: ROY TRACY Phone: (928) 871-7770  
Email: roytracy@nndode.org

Note: If necessary, list additional representatives on a second page and upload.

Check if the tribe/tribal organization has not responded to LEA's repeated, good-faith attempts (3) for consultation. (Evidence may be required for compliance monitoring.)

Affected LEAs are required to consult with local tribal officials on plans or applications for a covered program under ESSA, to include:  
Titles I-A, I-C, I-D, II-A, III-A, IV-A, IV-B, V-B Subpart 2 and VI-A Subpart 1.

Section 8538 of P.S. 114-95 states:  
(a) IN GENERAL.—To ensure timely and meaningful consultation on issues affecting American Indian and Alaska Native students, an affected local educational agency shall consult with appropriate officials from Indian tribes or tribal organizations approved by the tribes located in the area served by the local educational agency prior to the affected local educational agency's submission of a required plan or application for a covered program under this Act or for a program under title VI of this Act. Such consultation shall be done in a manner and in such time that provides the opportunity for such appropriate officials from Indian tribes or tribal organizations to meaningfully and substantively contribute to such plan.

Section 8538 of P.S. 114-95 states:  
(b) DOCUMENTATION—Each affected local educational agency shall maintain in the agency's records and provide to the State educational agency a written affirmation signed by the appropriate officials of the participating tribes or tribal organizations approved by the tribes that the consultation required by this section has occurred. If such officials do not provide such affirmation within a reasonable period of time, the affected local educational agency shall forward documentation that such consultation has taken place to the State educational agency.

### SIGNATURES:

Tribal Opt-Out Option: WE HAVE been contacted by the above listed LEA and choose not to participate in consultation in FY2018, or

WE AGREE that timely and meaningful consultation occurred before the LEA made any decision affecting the participation of tribal members of the above-listed tribe in any programs the LEA is operating under the Every Student Succeeds Act.

WE AGREE that we have participated in meaningful and timely consultation prior to the affected local educational agency's submission of a required plan or application for a covered program under this Act or for a program under Title VI of this Act.

WE AGREE that timely and meaningful consultation shall continue throughout implementation and assessment of services provided under this section on the following dates: \_\_\_\_\_

Signature of Public School Superintendent or designee (required even if no response to requests for consultation).

Date

Tribal Official or Tribal Organization Official Signature

Date

Completed forms are to be uploaded in GME under Related Documents in the FY18 ESEA Consolidated application.

Arizona Department of Education  
9/11/2019