

CONSTITUTION AND BY-LAWS
OF THE
NATIVE AMERICAN EDUCATION COMMITTEE
JOHNSON O'MALLEY, TITLE VII & VIII
WAGNER COMMUNITY SCHOOL #11-4

PREAMBLE

In order to promote maximum Johnson O'Malley, Title VII Indian Education, and Title VIII services to students attending the Wagner Community School, the Constitution and By-Laws for the establishment and operation of a Native American Education Committee are prepared.

ARTICLE I - NAME

The name of the organization shall be the Native American Education Committee for programs carried out under Johnson O'Malley, Title VII, and Title VIII and may be referred to as the Native American Education Committee herein.

ARTICLE II - OBJECTIVES

The objectives of the Native American Education Committee shall be:

- A. To develop positive liaison and communication between the parents or the caretakers of the students and the school board and administration of this school as it relates to supplemental program design operation.
- B. To make recommendations which will promote and maintain an environment which will encourage students to progress to their maximum levels of academic, social, and vocational competence.
- C. To secure vital parent or caretaker advisory participation in the development, operation, and evaluation of Johnson O'Malley, Title VII and Title VIII programs designed specifically to meet the needs of Native American children enrolled in Wagner Community School.

ARTICLE III - GENERAL DUTIES

It shall be the duty of the Native American Education Committee to:

- A. Advise the school of educational difficulties or deficiencies the Native American Education Committee feels students may possess resulting in part from socio-economic conditions, geographic location, and/or language and cultural differences.
- B. Advise the school board and administration in the early stages of program preparation regarding expected outcomes of the program, possible omissions or areas of conflicts and to recommend modifications or changes.
- C. Review all final proposed Johnson O'Malley and Title VII programs for content, appropriateness and relative worth, and to note in writing to the school board and administration,

Native American Education Committee recommendations for approval, disapproval, or partial approval;

- D. Review the Title VIII policies and procedures as they relate to meeting the needs of Native American students and make recommendations as needed.
- E. Present in writing when only partial approval of a project is recommended, the area(s) for recommended approval and the reasons for the disapproval portion(s);
- F. Review, first-hand on-going programs and to make any recommendations for improvement to the administration;
- G. Follow the process outlined above when lapsed funds may be realized and the project requires additional services that may change the original intent of the project;
- H. Review the final evaluation made by school personnel of completed projects for modifications or alterations to be considered in future funded activities;
- I. Keep parents of the students and school board informed of parent Native American Education Committee actions including the Johnson O'Malley, Title VII and Title VIII programs to the extent it is feasible and possible;
- J. Review all proposed amendments to existing Johnson O'Malley and Title VII projects at the Local Education Agency and recommend for approval, disapproval, or partial approval;
- K. Act on any complaints made by any party in which it is alleged Johnson O'Malley, Title VII, and Title VIII being expended in a manner contrary to the approved program, and/or the regulations governing the utilization of funds. This action will follow the ACB Federal Programs Grievance policy of the Wagner Community School as found on <http://www.wagner.k12.sd.us/>
- L. Ensure that Right of Privacy has been protected in all cases involving staff, prospective staff, and students. In so doing the Native American Education Committee will exercise maximum efforts to ensure that only those officials authorized by law may gain access to confidential data.

ARTICLE IV - MEMBERSHIP

The Native American Education Committee shall consist of five (5) voting members.

The Native American Education Committee shall consist of members who are elected among the parents or caretakers of eligible Native American who are enrolled in the school. Members elected will be able to serve the full term, even if their children are no longer eligible for the program. The Native American Education Committee shall request the Yankton Sioux Tribal Chairman to appoint an ad hoc member from the Business and Claims Committee to the Wagner Native American Education Committee. This shall be a non-voting position.

ARTICLE V - SELECTION OF NATIVE AMERICAN EDUCATION COMMITTEE MEMBERS

A. Intent

It is the intent of Johnson O'Malley, Title VII and Title VIII

1. That all parents or caretakers of children eligible to attend the school serving the project area shall be afforded the opportunity to participate in the selection of Native American Education Committee members.
2. That qualified parents or caretakers (parents or caretakers of eligible Native American children who are enrolled in the school) may, with their consent, be placed on a list of nominees for possible election to membership in the Native American Education Committee; and
3. That adequate notice shall be given to the parents or caretakers and patrons of the school regarding the time, place and method whereby the selection of membership in the Native American Education Committee will be made.

B. Procedures

The Bureau of Native American Affairs recognizes and encourages active participation of the Native American Education Committee in the administration and conduct of education programs. The Native American Education committee shall consist of members who are elected from the parents or caretakers of eligible Native American children who are enrolled in the school.

The election process will begin as soon as possible after April 1, each calendar year in order that the new Native American Education Committee can begin to function after July 1 of the same year.

The local school will give full cooperation to the Native American Education Committee in any manner requested that will aid the committee in complying with the full intent of the Federal Regulations in implementing the selection process.

ARTICLE VI - SELECTION OF MEMBERS TO FILL VACANCIES

When a vacancy in the Native American Education Committee occurs within the school year, the committee will be requested to select another member to fill the vacancy.

ARTICLE VII - NATIVE AMERICAN EDUCATION COMMITTEE MEMBER TERM OF OFFICE

The term of office is three years and it shall be deemed that all such terms begin on July 1, or as soon thereafter as the new committee members have been certified. The term of office will terminate on June 30 following completing of their term.

ARTICLE VIII - REMOVAL FOR CAUSE

Any Native American Education Committee member failing to attend (3) of the regular meetings scheduled during a given year may be cause for removal from the Native American Education Committee.

Majority action by the remaining Native American Education Committee members is required to remove a member for cause.

ARTICLE IX - MEETINGS OF THE NATIVE AMERICAN EDUCATION COMMITTEE

There shall be a minimum of four (4) meetings of the Native American Education Committee per year. In consultation with the Native American Education Committee Chairman, the School Superintendent shall designate the time and place of meeting. Written notices shall be sent by mail to each of the Native American Education Committee members the scheduled meetings. The school will furnish a proposed agenda to be included with meeting notices. The minutes of the Native American Education Committee will be published in the local paper.

ARTICLE X - CONDUCT OF BUSINESS

All business of the Native American Education Committee shall be transacted at meetings of the committee except such as may be specifically designated by the Native American Education Committee to the administration of the school. The Native American Education Committee shall conduct its business according to Roberts Rules of Order or may adopt such other rules as shall be considered appropriate by the committee. No business shall be transacted by the Native American Education Committee unless a quorum, consisting of a majority of members shall be present.

It should be assumed that the Native American Education Committee shall act as a team. While an individual member should seek suggestions or listen to complaints, instead of giving an opinion, he/she should advise that he/she will present the matter to the committee.

The Chairman shall insure that minutes are kept of all business transacted in the meetings and that a copy of the minutes are provided to the Native American Education Committee and administration prior to the next meeting.

ARTICLE XI - OFFICES

For each term of office, the Native American Education Committee shall elect from its own memberships, a chairperson and vice-chairperson. In addition, the Federal Programs coordinator will serve strictly as a secretary to the committee and not as a member.

ARTICLE XII - DUTIES

A. Chairperson: The Chairperson of the Native American Education Committee shall preside over all meetings of the committee and shall perform all duties of the chairperson and exercise all authority delegated by this document and that of Roberts Rules of Order. Another duty of the Chairperson is to be liaison between Native American Education Committee and Tribal leadership.

- B. Vice-Chairperson: The Vice-Chairperson of the Native American Education Committee shall assist the Chairperson when called upon to do so, and in the absence of the Chairperson shall preside.
- C. Secretary: The secretary shall keep a complete and accurate record of all matters transacted by the committee.

ARTICLE XIII - COMPENSATION OF NATIVE AMERICAN EDUCATION COMMITTEE MEMBERS-

All members of the Native American Education Committee shall serve with \$25.00 compensation; each shall be reimbursed within the rules and regulations of the Wagner Community School governing travel reimbursement. School policy will be followed for reimbursement of eligible expenses.

ARTICLE XIV - STUDENT ELIGIBILITY AND BENEFITS

Students must be 1/4 Native American blood to qualify for Johnson O'Malley funds. The following are the funding limitations:

Up to \$85.00 would be allowed for the following:

- a. athletic shoes/equipment grades 5-12 per season
- b. shop and home economics projects grades 7-12
- c. cheerleading shoes/uniforms grades 9-12
- d. cost of musical instrument rental through the school district
- e. cultural projects associated with Title VII program
- f. camps
- g. dual credit costs 9-12*

Reimbursements for items a. through f. will be made to parents or caretakers after completion of the season, school year, or camp.

*Up to \$85 per credit hour will be allowed for dual credit costs for grade 12 students and will be paid at the time of enrollment in class in accordance with school policy.

Students must go through the application process to receive any benefits. Funding is limited to budgeted amounts and full reimbursement preference will be given to families that are on free and reduced lunches.

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