

**MESCALERO APACHE TRIBE
MESCALERO, NEW MEXICO**

ORDINANCE 21-04

WHEREAS, the Mescalero Apache Tribe, an Indian tribe organized under the Indian Reorganization Act of June 18, 1934 (25 U.S.C. § 5123), and under its Revised Constitution, has full power to act for the Tribe; and

WHEREAS, pursuant to Article XI, Section 1(i) of the Revised Constitution, the Mescalero Apache Tribal Council has the power to represent the Mescalero Apache Tribe and act in all matters that concern the welfare of the Tribe and to make decisions not inconsistent with, or contrary to, the Revised Constitution; and

WHEREAS, pursuant to Article XI, Section 1(l) of the Revised Constitution, the Mescalero Apache Tribal Council has the power to administer any funds or property within the exclusive control of the Mescalero Apache Tribe, and to make expenditures from available funds for public purposes of the Tribe; and

WHEREAS, the Mescalero Apache Tribal Council wishes to encourage and assist all its members to attain the highest possible level of education, including vocational/technical school training; and

WHEREAS, the Mescalero Apache Tribe operates a scholarship program for Tribal members and such program is governed by the rules and regulations listed in Chapter 23, "Education Assistance Program;" and

WHEREAS, the Mescalero Apache Tribe's scholarship program does not provide financial assistance to Tribal members attending vocational/technical schools; and

WHEREAS, the Mescalero Apache Tribal Council believes that it is necessary to make revisions to Chapter 23 of the Mescalero Apache Tribal Code to allow the Mescalero Apache Tribe to offer financial assistance to vocational/technical training school students, as listed below.

NOW, THEREFORE, BE IT ORDAINED that the Mescalero Apache Tribal Council does hereby adopt the below revisions to Chapter 23 of the Mescalero Apache Tribal Code.

BE IT FURTHER ORDAINED that all contrary provisions are hereby repealed.

CHAPTER 23

EDUCATION ASSISTANCE PROGRAM

[Sections 23-1-1 to 23-1-5 remain unmodified.]

23-1-6. SINGLE CAREER GOAL. The Scholarship Program shall fund one career goal for each student. Furthermore, funds shall only be used for a single degree program at each of the following levels for college/university students: associate, bachelor, master and doctoral; or a single vocational/technical school certificate, diploma, or license for vocational/technical schools. A student may *not* receive funding for a college/university degree program and a vocational/technical school.

23-1-7. AUTHORIZED PROGRAMS. Funds shall only be used to pay for classes relevant to a curriculum or degree plan with attendance at 1) a college, university, community college, or junior college that is accredited by the North Central Accreditation Association or other federal or state accreditation program; or 2) a nationally or regionally known vocational/technical school that has been in existence for at least ten (10) years and is able to show that its graduates are able to be licensed by appropriate governmental authorities or obtain employment in the field for which they received training from that vocational/technical school.

[Sections 23-1-8 to 23-2-6 remain unmodified.]

23-2-7. VOCATIONAL OR TECHNICAL SCHOOLS. Assistance may be provided to pay the costs of attending vocational or technical training schools, including stand-alone business schools, may assist students with the cost of attending them.

A. STUDENT STATUS & DURATION OF SCHOLARSHIP.

1. Full-time vocational/technical training school students:
 - a. Are those students who are considered full-time by their respective vocational/technical schools; and
 - b. Shall be assisted for the length of the program as set forth by the respective vocational/technical schools.
2. Part-time vocational/technical training school students:
 - a. Are those students who are considered part-time by their respective vocational/technical schools; and
 - b. Shall be assisted for the length of the program as set forth by the respective vocational/technical schools.

B. SCHOLARSHIP DISBURSEMENTS. Scholarship disbursements will be determined by the needs analysis and the availability of funding.

1. The maximum amount disbursed to a vocational/technical training school student is Six Thousand Dollars (\$6,000.00) per twelve (12) month period for no more than twenty-four (24) months. This amount shall be prorated for programs that are of different lengths. For example, an eighteen (18) month program will be funded at no more than Nine Thousand Dollars (\$9,000.00) (1.5 X \$6,000.00).
2. Scholarship disbursements shall be made as required by the vocational/technical school; where possible, disbursements will be made on a periodic basis and not all at once.
3. In determining the amount each student will receive, consideration will be given to each student's character, interests, ability, and academic rank or GPA.
4. In determining the amount to be awarded to vocational/technical students, consideration will be given to the applicant's high school GPA, academic rank, character, interests, ability, and the applicant's interview with the Committee.
5. Awards shall be adjusted such that vocational/technical students not eligible for grants or other grants or scholarships contribute at least Eight Hundred Dollars (\$800.00) toward the total cost of attending their chosen program.

C. GENERAL REQUIREMENTS.

1. Each vocational/technical school applicant must be a high school graduate or the recipient of a GED.
2. Each vocational/technical school applicant must meet all vocational/technical training program entrance requirements.
3. Vocational/technical students must apply for any grants, scholarships or fellowships available to such students.

D. GRADE POINT AVERAGE. Vocational/technical training school students shall maintain a passing grade throughout the program, whether attending full-time or part-time.

[Sections 23-2-8 to 23-4-4 remain unmodified.]

23-4-5. APPLICATION DEADLINES.

- A. For college or university applicants, all application materials must be submitted according to the following schedule:
1. June 1st if students are applying for funding for the entire academic year;
 2. June 1st if students are applying for the fall semester only;
 3. November 1st if students are applying for the spring semester only; and
 4. April 1st if students are applying for summer terms.
- B. For vocational/technical school applicants, all application materials must be submitted at least thirty (30) days prior to the beginning of the respective vocational/technical school session start date.
- C. No application materials will be accepted after the dates noted.

[Remainder of Chapter 23 remains unmodified.]

REDLINE

CHAPTER 23

EDUCATION ASSISTANCE PROGRAM

[Sections 23-1-1 to 23-1-5 remain unmodified.]

23-1-6. SINGLE CAREER GOAL. The Scholarship Program shall fund one career goal for each student. Furthermore, funds shall only be used for a single degree program at each of the following levels for college/university students: associate, bachelor, master and doctoral; or a single vocational/technical school certificate, diploma, or license for vocational/technical schools. A student may not receive funding for a college/university degree program and a vocational/technical school.

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[Sections 23-1-8 to 23-2-6 remain unmodified.]

23-2-7. VOCATIONAL OR TECHNICAL SCHOOLS. ~~Assistance may be provided to pay The the costs of attending of vocational or technical training schools, including stand-alone business schools, has become prohibitive; therefore, the Scholarship Program will no may longer assist students with the cost of attending them.~~

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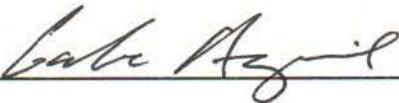
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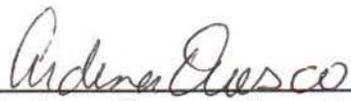
ORDINANCE 21-04

CERTIFICATION

The foregoing enactment of the Mescalero Apache Tribal Council is duly adopted and approved on the 18th day of October 2021, at a legally called session of the Mescalero Apache Tribal Council, by a vote of 7 in favor, 0 opposed, 1 abstained and 0 absent at which a quorum was present and at which a majority of the members voted in favor thereof. This enactment is approved by the President of the Mescalero Apache Tribe under authority of Article XII, Section 1, of the Revised Constitution.



Robert Gabe Aguilar, President



Ardena Orosco, Secretary