

The University of New Mexico Faculty Senate

Meeting Minutes

February 28, 2017

3:00 P.M.

(Pending Approval at the March 28, 2017 Faculty Senate meeting)

ATTENDANCE

Guests Present: Vice President of Human Resources Dorothy Anderson; Director of Native American Studies Gregory Cajete; Rebecca Kitson, School of Law; Director Greg Martin, BA/MD Program, and Professor of English; Assistant Professor Wendy Greyeyes, Native American Studies; University Secretary Kenedi Hubbard; Associate Professor Lloyd Lee, Native American Studies; Assistant Professor Robin Minthorn, Teacher Education; Assistant Professor Leola Tsinnajinnie, Native American Studies; Acting Provost Craig White; and Faculty Senate Business Council Chair Fran Wilkinson (Associate Dean, University Libraries).

Meeting was called to order at 3:05 p.m.

1. APPROVAL OF THE AGENDA

The agenda was approved unanimous vote.

2. Approval of summarized minutes for January 24, 2017

The minutes from January 24, 2017 will be presented for consideration at the March 28, 2017 meeting.

3. Faculty Senate President's Report

Faculty Senate President Pamela Pyle reported the following:

- Today, February 28, UNM was established via House Bill 186 by the Legislative Assembly of the Territory of New Mexico on February 28, 1889. The Territory of New Mexico had to establish a University to educate its residents before it would be allowed admittance as a state to the United States of America.
- UNM day in Santa Fe at the Legislative session was January 30, 2017. The students were very organized. There were 40 groups of graduate and undergraduate students. The students met with 40 legislators. The Faculty Senate group that went met with 5 or 6 legislators. At UNM day, legislators only have about five minutes in passing to speak with the students or faculty. Faculty need to go to Santa Fe much sooner than on UNM day. The Faculty Senate will work with the Office of Governmental and Community Relations to meet with legislators and their committees outside of the session, throughout the year.
- President Pamela Pyle, Operations Committee member Coffee Brown (Emergency Medicine), and Professor Richard Wood (Sociology) went to Santa Fe to speak in support of Senate Joint Resolution 9. The joint resolution is the notion of a vetting committee for nominating regents for the state. The bill was not heard; therefore, the faculty were unable to provide

any comment. It is rescheduled to be heard on March 1, but could be delayed or postponed again. If it does not work this year, President Pyle is hopeful for next year.

Seven years ago, a group of faculty met with Governor Bill Richardson regarding a vetting process for regent appointment. He approved a plan but it was reversed by Governor Suzanna Martinez.

President Pyle suggested that faculty be paired up with legislators with particular interests. For example, State Senator Mimi Stewart is interested in criminal reparations after a crime, an area in which Faculty Senator Kathy Powers (Political Science) has worked.

- The Budget Leadership Team (BLT), this year, has been meeting more than any other group regarding the budget. There are faculty, administrators, and financial planners on the team. President Pyle feels it is a pretty balanced committee. UNM is about \$12.5 million in the hole. Executive Vice President for Administration David Harris commented at a meeting that this is the worst budget climate he has ever seen. The state is \$265 million over budget. The BLT has factored-in a two percent cut from the state as a cushion. Currently the cut being discussed is one percent. Even a one percent cut is deleterious.

In regard to the lottery, House Bill 837 extends the temporary distribution of the liquor excise tax for the lottery. The lottery currently pays for 90% of tuition for students and this would lower it to 80-85%. Senate Bill 192 transfers all net revenues from the lottery to the state treasury. Both bills, if passed and signed into law, could have negative effects on the students and could affect enrolment numbers.

The BLT is looking at cost-saving allocations, the long-term budget, and tuition and fees. The committee is also considering differential tuition for upper division course of \$30-\$50 per credit hour.

A dean is giving back one-percent of their salary to their College. Cutting cell phone payments is being considered. Food provided at meetings might be cut out entirely. Travel expenses will be cut. The University has not reached the need for austerity measures.

Since FY10, UNM has had \$17.5 million in permanent cuts and \$9.0 million in one-time cuts.

April 7 is the budget deadline for the regents.

- The Presidential search is progressing. The Provost White is on it as are President Pyle and Operations Committee member Coffee Brown. The ad (job posting) went out last month. The Search Committee met on February 24 to begin to review candidates. It is a fair and balanced group. The Search Committee will recommend five finalists to the Board of Regents (BOR) by the end of March. The BOR does not necessarily have to accept the

recommendations. Sometime between April 20 and May 2, the five finalists will be brought to campus. The finalists' names will be made public three weeks prior to the visits.

- The Faculty Senate General Education Core Task Force (Gen Ed TF) held a meeting with students from 'We are the Core' earlier today. The students are concerned with ethnic studies being dissolved by not being a part of the core. The originators of House Bill 108 are responding to some of the concerns expressed by the students and faculty. A diversity component has been added to the bill.
- President Pyle announced that University Commencement has returned to one ceremony. She encouraged faculty to participate to be there and support the graduates.
- The Faculty Governance Happy Hour hosted by the Academic Freedom and Tenure Committee, the Committee on Governance, and Faculty Senate leadership, is Thursday March 9, from 4:00-6:00 p.m., at the University Club.

4. Provost's Report

Acting Provost Craig White reported the following:

- There is a projected \$11.7 million gap in funding. The BLT is looking at cost-savings and sources of revenue. Built in to the assumption is that the state will cut UNM's appropriations by two percent. The discussion in the legislature is around one percent.

There is some cushion built in for enrollment fluctuations, quite possible a decline. The tuition and fee structure is being reviewed. There has been discussion of the 14-15 credit hour plateau for tuition which may be adjusted to make the difference smaller. Credits 1-14 would be the same; from 15 hours and above would be considered. There might be a premium charge for upper division level courses. The cost structure will be more aligned with what is charged to the students in tuition.

There is some potential IT savings with bulk purchases and computer and software refresh cycles. Things are being considered that do not affect staff and people. Other areas are being looked at rather than programs and layoffs. A longer-term strategy has been the focus.

Operations Committee member Lee Brown asked about the Championship Golf Course, stating that it must be worth millions of dollars if it were sold. He asked Provost White if UNM should be in the gold business. Provost White replied that it is coming up in discussions regarding auxiliary. Subsidies from the University to the UNM Foundation, the Science and Technology Corporation (STC), UNM Alumni, etc., have been discussed. The UNM Press is on the table.

- Lee Brown asked what affect the new United States President's policies will have on students coming to border states' schools from Mexico. Most of those states have programs for Mexican nationals to pay reduced tuition,

rather than non-resident tuition. UNM has about 120 students, NMSU has about 240 students, and UTEP has more than 1,000 students. Dr. Brown asked what is UTEP doing that UNM is not, to get those students. Provost White replied he has read the article Dr. Brown is referring to. A lot of the difference is the proximity to the border for NMSU and particularly UTEP.

- The next Academic Student Affairs and Research Committee meeting is on Thursday, March 2, 2017.

The Office of the Vice President of Research will present the research strategic plan.

The UNM seal will be discussed; there is no formalized final seal, it is a process. The immediate piece is the commercial seal with UNM in the center; it will be utilized in the interim pending a new permanent official seal.

The Regent's Professor and Distinguished Professor will be discussed.

Campus climate issues will be discussed.

CONSENT AGENDA TOPICS

5. 2016-2017 Faculty Senate Committee Appointments

The request for approval comes as a motion from the Operations Committee.

The motion was seconded. The following 2016-2017 Faculty Senate Committee appointments were approved by unanimous voice vote of the Faculty Senate.

FS Committee	Appointment Type	First	Last	Title	Department	Start	End
Faculty Staff Benefits Committee	<i>Ex-Officio</i>	Trudi	Flynn	Manager	Payroll		
Faculty Staff Benefits Committee	<i>Faculty member</i>	Dimiter	Vassilev	Associate Professor	Mathematics and Statistics	2017	2019
Faculty Staff Benefits Committee	<i>Faculty member</i>	Keeta	Harnett	Lecturer III	UNM Law Library	2017	2019
Information Technology Use Committee	<i>Faculty member</i>	Trenia	Walker	Professor	Teacher Education, Educational Leadership and Policy	2017	2018
Information Technology Use Committee	<i>Faculty member</i>	Kevin	Comerford	Associate Professor	University Libraries	2017	2018

Information Technology Use Committee	<i>Faculty member</i>	Inseung	Park	Associate Professor	Theatre and Dance	2017	2018
Information Technology Use Committee	<i>Faculty member</i>	Helen	Wearing	Associate Professor	Biology	2017	2019
Information Technology Use Committee	<i>Faculty member</i>	Marios	Pattichis	Professor	Electrical and Computer Engineering	2017	2019
Information Technology Use Committee	<i>Faculty member</i>	Tand-Tat	Ng	Professor	Civil Engineering	2017	2019

6. Forms C from the FS Curricula Committee

The request for approval comes as a motion from the Curricula Committee. The motion was seconded. The following Forms C approved by unanimous voice vote of the Faculty Senate.

- Revision of MPH Community Health Concentration
- Revision of Master of Health Degree

AGENDA TOPICS

7. Form D: New Master of Arts in Native American Studies

Director of Native American Studies Gregory Cajete presented the following request for approval of a new Master of Arts Degree in Native American Studies.



The last three decades have seen a remarkable change in the governing and economic situations of American Indian nations. In the 1970's, the federal government moved to a policy of Self-Determination for Indian tribes.

Although the federal policy intent was modest – to allow tribes to run federal Indian programs assertive Indian nations have used the opportunity opened by this policy to take dramatically increased control of their own affairs, realizing in practice much of the sovereignty long promised them in treaties ,court decisions, and legislation.

Added to these factors are the new and evolving challenges of global climate Change and the specific associated issues, which directly affect Native American communities environmentally, socially, economically and culturally.

CONTEXT

Confronted with many of the same institutional, strategic, and administrative problems faced by most contemporary societies, many Tribal nations also are trying to preserve distinctive cultural legacies, control and re-channel often destructive forces of change, and maintain a maximal degree of political autonomy within the often hostile political atmosphere where tribal sovereignty has been consistently challenged.

The 23 Native Nations of New Mexico face these complex tasks with only limited contemporary experience in sovereign government and meager informational and educational resources. Indian leaders often have to make momentous decisions without the benefit of the focused, customized educational experience that the leaders of other societies find readily available at leading educational institutions or through major executive education programs.

NEED AMONG NEW MEXICO TRIBES

Native American Studies (NAS) was founded in 1970 as an ethnic studies center. Initially, it was established as a support program for Native American students at the University of New Mexico. In September 1998, NAS became an interdisciplinary academic program housed in University College. In 1999, the minor in Native American Studies was approved. The NAS minor is applicable to all undergraduate majors offered by the University of New Mexico. The major in Native American Studies was approved by the UNM Board of Regents for the 2004-2005 academic year and has had eleven (11) graduating classes since that time.

PROGRAM HISTORY

Native American Studies prepares students to be engaged leaders who work toward culturally healthy communities that acknowledge the diversity of human experience and creative expression.

Our goal is excellence in educating all students and the public in/on the Native experience of Indigenous peoples with significant attention given our complex history and intercultural heritage of New Mexico and the United States.

PROGRAM FOCUS

This proposal requests the creation of a master's level graduate degree program in Native American Studies. It calls for a unique program of study whose central mission is to support leadership development teaching, research, scholarship, community education and sustainability that fosters critical investigation and interpretation, social justice, and social transformation of knowledge.

THE REQUEST

Master's Degree in Native American Studies with an emphasis in *Indigenous Leadership, Self-Determination and Sustainable Community Building*. This degree will be unique among tier one Universities in the United States in that its emphasis will be on community-based education for Indigenous leadership and community building.

INDIGENOUS LEADERSHIP, SELF- DETERMINATION, SUSTAINABLE COMMUNITY BUILDING

- ▶ The Masters in Native American Studies will require successful completion of thirty (30) credit-hours. Students must take twelve (12) hours of the required core courses and the (3) credit hour foundation seminar course. An additional fifteen (15) hours must be from the Indigenous Leadership, Self Determination and Sustainable Community Building area of concentration. These courses are chosen on advisement based on how well they may complement the students' program of study.

PROGRAM OF STUDY

MA CORE COURSE REQUIREMENTS (15 SEMESTER HOURS)

NATV 560	Research Methods /Practice in Indigenous Scholarship	3 Hours
NATV 570	Indigenous Thought & Ethics	3 Hours
NATV 590	Project of Excellence	6 Hours
REQUIRED for Building Indigenous Community		3 Hours
NATV 550	Indigenous Nations and Sustainable Communities Seminar	

PROGRAM COURSE REQUIREMENTS

Building Indigenous Communities Concentration

NATV 480/580 *Building Native Nations: Community Revitalization, Culture, Decolonization, and Indigenous Thought**

NATV 486/586 *Contemporary and Traditional Views on Indigenous Leadership**

NATV 325/525 *American Indian Tribal Governments in Practice***

NATV 540 *Indigenous Economies, Sustainability, and Environmental Protection***

NATV 522 *Indigenous Approaches to Restorative Justice***

NATV 424/524 *Principles of Leadership in an Indigenous Context***

NATV 540 *Indigenous Economies and Sustainability***

NATV 555 *Indigenous Community Building***

^{*} Current courses that will be updated and revised for Masters

^{**} New courses which will be introduced

MASTERS COURSES

Faculty Senator Tiffany Lee (Associate Professor, Native American Studies) made a motion for approval. The motion was seconded by multiple senators.

The request for the new Master of Arts Degree in Native American Studies was approved by unanimous vote of the Faculty Senate.

8. Business Council Report

Faculty Senate Business Council Chair Fran Wilkinson (Associate Dean, University Libraries) reported on the following:

- The first meeting of the Council was held December 1, 2016, with the second meeting held in February. The FS Business Council is comprised of the membership from the FS Budget Committee, co-chaired by Professor Janie Chermak (Economics) and Associate Professor Robert Gary (Anderson School of Management); the FS Campus Development Advisory Committee (CDAC) chaired by Professor Steven Yourstone (Anderson School of Management); the Faculty Staff Benefits Committee (FSBC), co-chaired by faculty co-chair Associate Dean Fran Wilkinson (University Libraries) and staff co-chair Institutional Researcher Carol Bernhard (Institutional Research); Governmental Relations, currently without a chair; and the Information Technology Use Committee (ITUC) chaired by Lecturer Jonathan Wheeler (University Libraries).
- The committees under the Business Council have been quite active. The report Chair Wilkinson has is from the fall committee activity.

The **Budget Committee** met three times in the fall semester. They plan to hold at least two meetings this spring. The Committee is putting together an executive summary for the Faculty Senate of the faculty survey that was

conducted in 2015-2016. The Committee is also trying to better understand the history of the Budget Committee and moving forward, what some of the big issues are. Financial Officer Nicole Dopson (Office of the Provost) has presented to the committee. She will be invited to a March FS Budget Committee meeting to present more information.

The **CDAC** has been active. Current chair Steven Yourstone has served on the Committee for nine years, and chaired for the past six. He is planning to step down as chair in the near future. Chair Wilkinson asked if anyone is interested to please get involved.

- The main issue CDAC has been discussing is the City of Albuquerque Rapid Transit (ART) project and how it is affecting UNM along Central Avenue, in particular how it is affecting George Pearl Hall, the UNM Bookstore, and Parking Lot A-approximately 42 parking spaces will be lost. About five feet of curbing along Central Avenue into UNM will be lost. Attempts are being made to save as many trees as possible along the five feet of curbing loss. President Pyle added that the former University President sold the strip to the City for only \$400,000. There will be a new entrance to campus from Central Avenue and a new traffic light.
- There will be a renovation of Smith Plaza and Union Square. Funding for the project is \$3 million based on needs assessment. Feedback is being gathered on Smith Plaza.
- The new Physics and Astronomy building will be constructed on the location of the old City of Albuquerque water reservoir next to Popejoy Hall. Groundbreaking should occur in 2018.
- The Biology Annex was slated for demolition two years ago, but CDAC was able to halt it as the annex is a John Gaw Meem designed building. It is currently empty and its future use is yet to be determined.
- There are serious safety issues with the Cornell Parking Structure; Parking and Transportation Services will be meeting with CDAC to discuss. There are problems with skate-boarders, BMX bicyclists, and students and others attempting to jump from the top of the 5-story parking structure to other buildings nearby in some new daring sport where you jump from one to the other. Fencing may be considered.
- The Farris Engineering Building renovation is moving forward.
- A needs assessment for the Johnson Gymnasium renovation is underway. Once the needs assessment is completed, the project will be discussed in greater detail by CDAC. It is planned to be a large remodel but Johnson Field will be unaffected. The project estimate is around \$35 million.

- Anderson School of Management is under construction.
- No parking structures are currently being planned.
- There is some discussion on a new Fine Arts and Design Building which would cost about \$80 million. It would be the most expensive project in UNM history. Site location has yet to be determined.
- The UNM Beekeeping Club presented to CDAC in the fall concerning possible future locations of hives on campus.
- Additional recycling bins being added to campus along with new universal restrooms are under discussion.

The **Faculty Staff Benefits Committee** is a unique committee. Five members are faculty and five members are staff. There is a member from the Retiree Association. Vice President Dorothy Anderson (Human Resources) is an ex-officio member. The FSBC meets year-round. There are several committees that have FSBC representation: The Administrative Resources Committee; the Flexible Spending Account Committee; the VEBA Committee; and the FSBC has a seat on the BLT.

- The FSBC has spent a lot of time reviewing the Fair Labor Standards Act changes to exempt and non-exempt salary limits. The changes have been put on hold by a Federal Judge.

The FSBC has discussed the reimplementation of the tuition waiver so that UNM employees could take course at Central New Mexico Community College (CNM).

- The Committee provided significant feedback to the Educational Retirement Board to put-off negative changes that had been proposed.
- Human Resources has postponed the staff campus climate survey.
- Pre-emptive health-screening program offered \$200 off a month's health insurance premium for participating. It was very successful. A few people were diagnosed with serious issues they did not know they had, several were life-threatening and referred to primary care. Screening will occur again this year and spouses will be included for an additional \$100 credit.
- The BLT is discussing changes to annual leave accrual for new hires. It would take 6-10 years to realize any significant savings. The proposed change would negatively affect recruiting medical doctors and twelve-month faculty.
- There have been discussions to offer a high-deductible health plan with a health savings account.

The **Governmental Relations Committee** met in the fall. Chair Lee Brown has resigned from the Committee. The Committee has not yet met in the spring. President Pyle added that she and the Operations Committee are revamping the committee.

The **Information Technology Use Committee** (ITUC) has met twice in the fall. They are working with the Academic Technology Advisory Committee, which is one of the governing boards in the organization. ITUC might be revising their charge to be more in line with the Academic Technology Advisory Board; there are several overlaps between their two charges. The ITUC is coordinating with Central IT on efficiencies and effectiveness as they centralize their services. There is discussion of conducting a survey. The Chair of ITUC is now a voting member of the Academic Technology Advisory Board as well as the new Research Technology Advisory Board.

9. Healthcare Benefits Update

Vice President of Human Resources Dorothy Anderson presented the following projected costs in healthcare benefits. She will provide an electronic version to be sent to the Senators. The proposed increase for employees is 5.1 percent. In January, the increase was expected to be closer to seven percent. The first page indicates the overall cost, UNM's contribution and the employee's contribution. The BLT is still looking at things so the final figure will be announced in April. The increase to premiums is listed under the must-fund category of the budget.

Faculty Senate – 2.28.17

FY18 Projected Health Premiums

- Employee Increase is 5.1%

Status Quo - No Plan Design Changes

	FY17 ¹		FY18 ²		Increase		% Increase ⁴	
	UNM	Employees	UNM	Employees	UNM	Employees	UNM	Employees
Active Employees	\$40,473,284	\$22,478,558	\$42,526,313	\$23,618,795	\$2,053,030	\$1,140,237	5.1%	5.1%
Pre-65 Retirees ³	\$2,811,969	\$2,585,914	\$2,671,368	\$3,000,326	-\$140,602	\$414,412	-5.0%	16.0%
Dependents of Post-65 Retirees	\$241,785	\$564,166	\$254,050	\$592,784	\$12,265	\$28,618	5.1%	5.1%
Subtotal	\$43,527,038	\$25,628,638	\$45,451,731	\$27,211,905	\$1,924,693	\$1,583,267	4.4%	6.2%
Total	\$69,155,676		\$72,663,636		\$3,507,960		5.1%	

1. FY17 Projection adjusted for current enrollment
2. 7% medical/Rx trend; 7,019 enrolled contracts; using Paid Claims (1/1/16 - 12/31/16)
3. Retiree cost share increased by an additional 5% in FY18
4. Weighted average percentage increase, actual increases may vary by plan and by tier

For questions please contact Dorothy Anderson at dtanderson@unm.edu or 505-277-9306

FY18 Projected: UNM Health, BCBS and Presbyterian

FISCAL YEAR 2018							
PROJECTED FY18		\$34,999 and BELOW	Difference From FY17	\$35,000-\$49,999	Difference From FY17	\$50,000 and ABOVE	Difference From FY17
UNM HEALTH	TOTAL	20%		30%		40%	
	PREMIUM	EMPLOYEE COST		EMPLOYEE COST		EMPLOYEE COST	
Employee Only	\$478.21	\$95.64	\$4.64	\$143.46	\$6.96	\$191.28	\$9.28
Employee + Spouse	\$981.63	\$196.33	\$9.53	\$294.49	\$14.29	\$392.65	\$19.05
Employee + Child(ren)	\$884.94	\$176.99	\$8.59	\$265.48	\$12.88	\$353.98	\$17.18
Employee + Family	\$1,392.58	\$278.52	\$13.52	\$417.77	\$20.27	\$557.03	\$27.03

FISCAL YEAR 17/18							
PROJECTED		\$34,999 and BELOW	Difference From FY 17	\$35,000-\$49,999	Difference From FY17	\$50,000 and ABOVE	Difference From FY 17
BCBS	TOTAL	20%		30%		40%	
	PREMIUM	EMPLOYEE COST		EMPLOYEE COST		EMPLOYEE COST	
Employee Only	\$492.92	\$98.58	\$4.78	\$147.88	\$7.18	\$197.17	\$9.57
Employee + Spouse	\$1,011.06	\$202.21	\$9.81	\$303.32	\$14.72	\$404.42	\$19.62
Employee + Child(ren)	\$913.32	\$182.66	\$8.86	\$274.00	\$13.30	\$365.33	\$17.73
Employee + Family	\$1,435.67	\$287.13	\$13.93	\$430.70	\$20.90	\$574.27	\$27.87

FISCAL YEAR 17/18							
PROJECTED		\$34,999 and BELOW	Difference From FY 17	\$35,000-\$49,999	Difference From FY17	\$50,000 and ABOVE	Difference From FY 17
PRESBYTERIAN	TOTAL	20%		30%		40%	
	PREMIUM	EMPLOYEE COST		EMPLOYEE COST		EMPLOYEE COST	
Employee Only	\$625.35	\$125.07	\$6.07	\$187.60	\$9.10	\$250.14	\$12.14
Employee + Spouse	\$1,284.32	\$256.86	\$12.46	\$385.30	\$18.70	\$513.73	\$24.93
Employee + Child(ren)	\$1,159.25	\$231.85	\$11.25	\$347.78	\$16.88	\$463.70	\$22.50
Employee + Family	\$1,822.43	\$364.49	\$17.69	\$546.73	\$26.53	\$728.97	\$35.37

10. New Mexico State Senate Bill 270

Faculty Senate President Pyle presented NM State Senate Bill 270, which states that no state, county, or municipal resources will be used to enforce Federal Immigration Laws. The Faculty Senate voted 26-2 with 7 abstentions to voice its support of SB 270. President Pyle will notify author of the bill Senator Linda Lopez and Senator Gerald Ortiz Y Pino of the results.

1 SENATE BILL 270

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 Linda M. Lopez and Patricia Roybal Caballero

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10 AN ACT

11 RELATING TO LAW ENFORCEMENT; PROHIBITING STATE AND LOCAL LAW
12 ENFORCEMENT AGENCIES FROM ENFORCING FEDERAL IMMIGRATION LAWS;
13 PROHIBITING STATE AGENCIES FROM REPORTING A PERSON'S
14 IMMIGRATION STATUS, ETHNICITY OR RELIGION.

15
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 SECTION 1. Section 29-1-10 NMSA 1978 (being Laws 1966,
18 Chapter 24, Section 1) is amended to read:

19 "29-1-10. LAW ENFORCEMENT AGENCIES--ENFORCEMENT OF
20 FEDERAL IMMIGRATION LAWS.--~~[All state and local law enforcement~~
21 ~~agencies are hereby authorized to participate in the Federal~~
22 ~~Law Enforcement Assistance Act of 1965, Public Law 98-197.]~~

23 A. A law enforcement agency of the state or its
24 political subdivisions, including home rule municipalities,
25 shall not use state funds, equipment, personnel or resources

.205644.2

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 nor accept or utilize federal funds, equipment, personnel or
2 resources for the purpose of detecting or apprehending persons
3 whose only violation of law is that they have entered or are
4 residing in the United States in violation of federal
5 immigration laws in Title 8 of the United States Code, unless
6 otherwise legally required to do so.

7 B. For the purposes of Subsection A of this
8 section, the workforce solutions department is not a law
9 enforcement agency."

10 SECTION 2. [NEW MATERIAL] NO REPORTING OF IMMIGRATION
11 STATUS, ETHNICITY OR RELIGION.--

12 A. No person shall be denied benefits,
13 opportunities or services offered by the state on the basis of
14 immigration status, ethnicity or religion unless required by
15 law.

16 B. No employee of the state or its political
17 subdivisions shall request information or otherwise investigate
18 the immigration status, ethnicity or religion of a person
19 unless authorized by law.

20 C. No employee of the state or its political
21 subdivisions shall report an undocumented alien to immigration
22 officials unless the undocumented alien is engaged in criminal
23 activities other than minor traffic offenses.

24 D. No agency of the state or its political
25 subdivisions, including home rule municipalities, shall share

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underscoring material = new
~~[bracketed material] = delete~~

1 any information with the federal government regarding an
2 individual's immigration status, ethnicity or religion.

3 E. Each department secretary or agency director
4 shall take all steps necessary to ensure that these guidelines
5 are implemented immediately.

6 SECTION 3. EFFECTIVE DATE.--The effective date of the
7 provisions of this act is July 1, 2017.

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11. Sanctuary Campus

Greg Martin, Director BA/MD Program, and Professor of English; and Rebecca Kitson, School of Law, presented a resolution for consideration on designating UNM as a sanctuary campus.

Senator Feroza Jussawalla (Professor of English) made a motion for approval. Operations Committee member and Senator Lee Brown seconded the motion. The Senate discussed the motion. A friendly amendment was proposed and accepted to add 'or employment verification' to the end of the sentence in section 3. The following amended resolution was approved by the Faculty Senate 18 to 6 with 7 abstentions.

Resolution for Faculty Senate Consideration:

Regarding the Creation of a Sanctuary Campus at University of New Mexico

WHEREAS, the University of New Mexico (UNM) is committed, like all institutions of higher education, to fostering a welcoming, safe, and respectful environment for our whole community; and

WHEREAS, UNM is committed to its policies of non-discrimination and equal opportunity; and

WHEREAS, the UNM academic community, and post-secondary institutions across the country are concerned about the increase in hate crimes and inflammatory language around the United States, including New Mexico; and

WHEREAS, the proposed statements of the current presidential administration could undermine the safety and security of members of the UNM community and their families, particularly those students and staff who are not United States citizens; and

WHEREAS, it is the policy of UNM and the State of New Mexico to not deny admission to public post-secondary institutions because of a student's immigration status, NMSA 1978, § 21-1-4.6(A); and

WHEREAS, it is the policy of UNM and the State of New Mexico to extend certain tuition rates or state-funded financial aid regardless of immigration status, NMSA 1978, § 21-1-4.6(B); and

WHEREAS, it is the policy of UNM and the State of New Mexico to not discriminate on the basis of race, age, religion, color, national origin, ancestry, sex, physical or mental disability, serious medical condition, spousal affiliation, sexual orientation, and gender identity (NMSA 1978, § 28-1-7); and

WHEREAS, two internal 2011 memos issued by United States Immigration and Customs Enforcement ("ICE") indicate that United States Immigration and Customs Enforcement officers are subject to certain

restrictions upon entering college campuses, and should exercise discretion in the prosecution of high school and college students (Memorandum Regarding Enforcement Actions at or Focused on Sensitive Locations, issued October 24, 2011, and Memorandum Regarding Exercising Prosecutorial Discretion Consistent with the Civil Immigration Enforcement Priorities of the Agency for the Apprehension, Detention and Removal of Aliens, issued June 17, 2011); and

WHEREAS, a large number of universities and colleges throughout the country are in the process of declaring themselves to be a “Sanctuary Campus” to signal their continued commitment to protect all members of their campus communities regardless of their immigration status.

Now therefore, be it resolved that the faculty senate recommend to the UNM administration that we join the ranks of other universities and colleges by adopting the spirit, values, and principles of a sanctuary campus.

Furthermore, consistent with the spirit, values, and principles of a sanctuary campus, be it resolved that the faculty senate recommend to the UNM administration that it take the following actions, to protect the safety and security of our students, faculty, staff and the broader community to the extent legally possible:

Section 1. Make a clear, unconditional statement highlighting the enormously enriching value that foreign-born and undocumented people bring to our campuses and communities.

Section 2. Protect student privacy and insure confidentiality by prohibiting the release of information about students’ immigration status to law enforcement agencies and federal agencies, except upon issuance and receipt of a warrant.

Section 3. Instruct UNM Police and UNM Staff to refrain from collaborating with or volunteering information to ICE for the purposes of immigration enforcement or employment verification.

Section 4. Refuse access to campus and other UNM-controlled property to federal immigration officials for the purposes of immigration enforcement, except in exigent circumstances or upon issuance and receipt of a warrant.

Section 5. Assign specific administrative staff to assist, on a strictly confidential basis, UNM’s Deferred Action for Childhood Arrival (“DACA”) students and other students who lack the protections of citizenship.

Section 6. Implement campus-wide training and programs in de-escalation intervention techniques, upstander intervention, and anti-bullying.

Section 7. Commit to providing adequate counseling services for UNM students, including mental health professionals who have competency in working with politically marginalized communities.

Section 8. Commit to maintaining and raising new scholarships for students who are ineligible for federal aid, as well as pursuing additional fundraising efforts to assist students, including fellowships, paid internships, and other sources of support.

Section 9. Implement a forum for ongoing feedback from students, faculty, and staff about campus climate and additional future actions to protect the safety and dignity of the UNM community.

Section 10. Offer workshops on knowing your rights and availability of legal services for students, faculty, staff and community members.

12. New Business/Open Discussion

There was no new business discussed.

13. Adjournment

Meeting adjourned at 5:13 p.m.