

LETTER OF AGREEMENT

BETWEEN

CIBOLA COUNTY, NEW MEXICO AND THE UNITED STATES

The United States and Cibola County ("County") agree to the following Letter of Agreement ("Agreement"):

Cibola County has been subject to Section 203 of the Voting Rights Act of 1965, as amended, 42 U.S.C. § 1973aa-1a, ("Section 203") since 1984 for American Indians who speak the Keresan language. In 1992, the County's coverage under Section 203 was extended to American Indians who speak the Navajo language. Section 203 coverage was triggered by three American Indian reservations located in whole or in part in the County – the Acoma Pueblo ("Acoma"), the Laguna Pueblo ("Laguna"), and the Ramah Chapter of the Navajo Nation ("Ramah").

Section 203 requires that all election-related information provided by Cibola County in English must also be provided in the Keresan and Navajo languages to the extent needed to enable members of these language minority groups to participate effectively in the electoral process. 42 U.S.C. § 1973aa-1a(c); 28 C.F.R. § 55.2(b). The provisions of Section 203 apply to all stages of the electoral process, "including, for example the issuance, at any time during the year, of notifications, announcements, or other informational materials concerning the opportunity to register, the deadline for voter registration, the time, places and subject matters of elections, and the absentee voting process." 28 C.F.R. § 55.15. Because the Keresan and Navajo languages are historically unwritten, Cibola County is required to furnish oral instructions, assistance and other information relating to registration and voting in the Keresan and Navajo languages. 42 U.S.C. § 1973aa-1a(c); see also 28 C.F.R. § 55.12(c). The "purpose

of these requirements is to allow members of [these] language minority groups to be effectively informed of and participate effectively in voting-connected activities.” 28 C.F.R. § 55.15.

The County has been under some form of “Consent Decree” and federal court jurisdiction from 1994 until March 15, 2011.¹ After several years of non-compliance with Section 203 and with previous Consent Decrees, on October 8, 2009, the parties jointly moved the Court to enter the Fourth Amended Joint Stipulation. On October 8, 2009, the Court entered the Fourth Amended Joint Stipulation, extending the stipulation through March 15, 2011.

Subsequent to the Court’s October 8, 2009 extension, the United States monitored two elections: the June 2010 primary election and the November 2010 general election. The observer reports and the Coordinators’ monthly reports show that the County substantially complied with the latest Consent Decree, the Amended Fourth Joint Stipulation. The United States asserts that the County failed to provide translation tapes to some interpreters prior to the November election, but the County did provide translation tapes to some of the presiding judges. The United States further asserts that the County did not provide translation tapes during the training session as recorded in the training video provided to the United States. The County asserts that it did provide translation tapes to each interpreter and provided those tapes at the translation training. The County failed to provide effective language assistance in Ramah prior to the June election where the interpretation of the ballot, though often complete, occurred only prior to the voter entering the voting booth and voting. Additionally, for the June election, the County failed to translate fully the Keres 30-day radio announcements, and did not provide all required information in the 60-day radio announcements; for the November election, the County did not provide all radio announcements on time. The County, however, did provide language trainings

¹ On September 27, 1993, the United States filed a lawsuit against Cibola County alleging violations of Sections 2 and 203 of the Voting Rights Act of 1965, as amended, 42 U.S.C. §§ 1973 and 1973aa-1a.

for all three reservations prior to the June and November elections, and the Election Day language assistance in November was substantially effective and complete. The parties agree that the County substantially complied with the Consent Decree and with Section 203 of the Voting Rights Act during the 2010 election cycle.

Because the current Cibola County Clerk has made substantial improvements and has substantially complied with the latest Consent Decree and with Section 203 during the two most recent elections under federal observation, the parties agree that the Consent Decree need not be extended. Further, because the County's improvement and substantial compliance occurred only recently, and because the County did not completely comply with the Joint Stipulation, the parties agree to enter into this Letter of Agreement.

Accordingly, the parties stipulate and agree to the following:

1. Cibola County shall make a good faith effort to ensure that all phases of the election process are as accessible to the Native American populations at the Ramah Chapter of the Navajo Nation, as well as at the Pueblos of Acoma and Laguna, as they are to the remainder of the County's population. Accordingly, Cibola County shall continue to provide information, publicity, and assistance in Navajo and Keres regarding voter registration, voter registration cancellation, absentee voting, early voting, procedures at the polls including translation of the ballot, and training of polling officials and translators as outlined in the Native American Election Information Program ("NAEIP"), attached as Exhibit A.

2. Cibola County shall make a good faith effort to ensure ongoing compliance with Sections 2 and 203 of the Voting Rights Act for each Section 203 covered language minority

group for as long as that group is covered by Section 203. The duty to comply with this Letter of Agreement and attached NAEIP will expire when the Letter of Agreement and NAEIP expire.

3. If the United States acquires evidence establishing a material breach by Cibola County of this Agreement the United States may commence a lawsuit against the appropriate parties alleging such breach or Section 203 noncompliance upon thirty (30) days' written notice to the Cibola County Manager, with a copy to counsel for the County, during which time the parties reasonably shall endeavor to reach an amicable resolution of said allegation of breach or noncompliance. Nothing contained in this Letter of Agreement shall constitute a waiver by the County of any defenses which it might have to a lawsuit filed by the United States. Similarly, nothing contained in this Agreement shall constitute a waiver by the United States of any claims that it may bring against the County, except as otherwise provided in this Agreement.

4. This Agreement is binding on the parties and their successors in office. The parties agree to the admissibility of this Agreement without objection in any subsequent proceeding for its enforcement. No oral modification or oral waiver of this Agreement shall be effective.

5. The revised Native American Election Information Program to be implemented by Cibola County is attached. Cibola County agrees to make a good faith effort to comply with each provision of the NAEIP for each Section 203 covered language minority group, including Ramah (Navajo), Acoma (Keres), and Laguna (Keres), until the expiration of this Agreement or until such time as a particular group is no longer covered. The County agrees to provide Department of Justice personnel, and its agents, reasonable access to polling locations on Election Day until such time as a particular group is no longer covered or until the expiration of

this Agreement. The United States acknowledges that the County does not have the authority or ability to guarantee or regulate access to Native American sovereign land.

6. This Letter of Agreement will be binding on the County through the 2012 election cycle, which includes the School Board Election in February 2013, until March 1, 2013 at which time the Letter of Agreement and the NAEIP will expire by its own accord.

7. Except as set forth herein, the United States will refrain from taking any action against Cibola County or its elected officials under Sections 2 or 203 of the Voting Rights Act, as they relate to the provision of election information in each applicable minority language, during the terms of the Agreement.

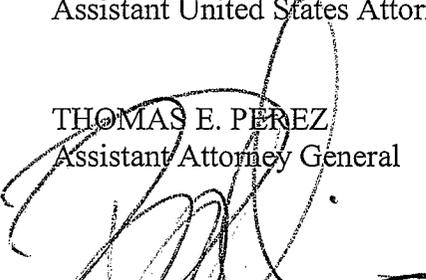
Agreed to on this 15th day of June 2011.

For the UNITED STATES OF AMERICA:

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United States Attorney

MICHAEL H. HOSES
Assistant United States Attorney

THOMAS E. PEREZ
Assistant Attorney General

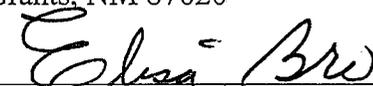


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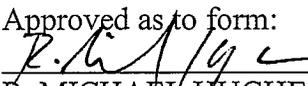


ELISA BRO
Cibola County Clerk
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Approved as to form:



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EXHIBIT A

**TO LETTER OF AGREEMENT BETWEEN
CIBOLA COUNTY, NEW MEXICO AND THE UNITED STATES
AGREED TO JUNE 15, 2011**

THE NATIVE AMERICAN ELECTION INFORMATION PROGRAM

I. Native American Voting Rights Coordinators

A. Cibola County agrees to employ three contract Native American Voting Rights Coordinators ("VRCs") to coordinate compliance with this Native American Election Information Program ("NAEIP") in the County as needed during an election year. The County will contract with the three VRCs to provide at a minimum 20 hours of work each week for the third and fourth month prior to each election during an election year and 40 hours of work each week for the two months leading up to each election during an election year. One of the VRCs shall be bilingual in Navajo and English, and shall serve primarily the area of the Ramah Chapter of the Navajo Nation. Two of the VRCs shall be bilingual in Keresan and English, and one shall serve primarily the area of the Pueblo of Acoma, while the other shall serve primarily the area of the Pueblo of Laguna. An election year is defined as the period of time starting four months prior to the primary election and extending through the subsequent general election and through the following school board election. According to Cibola County's current election schedule, an election year would start in February prior to the primary election and would extend through the school board election in February of the following year. If for some reason the election calendar is modified, Cibola County will perform all election year requirements, described below, for each four month period leading up to any applicable election.

B. Cibola County agrees to employ three part-time contract VRCs to coordinate NAEIP compliance in the County during non-election years. A non-election year is defined as

the period of time starting after a school board election and extending until four months prior to the following primary election. One of the VRCs shall be bilingual in Navajo and English, and shall serve primarily the area of the Ramah Chapter of the Navajo Nation. Two of the VRCs shall be bilingual in Keresan and English, and one shall serve primarily the area of the Pueblo of Acoma, while the other shall serve primarily the area of the Pueblo of Laguna. In addition to other duties, such as voter registration, the part-time VRCs shall perform duties with respect to maintaining the County's voter registration lists, including communications required by the National Voter Registration Act of 1993, 42 U.S.C. § 1973gg-6 ("NVRA"), as more fully set forth in Section VI of this NAEIP. Part-time VRCs shall be employed for a minimum of twenty (20) hours per month in non-election years. Nothing in this Letter of Agreement or NAEIP prevents the VRCs from performing other official functions and duties within the Cibola County Clerk's Office as part of their employment, so long as the VRCs' duties under the NAEIP are timely fulfilled. Similarly, nothing in this Stipulation or NAEIP prevents the County from employing the same person to serve as a full-time and part-time VRC.

C. Cibola County agrees to employ a permanent full-time Voting Rights Coordinator Supervisor to supervise the activities and responsibilities of the VRCs. Nothing in the Letter of Agreement or the NAEIP prevents the VRC Supervisor from performing other official functions and duties within the Cibola County Clerk's Office as part of their employment, so long as the VRC Supervisor's duties under the NAEIP are timely fulfilled.

D. Cibola County shall ensure that each VRC is paid a reasonable hourly wage on a contract basis, and shall provide compensation to cover all reasonable travel, lodging, and food expenses incurred for his or her attendance at State, local or other election trainings or other events permitted or required by this NAEIP.

E. In the event of a vacancy in a VRC position, the County Clerk shall make a good faith effort to notify the United States and tribal officials from the appropriate Pueblo or Chapter within seven (7) days. In addition to the County's solicitation of applicants through its normal job selection process, it must also seek recommendations of four qualified applicants from appropriate tribal leaders. The County shall give tribal leaders at least 21 days to provide the applicant recommendations. The County shall select the most qualified candidate, who otherwise satisfies County employment requirements, from all available applicants. The County must make a good faith effort to complete this process within 75 days of the vacancy. A vacancy does not relieve the County of its obligations under the NAEIP.

F. The County may terminate the employment of a VRC who is not performing required duties under the NAEIP. The County will make a good faith effort to provide notice of such VRC employment termination to the United States and appropriate tribal officials within seven (7) days of such termination.

G. The VRCs shall be trained by the County in all aspects of the election process, and shall attend all election seminars sponsored by the Secretary of State and/or the Cibola County Clerk, not including repeat seminars. In addition, the County Clerk or an appointed designee shall fully brief the VRCs regularly regarding their duties under the NAEIP and Section 203 of the Voting Rights Act as follows: (i) monthly briefings during election years; (ii) quarterly briefings during non-election years. The County Clerk must ensure that each VRC has a copy of the current NAEIP and other applicable materials (e.g., registration lists, registration applications, absentee ballot applications, sample ballots, and any list of voters who will be sent confirmation notices under the NVRA) that would ensure compliance with the NAEIP. The County Clerk shall make a good faith effort to notify tribal leaders from Acoma, Laguna, and

Ramah and attorneys from the Department of Justice of County-sponsored training sessions at least seven (7) days before the training and shall invite the participation of these tribal leaders and Department of Justice attorneys.

H. The VRCs shall make a good faith effort to regularly attend meetings of their respective communities as set forth below. In election years, the VRCs shall make a good faith effort to attend at least two events or meetings per month in their respective communities where 30 or more voting-age residents of the reservation are likely to be in attendance. These events or meetings may include, but are not limited to, tribal council or tribal officers meetings, public gatherings, tribal fairs, events at the local high schools, and other public functions. At least one of these events or meetings shall be at a center that serves elderly citizens to the extent such meetings are held. In non-election years, the VRCs shall make a good faith effort to attend at least one event or meeting per month in their respective communities where 30 or more voting-age residents of the reservation are likely to be in attendance. These events or meetings may include, but are not limited to, tribal council or tribal officers meetings, public gatherings, tribal fairs, events at the local high schools, events at centers that serve elderly citizens, and other public functions. During any of these events or meetings held in election and non-election years, the VRC shall, as appropriate: (1) announce the date of the next scheduled election, the offices, if any, open for election, and any non-candidate provisions which shall appear on the ballot; (2) announce the availability of and deadlines for voter registration; (3) provide an opportunity to register to vote by making voter registration applications available and offering language assistance in filling out the applications; (4) explain the absentee ballot application and voting process during such time periods that absentee ballot applications and absentee ballots are being accepted by the County; (5) announce any scheduled training for election translators and invite

the public to attend; (6) offer to review the sample ballot for the upcoming election, if available, in Keres or Navajo, as appropriate; (7) announce the availability of language assistance, including ballot translation assistance, at polling places on election day; and (8) explain the purge process and announce the availability of assistance in responding to confirmation notices.

I. The VRC for the Ramah Navajo Chapter shall post the election schedule and all other election-related information at the Chapter House to the extent practicable; the VRCs for the Pueblo of Acoma and the Pueblo of Laguna shall post the election schedule and other election-related information at the relevant tribal office building to the extent practicable. The VRCs shall make a good faith effort to ensure that voter registration applications are available in plain view at each location. If the VRCs are not allowed to post the above-described election-related information at the Ramah Chapter House or the applicable tribal offices for Laguna and Acoma, the VRCs shall make a good faith effort to post such information at locations in the applicable community where most members of the community are likely to view it. Such locations may include: shopping centers, post offices, senior centers, community centers, and health services buildings.

J. The County Clerk shall make a good faith effort to ensure that, beginning sixty (60) days before any election, at least three announcements a day are made on weekdays on the radio station KTDB, in the Navajo language, and radio station KUNM, in each Keresan language dialect, or on other comparable stations. These radio announcements shall be prepared by the VRCs or other qualified translators, and shall provide voters with information regarding (1) the date and time of the next election; (2) opportunities to register to vote and the deadline for registering before the election; (3) the availability of absentee balloting; and (4) the name(s) and telephone number(s) of the VRC(s) who can be contacted to receive more detailed information

about the election. If the announcements are ten (10) minutes or longer, the announcements may be broken up into shorter segments of ten (10) minutes or less. These announcements shall be prepared by the VRC at least seven (7) days prior to the start of the 60-day period indicated.

K. In addition, the County Clerk shall make a good faith effort to ensure that, beginning thirty (30) days before any election or no later than five (5) days after receiving sample ballots from the New Mexico Secretary of State's Office, and continuing through Election Day, at least one announcement per day is made on weekdays on the radio station KTDB, in the Navajo language, and radio station KUNM, in each Keresan language dialect, or other comparable stations. This radio announcement shall provide taped translations of the ballot, made by the New Mexico Office of the Secretary of State, the relevant VRC, or other qualified translator. In addition to the ballot translation, the announcement shall also include: (1) the availability of trained translators at the polls on election day; (2) the right of each voter to oral assistance in their native language from either the County's translators or a person of the voter's choice provided that person is not the voter's employer, an agent of that employer, or officer or agent of the voter's union (42 U.S.C. § 1973aa-6); and (3) the name(s) and telephone number(s) of the VRC(s) who can be contacted to receive more detailed information about the election. If the announcement is ten minutes or longer, the announcement may be broken up into shorter segments of 10 minutes or less. This announcement shall be available to or prepared by the VRCs at least seven (7) days prior to the start of the 30-day period indicated, provided that the sample ballots are received from the New Mexico Secretary of State's office in a timely manner, or are made available on the Secretary of State's website in a timely manner.

L. The VRCs, under the supervision of the County Clerk or the Clerk's appointed designee, shall conduct the translation and language assistance training in the VRC's respective

American Indian language for all bilingual poll officials and other bilingual election-related personnel. This training shall be in addition to any election training provided by the County. The County shall make a good faith effort to conduct the training at least nine (9) days before any election, ensure that the training is held at an appropriate location within each reservation, and notice of the training shall be given to the bilingual poll workers at least ten (10) days prior to such training. At a minimum, the training must cover: (1) translating the entire ballot into the appropriate language, (2) practicing the translation of the ballot with each translator, and (3) correcting any errors in translation. In addition, the training must cover the procedures for identifying and assisting voters who may need language assistance, including advising all voters of availability of translation assistance, instructions for casting a ballot on a voting machine, and assisting voters who need to cast a provisional ballot in the applicable language. The translation of the ballot by each translator shall be made according to the taped translations made by the Office of the New Mexico Secretary of State, if such tapes/cds are available, and such tapes/cds shall be provided to each bilingual poll worker. If the ballot contains offices or ballot proposition(s) specific to Cibola County for which the Office of the Secretary of State has not provided a Navajo or Keresan language translation, the VRC or other qualified translator shall record a taped translation of such offices and/or proposition(s), the VRC shall make the tape/cd available to the translators and train them in this translation at the training session. If standardized translations by the Office of the Secretary of the State are not available or will not be available, the VRC or other qualified translator shall record a taped translation of the entire ballot, the VRC shall make the tape/cd available to each bilingual poll worker, and train them in this translation at the training session. The County shall make a good faith effort to notify tribal leaders from Acoma, Laguna, and Ramah and attorneys from the United States Department of

Justice of these County-sponsored training sessions at least seven (7) days before the training and shall invite the participation of these tribal leaders and Department of Justice attorneys.

M. The VRC shall be available as needed at the Ramah Chapter House, in the case of the Navajo-speaking VRC, or at the appropriate tribal offices in the case of the Keres-speaking VRCs, to assist in voter registration or to answer election-related questions when not engaged in the other activities required under this NAEIP, to the extent practicable.

N. In each election year, the VRCs shall prepare a Monthly VRC Report that, at a minimum, provides the information as set forth in Schedule 1, *infra*. For example, the report must detail the various community centers or events attended by the VRC, the dates and times of those visits, detailed information regarding any training session attended or given by the VRC, and/or any other information that demonstrates the County's compliance with the NAEIP. To the extent that any written materials are distributed at any training session, those written materials should be included as part of the report required herein. The reports shall include any tapes/cds used in any translation training provided to bilingual poll workers. The VRC Supervisor may also require that the VRC reports provide a detailed, paragraph-by-paragraph recitation of the specific efforts made by the VRCs to comply with each provision of the NAEIP. The County shall make a good faith effort to provide the reports as set out in Schedule 1, *infra*, to the United States within fourteen (14) days after the end of the month in which the reports were compiled. To the extent that the more detailed paragraph-by-paragraph reports are required by the VRC supervisor, they must be provided to the United States within fourteen (14) days of receiving written request for such.

II. Intergovernmental Coordination

A. In administering the NAEIP, Cibola County and its VRCs shall make a good faith effort to:

1. Encourage contact and collaboration with other counties engaged in similar language assistance programs. For example, the County Clerk and the VRCs shall ask other New Mexico counties, who are required to provide language assistance in oral languages, to share best practices related to their Native American language programs.
2. Invite assistance of tribal officials and the Navajo Election Administration and the All Indian Pueblo Council to administer effectively the NAEIP.

B. The parties recognize the separate powers and sovereignty of the tribal governments and nothing in this NAEIP limits or infringes tribal powers or sovereignty. Accordingly, where this NAEIP requires Cibola County to perform acts in consultation and cooperation with tribal governments, the County is obligated to undertake its obligations using all good faith efforts. The County shall not be required to perform such acts if a tribal government refuses the County's efforts. In the event of any such refusal, the County shall, promptly, and to the extent practicable, prior to the date for performance of the act or event to be performed by the County, notify counsel for the United States of the refusal or noncooperation.

III. Satellite Election Offices

A. Within ten (10) days of the effective date of this NAEIP, or within ten (10) days of losing access to such satellite election office, the County shall contact tribal officials at the Acoma and Laguna Pueblos and the Ramah Chapter to discuss the possibility of establishing Satellite Election Offices convenient to the populations of the respective communities. If a satellite election office is not available, VRCs shall make themselves available in common areas in the appropriate communities at least twelve (12) total hours per week in at least four (4) hour

time periods for three (3) separate days per week during election years, and four hours per week in non election years, to the extent practicable.

B. Each Satellite Election Office shall serve as the principal place for office hours for the VRCs, as a distribution point for the dissemination of election-related information, and as a site for the performance of functions related to the election process that can be performed at the County courthouse, including, but not limited to, registering to vote or updating voter registration information, early voting, and the casting of absentee ballots, to the extent practicable.

C. The VRCs also may conduct the election and registration related functions in Paragraph III.B., supra, by using their personal vehicles to visit members of their respective communities, especially those members who may not have transportation or may not be capable of traveling to the Satellite Election Office, to the extent practicable.

D. Delivery of a voter registration application or performance of any other election-related task at a Satellite Election Office or delivery of any election-related application to a VRC shall be effective in terms of all time deadlines and requirements as if the application had been delivered to, or the task performed at, the County courthouse.

E. A supply of all forms and materials necessary to complete these functions shall be maintained at each Satellite Election Office.

F. Nothing in this section of the NAEIP shall require the County to pay rent for any Satellite Office.

IV. Translations

A. The County shall make a good faith effort to ensure that taped versions of the Navajo and Keresan language translations of the statewide offices and ballot propositions to appear on the ballot that may be provided by the Office of the New Mexico Secretary of State are

delivered to the VRCs as soon as they are available. Taped versions, in the form of cassette tapes or cds, of the translations and playback equipment shall be made available to the translators during their translation training and such translators shall be trained to bring the translation tapes to the polls on Election Day.

B. The County shall make a good faith effort to make available to each VRC, tape recording/cd burning and playback equipment, and a sufficient supply of blank tapes/cds for use in translator training.

C. During elections, translations of the ballot into Navajo and Keres shall be provided according to the written and/or taped translations made by the Office of the New Mexico Secretary of State, to the extent such translations are available. If translations are not available from the Secretary of State, then the County and VRCs shall ensure the creation of the translations.

V. Election Day Procedures

A. The County shall assign at least one trained translator to the polling places at the Acoma and Laguna Pueblos and the Ramah Chapter for every voting machine.

B. Polling place translators shall orally advise all voters of the availability of language assistance.

C. Any voter who needs language assistance in Navajo or Keresan shall be provided a full and complete translation, from polling place translators, of each office, the party (when appropriate) of each candidate, all ballot amendments, bonds and/or propositions, and relevant instructions on how to cast a ballot and the use of the voting machine (including, when appropriate, instructions on write-in votes), and shall be read all candidates' names for each office. This full translation shall occur unless a voter explicitly states that he or she does not

want a full translation of the ballot, in which case the voter shall be provided the specific assistance he or she requests. In addition, any voter who needs language assistance in Navajo or Keresan will be provided instructions in their respective language regarding other voting procedures as necessary, including, for example, instructions for casting a provisional ballot.

VI. Purge Process

A. The County Clerk shall provide to the VRCs copies of a list of all persons in each Native American-majority election precinct serving residents of the covered reservations who are scheduled to be sent a notice to confirm voting eligibility in accordance with Section 8(d)(2) of the NVRA and/or State law. The VRCs shall review the list of those voters in Native American-majority election precincts who are scheduled to receive such a confirmation notice and shall make a good faith effort to certify the current residence of all such voters whose current residence is known to the VRC. The County shall remove from the confirmation notice mailing list any voter who has had a certification of current residence made by the VRC or by the voter, and the County shall make the necessary adjustments to the voter registration records of those voters.

B. Whenever a confirmation notice is mailed in accordance with Section 8(d)(2) of the NVRA and/or State law to voters in Native American-majority election precincts, the appropriate VRC shall make reasonable efforts to contact each voter within forty five (45) days of such mailing, and shall describe to those voters the information contained in the confirmation notice, including: (i) the consequences to voters who continue to reside in the jurisdiction but do not return the confirmation mailing; and (ii) information to voters who no longer reside in the jurisdiction, concerning any steps those voters need to take to continue to be eligible to vote. If

the voter so desires, the VRC shall assist the voter in filling out a response to the notice, collect the response, and deliver it to the County Clerk's Office.

C. In addition to contacting each voter as describe in VI.B. above, the County shall provide to the appropriate tribal officials, the list of persons in the Native American-majority precincts that have been sent a confirmation notice in accordance with Section 8(d)(2) of the NVRA and/or State law in Cibola County. The VRCs shall post the names of persons identified on these lists at Ramah Chapter House, as practicable, and at the appropriate tribal offices on the covered Pueblo reservations, as practicable, with the sole notation that "the following persons should contact their VRC (name) at (contact information)."

VII. Duration

The County agrees to comply with the provisions of the NAEIP for each covered reservation, Ramah (Navajo), Laguna (Keres), and Acoma (Keres), through the 2012 election cycle, which includes the School Board Election in February 2013, until March 1, 2013 at which time the Letter of Agreement and the NAEIP will expire of its own accord.

VIII. Adjustments to the NAEIP

The parties recognize there may be a need to adjust the NAEIP. Before making any adjustments to the NAEIP, the County shall endeavor to safeguard future compliance with Sections 2 and 203 of the Voting Rights Act, 42 U.S.C. §§ 1973 and 1973aa-1a, and the Fourteenth and Fifteenth Amendments to the Constitution, shall consult in good faith with tribal officials from the Acoma and Laguna Pueblos and the Ramah Chapter, and shall provide notice to counsel for the United States of any proposed changes.

SCHEDULE 1
Monthly VRC Report

VRC: _____

Reservation or Community: _____

Date: _____

A. State and county training attended by VRCs (see Para. I.E):

Date	Location	Topics Covered in Meeting

Date VRC received copy of the NAEIP: _____

B. Presentations of election and registration information (see Para. I.F.):

Date	Location	Number of Persons who Attended	Topics(s) Covered

C. Posting or distribution of election materials (see Para. I.G.):

Date	Location	Describe Materials

D. Radio announcements - 60 days prior to election (see Para. I.H.):

Date announcements recorded in applicable language: _____

Date announcements first aired on the Radio Station: _____

Check if the following topics were recorded in the applicable language:

- 1) Date and time of next election _____
- 2) Opportunities to register to vote _____
- 3) Availability of absentee balloting _____
- 4) Phone number of VRC to receive more detailed election information _____

E. Radio announcements - 30 days prior (see Para. I.I.):

Date ballot translations recorded: _____

Date announcements first aired on the Radio Station: _____

Check if the following was recorded in the applicable language:

- 1) Translation of the entire ballot _____
- 2) Availability of trained translators at the polls on Election Day _____
- 3) Right of each voter to receive language assistance from assistor of choice _____
- 4) Phone number of VRC to receive more detailed election information _____

F. Translation training of bilingual poll workers conducted by VRC (see Para. I.J):

Check if the following training topics were covered during the training:

- 1) Translation of offices _____
- 2) Translation of bonds and/or propositions _____
- 3) Advising all voters of availability of language assistance _____
- 4) Translation of instructions for casting ballot on the voting machine _____
- 5) Translation of instructions for assisting voters in casting provisional ballots _____

Check if the following occurred during the training:

- 1) Poll workers practiced ballot and other translations _____
- 2) *Tapes/CDs containing translated ballot were provided to poll workers _____

Training Sessions

Date Notice of Training Provided to Poll Workers	Date Translation Training Held	**Number of Poll Workers in Attendance	Number of Other Persons in Attendance

Taped translations were based on translations provided by (check any and all that apply):

Office of the Secretary of State: ___; Voting Rights VRC: ___; Other ___

* Provide to United States copies of translation tapes/cds given to poll workers

** Provide sign-in sheet to United States with list of names of poll workers who attended language training.

G. Other VRC activities, including voter registration drives:

Date	Location	Description of Activity

Number of voters VRC registered this month: _____