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HOUSE BILL 417

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

D. Wonda Johnson

AN ACT

RELATING TO EDUCATION; AMENDING THE PUBLIC SCHOOL CODE TO
ESTABLISH A SIZE ADJUSTMENT FACTOR FOR A SCHOOL DISTRICT WITH
ONE OR MORE LARGE HIGH SCHOOLS LOCATED IN ITS POPULATION CENTER
AND SMALL HIGH SCHOOLS LOCATED IN ITS SPARSELY POPULATED,
ISOLATED, RURAL AREAS.

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

SECTION 1. Section 22-8-23 NMSA 1978 (being Laws 1975,
Chapter 119, Section 1, as amended) is amended to read:

"22-8-23. SIZE ADJUSTMENT PROGRAM UNITS.--

A. An approved public school with a MEM of less
than 400, including early childhood education full-time-
equivalent MEM but excluding membership in class C and class D
programs and excluding full-time-equivalent membership in
three- and four-year-old developmentally disabled programs, is

.198996.1

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1 eligible for additional program units. Separate schools
2 established to provide special programs, including but not
3 limited to vocational and alternative education, shall not be
4 classified as public schools for purposes of generating size
5 adjustment program units. The number of additional program
6 units to which a school district is entitled under this
7 subsection is the sum of elementary-junior high units and
8 senior high units computed in the following manner:

9 Elementary-Junior High Units
10 200 - MEM
11 _____ x 1.0 x MEM = Units
12 200

13 where MEM is equal to the membership of an approved elementary
14 or junior high school, including early childhood education
15 full-time-equivalent membership but excluding membership in
16 class C and class D programs and excluding full-time-equivalent
17 membership in three- and four-year-old developmentally disabled
18 programs;

19 Senior High Units
20 200 - MEM
21 _____ x 2.0 x MEM = Units
22 200

23 or,

24 Senior High Units
25 400 - MEM

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1 ~~approved regular senior high schools that are not eligible for~~
2 ~~senior high units under Subsection A of this section].~~ The
3 number of additional program units to which an eligible school
4 district is entitled under this subsection is the number of
5 units computed in the following manner:

$$\begin{array}{r} 6 \quad [4,000 - MEM \\ 7 \quad \underline{\hspace{2cm}} \quad \times 0.50 = \text{Units} \\ 8 \quad \text{Senior High Schools}] \end{array}$$

$$9 \quad \underline{MEM \text{ of Eligible High Schools} \times 0.5 = \text{Units}}$$

10 where MEM is equal to the total [~~district membership, including~~
11 ~~early childhood education full-time-equivalent membership, and~~
12 ~~where senior high schools are equal to the number of approved~~
13 ~~regular senior high schools in] number of students enrolled on
14 the first reporting date in approved regular high schools that
15 are located twenty miles or more from the central office of the
16 school district in sparsely populated, isolated, rural areas.~~

17 D. A school district, as defined in Subsection R of
18 Section 22-1-2 NMSA 1978, with a MEM of less than 200,
19 including early childhood education full-time-equivalent MEM,
20 is eligible for additional program units, provided that the
21 department certifies that the school district has implemented
22 practices to reduce scale inefficiencies, including shared
23 service agreements with regional education cooperatives or
24 other school districts for noninstructional functions and
25 distance education. The number of additional program units to

.198996.1

underscoring material = new
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1 which a school district is entitled under this subsection is
2 the number of units computed in the following manner:

3
$$200 - MEM = \text{Units}$$

4 where MEM is equal to the total district MEM, including early
5 childhood education full-time-equivalent MEM."

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