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HOUSE BILL 165

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY
Jimmie C. Hall

AN ACT

RELATING TO PUBLIC SCHOOL FINANCE; PROVIDING ADDITIONAL UNITS
FOR SCHOOL DISTRICTS WITH FEWER THAN TWO HUNDRED STUDENTS.

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
fewer 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
eligible for additional program units. Separate schools
established to provide special programs, including but not
limited to vocational and alternative education, shall not be

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1 classified as public schools for purposes of generating size
2 adjustment program units. The number of additional program
3 units to which a school district is entitled under this
4 subsection is the sum of elementary-junior high units and
5 senior high units computed in the following manner:

6 Elementary-Junior High Units

$$7 \quad \underline{200 - MEM} \times 1.0 \times MEM = \text{Units}$$

8 \quad 200

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

15 Senior High Units

$$16 \quad \underline{200 - MEM} \times 2.0 \times MEM = \text{Units}$$

17 \quad 200

18 or,

19 Senior High Units

$$20 \quad \underline{400 - MEM} \times 1.6 \times MEM = \text{Units}$$

21 \quad 400

22 whichever calculation for senior high units is higher, where
23 MEM is equal to the membership of an approved senior high
24 school excluding membership in class C and class D programs.

25 B. A school district with total MEM of less than

.191412.1

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1 4,000, including early childhood education full-time-equivalent
2 MEM, is eligible for additional program units. The number of
3 additional program units to which a school district is entitled
4 under this subsection is the number of district units computed
5 in the following manner:

6 District Units
7
$$\frac{4,000 - MEM}{4,000} \times 0.15 \times MEM = \text{Units}$$

8
9 where MEM is equal to the total district membership,
10 including early childhood education full-time-equivalent
11 membership.

12 C. A school district with ~~[over]~~ more than 10,000
13 MEM with a ratio of MEM to senior high schools less than
14 4,000:1 is eligible for additional program units based on the
15 number of approved regular senior high schools that are not
16 eligible for senior high units under Subsection A of this
17 section. The number of additional program units to which an
18 eligible school district is entitled under this subsection is
19 the number of units computed in the following manner:

20
$$\frac{4,000 - MEM}{\text{Senior High Schools}} \times 0.50 = \text{Units}$$

21
22 where MEM is equal to the total district membership, including
23 early childhood education full-time-equivalent membership, and
24 where senior high schools are equal to the number of approved
25 regular senior high schools in the school district.

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D. A school district, as defined in Subsection R of Section 22-1-2 NMSA 1978, with a MEM of less than 200, including early childhood education full-time-equivalent MEM, is eligible for additional program units; provided that the department certifies that the school district has implemented practices to reduce scale inefficiencies, including shared service agreements with regional education cooperatives or other school districts for noninstructional functions and distance education. The numbers of additional program units to which a school district is entitled under this subsection is the number of units computed in the following manner:

$$\underline{200 - MEM = Units}$$

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