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LEGISLATIVE EDUCATION STUDY COMMITTEE
BILL ANALYSIS
53rd Legislature, 1st Session, 2017

Bill Number	<u>HB453/aHEC/aSEC</u>	Sponsor	<u>Roch</u>
Tracking Number	<u>.207092.1</u>	Committee Referrals	<u>HEC/HCPAC;SEC/SPAC</u>
Short Title	<u>Eliminate Some School Reporting Requirements</u>		
Analyst	<u>Terrazas</u>	Original Date	<u>2/21/17</u>
		Last Updated	<u>3/9/17</u>

BILL SUMMARY

Synopsis of SEC Amendment

The Senate Education Committee amendment to HB453, as amended by the House Education Committee requires elementary physical education programs that receive state financial support to meet the physical education needs of students and to use teachers with a license endorsement for physical education.

Synopsis of HEC Amendment

The House Education Committee amendment to HB453 requires a school district's or state-chartered charter school's annual accountability report to be published at least once a year, by November 15, in a newspaper of general circulation in the county where the school district or state-chartered charter school is located, as well as online on the school district's or state-chartered charter school's website. The annual accountability report does not need to be published on the Public Education Department's (PED) website.

Synopsis of Original Bill

House Bill 453 (HB453) removes certain public school reporting requirements including an annual parent survey; elementary school physical education program plans; and for schools that receive even start family literacy program funds, an evaluation of program results.

HB453 repeals two sections under the Public School Code. One, a school administrator, teacher, or other school employee would no longer need to file an incident report if they know about an act of violence upon a school administrator, teacher or other school employee or if they see vandalism to public school property. Two, school boards and governing authorities of state institutions would no longer need to file an annual report with PED including an itemized list of instructional material purchased.

FISCAL IMPACT

HB453/aHEC/aSEC does not contain an appropriation.

In its analysis of HB279, a related bill explained below, PED indicates the requirement to publish annual accountability reports in local newspapers cost between \$7.9 thousand and \$43 thousand for a 5-page report for a small school district; \$31.5 thousand to \$173.6 thousand for a 20-page report for a large school district. The range is based on the cost to advertise in the Santa Fe New Mexican which charges \$22.50 per column inch and the Albuquerque Journal which charges \$124 per column inch.

According to the Legislative Finance Committee (LFC), although the exact amount cannot be determined, the removal of several reporting requirements proposed in this bill could result in a cost savings to local school districts and charter schools. Additional costs might be incurred to publish additional information on the school districts’ or state-chartered charter schools’ websites. LFC states any savings could be reprioritized for other purposes.

SUBSTANTIVE ISSUES

The PED calendar of reports lists about 140 reports that school districts and charter schools must submit to PED annually (see Attachment A). However, this list is only a subset of the data school districts and charter schools must submit annually. Reports are required by a number of sources, including statute, administrative code, and federal regulations. According to Martin Consulting Group, LLC, New Mexico school districts and charter schools spend up to 15 thousand staff hours annually complying with reporting requirements and up to 66 percent more resources on reporting than peers in states with advanced data collection systems. This burden falls more heavily on schools that have little administrative capacity.

Martin Consulting Group, LLC, reported in January 2017 that school districts and charter schools in New Mexico spend a significant portion of their funds complying with state and federal reporting requirements. The group’s evaluation of a small sample of school districts and charter schools indicated that, on average, \$211.93 is spent annually per student fulfilling those requirements. Below is a table of what costs may look like for certain school districts using the given average cost per student.

Annual Reporting Costs for Sample School Districts Using the Average Cost Per Student Per Year (\$211.93)		
School District	2016-2017 Enrollment	Cost
Albuquerque Public Schools	91,426	\$ 19,375,912
Las Cruces Public Schools	25,174	\$ 5,335,126
Gadsden Independent School District	13,474	\$ 2,855,545
Deming Public Schools	5,490	\$ 1,163,496
Artesia Public Schools	3,937	\$ 834,368
Ruidoso Municipal School District	2,023	\$ 428,734
Socorro Consolidated Schools	1,762	\$ 373,421
Raton School District	980	\$ 207,691
Santa Rosa County District Schools	656	\$ 139,026
Magdalena Municipal School District	360	\$ 76,295

One approach to free up resources is to condense, simplify or, if possible, eliminate mandates. The Martin Consulting Group, LLC, identified six reporting requirements for review, five of which are addressed in this bill:

- Annual Parent Survey
- Instructional Material Report
- Elementary Physical Education Report
- Even Start Family Literacy Report
- Violence and Vandalism Report

These statutory reporting requirements were identified as tasks for which the costs of compliance outweigh their use.

Annual Parent Survey. The annual parent survey compiles parents' views of the quality of their children's school. Parents can anonymously respond to a questionnaire that must include questions about parent-teacher-school relationship and communication; the quality of educational and extracurricular programs; instructional practices and techniques; resources; school employees, including the school principal; and parents' views of teaching staff expectations for the students.

HB453/aHEC/aSEC does not preclude schools or teachers from conducting their own parent surveys. Schools and teachers could determine what questions to include in their survey and choose how often to administer it. Further, domain four of the NMTEACH rubric evaluates how well teachers engage families in their instruction, including how often they communicate with families. For teachers to be evaluated as effective, they must adhere to the school district's and school's requirements for communicating with families. They must effectively communicate to students' families about school programs and student progress, including the ACCESS for ELL Parent Report and IEP goals (if applicable), as well as effectively respond to any communication that comes from home. Effective teachers are expected to be available, as needed, to respond to family concerns and ensure they communicate in a culturally sensitive manner using clear, accurate, and understandable language.

Instructional Material Report. The instructional material report requires school boards and each governing authority of a state institution or private school that acquires instructional material to file a report with PED that includes an itemized list of instructional material purchased by the eligible entity; by vendor; the total cost of the instructional material; the average per-student cost; and the year-end cash balance.

Elementary Physical Education Report. This report requires that recipients of dedicated elementary physical education funding submit a plan documenting the program to be offered and an evaluation component. To be eligible for financial support from the state, an elementary physical education program must offer physical education for students in kindergarten through grade 6 and must use teachers with a license endorsement for physical education. Recipients must also submit program results annually to PED. PED must annually determine the programs and the number of students in elementary physical education programs that will receive state funding each school year.

Even Start Family Literacy Report. This report requires fund recipients to annually evaluate and report program results, including the number of children and families served, the services provided and the gains achieved by the children and their families. PED is expected to compile

and report the results annually to the Legislative Education Study Committee (LESC). Although family literacy is an allowable use of 21st Century Learning Center funds authorized in the Every Student Succeeds Act, the Even Start Family Literacy program is not currently active. It appears the last year it was funded was 2010.

Violence and Vandalism Report. The violence and vandalism report requires school personnel to report any incident of violence or vandalism of school property observed or that they are made aware of. Local superintendents must produce annual incident reports for local school boards and local school boards must report those to the Secretary. The Secretary then reports that to PED, which summarizes and submits the data to the appropriate interim committee of the Legislature with recommendations to decrease violence and vandalism.

ADMINISTRATIVE IMPLICATIONS

HB453/aHEC/aSEC would reduce the administrative burden on school districts and PED.

School districts and state-chartered charter schools would need to publish their annual accountability report online, on their respective websites, instead of in the local newspaper. PED would also be required to publish the annual accountability reports on the department's website.

POSSIBLE QUESTIONS

How could the state's current structures and processes be improved to achieve a more efficient and effective data collection system?

RELATED BILLS

Relates to HB279, Publish School District Report Cards Online, which changes the reporting requirements for school districts' and state-chartered charter schools' annual report cards.

Relates to HB42/aHJC, Instructional Material Definitions & Fund, which expands the definition of "instructional material," provides more flexibility in spending instructional material funds, changes the membership data reporting date, and removes all reference to private schools and private school students.

Relates to SJM11, Collect School Physical Ed Data, which requests PED and the Department of Health to gather and provide information to LESC to develop a plan for increased physical education instruction in New Mexico elementary schools.

SOURCES OF INFORMATION

- LESC Files
- LFC
- PED

DT/rab

List of Reports Required of Public Schools from the Public Education Department (PED)**Accounting Bureau**

- 1 Flowthrough Programs Budget and Budget Adjustment Request
- 2 Indirect Cost Rate Proposal
- 3 List of Un-liquidated Obligations
- 4 Regional Education Center Budget Expenditure Status Report
- 5 Regional Education Center State Fund Deposit Balance Report
- 6 Regional Education Center Budget
- 7 Regional Education Center Budget Request
- 8 Request for Reimbursement
- 9 School Breakfast, Lunch, After School Snacks, and Milk Reimbursement Claim
- 10 Sale of Instructional Materials

Assessment and Evaluation Bureau

- 11 Assessment Annual Yearly Progress (AYP) Snapshot
- 12 Graduate Outcomes Data Review
- 13 NMHSCE Data Review
- 14 SBA Data Review
- 15 NMAPA Data Review
- 16 ACCESS for ELLs Data Review

GED Programs Bureau

- 17 Public School Officials Authorized to Exempt Students from the New Mexico Compulsory School Attendance Law for GED Purposes

Charter Schools Division

- 18 New, Startup Charter School Applications
- 19 State Charter Schools Annual Self-Report
- 20 Charter Schools Renewal Applications
- 21 Letter of Intent due from prospective charter school applications

Data Collection and Reporting Bureau

- 22 Dropout Report
- 23 New Mexico Educational Personnel Directory Information
- 24 Nonpublic/Special School Enrollment
- 25 Quality of Education Survey Results
- 26 Student Teacher Accountability Reporting System (STARS)

Capital Outlay Bureau

- 27 Energy Efficiency Act Application
- 28 Legislative Appropriations
- 29 Proof of Mill Levy Election
- 30 Property Disposition Form

- 31 Request for Project Plan Approval (All Non-Construction or Construction \leq \$200,000)
- 32 Request for Approval of School Construction
- 33 Reimbursement Requests for Direct Legislative Appropriations
- 34 Severance Tax Bond Questionnaires
- 35 Copy of proposed lease purchase arrangement with a list of the proposed funding sources when contemplating entering into a lease purchase arrangement for a building or other real property

School Budget and Finance Analysis Bureau

- 36 Membership Reports
- 37 Bond Retirement Schedule
- 38 Bonding Capacity Certification
- 39 Supplemental/Capital Outlay Emergency Application
- 40 Training and Experience Report
- 41 Budget Adjustment Request
- 42 Cash Transfer Request
- 43 Final Adjustment to State Equalization Guarantee
- 44 Final Revenue and Expenditure Report
- 45 Out-of-State Membership
- 46 Periodic Reports
- 47 Projected Membership
- 48 Proposed Budget
- 49 Monthly expenditure reports from school districts and charter school for Educational Stabilization Fund reimbursements

Indian Education Division

- 50 Title VIII Impact Aid Application
- 51 The Indian Education Status Report

Bilingual Multicultural Education Bureau

- 52 District Expenditure and Program Effectiveness Reports
- 53 State Bilingual Multicultural Education Program Application Worksheets 3 and 4
- 54 State Bilingual Multicultural Education and Title III Directory
- 55 State Bilingual Multicultural Education Program Application
- 56 Title III Application-Language Instruction for Limited English Proficient & Immigrant Students
- 57 Title III Immigrant Application

Career Technical and Workforce Education Bureau

- 58 Carl Perkins Status of Grant Confirmation and Final Report
- 59 Carl Perkins Grant Application to Access Funding

Educational Technology Bureau

- 60 Three Year Comprehensive Technology Plan

School and Family Support Bureau

- 61 The Health Services Report
- 62 McKinney-Vento Homeless Education Program Report
- 63 Medicaid School-Based Services Report (MSBS)
- 64 Safe Schools Reports
- 65 School Health Profiles (PROFILES)
- 66 Youth Risk and Resiliency Survey (YRRS)

Special Education Bureau

- 67 STARS Special Education Data Submissions
- 68 Individuals with Disabilities Education Act, Part B (IDEA-B) Basic and Preschool Grant Application

Instructional Material Bureau

- 69 Annual Instructional Materials Budget Report

Student Nutrition Bureau

- 70 School Lunch, Breakfast, After School Snacks, Seamless Summer Option, and Special Milk Programs Agreement/Application
- 71 Verification Compilation Summary

School Transportation Bureau

- 72 Transportation Report
- 73 School Bus Accident Reporting Form
- 74 School Bus Inspection Reports
- 75 School Bus Operator's Contract

Priority Schools Bureau

- 76 Education Plan for Student Success (EPSS)

Title I Bureau

- 77 Charter LEA Counts
- 78 Public School Choice
- 79 Local Neglected and Delinquent Child Count
- 80 Comparability Report
- 81 Consolidated Application for Title I Funds
- 82 Migrant Education (MEP) Program Application
- 83 Rural Low Income Schools (RLIS) Program Application