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HOUSE BILL 219

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

G. Andrés Romero and Linda M. Lopez

AN ACT

RELATING TO PUBLIC EDUCATION; ADDING A NEW PRIORITY FOR K-5 PLUS PROGRAM ELIGIBILITY; ALLOWING CERTAIN DEPARTMENT-APPROVED PROGRAMS TO PROVIDE ADDITIONAL INSTRUCTION TIME THROUGHOUT THE SCHOOL YEAR.

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

SECTION 1. Section 22-8-23.10 NMSA 1978 (being Laws 2019, Chapter 206, Section 16 and Laws 2019, Chapter 207, Section 16) is amended to read:

"22-8-23.10. EXTENDED LEARNING TIME PROGRAM.--

A. A school district or charter school is eligible for additional program units if it establishes within its department-approved educational plan an extended learning time program that meets the requirements of Subsection B, C or D of this section.

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1 B. An extended learning time program shall include:

2 (1) a minimum of one hundred ninety days per
3 school year, with at least five and one-half instructional
4 hours per instructional day for kindergarten through sixth
5 grade and at least six instructional hours per day for seventh
6 through twelfth grade;

7 (2) after-school program opportunities for
8 academic learning or extracurricular enrichment to students
9 that do not supplant federally funded programs; and

10 (3) a minimum of eighty noninstructional hours
11 per school year for professional development for instructional
12 staff.

13 C. An extended learning time program in a school
14 district operating a four-day school week in fiscal year 2019
15 or in a school district with fewer than one thousand MEM
16 operating a four-day school week shall include:

17 (1) a minimum of one hundred sixty days per
18 school year with at least six and one-half hours per
19 instructional day for kindergarten through sixth grade and at
20 least seven instructional hours per instructional day for
21 seventh through twelfth grade;

22 (2) after-school program opportunities for
23 academic learning or extracurricular enrichment to students
24 that do not supplant federally funded programs; and

25 (3) a minimum of eighty noninstructional hours

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1 per school year for professional development for instructional
2 staff.

3 D. With department approval, an elementary school
4 that has an extended learning time program that qualifies for
5 extended learning time program units pursuant to Subsection B
6 or C of this section that also has a qualifying K-5 plus
7 program or department-approved program that provides the
8 equivalent number of hours pursuant to the K-5 Plus Act may
9 structure the school year to provide the additional
10 instructional time required pursuant to the applicable
11 subsection of this section by extending existing instructional
12 days.

13 E. The number of additional units to which a school
14 district or charter school is entitled under this section is
15 computed in the following manner:

16 MEM x 0.11."

17 SECTION 2. Section 22-13D-2 NMSA 1978 (being Laws 2019,
18 Chapter 206, Section 3 and Laws 2019, Chapter 207, Section 3)
19 is amended to read:

20 "22-13D-2. K-5 PLUS--ELIGIBILITY--REQUIREMENTS.--

21 A. A school district or charter school may apply to
22 participate in the K-5 plus program and is eligible to receive
23 program units for students enrolled in elementary schools
24 approved by the department to participate in the K-5 plus
25 program. In approving schools for participation in K-5 plus,

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1 the department shall prioritize elementary schools:

2 (1) in which eighty percent or more of the
3 elementary school's students are eligible for free or reduced-
4 fee lunch;

5 (2) that are low-performing elementary
6 schools;

7 (3) that participated in the 2018 K-3 plus or
8 K-5 plus program; ~~and~~

9 (4) that meet criteria established by
10 department rule; and

11 (5) that provide no fewer than twenty-five
12 additional instructional days through extended school hours or
13 days.

14 B. Each K-5 plus program shall:

15 (1) provide no fewer than twenty-five
16 additional instructional days prior to the start of the regular
17 school year or a department-approved program that provides the
18 equivalent number of hours;

19 (2) keep students that participate in the K-5
20 plus program with the same teacher and cohort of students
21 during the regular school year;

22 (3) include additional professional
23 development for K-5 plus teachers in how young children learn
24 to read; and

25 (4) be implemented school-wide.

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1 C. An elementary school is ineligible for K-5 plus
2 program units if it fails to meet the requirements of
3 Subsection B of this section."

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