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HOUSE BILL 342

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

INTRODUCED BY

Joy Garratt and Christine Trujillo

AN ACT

RELATING TO PUBLIC EDUCATION; PROVIDING FOR FLEXIBLE K-5 PLUS  
ELIGIBILITY REQUIREMENTS.

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

SECTION 1. Section 22-13D-2 NMSA 1978 (being Laws 2019,  
Chapter 206, Section 3 and Laws 2019, Chapter 207, Section 3)  
is amended to read:

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

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

(1) in which eighty percent or more of the

underscoring material = new  
~~[bracketed material] = delete~~

1 elementary school's students are eligible for free or reduced-  
2 fee lunch;

3 (2) that are low-performing elementary  
4 schools;

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

7 (4) that meet criteria established by  
8 department rule.

9 B. Each K-5 plus program shall:

10 (1) provide no fewer than twenty-five  
11 additional instructional days prior to the start of the regular  
12 school year;

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

16 (3) include additional professional  
17 development for K-5 plus teachers in how young children learn  
18 to read; and

19 (4) be implemented school-wide.

20 C. An elementary school is ineligible for K-5 plus  
21 program units if it fails to meet the requirements of  
22 Subsection B of this section. Flexibility in satisfying  
23 program requirements in Subsection B of this section may be  
24 allowed if approved by the department."

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