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SENATE BILL 201

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

Crystal R. Diamond

AN ACT

RELATING TO PUBLIC SCHOOL FINANCE; CREATING REPORTING
REQUIREMENTS FOR SCHOOL DISTRICTS AND STATE-CHARTERED CHARTER
SCHOOLS RELATED TO THE USE OF FEDERAL FUNDS FROM THE ELEMENTARY
AND SECONDARY SCHOOL EMERGENCY RELIEF FUND; PRESCRIBING DUTIES
FOR THE PUBLIC EDUCATION DEPARTMENT.

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

SECTION 1. A new section of the Public School Finance Act
is enacted to read:

"[NEW MATERIAL] FINANCIAL TRANSPARENCY--REPORTING
REQUIREMENTS--DUTIES.--

A. No later than July 1, 2022, a school district or
state-chartered charter school shall submit a report to the
department, on a form provided by the department, detailing the
use of federal funds allocated to that school district or

underscoring material = new
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1 state-chartered charter school from elementary and secondary
2 school emergency relief funding.

3 B. The department shall develop and make available
4 a report template. The report template shall include space to
5 capture the information required in the report as provided by
6 Subsection C of this section.

7 C. The report shall include the following
8 information regarding the use of the federal funds received
9 through May 31, 2022:

- 10 (1) the amount of funding received;
- 11 (2) a detailed budget for how funds have been
12 and will be spent;
- 13 (3) an explanation of programmatic uses;
- 14 (4) the projected impact of the funding on
15 student achievement;
- 16 (5) the number of students served by the
17 funding, disaggregated by race and qualification for free and
18 reduced-price lunch; and
- 19 (6) applicable data outlining progress toward
20 program goals.

21 D. If elementary and secondary school emergency
22 relief funding remains unspent by a school district or state-
23 chartered charter school after May 31, 2022, a second report
24 shall be submitted by the school district or state-chartered
25 charter school to the department detailing the same contents as

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1 the first report required by Subsection C of this section by
2 July 1, 2023. If elementary and secondary school emergency
3 relief funding remains unspent by a school district or state-
4 chartered charter school after May 31, 2023, a third report
5 shall be submitted by the school district or state-chartered
6 charter school to the department detailing the same contents as
7 the first report required by Subsection C of this section by
8 July 1, 2024.

9 E. The department shall publish all submitted
10 reports from school districts and state-chartered charter
11 schools on its website within thirty days of receiving the
12 reports.

13 F. For the purposes of this section, "elementary
14 and secondary school emergency relief funding" means funding
15 from the elementary and secondary school emergency relief fund
16 as provided in the federal Coronavirus Aid, Relief, and
17 Economic Security Act, the federal Coronavirus Response and
18 Relief Supplemental Appropriations Act and the federal American
19 Rescue Plan Act of 2021."