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HOUSE JOINT MEMORIAL 55

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

ROBERTO "BOBBY" J. GONZALES

A MEMORIAL

REQUESTING THAT THE STATE BOARD OF EDUCATION STUDY THE
FEASIBILITY OF ALLOCATING ALL STATE BILINGUAL EDUCATION FUNDING
TO THEIR BILINGUAL EDUCATION PROGRAMS.

WHEREAS, minority students represent sixty and five-tenths
percent of the total New Mexico public school enrollment, and
forty-two percent of that minority student population has
limited proficiency in English; and

WHEREAS, bilingual education is an instructional
methodology used by school districts to address the educational
needs of limited-English-proficient students; and

WHEREAS, the United States department of education's office
for civil rights, in 1995, found that programs for limited-
English-proficient students in several New Mexico school
districts were not in compliance with a number of requirements

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1 under Title 6 of the Civil Rights Act of 1964, Section 504 of
2 the Rehabilitation Act of 1973 or Title 2 of the Americans with
3 Disabilities Act of 1990; and

4 WHEREAS, among the findings of the office for civil rights'
5 report concerning programs for students with limited English
6 proficiency was the failure to provide adequate resources, such
7 as instructional material and equipment, the failure to provide
8 enough teachers who are qualified to teach the programs selected
9 by the district and the failure to provide sufficient in-service
10 training; and

11 WHEREAS, school districts are not currently required to
12 allocate all bilingual education funding provided by the state
13 and generated by the number of identified limited-English-
14 proficient students in a district to their bilingual education
15 programs;

16 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
17 STATE OF NEW MEXICO that the state board of education, in
18 cooperation with the legislative education study committee and
19 school district representatives, be requested to study the
20 feasibility of requiring school districts to allocate all state
21 bilingual education funding generated by the number of limited-
22 English-proficient students in their districts to their
23 bilingual education programs; and

24 BE IT FURTHER RESOLVED that the state department of public
25 education be requested to report to the legislative education

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1 study committee by October 1, 1996 concerning the allocation of
2 state funding for bilingual education at the school district
3 level; and

4 BE IT FURTHER RESOLVED that copies of this memorial be
5 transmitted to the superintendent of public instruction and the
6 director of the legislative education study committee for
7 appropriate distribution.

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State of New Mexico House of Representatives

FORTY- SECOND LEGISLATURE

SECOND SESSION, 1996

February 8, 1996

Mr. Speaker:

Your RULES AND ORDER OF BUSINESS COMMITTEE, to
whom has been referred

HOUSE JOINT MEMORIAL 55

has had it under consideration and finds same to be
GERMANE in accordance with constitutional provisions.

Respectfully submitted,

Barbara A. Perea Casey,

Chairperson

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

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4 The roll call vote was 9 For 0 Against

5 Yes: 9

6 Excused: Knowles, Lujan, Nicely, Ryan, J. G. Taylor, Wallach

7 Absent: None

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State of New Mexico House of Representatives

FORTY- SECOND LEGISLATURE

SECOND SESSION, 1996

February 14, 1996

Mr. Speaker:

Your EDUCATION COMMITTEE, to whom has been referred

HOUSE JOINT MEMORIAL 55

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 2, line 20, strike "all" and insert in lieu
thereof "a percentage of".

2. On page 2, line 21, strike "generated by" and insert in
lieu thereof "proportional to".

3. On page 2, lines 21 and 22, strike "limited English-
proficient" and insert in lieu thereof "bilingual".

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

HEC/HJM 55

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Respectfully submitted,

Samuel F. Vigil, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Trujillo, Weeks, SM Williams

Absent: None

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