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SENATE BILL 434

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

Steve D. Lanier and Nicole Tobiassen and James G. Townsend
and Pat Woods

AN ACT

RELATING TO PUBLIC SCHOOLS; REQUIRING ACADEMIC SUPPORT,
INTERVENTION AND ACCELERATED INSTRUCTION FOR STUDENTS WITH A
MATHEMATICS OR READING DEFICIENCY; ESTABLISHING REQUIREMENTS
FOR ACCELERATED INSTRUCTION.

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

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

"NEW MATERIAL] ACADEMIC SUPPORT FOR STUDENTS WITH READING
AND MATHEMATICS DEFICIENCIES--ACCELERATED INSTRUCTION.--

A. As used in this section:

(1) "mathematics deficiency" means a score on
a statewide assessment administered pursuant to the Assessment
and Accountability Act that is within the lowest proficiency
level for mathematics established by the department; and

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1 (2) "reading deficiency" means a score on a
2 statewide assessment administered pursuant to the Assessment
3 and Accountability Act that is within the lowest proficiency
4 level for reading established by the department.

5 B. Each school year, public schools shall review
6 the statewide assessments administered in the immediately
7 preceding year pursuant to the Assessment and Accountability
8 Act to identify students who have mathematics or reading
9 deficiencies.

10 C. If a public school identifies a student as
11 having a mathematics or reading deficiency, the school shall
12 immediately notify the student's parent. Each student
13 identified as having a mathematics or reading deficiency shall
14 be provided with necessary academic support or interventions
15 and accelerated instruction in accordance with Subsection D of
16 this section.

17 D. Accelerated instruction shall:

18 (1) begin within thirty days from the date on
19 which the student is identified as having a mathematics or
20 reading deficiency;

21 (2) be individualized and designed to meet the
22 student's specific needs and assist the student in achieving
23 proficiency in mathematics or reading;

24 (3) be provided by a licensed school employee
25 with department-approved training in mathematics and reading

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1 intervention or accelerated instruction;

2 (4) be provided in addition to the required
3 minimum instruction for the student's grade;

4 (5) be delivered at least three times per week
5 in at least thirty-minute increments throughout the school day;
6 and

7 (6) use high-quality instructional materials
8 that are aligned with the department's academic content and
9 performance standards for mathematics and reading.

10 E. A parent whose student is receiving accelerated
11 instruction shall be provided with a detailed explanation of
12 the student's accelerated instruction plan, including the name
13 of the licensed school employee providing the instruction, the
14 subject matter and the schedule and duration of the accelerated
15 instruction. A parent shall be provided with written progress
16 reports for the student every fifteen days while accelerated
17 instruction is provided and with information and guidance for
18 the parent to support the student's learning at home."

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