

SENATE EDUCATION COMMITTEE SUBSTITUTE FOR  
SENATE BILL 338

**51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

AN ACT

RELATING TO PUBLIC SCHOOLS; ESTABLISHING A ONE-YEAR MORATORIUM  
ON THE CREATION OF CERTAIN ONLINE CHARTER SCHOOLS; DECLARING AN  
EMERGENCY.

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

**SECTION 1. TEMPORARY PROVISION--ONLINE CHARTER SCHOOLS**  
MORATORIUM.--From June 1, 2013 through May 31, 2014, no initial  
applications for charter schools that propose to provide a  
full-time online program to students shall be accepted or  
approved by a chartering authority in order to allow the public  
education department, in coordination with the legislative  
education study committee, a year in which to review  
outstanding questions and issues regarding the impact of full-  
time online charter schools on students and school systems; to  
identify sections of state law that may affect or be affected

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1 by the establishment of full-time online charter schools; and,  
2 if necessary, to propose changes to the law to accommodate and  
3 regulate full-time online charter schools.

4 SECTION 2. EMERGENCY.--It is necessary for the public  
5 peace, health and safety that this act take effect immediately.

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