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SENATE BILL 39

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Howie C. Morales

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO PUBLIC EDUCATION; AMENDING THE PUBLIC SCHOOL CODE
TO CLARIFY THE DEFINITION OF "CURRENT YEAR MEM" IN CALCULATING
ENROLLMENT GROWTH PROGRAM UNITS.

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

SECTION 1. Section 22-8-23.1 NMSA 1978 (being Laws 1990
(1st S.S.), Chapter 3, Section 7, as amended) is amended to
read:

"22-8-23.1. ENROLLMENT GROWTH PROGRAM UNITS.--

A. A school district or charter school with an
increase in MEM equal to or greater than one percent, when
compared with the immediately preceding year, is eligible for
additional program units. The increase in MEM shall be
calculated as follows:

(Current Year MEM - Previous Year MEM)

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Previous Year MEM x 100 = Percent Increase.

The number of additional program units shall be calculated as follows:

$$((\text{Current Year MEM} - \text{Previous Year MEM}) - (\text{Current Year MEM} \times .01)) \times 1.5 = \text{Units.}$$

B. In addition to the units calculated in Subsection A of this section, a school district or charter school with an increase in MEM equal to or greater than one percent, when compared with the immediately preceding year, is eligible for additional program units. The increase in MEM shall be calculated in the following manner:

$$(\text{Current Year MEM} - \text{Previous Year MEM})$$

Previous Year MEM x 100 = Percent Increase.

The number of additional program units to which an eligible school district or charter school is entitled under this subsection is the number of units computed in the following manner:

$$(\text{Current Year MEM} - \text{Previous Year MEM}) \times .50 = \text{Units.}$$

C. As used in this section:

(1) "current year MEM" means MEM on the first reporting date of the current year less MEM calculated for new formula-based programs for the purposes of the state equalization guarantee distribution based on the first

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1 reporting date of the current year;

2 (2) "MEM" means the total school district or
3 charter school membership, including early childhood education
4 full-time-equivalent membership and special education
5 membership, but excluding full-day kindergarten membership for
6 the first year that full-day kindergarten is implemented in a
7 school pursuant to Subsection D of Section 22-13-3.2 NMSA 1978;
8 and

9 (3) "previous year MEM" means MEM on the first
10 reporting date of the previous year."