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HOUSE BILL 180

**53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018**

INTRODUCED BY

Larry A. Larrañaga and Roberto "Bobby" J. Gonzales and  
Monica Youngblood

AN ACT

RELATING TO PUBLIC SCHOOLS; REQUIRING IMPLEMENTATION OF A COST-  
SAVING, REAL-TIME ADVANCED DATA COLLECTION SYSTEM TO REDUCE  
ADMINISTRATIVE COSTS FOR SCHOOL DISTRICTS AND CHARTER SCHOOLS;  
ELIMINATING CERTAIN REPORTING REQUIREMENTS; ESTABLISHING  
MINIMUM CLASSROOM EXPENDITURE GOALS FOR SCHOOL DISTRICTS AND  
CHARTER SCHOOLS; PROVIDING AN INCENTIVE TO MEET GOALS.

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] ADVANCED DATA COLLECTION SYSTEM--REAL-TIME  
USEFULNESS--COST SAVINGS--ELIMINATION OF CERTAIN REPORTS.--

A. By July 1, 2019, the department shall design and  
implement an advanced data collection system that provides data  
to the department, school administrators, teachers and

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1 instructional support providers in real time and results in  
2 school district and charter school administrative cost savings  
3 and supports the instructional mission of the public schools  
4 and the financial accountability of every school district and  
5 charter school. The data system shall include a data  
6 validation process to ensure the accuracy and efficacy of the  
7 data.

8 B. The advanced data collection system shall:

9 (1) be designed to improve the ability of the  
10 department, school districts and public schools to account for  
11 the students who are enrolled in the public schools;

12 (2) have the capacity to provide and report  
13 data, including student achievement:

14 (a) in the manner required by the  
15 federal Every Student Succeeds Act and rules promulgated to  
16 implement that act and other federal and state laws and rules  
17 pertaining to the education of public school students; and

18 (b) in a separate report for each group  
19 of students identified in the statewide system of  
20 accountability for public schools;

21 (3) include the unique identifier for each  
22 student required by Section 22-2C-11 NMSA 1978;

23 (4) have the capacity to provide longitudinal  
24 comparisons of the academic achievement, rate of attendance and  
25 rate of graduation of students and other comparisons over time

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1 throughout the state;

2 (5) have the capacity to perform a variety of  
3 longitudinal analyses of the results of individual students on  
4 assessments, including the results of students by classroom and  
5 by school;

6 (6) have the capacity to identify which  
7 teachers are assigned to individual students;

8 (7) have the capacity to provide other data  
9 concerning public schools and school districts that is not  
10 linked to individual students, including the rating of public  
11 schools in the statewide system of accountability for public  
12 schools; and

13 (8) have the capacity to access financial  
14 accountability data for each public school, each school  
15 district and for the state as a whole.

16 C. The data maintained pursuant to Paragraphs (4)  
17 through (6) of Subsection B of this section shall be used to  
18 improve the achievement of students and to improve classroom  
19 instruction.

20 D. When the advanced data collection system is  
21 completely implemented, the department, rather than school  
22 districts or charter schools, shall be responsible for  
23 analyzing school data and generating most state- and federally  
24 required reports based on validated data submitted to the  
25 department. By December 1, 2019, the department shall provide

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1 a report to the legislature, the governor, school districts and  
2 charter schools on which statutory reports will still be  
3 required and any recommendations on changes to the data  
4 specified in the statutes to be collected. The report shall  
5 include a list of current statutory reports that the department  
6 proposes for repeal."

7 SECTION 2. A new section of the Public School Finance Act  
8 is enacted to read:

9 "[NEW MATERIAL] MINIMUM CLASSROOM EXPENDITURE GOALS--  
10 REPORT.--

11 A. As used in this section, "classroom  
12 expenditures" means, for school districts and charter schools,  
13 expenditures for instruction, student support services,  
14 instructional support services and compensation and benefits  
15 for school principals designated as the 1000, 2100, 2200 and  
16 2400 functions in the department's chart of accounts for  
17 expenditures.

18 B. Starting with the 2019-2020 school year, each  
19 school district and charter school shall establish as one of  
20 its goals the allocation of no less than the minimum  
21 percentages of its operating budget provided in this section to  
22 classroom expenditures.

23 C. The goals for minimum classroom expenditures are  
24 as follows for school districts and charter schools:

25 (1) at least sixty-eight percent for school

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1 districts and charter schools with enrollments up to one  
2 hundred students;

3 (2) at least seventy-three percent for school  
4 districts and charter schools with enrollments between one  
5 hundred one and four hundred students;

6 (3) at least seventy-eight percent for school  
7 districts and charter schools with enrollments between four  
8 hundred one and two thousand students;

9 (4) at least eighty-three percent for school  
10 districts and charter schools with enrollments between two  
11 thousand one and seven thousand five hundred students;

12 (5) at least eighty-seven percent for school  
13 districts and charter schools with enrollments between seven  
14 thousand five hundred one and thirty thousand students; and

15 (6) at least eighty-eight percent for school  
16 districts and charter schools with enrollments greater than  
17 thirty thousand students.

18 D. The goal for minimum classroom expenditures for  
19 virtual charter schools is at least ninety percent.

20 E. If a school district or charter school submits  
21 an operating budget that does not meet the minimum classroom  
22 expenditure goal provided for in this section, it shall include  
23 an explanation with its budget submission detailing why it  
24 cannot meet the goal and its plan to improve the following  
25 year.

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F. By October 1 of each year, the secretary shall report to the legislative education study committee and the legislative finance committee the percentage of each school district's and each charter school's operating budget that was spent on classroom expenditures during the prior fiscal year and the proposed percentage for the current fiscal year. The report shall be posted on the department's website.

G. A school district or charter school that meets or exceeds its target minimum percentage for classroom expenditures each year shall not have its state equalization guarantee distribution reduced based on the amount it has in cash balances."