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SENATE BILL

**55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

INTRODUCED BY

Siah Hemphill

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO CHARTER SCHOOLS; PROVIDING AN ENROLLMENT PREFERENCE  
FOR STUDENTS WHOSE PARENTS ARE EMPLOYEES OF THE CHARTER SCHOOL.

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

**SECTION 1.** Section 22-8B-4.1 NMSA 1978 (being Laws 2000,  
Chapter 82, Section 3) is amended to read:

"22-8B-4.1. CHARTER SCHOOLS' ENROLLMENT PROCEDURES.--

A. Start-up schools and conversion schools are  
subject to the following enrollment procedures:

(1) a start-up school may either enroll  
students on a first-come, first-served basis or through a  
lottery selection process if the total number of applicants  
exceeds the number of spaces available at the start-up school;  
and

(2) a conversion school shall give enrollment

underscored material = new  
[bracketed material] = delete

1 preference to students who are enrolled in the public school at  
2 the time it is converted into a charter school and to siblings  
3 of students admitted to or attending the charter school. The  
4 conversion school may either enroll all other students on a  
5 first-come, first-served basis or through a lottery selection  
6 process if the total number of applicants exceeds the number of  
7 spaces available at the conversion school.

8 B. In subsequent years of its operation, a charter  
9 school shall give enrollment preference to:

10 (1) students who have been admitted to the  
11 charter school through an appropriate admission process and  
12 remain in attendance through subsequent grades; ~~and~~

13 (2) children of employees employed by the  
14 charter school; and

15 ~~(2)~~ (3) siblings of students already  
16 admitted to or attending the same charter school."

17 SECTION 2. APPLICABILITY.--The provisions of this act  
18 apply to the 2021-2022 school year and subsequent school years.

19 SECTION 3. EFFECTIVE DATE.--The effective date of the  
20 provisions of this act is July 1, 2021.

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