

1 SENATE BILL 108

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Craig W. Brandt

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10 AN ACT

11 RELATING TO PUBLIC SCHOOL FINANCE; CREATING A CAREER TECHNICAL  
12 EDUCATION PROGRAM UNIT; ADDING THE CAREER TECHNICAL EDUCATION  
13 PROGRAM UNIT TO THE PROGRAM COST CALCULATION.

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

16 SECTION 1. A new section of the Public School Finance Act  
17 is enacted to read:

18 "[NEW MATERIAL] CAREER TECHNICAL EDUCATION PROGRAM UNIT.--  
19 The number of career technical education program units is  
20 determined by multiplying the MEM in department-approved career  
21 technical education programs by the cost differential factor of  
22 0.25."

23 SECTION 2. Section 22-8-18 NMSA 1978 (being Laws 1974,  
24 Chapter 8, Section 8, as amended by Laws 2019, Chapter 206,  
25 Section 13 and by Laws 2019, Chapter 207, Section 13) is

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1 amended to read:

2 "22-8-18. PROGRAM COST CALCULATION--LOCAL  
3 RESPONSIBILITY.--

4 A. The total program units for the purpose of  
5 computing the program cost shall be calculated by multiplying  
6 the sum of the program units itemized as Paragraphs (1) and (2)  
7 in this subsection by the staffing cost multiplier and adding  
8 the program units itemized as Paragraphs (3) through [~~(16)~~]  
9 (17) in this subsection. The itemized program units are as  
10 follows:

- 11 (1) early childhood education;
- 12 (2) basic education;
- 13 (3) special education, adjusted by subtracting  
14 the units derived from membership in class D special education  
15 programs in private, nonsectarian, nonprofit training centers;
- 16 (4) bilingual multicultural education;
- 17 (5) fine arts education;
- 18 (6) elementary physical education;
- 19 (7) size adjustment;
- 20 (8) at-risk;
- 21 (9) enrollment growth or new district  
22 adjustment;
- 23 (10) special education units derived from  
24 membership in class D special education programs in private,  
25 nonsectarian, nonprofit training centers;

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1 (11) national board for professional teaching  
2 standards certification;

3 (12) home school student;

4 (13) home school student activities;

5 (14) charter school student activities;

6 (15) K-5 plus; ~~and~~

7 (16) extended learning time; and

8 (17) career technical education.

9 B. The total program cost calculated as prescribed  
10 in Subsection A of this section includes the cost of early  
11 childhood, special, bilingual multicultural, fine arts and  
12 vocational education and other remedial or enrichment programs.  
13 It is the responsibility of the local school board or governing  
14 body of a charter school to determine its priorities in terms  
15 of the needs of the community served by that board. Except as  
16 otherwise provided in this section, funds generated under the  
17 Public School Finance Act are discretionary to local school  
18 boards and governing bodies of charter schools; provided that  
19 the special program needs as enumerated in this section are  
20 met; and provided further that the department shall ensure that  
21 the local school board or governing body of a charter school is  
22 prioritizing resources for the public school toward proven  
23 programs and methods linked to improved student achievement."

24 SECTION 3. APPLICABILITY.--The provisions of this act  
25 apply to the 2023-2024 school year and subsequent school years.

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