

Reporting Requirements Included in the Public School Code (Chapter 22, New Mexico Statutes Annotated)

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Article	Section	Statute	Report From	Report To	Report	Due	Type of Report	Comments
1: General Provisions	22-1-2.1	Home school; requirements	Person operating or intending to operate a home school	PED	Any person operating or intending to operate a home school must submit a home school registration form within 30 days of establishing a home school and on or before August 1 of each subsequent year of operation	August 1	Compliance	
1: General Provisions	22-1-10	Waiver of requirements; temporary provision	Secretary	LESC, LFC	Any school district issues or actions that adversely affect student learning.	From 2016-2017 to 2018-2019 school years	Compliance	This reporting requirement was included in a provision that allowed PED to waive class size and other requirements due to financial circumstances. It expired in FY19.
1: General Provisions	22-1-11	Educational data system	PED, HED	Legislature, governor, school districts, charter schools, public post-secondary education institutions	Subsection J requires an annual status report for a unified prekindergarten through postgraduate educational accountability system. The system is to collect, integrate and report longitudinal student-level and educator data required to implement federally or state-required education performance accountability measures. Prior to submission and publication of the report PED and HED shall distribute a draft of the report to school districts, charter schools and all public post-secondary educational institutions to allow comment on the draft report.	Annually, by December 31	Program performance	This section of law relates to an educational data system council. It is unclear when this council last met or last produced a report
1: General Provisions	22-1-12	Career technical education pilot project	PED	LESC and the governor	Subsection E requires PED to provide annual and final reports on the seven-year career technical education pilot project, enacted in 2019.	Annually and at the end of the pilot project, but no date is specified	Program performance	Enacted in 2019, the seven-year pilot program runs through FY27.
1: General Provisions	22-1-14	Dental examination requirement; opting out; education; outreach	school districts and charter schools; PED	PED, LFC and the Legislative Health and Human Services Committee	The section requires evidence of a dental examination prior to a student's enrollment in school, unless the student's parent or guardian signs a form opting not to participate in a dental examination. Subsection D requires PED to collect data regarding student compliance and make an annual written report to LFC and the Legislative Health and Human Services Committee	Annually, but no date is specified	Compliance	This requirement will begin in the upcoming school year. Because of this, no report has yet been received.

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6			Public schools, private schools	PED	I. Reports from public schools on forms prescribed by PED; attendance reports from private schools.	Periodic	Compliance	This section provides PED with a general ability to require reports from public schools to fulfill its role supervising all schools and school officials in the state.
			PED	Governor, Legislature	R. Report on public and private education in the state.	Annually, prior to December 1	Program Performance	
			PED	Legislature, any of its committees	T. Findings of educational research studies made with public money through its appropriate interim or standing committees.	Upon request	Program performance; financial transparency	
8	22-2-02	Department; general duties						
9	22-2-2.2	Commission; duties	Public education commission	Secretary, Legislature	B. (1) Solicit input from local school boards, school districts and the public on policy and governance issues and report its findings and recommendations.	Unclear	Program performance	
10	22-2-10	Educational research reports	PED	Legislature or any of its committees	Findings of educational research studies made with public money.	Upon request; may be quarterly or more frequent progress reports.	Program performance; financial transparency	
11			Secretary	LESC	All actions taken under provisions of Sections 22-2-14 and 22-2-15 (repealed) NMSA 1978. Section 22-2-14 (Local school boards; public schools; suspension; procedures.) outlines procedures in case a school district fails to attain and maintain the requirements for a school district as prescribed by law and by standards and rules as prescribed by PED.	Unclear	Compliance	
			Secretary, LESD director	LESC	All actions taken under provisions of Section 22-8-30 NMSA 1978. Section 22-8-30 (Supplemental distributions.) outlines the only purposes for which PED can make supplemental distributions. See Section 22-8-30 for an additional report required.	Unclear	Compliance	
12	22-2-16	Reports	Secretary, LESD director	LESC				

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Article	Section	Statute	Report From	Report To	Report	Due	Type of Report	Comments
13	22-2-20	2: Public Education Department and Commission Kindergarten plus; pilot project; eligibility; application; reporting and evaluation; creating a fund	PED	Legislature, governor	F. Interim and final reports on the efficacy of the "kindergarten plus" pilot project.	Annually	Program performance	This obsolete provision was repealed by Laws 2017, Chapter 19.
14			Regional education cooperatives	PED	E. Evaluation of the effectiveness of the technical assistance and other services provided to members of the cooperative and any nonmember public and private entities to which the cooperative provided educational services.	As required by department rule	Program performance	
15	22-2B-3	Regional education cooperatives authorized	PED	LESC, LFC	E. Reports and evaluations, submitted by the regional education cooperatives, of the effectiveness of the technical assistance and other services provided to members of the cooperative and any nonmember public and private entities to which the cooperative provided educational services.	Upon request	Program performance	
16	22-2C-4	Statewide assessment and accountability system; indicators; required assessments; alternative assessments; limits on alternative to English language reading assessments	PED	School districts and charter schools	PED must provide student scores on all standards-based assessments to the students' school district to make test score data available to assist the school with appropriate grade-level and other placement for the current school year.	August 5	Program performance	
17	22-2C-4.1	Statewide college and workplace readiness assessment system	Not specified, presumably the school district or charter school	Students and parents	The section requires reports of assessment results be provided to students and parents. Results are to be provided in writing whenever possible, but may be provided orally in the language best understood by each student and parent	Not specified	Program performance	

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18 2C: Assessment and Accountability	22-2C-6	Remediation programs; promotion policies; restrictions	Not specified, presumably the school district or charter school	Parent of a child who is not academically proficient	Subsection E requires a parent to be notified when that parent's child is not academically proficient and requires a parent-teacher conference to discuss possible remediation programs.	End of second grading period	Program performance	
19					A. (5) Cohort graduation data for the state, for each school district and for each state-chartered charter school and each public high school, based on information provided by all school districts and state-chartered charter schools according to procedures established by the department.	Annually, no later than November 15	Program performance	
20					A. (6) Based on data provided by school districts and state-chartered charter schools, the number and percentage of public school students in each cohort in the state in grades nine through twelve who have advanced to the next grade or graduated on schedule, who have dropped out or whose educational outcomes are known to the department.	Annually, no later than November 15	Program performance	
21				School districts, charter schools; governor, legislators, other policymakers; business and economic development organizations	D. "The School District Report Card" or "The Charter School Report Card" to demonstrate the progress of public schools, school districts, state-chartered charter schools and PED.	Annually, no later than November 15	Program performance	
22 2C: Assessment and Accountability	22-2C-11	Assessment and accountability system reporting; parent survey; data system; fiscal information	PED		F. Data on expenditures for central office administration and expenditures for the public schools in the school district or charter school.	Annually, no later than November 15	Financial transparency	
23 2C: Assessment and Accountability	22-2C-11	Assessment and accountability system reporting; parent survey; data system; fiscal information	PED	Legislature	I. Report showing for all school districts using performance-based program budgeting the relationship between that portion of a school district's program cost generated by each public school in the school district and the budgeted expenditures for each public school in the school district as reported in the district's performance-based program budget.	Annually, after the budget approval cycle	Program performance; financial transparency	The Legislature may wish to consider how provisions of the Assessment and Accountability Act align with recently enacted requirements of the Public School Finance Act on performance-based budgeting in schools and site-level educational expenditures.

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24	2C: Assessment and Accountability	22-2C-13	Reporting recommended changes to laws	PED	LESC	PED's recommendations for proposed changes to laws to comport with any applicable federal requirements.	Annually, by the end of each calendar year	Program performance	24	
25	5: Local School Boards	22-5-11	School district salary system	PED	LESC, LFC, DFA	This section requires each local superintendent to file a salary schedule with PED. That schedule may only be reduced mid-year with prior written approval of the PED secretary. If the secretary approves such a reduction he or she is required to give written notice to LFC, LESL, and DFA. The notice must include the reasons for the request.	Upon approval of a reduction to a school district salary schedule	Financial transparency	25	
26	5: Local School Boards	22-5-12	Use of restraint and seclusion; techniques; requirements	Schools	Parent of a child who was subject to a restraint or seclusion technique	This section requires schools to establish reporting and documentation procedures to be follow when restraint or seclusion techniques are used. The law requires reporting to the child's parent	On the day of a restraint or seclusion incident	Compliance	26	
27	8: Public School Finance	22-8-05	Rules; procedures	Public schools, school districts; PED	PED; DFA, LESL, LFC	School districts and charter schools are required to provide financial reports to PED upon request and report pertinent details regarding applications for federal money. PED is required to provide information related to public school finances within 10 days of the request to DFA, LESL, or LFC.	Upon request	Financial transparency	27	
28	8: Public School Finance	22-8-6	Operating budgets; educational plans; submission' failure to submit	School districts, charter schools	PED	Each school district and charter school must submit an annual educational plan to PED. The plan requires information on the amount of instructional time offered, beginning teacher mentorship programs, supplemental programs to implement the Bilingual Multicultural Education Act, the Indian Education Act, and the Hispanic Education Act, special education programming, an explanation of services provided to at-risk students; a common set of performance targets and performance measures.	Annually, prior to April 15, or later if the deadline is extended by the secretary of public education	Program performance; financial transparency; compliance	The court's findings in the consolidated Martinez-Yazzie lawsuit noted PED lacked information on school district and charter school programs to ensure public schools were implementing state laws to benefit at-risk students.	28

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29 30	8: Public School Finance	22-8-6	Operating budgets; educational plans; submission' failure to submit	School districts and charter schools	PED and in some cases tribal governments	Section 3 of Laws 2021, Chapter 52 (HB6) requires a school district or charter school with revenue from federal Impact Aid, federal forest reserve payments, and the local half mill property tax levy to explain how the school district or charter school will use funds to improve outcomes or improve the condition of a school building. The report must be updated after the close of the fiscal year to report on improved outcomes. If a school district or charter school is required under federal law to consult with a tribal entity, it must provide a copy of the report to the appropriate tribal government.	Annually as part of budget submissions and, for the prior fiscal year, no later than October 1	Program performance; financial transparency; compliance	In 2021, the Legislature amended the public school funding formula to eliminate the credit for federal and local revenue from the sources listed in this section. Given recent court findings, the Legislature required school districts and charter schools to prioritize this revenue to improve outcomes for at-risk students and to improve the condition of school buildings.
				PED	LESC, LFC	PED is required to compile the outcomes reports for school district and charter schools with revenue from federal Impact Aid, federal forest reserve payments, and the local half mill property tax levy and identify effective programs and strategies that improve outcomes for students.	Annually, no later than November 15	Program performance; financial transparency; compliance	
31	8: Public School Finance	22-8-12.1	Membership projections and budget requests	Local school boards, governing bodies of state-chartered charter schools	PED	A. An estimate for the succeeding fiscal year of the MEM of qualified students to be enrolled in the basic program; FTE MEM of students to be enrolled in approved early childhood education programs; and MEM of students to be enrolled in special education programs.	Annually, on or before October 15	Compliance	31
32				PED	Secretary of finance and administration	C. (2) Recommendations of PED for amendments to the public school finance formula; appropriations for the succeeding fiscal year to the public school fund for inclusion in the executive budget document; and appropriations for the succeeding fiscal year for pupil transportation and instructional materials.	Annually, on or before November 30	Program performance	32

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33 8: Public School Finance	22-8-13	Reports	Superintendent of each school district, head administrator of a state-chartered charter school	PED	C. The following reports need to be maintained: 1. the basic program MEM by grade in each public school; 2. the early childhood education MEM; 3. the special education MEM in each public school in class C and class D programs; 4. the number of class A and class B programs; and 5. the full-time-equivalent MEM for bilingual multicultural education programs Copies of any of the aforementioned reports need to be kept as a permanent record of the school district or charter school. They are subject to inspection and audit at any reasonable time.	Within ten working days of the close of each first, second, and third reporting date	Compliance	This reporting requirement enables PED to calculate each school district's and charter school's allocation from the state equalization guarantee distribution.
34 8: Public School Finance	22-8-13.1	School district and charter school audits; sanctions for not submitting timely audit reports	School districts, charter schools	PED	A. Copy of the annual audit report or any special audit report.	Specified by the rule of the state auditor	Compliance	
35 8: Public School Finance	22-8-13.2	Financial reporting	Local superintendents or person in charge of the fiscal management of a charter school	Local school board of the school district, the governing body of the charter school	A. The financial position of the school district or charter school, as applicable, for use in reviewing the financial status of the school district or charter school. B. The reports required under Subsection A need to be posted on the school district's or charter school's website.	Quarterly	Compliance	
36 8: Public School Finance	22-8-13.3	Reporting system; reporting requirements	PED	Online statewide financial reporting system	This section creates a statewide financial reporting system, based on a standard chart of accounts, to allow comparisons between school districts, state-chartered charter schools, and regional education cooperatives. The reporting system is required to include administrative costs, total revenue, and total expenditures, disaggregated by major categories.	Annually	Financial transparency	

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37 8: Public School Finance	22-8-17	Program cost determination; required information	School districts and charter schools	PED	This section allows PED to require from each school district or charter school the information necessary to make an accurate determination of each school district's and charter school's program cost for the purposes of allocating state funding through the public school funding formula.	As required by PED	Compliance	
38 8: Public School Finance	22-8-23.3	At-risk program units	School districts*	PED	A. Report the specified services implemented to improve the academic success of at-risk students; the ways in which the school district and individual schools use funding generated through the at-risk index and the intended outcomes. *If receiving additional at-risk program units	Unclear	Compliance; Financial Transparency	
39 8: Public School Finance	22-8-29	Transportation distributions; reports; payments	Local school boards, governing bodies*	PED - State transportation director	A. The following information: 1. the number and designation of school bus routes in operation in the school district; 2. the number of miles traveled by each school bus on each school bus route, showing the route mileage in accordance with the type of road surface traveled; 3. the number of students, including special education students, transported on each reporting date of the current year and adjusted for special education students on December 1; 4. the projected number of students to be transported in the next school year; 5. the seating capacity, age and mileage of each bus used in the school district for student transportation; and 6. the number of total miles traveled for each school district's or state-chartered charter school's per capita feeder routes. B. The school boards or governing bodies shall also make "further reports" as directed by the state transportation director. *If school districts and state-chartered charter schools maintain a school bus route.	The second reporting date and third reporting date of each year. "Further times" shall be turned in at other times specified by the state transportation director.	Compliance	These reports enable PED to calculate each school district's and charter school's transportation distribution.
40 8: Public School Finance	22-8-29.6	Transportation emergency fund	Secretary	Governor, LESC, LFC	Payments made from the transportation emergency fund.	Unclear	Financial transparency	

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41 8: Public School Finance	22-8-30	Supplemental distributions	PED	Governor, LESC, LFC	B. Account for all supplemental distributions and make full reports of payments made for the following purposes, further explained in Subsection A of this section: pay the out-of-state tuition of students subject to the Compulsory School Attendance Law; make emergency distributions, make program enrichment distributions, make special vocational education distribution, and make emergency capital outlay distributions.	Unclear	Financial transparency	41
42 8: Public School Finance	22-8-41	Restriction on operational funds; emergency accounts; cash balances	Secretary	LFC	C. The secretary's approval of school districts or charter schools that budget operational fund cash balances carried forward from the previous fiscal year for operational expenditures, exclusive of salaries and payroll, upon specific prior approval of the secretary.	Annually	Financial transparency	42
43 8: Public School Finance	22-8-45	Teacher professional development fund	PED	LESC	B. Findings of evaluations on the success of each professional development program or project funded.	Annually	Program performance	43
44 8: Public School Finance	22-8-46	Funding formula study; task force created; membership; duties	Funding formula task force	Legislature, governor	F. Recommendations after (1) developing a work plan and budget and (2) approving request for proposals for a contractor to conduct the study of the public school funding formula and selecting the contractor.	December 15, 2007	Program performance	Repealed by Laws 2018, Chapter 55 44
45 8: Public School Finance	22-8-49	Teacher cost index; licensure-experience factor; report	PED, LESC staff, and LFC staff	Governor, LESC, and LFC	This section requires PED, LESC staff, and LFC staff to prepare and submit a joint report examining the data on the relationship of licensure-experience factors and teacher costs and to recommend any changes to the teacher cost index.	November 1	Program performance	45
46 8B: Charter Schools	22-8B-6	Charter school requirements; application process; authorization; state board of finance designation required; public hearings; subcommittees					Compliance	46

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47 8B: Charter Schools	22-8B-8	charter application; contents	Charter school applicant	Public Education Commission, local school board	These sections lay out the requirements of a charter school application and the reasons a chartering authority may deny an application from a charter school.	Second Tuesday of January	Compliance	
48 8B: Charter Schools	22-8B-9.1	Performance framework	Chartering authority	PED	E. All data from state assessment tests in accordance with the performance framework set forth in the charter contract for each charter school overseen by that chartering authority.	Unclear	Program performance	

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49		Charter schools; term; oversight and corrective actions; site visits; renewal of charter; grounds for nonrenewal or revocation	Charter schools	Chartering authority, PED	B. A minimum of three status reports for the purpose of demonstrating the charter school's implementation progress is consistent with the conditions, standards and procedures of its approved charter.	During the planning year	Program performance	49
50	22-8B-12		Chartering authorities	Charter school division	G. An annual report, including a performance report for each charter school that it oversees, in accordance with the performance framework set forth in the charter contract.	Annually	Program performance	50
51	22-8B-17.1	Division; annual report	Charter School Division	Governor, LFC, LESC	The state's charter schools for the school year ending in the preceding calendar year, including the following: > a comparison of the performance of charter school students with the performance of academically, ethnically and economically comparable groups of students in noncharter public schools; and > an assessment of the successes, challenges and areas for improvement in meeting the purposes of the Charter Schools Act Pursuant to the provisions of Section 22-8B-12 NMSA 1978, PED shall use the annual reports received from the chartering authorities as part of its report. The report shall be published on PED's website.	Annually, by December 1	Program performance	51
52	22-8E-6	Renewal of charter	Charter school district	PED	C. (1) The progress that the charter school district has made toward achieving the goals of its charter.	When submitting a charter school district renewal application	Program performance	52
53	22-8E-8	Report to the legislative education study committee and the governor	PED, charter school districts	LESC, governor	The progress each charter school district has made toward achieving the goals of its charter.	Annually, December	Program performance	53

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54	9: Federal Aid to Education	22-9-03	State educational agency; powers; duties	PED	Federal agency	C. May provide for reports to be made as may be required. D. It may provide for reports to be made to the department or its representative from agencies receiving federal funds.	Whenever the department is the sole educational agency of the state pursuant to the provisions of Section 22-9-2 NMSA 1978	Compliance	54
55			Local school jurisdictions, teacher- preparation institutions, educational agencies and institutions conducting adult education, and from such other jurisdictions, institutions and agencies as may be required	Secretary	A. (3) Audit results.	Whenever, under any act of the congress of the United States, federal aid to education is made available to the states	Compliance	55	
56	9: Federal Aid to Education	22-9-9	Agencies for grants-in-aid; powers; duties	Libraries, library services	State librarian	B. (4) Audit results.	Whenever, under any act of the congress of the United States, federal aid to education is made available to the states	Compliance	56
57				Secretary	Federal agency	A. (1) Expenditure of funds received and progress of education generally, progress of adult education generally or any other matters in the form and containing information required by the appropriate federal agencies.	Whenever required by any act of congress authorizing federal aid to education or any rules issued	Compliance	57
58	9: Federal Aid to Education	22-9-10	Reports; federal funds; federal agencies; Legislature	State librarian	Federal agency	A. (2) Expenditure of funds received and progress of library service in the form and containing information required by the appropriate federal agencies.	Whenever required by any act of congress authorizing federal aid to education or any rules issued	Compliance	58

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59 9: Federal Aid to Education	22-9-10	Reports; federal funds; federal agencies; Legislature	Secretary	LESC, LFC, legislative council service library	B. A detailed report of all federal funds distributed to the state department of public education in the federal fiscal year ending September 30, one year prior to the date of the report, with a description of the purpose for which the state received the money and a detailed accounting of how the funds were expended.	Annually, by November 1	Financial transparency	59
60 9: Federal Aid to Education	22-9-16	[Reports.]	Secretary	Federal agency	Information the federal government or its designated agent may require to carry out the provisions of applicable legislation, and for compliance with such provisions as may from time to time be necessary to assure the correctness and verification of such reports.	Upon request	Compliance	60
61 10A: School Personnel Act	22-10A-5	Background checks; known convictions; alleged ethical misconduct; reporting required; limited immunity; penalty for failure to report	Superintendent	PED	This section requires a superintendent to immediately report to PED any known conviction of a felony or misdemeanor involving moral turpitude of a school employee, volunteer, or contractor. The section also allows the secretary of public education to suspend, revoke, or refuse to renew the license of a superintendent who fails to report a conviction or ethical misconduct.	Incident based	Compliance	
62 10A: School Personnel Act	22-10A-5.1	Duty to report ethical misconduct; responsibility to investigate ethical misconduct; ethical misconduct report coordination	School Employee	Superintendent or PED	Section 1 of Laws 2021, Chapter 94 (not yet compiled) requires a school employee or contractor to report ethical misconduct to the school superintendent or to PED. The law defines ethical misconduct to include discriminatory practices, sexual misconduct, or behavior reasonably apparent to result in inappropriate sexual conduct. The reporter must receive a response within five days or the initial report. The law requires training on reporting requirements, including minimal standards to trigger reporting.	Incident based	Compliance	62

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63 10A: School Personnel Act	22-10A-5.1	Duty to report ethical misconduct; responsibility to investigate ethical misconduct; ethical misconduct report coordination	Superintendent	PED	The law requires a superintendent receiving a report of educator misconduct to provide information to PED no later than 48 hours after receiving the report.	Within 48 hours of a report from a school employee	Compliance	
64 10A: School Personnel Act	22-10A-5.1	Duty to report ethical misconduct; responsibility to investigate ethical misconduct; ethical misconduct report coordination	PED	Superintendent	The law requires PED to inform the local superintendent if PED receives an report of educator misconduct.	Within 48 hours of a report from a school employee	Compliance	
65 10A: School Personnel Act	22-10A-5.1	Duty to report ethical misconduct; responsibility to investigate ethical misconduct; ethical misconduct report coordination	PED	Law enforcement	The law requires PED to inform law enforcement of allegations of ethical misconduct that are criminal in nature. If the a student involved in a ethical misconduct report resides on Indian land, PED must notify tribal law enforcement or social service agency.	Immediately upon receipt of a ethical misconduct report	Compliance	
66 10A: School Personnel Act	22-10A-9	Teacher mentorship program for beginning teachers; purpose; department duties	Teacher preparation programs	PED	F. (2) the number of teachers that have completed each of their programs the previous spring or summer and have been hired by public high schools, including charter schools, for the following school year; and F. (3) a description of the mentorship services that will be provided to each of their teachers, including the name of the teacher, the grade level the teacher has been hired to teach and the name of the school and district where the teacher has been hired.	Annually	Program performance	This reporting requirement was amended to require that school district and charter schools report to PED on mentorship programs, rather than teacher preparation programs.

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67	10A: School Personnel Act	22-10A-9	Teacher mentorship program for beginning teachers; purpose; department duties	School districts and charter schools	PED	Each school district and charter school must submit the number of teachers completing mentorship programs in the previous year and a description of mentorship services provided to each teacher.	Annually	Program performance	67
68	10A: School Personnel Act	22-10A-12.1	Expedited licensure; military service members, spouses and dependents, waiver of fees, veterans	PED	Director of the Office of Military Base Planning and Support	This section requires an entity issuing a license or certificate to prepare a report on the number and types of licenses and certificates that were issues	Annually, upon conclusion of the fiscal year	Compliance	68
69	10A: School Personnel Act	22-10A-19.2	Educator accountability report	PED	Governor, legislators and other policymakers and business and economic development organizations	The educator accountability report to measure and track teacher and administrator education candidates from pre-entry to post-graduation in order to benchmark the productivity and accountability of New Mexico's educator work force.	Annually, by November 1	Program performance	69
70				School districts	PED	I. The size and composition of classes.	Subsequent to the fortieth day and the December 1 count	Compliance	70
71				PED	LESC	J. Each school district's ability to meet class load requirements imposed by law.	Annually, by November 30	Compliance; Program performance	71
72	10A: School Personnel Act	22-10A-20	Staffing patterns; class load; teaching load	PED	LESC	K. An evaluation of the impact of alternative curricular plans when PED waives the individual class load and teaching load requirements.	Annually	Compliance; Program performance	72
73				Local superintendents	Local school board	C. (2) Reports on incidents of violence and vandalism.	Annually	Compliance	73
74				Local school boards	Secretary	C. (3) Reports on incidents of violence and vandalism.	Annually	Compliance	74
75				Secretary	PED	C. (4) All reports on incidents of violence and vandalism.	Annually	Compliance	75
76	10A: School Personnel Act	22-10A-33	Violence; vandalism; reporting	PED	Appropriate interim committee of the Legislature	C. (4) Summary of reports on incidents of violence and vandalism with recommendations to decrease the incidence of violence and vandalism in the public schools.	Annually	Compliance	This report was recommended for elimination in 2017 to reduce school district and charter school reporting burden. 76

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Article	Section	Statute	Report From	Report To	Report	Due	Type of Report	Comments
77 10B: Teacher Residency	22-10B-9	Reporting requirements	Teacher preparation programs; PED	PED; Legislature	Teacher preparation programs are required to report on indicators of teacher residency program success, including standards for entering and exiting the program, number of credit hours required to complete the program, percentage of residents completing, licenses obtained, evaluation ratings for teacher residents, persistence in teaching in New Mexico, candidate diversity, and student success. PED is required to compile this information and report to the Legislature	Annually, teacher preparation programs by July 1, PED no later than November	Program performance	77
78 10C: National Board Certification Scholarship	22-10C-3	Scholarship program; department powers and duties; qualifications; applications; preferences; reports	PED	Legislature	PED is required to report on the number of teachers who receive a national board certification scholarship, teachers who complete certification, the length of time it takes to receive certification, evaluations ratings and places of employment for teachers receiving a scholarship, and student performance in classrooms with certified and non-certified teachers.	Annually	Program performance	78
79 11: Educational Retirement	22-11-06	Board; powers; duties	ERB	Legislature	A. (3) An actuarial report on the financial operation of the Educational Retirement Act.	At each regular session every odd-numbered year	Compliance; financial transparency	79
80 11: Educational Retirement	22-11-13	Board authority to invest the fund; prudent investor standard; indemnification of board	ERB	LFC, DFA	B. Performance reports.* *Pursuant to 22-11-54 (Disclosure of third-party marketers; penalty), performance reports need to include investments in publicly traded equities or publicly traded fixed-income securities; investments with recipients who disclose the identity of any third- party marketer who rendered services on behalf of the recipient in obtaining the investment and also discloses the amount of any fee, commission or retainer paid to the third-party marketer for the services rendered.	Quarterly	Compliance; financial transparency	80
81 11: Educational Retirement	22-11-13	Board authority to invest the fund; prudent investor standard; indemnification of board	ERB	LFC, DFA	B. The board's ratified and written investment policy, including any amendments.	Annually	Compliance; financial transparency	81
82 11: Educational Retirement	22-11-22	Payment; records; audits	ERB Director	ERB, state auditor, and PED or HED as may be appropriate	D. (2) Description of the discrepancy, violation or failure to maintain adequate financial controls or procedures.	Incident based	Compliance; financial transparency	82

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Article	Section	Statute	Report From	Report To	Report	Due	Type of Report	Comments
83 11: Educational Retirement	22-11-54	Disclosure of third-party marketers; penalty	ERB	LFC, DFA	B. Investments in publicly traded equities or publicly traded fixed-income securities; investments with recipients who disclose the identity of any third-party marketer who rendered services on behalf of the recipient in obtaining the investment and also discloses the amount of any fee, commission or retainer paid to the third-party marketer for the services rendered.	Quarterly, as part of the board's quarterly performance reports	Compliance; financial transparency	83
84			School districts, charter schools	PED	E.—Unexcused absences and habitual truancy rates. Intervention efforts made to keep students in need of early intervention and habitual truants in educational settings needs to be documented.	At such times PED determines	Compliance	84
85 12: Compulsory School Attendance	22-12-09	Unexcused absences and truancy; attendance policies	Locally chartered charter schools	School districts	E.—Copy of report of unexcused absences and habitual truancy rates. Intervention efforts made to keep students in need of early intervention and habitual truants in educational settings needs to be documented.	At such times PED determines	Compliance	Article 12 was repealed and replaced by Article 12A, the Attendance for Success Act 85
86			School districts	PED	This section requires school districts to report absences, chronic absences, and excessive absences data to PED and to document intervention efforts made to keep students in an educational setting.	On each reporting date and at the end of the school year	Compliance	
87			PED	PEC	This section requires PED to share information on state-chartered charter schools attendance data and interventions with the Public Education Commission	Unclear	Compliance	
88 12A: Attendance for Success	22-12A-6	Public school attendance policies; reporting	School districts	Public	This section required a school district to provide chronic absence rates from the most current reporting period or end-of-year report, with data provided in the aggregate and disaggregated by subgroups.	Upon request	Compliance	

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Article	Section	Statute	Report From	Report To	Report	Due	Type of Report	Comments
89 13: Courses of Instruction and School Programs	22-13-1.1	Graduation requirements	Secretary	LESC, governor	E. (4) Evaluation of the success of next-step plans.	Annually, by December 15	Program performance	
90 13: Courses of Instruction and School Programs	22-13-1.7	Elementary physical education	PED	LESC, Legislature	C.—Physical education program results submitted by the school districts each year.	Annually	Program performance	This report was recommended for elimination in 2017 to reduce school district and charter school reporting burden.
91 13: Courses of Instruction and School Programs	22-13-3.1	Even start family literacy program; created; guidelines; benchmarks; performance standards and evaluations	Public schools*	PED	D.—Results of the “even start family literacy program,” including the number of children and families served, the services provided and the gains achieved by the children and their families. *Public schools that receive even start family literacy program funds	Annually	Program performance	This report was recommended for elimination in 2017 to reduce school district and charter school reporting burden.
92 13: Courses of Instruction and School Programs	22-13-3.1	Even start family literacy program; created; guidelines; benchmarks; performance standards and evaluations	PED	LESC	F.—Results of the “even start family literacy program.”	Annually	Program performance	
93 13: Courses of Instruction and School Programs	22-13-3.2	Full-day kindergarten programs	PED	LESC, Legislature	C. Compilation of full-day kindergarten program results submitted by school districts.	Annually	Program performance	
94 13: Courses of Instruction and School Programs	22-13-7	Special education; responsibility	PED	LESC	C. Efficacy of programs for exceptional children.	Periodic	Program performance	
95 13: Courses of Instruction and School Programs	22-13-28	K-3 plus; eligibility; application; reporting and evaluation	PED	Legislature, governor	I.—Efficacy of K-3 plus.	Annually	Program performance	This section was repealed and replace by the Legislature when enacting the K-5 Plus Act (Article 13D)
96 13D: K-5 Plus	22-13D-3	K-5 plus; oversight; reporting.	PED	Legislature, governor	F. Efficacy of K-5 plus schools.	Annually	Program performance	

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97 14: Vocational Education or Rehabilitation	22-14-28	Powers and duties of the commission relating to the vending stand program	Commission for the Blind	Governor	G. Reports of activities and expenditures and, prior to each regular session of the Legislature, estimates of sums required for carrying out the purpose of Sections 22-14-24 through 22-14-29 NMSA 1978 and estimates of the amounts to be made available for this purpose from all sources. The purpose of Sections 22-14-24 through 22-14-29 NMSA 1978 is to provide blind persons with remunerative employment, enlarge their economic opportunities, and stimulate them to greater efforts in striving to be self-supporting, by authorizing blind persons, with a license, to operate vending stands.	Annually, prior to each regular session	Compliance, financial transparency	
98 15: Instructional Material	22-15-12	Annual report	Local school boards of a school district, governing authority of a state institution or private school	PED	Report itemized list of instructional material purchased by the eligible entity, by vendor; the total cost of the instructional material; the average per student cost; and the year end cash balance. *If acquiring instructional material, pursuant to the Instructional Material Law [22-15-1 through 22-15-14 NMSA 1978].	Annually, at a time specified by PED	Compliance	This report was recommended for elimination in 2017 to reduce school district and charter school reporting burden.
99 15: Instructional Material	22-15-14	Reports; budgets	PED	PED	B. Reports concerning the administration and execution of the Instructional Material Law [22-15-1 through 22-15-14 NMSA 1978].	Upon request	Compliance	This section, most recently amended in 1993, required the state department of education to make reports to the state board of education on the administration of the Instructional Material Law. However, with the constitutional changes eliminating the elected state board of education, this provision now effectively requires PED to report to itself.

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100	15B: Educational Technology Opportunity Program	22-15B-2	Educational technology opportunity program; duties of the state department of public education [public education department]	Contractor	PED, governor, Legislature	A. (4) In coordination with PED, report the progress of the educational technology opportunity program, showing the regional distribution of the program, the number of computers distributed and the cost of each computer.	Annually	Program performance	100
101	15C: School Library Materials	22-15C-9	Annual report	Local school districts, state institutions or governmentally controlled school	PED	A school district, state institution, or governmentally controlled school is required to file a report with PED if acquiring school library material pursuant to the School Library Material Act. This section does not specify the content of the report.	Annually, at a time specified by PED	Compliance	101
102	15C: School Library Materials	22-15C-10	Reports; budgets	PED	Public education commission	B. Reports concerning the administration and execution of the School Library Material Act.	Upon request	Compliance	102
103	15E: Mathematics and Science Education Act	22-15E-5	Council duties	Council	PED, governor, Legislature	E. Report on public elementary and secondary mathematics and science student achievement.	Annually, no later than November 30	Program performance	103
104	15E: Mathematics and Science Education Act	22-15E-6	Mathematics and science proficiency fund; created; purpose; annual reports	Award recipients	Math and science bureau	C. Report that includes a detailed budget report, a description of the services provided and documented evidence of the stated outcomes of the program funded by the mathematics and science proficiency fund and that provides other information requested by the bureau.	Annually	Program performance, financial transparency	104
105	15F: New Mexico School for the Arts	22-15F-6	Admissions criteria; equal opportunity; outreach	Governing body of school	Charter school division, public education commission	C. Report that includes demographic information about both applicants and students admitted to the school, including the counties and the congressional districts represented by the students enrolled and the makeup of the student body in terms of socioeconomic status, gender and ethnicity.	Annually	Compliance	105

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106 19: School Revenue Bonds	22-19-6	Report to the state board [department].	Local school boards	PED	A - G. Furnish a detailed description of, and explanation of the need for, the income project. Furnish estimates of the following in regards to the income project: total cost; anticipated income amount; amount of income from existing buildings, improvements or facilities that will be pledged to pay for the project; yearly operating cost; and anticipated yearly net income.	Prior to borrowing money to finance an income project	Compliance, financial transparency	106
107 19A: Teacher Housing Revenue Bond	22-19A-5	Report to state board [department]; state board approval	Local school boards	PED	A. (1) - (5) Furnish a detailed description of, and an explanation of the need for, the housing project. Furnish estimates of the following in regards to the housing project: total cost; net income and other revenues that will be pledged to pay for the project; and the yearly operating cost.	Prior to issuing bonds to finance a housing project	Compliance, financial transparency	107
108 23: Bilingual Multicultural Education	22-23-5	Bilingual multicultural education program plan; evaluation	PED	Appropriate interim legislative committee	D. Compilation of each district or charter school academic achievement and language proficiency data to evaluate bilingual multicultural education program effectiveness and use of funds.	Annually	Program performance	108
109 23A: Indian Education	22-23A-7	Report	Indian education division	New Mexico tribes	A. In collaboration with the education division of the federal bureau of Indian affairs and other entities that serve tribal students, submit statewide tribal education status report concerning public school performance. The report needs to be submitted whether or not entities outside state government collaborate as requested. The status report is to be disseminated at the semiannual government-to- government meetings.	Annually, no later than November 15	Program performance	109
			School districts*	New Mexico tribes**	B. Submit districtwide tribal education status report concerning public school performance. The status report is to be disseminated at the semiannual government-to-government meetings. *School districts with tribal lands located within its boundaries. **New Mexico tribes represented within the school district boundaries.	Annually, no later than November 15	Program performance	110

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111	23B: Hispanic Education	22-23B-6	Statewide status report	PED	Governor and Legislature, through LESC	A. In collaboration with the higher education department, create a preschool through post- secondary statewide Hispanic education status report. Copy shall be provided to the legislative library in the legislative council service	Annually, no later than November 15	Program performance	111
112	23C: Black Education	22-23C-7	Black education statewide status report	PED; HED	Governor, LESC	This section requires PED and HED to collaborate on an annual black education status report. The report is required to highlight Black student data, including ethnicity by grade and school, bilingual multicultural education programs in each school district or charter school, and student achievement data.	Annually, no later than November 15	Program performance	112
113	24: Public School Capital Outlay	22-24-5	Public school capital outlay projects; application; grant assistance	Public school capital outlay council	Public education commission, governor, LFC, LESC, Legislature	J. Report summarizing its activities during the previous fiscal year, describing in detail all projects funded, the progress of projects previously funded but not completed, the criteria used to prioritize and fund projects and all other council actions.	Annually, no later than December 15	Program performance	113
114	24: Public School Capital Outlay	22-24-5.1	Council assistance and oversight	Grant applicant	Public school capital outlay council	Subsection D of this section authorizes the public school capital outlay council to issue reporting requirements and condition to ensure that grants are expended in the most prudent manner.	Incident based	Compliance	114
115	24: Public School Capital Outlay	22-24-6	Council created; organization; duties	PED	LESC, LFC	D. Report accounting for all distributions of funds.	Annually	Financial transparency	115
116	24: Public School Capital Outlay	22-24-8	Public school capital outlay oversight task force; duties	Public school capital outlay oversight task force	Governor, Legislature	F. The results of its analyses and oversight and any recommendations.	Annually, before the beginning of each regular session	Program performance	116
117	24: Public School Capital Outlay	22-24-9	Public school facilities authority; creation; powers and duties	PSFA	PED, governor, LESC, LFC, Legislature	B. (11) Reports accounting for all distributions of grant assistance from the fund for which the initial award was made after July 1, 2004.	Annually	Financial transparency	117

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118	25: Public School Capital Improvements	22-25-9	State distribution to school district imposing tax under certain circumstances	Public school capital outlay council	Secretary	J. Reports of distributions to ensure they are expended in the most prudent manner possible and are consistent with the original purpose as specified in the authorizing resolution. Copies of reports or other information received by the secretary in response to the requirements and conditions shall be forwarded to the council.	Unclear	Compliance; Financial Transparency	118
119	25: Public School Capital Improvements	22-25-11	Expenditures by charter schools; reports to department	Locally chartered or state-chartered charter schools*	PED, chartering authority	A. A report showing the purposes for which the expected distribution will be expended. *If locally chartered or state-chartered charter schools are expecting a state distribution or a distribution of property taxes pursuant to the Public School Capital Improvements Act during the next calendar year.	Annually, no later than December 1	Compliance; Financial Transparency	119
PED, chartering authority					B. A report showing the purposes for which the distribution was expended and the amount expended for each purpose. *If locally chartered or state-chartered charter schools received a state distribution or a distribution of property taxes pursuant to the Public School Capital Improvements Act during the preceding calendar year.	Annually, no later than January 31	Compliance; Financial Transparency	120	
121	26: Public School Buildings	22-26-10	Expenditures by charter schools; reports to department	Locally chartered or state-chartered charter schools*	PED, chartering authority	A. Report showing the purposes for which the expected distribution will be expended. *If they expect a distribution of property taxes pursuant to the Public School Buildings Act during the next calendar year.	Annually, no later than December 1	Compliance; Financial Transparency	121
122	26: Public School Buildings				PED, chartering authority	B. Report showing the purposes for which the distribution was expended and the amount expended for each purpose. *If a charter school received a distribution of property taxes pursuant to the Public School Buildings Act during the preceding calendar year.	Annually, no later than January 31	Compliance; Financial Transparency	122
123	28: School Bus Advertisements	22-28-5	Distribution	School districts	PED	D. Report on how the funds were used in the technology plans and for extracurricular activities.	Unclear	Compliance; Financial Transparency	123

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124	29: Public School Insurance Authority	22-29-7	Authority; duties	Board of directors of the public school insurance authority	Appropriate interim legislative committees	J. Report on the effectiveness of the cost- containment measures required to control the growth of health care costs.	Annually, by September 1	Program performance	NMPSIA staff provide annual presentations to both LFC and LESC. While these presentations generally focus on budget request, committee staff request information on cost- containment measures, which is typically included in the presentation.	124
125	30: Statewide Cyber Academy Act	22-30-5	Statewide cyber academy ; duties	Statewide cyber academy	PED, Legislature	N. Detailed report of expenditures; a description of services provided, including the number and location of local distance learning sites, public schools and distance learning students served; the courses offered; the credits generated by local distance learning sites; and student and teacher accountability reporting data.	Annually	Financial transparency	Although funded by the Legislature for several years in the past decade, it is unclear if PED is still producing these reports.	125
126				Statewide cyber academy	Governor, Legislature	Preliminary report on the quality and cost- effectiveness of the provision of distance learning courses by the regional education cooperatives.	January 1, 2008	Program performance		126
127	30: Statewide Cyber Academy Act	22-30-8	Evaluation of regional education cooperative distance learning networks	Statewide cyber academy	Governor, Legislature	A final report on the quality and cost-effectiveness of services provided, including whether the services increased the rigor of school district and charter school curricula, and make recommendations for the expansion to other regional education cooperatives.	End of fiscal year 2008	Program performance	These provisions appear to be obsolete and do not require ongoing reporting.	127
128	31: School Athletics Equity	22-31-6	Report to governor and Legislature	PED	Governor, Legislature	A report on the School Athletics Equity Act, including a summary of the data received from public schools and recommendations on how to increase gender equity in athletics in public schools. The report shall be posted on the PED website.	Annually	Compliance	While the 2017 report appears online, the PED website does not appear to have a more recent document. The webpage for the act includes a presentation for FY20, but does not include any reports.	128
129				Governing bodies	PED	This section requires school boards and charter school governing councils to report to PED on how many students with diabetes are attending school and provide documentation regarding the compliance with the Student Diabetes Management Act.	Annually, by October 15	Compliance		129
130	34: Student Diabetes Management	22-34-9	Enforcement	PED	Public	PED is required to publish a report on its website on the number of students with diabetes and compliance with the Student Diabetes Management Act.	Annually, by November 15	Compliance	Although these reports were required to be completed for the first time in 2020, it is unclear if these reports have been completed and compiled.	130

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132 31: Safe Schools for All Students	22-35-3	Bullying prevention policies; adoption and enforcement.	Local school board	PED	Subsection E of this section requires a local school board to establish procedures to report aggregate incidents of bullying and harassment and responses to these incidents to PED.	Annually	Compliance	
133 Uncompiled	Special Education Ombud Act	Annual report, contents	Special Education Ombud	Not specified	This section required the special education ombud to prepare a report on the actions taken by the ombud in the prior year; special education concerns identified, resolutions to the concerns, and the effectiveness of the resolution process; and policy, regulator, and legislative recommendations to improve the quality of special education services and solve identified concerns related to special education.	Annually, no later than December 1	Compliance; Program performance	
134 Uncompiled	Family Income Index Act	Educational plan to include allowable uses for each public school; distributions; reporting	School district or charter school	PED	This section requires a school district or charter school with a public school receiving funding pursuant to the Family Income Index Act to include in their annual education plan how each public school will use the funding. The report must include a description of how the additional funding impacts student academic outcomes.	Annually, as part of budget submission process	Program performance	
135 Uncompiled	Family Income Index Act	Educational plan to include allowable uses for each public school; distributions; reporting	PED	LFC, LESC	This section requires PED to evaluate how each public school used its funding pursuant to the act and how those programs impacted student academic outcomes.	Annually, no later than October 15	Program performance	As part of the two-year pilot for the Family Income Index, the law includes reporting requirements to enable PED and the Legislature to determine if the program should be continued beyond the initial pilot period.