AN ACT

RELATING TO EDUCATION; PROVIDING FOR ALTERNATIVE SCHOOLS TO BE
ELIGIBLE FOR SIZE ADJUSTMENT PROGRAM UNITS; MAKING AN
APPROPRIATION.

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

Section 1. Section 22-8-23 NMSA 1978 (being Laws 1975,
Chapter 119, Section 1, as amended) is amended to read:

"22-8-23. SIZE ADJUSTMENT PROGRAM UNITS.--

A. An approved public school with a MEM of less
than [400] four hundred, including early childhood education
full-time-equivalent MEM but excluding membership in class C
and class D programs and excluding full-time-equivalent
membership in three- and four-year-old developmentally
disabled programs, is eligible for additional program units.
Separate schools established to provide special programs,

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1 including [but not limited to] vocational [and alternative]

2 education, shall not be classified as public schools for

3 purposes of generating size adjustment program units.

4 Alternative schools approved by the department shall be

5 eligible for size adjustment program units.   The number of

6 additional program units to which a school district is

7 entitled under this subsection is the sum of elementary-

8 junior high units and senior high units computed in the

9 following manner:

10 Elementary-Junior High Units

11 $$\frac{200 - MEM}{200} \times 1.0 \times MEM = Units$$

12

13 where MEM is equal to the membership of an approved

14 elementary or junior high school, including early childhood

15 education full-time-equivalent membership but excluding

16 membership in class C and class D programs and excluding

17 full-time-equivalent membership in three- and four-year-old

18 developmentally disabled programs;

19 Senior High Units

20 $$\frac{200 - MEM}{200} \times 2.0 \times MEM = Units$$

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22 or,

23 Senior High Units

24 $$\frac{400 - MEM}{400} \times 1.6 \times MEM = Units$$

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1   whichever calculation for senior high units is higher,

2   where MEM is equal to the membership of an approved senior

3   high school excluding membership in class C and class D

4   programs.

5   B.   A school district with total MEM of less

6   than [4,000] four thousand, including early childhood

7   education full-time-equivalent MEM, is eligible for

8   additional program units. The number of additional program

9   units to which a district is entitled under this subsection

10   is the number of district units computed in the following

11   manner:

12   District Units

13   4000 - MEM x 0.15 x MEM = Units

14   4000

15   where MEM is equal to the total district membership,

16   including early childhood education full-time-equivalent

17   membership.

18   C.   A school district with over [10,000] ten

19   thousand MEM with a ratio of MEM to senior high schools

20   less than [4,000:1] four thousand to one is eligible for

21   additional program units based on the number of approved

22   regular senior high schools that are not eligible for

23   senior high units under Subsection A of this section. The

24   number of additional program units to which an eligible

25   school district is entitled under this subsection is the

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1   number of units computed in the following manner:

2                      $4000 - MEM$ x 0.50 = Units

3   Senior High Schools

4   where MEM is equal to the total district membership,

5   including early childhood education full-time-equivalent

6   membership, and where senior high schools are equal to the

7   number of approved regular senior high schools in the

8   district."

9   Section 2.   APPROPRIATION.--Eight million one hundred

10   thousand dollars ($8,100,000) is appropriated from the

11   general fund to the state department of public education

12   for expenditure in fiscal year 2003 to fund additional

13   program units generated by alternative schools size

14   adjustment program units.   Any unexpended or unencumbered

15   balance remaining at the end of fiscal year 2003 shall

16   revert to the general fund.

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