

1 SENATE BILL 3
2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**
3 INTRODUCED BY
4 Mimi Stewart and Siah Correa Hemphill
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10 AN ACT

11 RELATING TO PUBLIC SCHOOL FINANCE; PROVIDING MORE FLEXIBILITY
12 FOR USES OF FAMILY INCOME INDEX DISTRIBUTIONS; MAKING AN
13 APPROPRIATION.
14

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

16 SECTION 1. Section 22-8F-5 NMSA 1978 (being Laws 2021,
17 Chapter 18, Section 5) is amended to read:

18 "22-8F-5. USES OF FAMILY INCOME INDEX ALLOCATIONS.---

19 A. Except as provided in Subsection B of this
20 section, a public school shall use its family income index
21 allocation ~~[as follows]~~ on any of the following:

22 (1) ~~[at least one-third for]~~ evidence-based,
23 structured literacy interventions that have been shown to
24 improve reading and writing achievement of students;

25 (2) ~~[at least one-third for]~~ evidence-based

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1 mathematics instruction and interventions, including
2 educational programming intended to improve career and college
3 readiness of at-risk students, dual or concurrent enrollment
4 and career and technical education; ~~and~~

5 ~~(3) no more than one-third on the following~~
6 ~~interventions:~~

7 ~~(a)]~~ (3) case management, tutoring and after-
8 school and summer enrichment programs that are delivered by
9 social workers, counselors, teachers or other professional
10 staff;

11 ~~[(b)]~~ (4) culturally relevant professional and
12 curriculum development, including those necessary to support
13 language acquisition and bilingual and multicultural education;

14 ~~[(e)]~~ (5) whole school interventions,
15 including social and emotional learning programs, ~~[multi-~~
16 ~~layered]~~ multilayered systems of support, student nutrition
17 programs, school-based health centers and community schools;

18 ~~[(d)]~~ (6) evidence-based, high-quality
19 instructional resources and materials;

20 ~~[(e)]~~ (7) services to engage and support
21 parents and families in the education of students; and

22 ~~[(f)]~~ (8) services to engage and support
23 tribal communities in the education of Native American
24 students.

25 ~~[B. A public school that receives an allocation~~

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1 ~~that is less than forty thousand dollars (\$40,000) may use any~~
2 ~~portion of that allocation on any of the uses specified in~~
3 ~~Subsection A of this section.~~

4 G.] B. A school district shall use distributions
5 received for allowable uses specified in Subsection A of this
6 section to expand or improve services provided as part of a
7 public school's existing academic program, but not to replace
8 existing services."

9 **SECTION 2. APPROPRIATION.**--Fifteen million dollars
10 (\$15,000,000) is appropriated from the general fund to the
11 public education department for expenditure in fiscal year 2024
12 for the public education department to provide funding for the
13 family income index. Any unexpended or unencumbered balance
14 remaining at the end of fiscal year 2024 shall revert to the
15 general fund.

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