

1 SENATE JOINT MEMORIAL 36

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

3 INTRODUCED BY

4 Gerald Ortiz y Pino

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10 A JOINT MEMORIAL

11 REQUESTING THE PUBLIC EDUCATION DEPARTMENT TO EXPAND THE
12 RELATED SERVICES ADVISORY COUNCIL MEMBERSHIP AND TO STUDY THE
13 EFFECTIVENESS OF INSTRUCTIONAL SUPPORT PROVIDERS IN NEW MEXICO.
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15 WHEREAS, instructional support providers provide services
16 for New Mexico public schools and state institutions and
17 include educational assistants, school counselors, school
18 social workers, school nurses, speech-language pathologists,
19 psychologists, physical therapists, physical therapy
20 assistants, occupational therapists, marriage and family
21 therapists, occupational therapy assistants, recreational
22 therapists, signed language interpreters, educational, alcohol
23 and drug abuse counselors, substance abuse associates and
24 others who are employed to support the instructional program of
25 a school district or charter school; and

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1 WHEREAS, in 2007, the public education department formed
2 the related services advisory council to serve as a liaison to
3 the special education and licensure bureaus of the public
4 education department and to advise those bureaus on concerns
5 related to licensure and service delivery models for
6 instructional support providers and provide technical
7 assistance in the development of associated policy and state
8 rules; and

9 WHEREAS, the related services advisory council's stated
10 vision is to seek to improve the quality and appropriate
11 delivery of instructional support services in New Mexico; and

12 WHEREAS, the related services advisory council membership
13 does not represent all of the varied professions that are
14 instructional support providers, and the council does not
15 examine the effectiveness of instructional support providers in
16 New Mexico; and

17 WHEREAS, the public education department manages a data
18 system that collects and reports information on instructional
19 support services and how those services affect the education of
20 New Mexico's students, but data regarding the effectiveness of
21 instructional support providers is not available in any
22 meaningful way to the providers, which limits the providers'
23 ability to demonstrate their effectiveness;

24 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE
25 STATE OF NEW MEXICO that the department of education be

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1 requested to expand the membership of the related services
2 advisory council to allow for representation of all of the
3 professions that are instructional support providers; and

4 BE IT FURTHER RESOLVED that the related services advisory
5 council work with professional organizations representing
6 instructional support providers in New Mexico to develop and
7 formalize an interdisciplinary process to identify and report
8 aggregated outcome data on the effectiveness of instructional
9 support providers from the public education department's data
10 system and statewide policies related to assessments, service
11 delivery and workload of instructional support providers; and

12 BE IT FURTHER RESOLVED that the related services advisory
13 council work with leadership in New Mexico teachers unions in
14 developing the process for reporting data on the effectiveness
15 of instructional support providers; and

16 BE IT FURTHER RESOLVED that the related services advisory
17 council examine appropriate standardized measurement
18 instruments for the collection of aggregate instructional
19 support provider data across the state when developing the
20 process for reporting data on the effectiveness of
21 instructional support providers; and

22 BE IT FURTHER RESOLVED that, based on the process
23 developed to identify and report the data on the effectiveness
24 of instructional support providers, the related services
25 advisory council examine regulatory and statutory changes that

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1 define evidence-based protocols for services performed by
2 instructional support providers; and

3 BE IT FURTHER RESOLVED that the public education
4 department be given quarterly reports from the related services
5 advisory council on issues related to instructional support
6 providers in New Mexico; and

7 BE IT FURTHER RESOLVED that the related services advisory
8 council report to the legislative education study committee by
9 October 15, 2011 with its findings and recommendations,
10 including necessary statutory changes; and

11 BE IT FURTHER RESOLVED that copies of this memorial be
12 transmitted to the director of the legislative education study
13 committee and the secretary of public education.