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AN ACT

RELATING TO PUBLIC EDUCATION; AMENDING THE PUBLIC SCHOOL CODE
TO CLARIFY THE DEFINITION OF "CURRENT YEAR MEM" IN
CALCULATING ENROLLMENT GROWTH PROGRAM UNITS.

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

SECTION 1. Section 22-8-23.1 NMSA 1978 (being Laws 1990
(1st S.S.), Chapter 3, Section 7, as amended) is amended to
read:

"22-8-23.1. ENROLLMENT GROWTH PROGRAM UNITS.--

A. A school district or charter school with an
increase in MEM equal to or greater than one percent, when
compared with the immediately preceding year, is eligible for
additional program units. The increase in MEM shall be
calculated as follows:

(Current Year MEM - Previous Year MEM)

$$\frac{\text{Previous Year MEM}}{\text{Previous Year MEM}} \times 100 = \text{Percent Increase.}$$

The number of additional program units shall be calculated as
follows:

$$((\text{Current Year MEM} - \text{Previous Year MEM}) - (\text{Current Year MEM} \times .01)) \times 1.5 = \text{Units.}$$

B. In addition to the units calculated in
Subsection A of this section, a school district or charter
school with an increase in MEM equal to or greater than one

1 percent, when compared with the immediately preceding year,
2 is eligible for additional program units. The increase in
3 MEM shall be calculated in the following manner:

4 (Current Year MEM - Previous Year MEM)

5 _____
6 Previous Year MEM x 100 = Percent Increase.

7 The number of additional program units to which an eligible
8 school district or charter school is entitled under this
9 subsection is the number of units computed in the following
10 manner:

11 (Current Year MEM - Previous Year MEM) x .50 = Units.

12 C. As used in this section:

13 (1) "current year MEM" means MEM on the
14 first reporting date of the current year less MEM calculated
15 for new formula-based programs for the purposes of the state
16 equalization guarantee distribution based on the first
17 reporting date of the current year;

18 (2) "MEM" means the total school district or
19 charter school membership, including early childhood
20 education full-time-equivalent membership and special
21 education membership, but excluding full-day kindergarten
22 membership for the first year that full-day kindergarten is
23 implemented in a school pursuant to Subsection D of Section
24 22-13-3.2 NMSA 1978; and

25 (3) "previous year MEM" means MEM on the

