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HOUSE BILL 219

**53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018**

INTRODUCED BY

Monica Youngblood

AN ACT

RELATING TO SCHOOL PERSONNEL; CREATING A PILOT PROJECT TO USE  
CONTRACT ADJUNCT INSTRUCTORS TO SUPPLEMENT TEACHING STAFF IN  
GRADES SEVEN THROUGH TWELVE.

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

**SECTION 1.** [NEW MATERIAL] ADJUNCT INSTRUCTORS PILOT  
PROJECT--PURPOSE--ELIGIBILITY--APPLICATION--REPORTING AND  
EVALUATION.--

A. As used in this section:

(1) "adjunct instructor" means a person over  
the age of eighteen who has at least a bachelor's degree from  
an accredited institution of higher education and has at least  
five years' experience in the subject matter in which the  
adjunct instructor is contracted to teach; and

(2) "subject-matter expertise" means the

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1 professional, technical or career expertise of an adjunct  
2 instructor.

3 B. The "adjunct instructors pilot project" is  
4 created as a five-year pilot project. The purpose of the  
5 adjunct instructors pilot project is to demonstrate that the  
6 use of subject-matter experts is a reasonable and beneficial  
7 way to provide core or elective curricula to students in grades  
8 seven through twelve and to improve the efficiency and  
9 effectiveness of public secondary education.

10 C. The pilot project:

11 (1) allows the licensure of adjunct  
12 instructors who have subject-matter expertise but who do not  
13 have a level one or two teaching license or an alternative  
14 license and who are used to supplement the teaching staff of a  
15 school district or charter school; and

16 (2) measures the effect of adjunct instructors  
17 on:

18 (a) student achievement in adjunct  
19 instructor-taught courses; and

20 (b) improved outcome indicators,  
21 including test scores, graduation rates, teacher and student  
22 satisfaction and truancy and dropout rates.

23 D. A school district or charter school that has an  
24 A or B rating may apply to use adjunct instructors to:

25 (1) teach subjects for which teachers are not

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1 available;

2 (2) provide for more classes in a particular  
3 subject; or

4 (3) offer electives that would otherwise not  
5 be available to students in a regular classroom.

6 E. The public education department shall determine  
7 application requirements and procedures and criteria for  
8 evaluating applications. A school district or charter school  
9 that has been approved by the department to participate in the  
10 adjunct instructors pilot project may enter into a professional  
11 services contract with an adjunct instructor. The department  
12 shall approve the contract. The contract shall provide that:

13 (1) the adjunct instructor may only render  
14 services to students in grades seven through twelve and in the  
15 subject areas covered by the adjunct instructor's license;

16 (2) the compensation shall be commensurate  
17 with the salary of a first-year teacher employed by the school  
18 district or charter school in which the adjunct instructor is  
19 teaching, prorated for the adjunct instructor's workload;

20 (3) teaching services shall not exceed one-  
21 half of a full-time teacher's workload;

22 (4) the adjunct instructor is a contractor and  
23 as such is not eligible for:

24 (a) health care benefits;

25 (b) the accrual of service credit or

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1 employee or employer contributions under any coverage plan  
2 pursuant to the Educational Retirement Act, the Public  
3 Employees Retirement Act or the Deferred Compensation Act;

4 (c) any compensation other than the  
5 amount specified in the contract; and

6 (d) tenure under any law, rule or  
7 agreement;

8 (5) the term of the contract is for one year  
9 and may be renewed during the term of the pilot project;

10 (6) the contract may be terminated by the  
11 school district or charter school without cause at any time  
12 during the contract period; and

13 (7) the adjunct instructor is eligible for in-  
14 service training and other professional development.

15 F. No more than ten percent of any public school's  
16 or charter school's classes shall be taught by adjunct  
17 instructors.

18 G. Students who are taking courses taught by  
19 adjunct instructors shall be evaluated at the beginning of each  
20 such course, and their progress shall be measured through  
21 public education department-approved summative assessments.

22 H. The public education department shall establish  
23 and implement reporting and evaluation requirements for  
24 participating public schools, including students and pilot  
25 project assessments. The department shall provide interim and

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1 final reports annually to the legislature and the governor on  
2 the efficacy of the adjunct instructors pilot project.

3 SECTION 2. APPLICABILITY.--The adjunct instructors pilot  
4 project is applicable to the 2018-2019 through 2023-2024 school  
5 years.

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