

LFC Requester:	Sunny Liu
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**AGENCY BILL ANALYSIS
2017 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:

LFC@NMLEGIS.GOV

and

DFA@STATE.NM.US

{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Check all that apply: **Date** 2/19/17
Original **Amendment** _____ **Bill No:** SB279
Correction _____ **Substitute** _____

Sponsor: Senator Mimi Stewart **Agency Code:** 924
Short SEG Size Adjustment Unit **Person Writing** Aguilar/Pahl/Craig/Burrell
Title: Eligibility **Phone:** 827-6519 **Email** Paulj.aguilar@state.nm.us

SECTION II: FISCAL IMPACT

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY17	FY18	FY19		
	(\$6,385.1)		Recurring	SAM school budgets

(Parenthesis () Indicate Expenditure Decreases)

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

SB279 amends the public school code by defining and establishing criteria for supplemental accountability model schools that are to be excluded from eligibility to generate school size units under the public school funding formula.

FISCAL IMPLICATIONS

The provisions of this bill impact 14 schools and 3,311 students by reducing funding to these schools by about \$3.4 million. This is a significant reduction and could affect operations. It is unclear how these schools were identified for reduced funding. They serve a significantly at-risk population that is not receiving educational services at other educational institutions.

SUPPLEMENTAL ACCOUNTABILITY MODEL SCHOOLS AFFECTED BY THE PROVISIONS OF SB-279

SCHOOL	TOTAL MEM	TOTAL SIZE	TOTAL SIZE FUNDING
GORDON BERNELL (APS)	390.00	36.096	\$143,648.72
LA ACADEMIA DE ESPERANZA (APS)	371.50	137.199	\$546,001.26
LOS PUENTES (APS)	200.00	158.064	\$629,036.24
NUESTROS VALORES (APS)	132.00	132.111	\$525,752.90
ROBERT F. KENNEDY (APS)	292.00	144.624	\$575,550.01
DEMING CESAR CHAVEZ (DEMING)	110.00	125.031	\$497,577.12
VISTA GRANDE (TAOS)	96.50	112.911	\$449,344.00
ACADEMY OF TRADES & TECH ST. CHARTER (APS)	138.00	138.684	\$551,911.01
ACE (APS)	399.00	36.799	\$146,446.40
ALBUQUERQUE SIGN LANGUAGE ST. CHARTER (APS)	100.00	67.510	\$268,664.82
CESAR CHAVEZ COMM. ST. CHARTER (APS)	203.50	158.844	\$632,140.35
NEW AMERICA SCHOOL (APS)	351.00	75.319	\$299,741.75
NEW AMERICA SCHOOL (LAS CRUCES)	292.00	126.144	\$502,006.45
THE GREAT ACADEMY (APS)	236.00	155.100	\$617,240.61
TOTAL	3,311.50	1,604.436	\$6,385,061.64

SIGNIFICANT ISSUES

SB279 modifies Section 22-8-23 NMSA 1978, by excluding any school that is a supplemental accountability model school that qualifies for a modified accountability calculation pursuant to department rule from eligibility to generate and receive school size adjustment units.

SB279 provides a definition of SAM schools that is consistent with current rules. However, the PED, in conjunction with the New Mexico Coalition of Charter Schools has agreed to review and update that rule because of concerns with the current language:

- **In the bill's definition, it indicates that poor grades would be a qualifying factor for a Supplemental Accountability Model. Supplemental Accountability Model schools should be defined by special student population characteristics, and not by their achievement; having such a policy would incentivize student failure.**

For the purpose of determining whether or not a school is eligible to generate school size units, the bill defines a supplemental accountability model school as a school that, from the time it was established, has had its primary mission addressing the needs of students who are at risk of educational failure as indicated by poor grades, truancy, disruptive behavior, eligibility for special education services or other factors associated with temporary or permanent withdrawal from school and that meets requirements pursuant to department rule.

ADMINISTRATIVE IMPLICATIONS

The impact should be minimal. These schools would need to be coded correctly in STARS to ensure that they would not generate size units.