



The Legislature
of the
State of New Mexico

50th Legislature, 1st Session

LAWS 2011

CHAPTER 140

SENATE EDUCATION COMMITTEE SUBSTITUTE FOR

SENATE BILL 605, as amended

Introduced by



Chapter 170

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
EXPANDING THE NUMBER OF PROVIDERS ELIGIBLE FOR
PRE-KINDERGARTEN SERVICES; ALLOWING THE PUBLIC EDUCATION
DEPARTMENT TO PROVIDE APPLICATIONS FOR PRE-KINDERGARTEN
SERVICES.

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

SECTION 1. Section 32A-23-5 NMSA 1978 (being Laws 2005,
Chapter 170, Section 5) is amended to read:

"32A-23-5. PRE-KINDERGARTEN--ELIGIBILITY.--
Pre-kindergarten services may be provided by public schools
or eligible providers on a per-child reimbursement rate in
communities with public elementary schools that are
designated as Title 1 schools."

SECTION 2. Section 32A-23-6 NMSA 1978 (being Laws 2005,
Chapter 170, Section 6) is amended to read:

"32A-23-6. REQUESTS FOR PROPOSALS--CONTRACTS FOR
SERVICES.--

A. Each department shall publish a request for
proposals or a request for applications that contains the
same requested information for pre-kindergarten services.

B. Eligible providers shall submit proposals or
applications for pre-kindergarten services to the appropriate
department. An eligible provider's proposal or application

1 shall include a description of the services that will be
2 provided, including:

3 (1) how those services meet children, youth
4 and families department or public education department
5 standards;

6 (2) the number of four-year-old children the
7 eligible provider can serve;

8 (3) site and floor plans and a description
9 of the facilities;

10 (4) revenue sources and amounts other than
11 state funding available for the pre-kindergarten program;

12 (5) a description of the qualifications and
13 experience of the early childhood development staff for each
14 site;

15 (6) the plan for communicating with and
16 involving parents in the pre-kindergarten program;

17 (7) how those services meet the continuum of
18 services to children; and

19 (8) other relevant information requested by
20 the departments.

21 C. Each department shall accept and evaluate
22 proposals or applications for funding for pre-kindergarten.

23 D. For funding purposes, applications and
24 proposals shall be evaluated and priority given to programs
25 in communities with public elementary schools that are

1 designated as Title 1 schools and that have at least
2 sixty-six percent of the children served living within the
3 attendance zone of a Title 1 elementary school. Additional
4 funding criteria include:

5 (1) the number of four-year-olds residing in
6 the community and the number of four-year-olds proposed to be
7 served;

8 (2) the adequacy and capacity of
9 pre-kindergarten facilities in the community;

10 (3) language and literacy services in the
11 community;

12 (4) the cultural, historic and linguistic
13 responsiveness to the community;

14 (5) parent education services available for
15 parents of four-year-olds in the community;

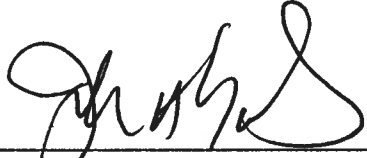
16 (6) the qualifications of eligible providers
17 in the community;

18 (7) staff professional development plans;

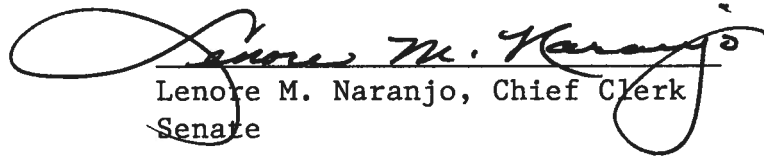
19 (8) the capacity of local organizations and
20 persons interested in and involved in programs and services
21 for four-year-olds and their commitment to work together;

22 (9) the extent of local support for
23 pre-kindergarten services in the community; and

24 (10) other relevant criteria specified by
25 joint rule of the departments.



John A. Sanchez, President
Senate



Lenore M. Naranjo, Chief Clerk
Senate



Ben Lujan, Speaker
House of Representatives



Stephen R. Arias, Chief Clerk
House of Representatives

Approved by me this 7th day of April, 2011



Governor Susana Martinez
State of New Mexico