**ARTICLE 10A Certification**

**SECTION 22 ARTICLE 10.A; School Personnel Act**

**22-10A-7 Level one licensure.**

**Level one teacher’s minimum salary - $ 41,000. \***

**22-10A-10. Level two licensure.**

**Level two teacher’s minimum salary - $ 50,000.**

**22-10A-11. Level three licensure; tracks for teachers and school administrators.**

**Level three teacher’s minimum salary - $ 60,000.**

Section 22-10A-11 NMSA 1978 uses a responsibility factor/multiplier to determine the following salary minimums for school principals and assistant principals, based upon the minimum salary of a level 3A teacher of $60,000:

**Statutory Minimums:**

Elementary school principal salary - $72,000

Middle school principal salary - $84,000

High school principal salary - $96,000

Elementary school assist. principal salary - $66,000

Middle school assist. principal salary - $69,000

High school assist. principal salary - $75,000

\*Though the School Personnel Act provides a minimum salary of $40,000 for a level one licensed teacher, the *General Appropriation Act of 2020* provides for a minimum salary of $41,000 and carries the weight of law.

**22-10A-20. Staffing patterns; class load; teaching load.**

**Kindergarten Elementary – 20 students; where 15-20 students requires an Education Assistant**

**Grades 1, 2 and 3 Elementary – average 22 students; where any teacher in grade 1 with greater than 21 students requires an Educational Assistant**

**Grades 4, 5 and 6 Elementary – average 24 students**

**Grades 7 through 12 – 160 students; where** **English teachers in grades 7-8 is 135 with 27 students per class and English teachers in grades 9-12 is 150 with 30 students per class.**

Only classroom teachers charged with responsibility for the regular classroom instructional program shall be counted in determining average class loads. Students receiving special education services integrated into a regular classroom for any part of the day shall be counted in the calculation of class load averages. Students receiving special education services not integrated into the regular classroom, band or music classes or athletic electives do not count for class load requirements.

**22-10A-20 (G) NMSA 1978 Waivers**

The state superintendent [secretary] may waive the individual school class load requirements, for no longer than two consecutive years, if: no portable classrooms are available; no other available sources of funding exist to meet its need for additional classrooms; the school district is planning alternatives to increase building capacity for implementation within one year; and the parents of all children affected by the waiver have been notified in writing: of the statutory class load requirements; that the school district has made a decision to deviate from these class load requirements; and of the school district plan to achieve compliance with the class load requirements.

**Do you meet the requirements of 22-10A-20 as of last years’ first and second reporting period?**

**\_\_\_\_\_\_\_\_\_\_ Yes \_\_\_\_\_\_\_\_\_\_ No**

**If not, are you operating under a waiver pursuant to 22-10A-20 (G) NMSA 1978?**

**\_\_\_\_\_\_\_\_\_\_ Yes \_\_\_\_\_\_\_\_\_\_ No**

**Do you intend to request a waiver pursuant to 22-10A-20 (G) NMSA 1978 in fiscal year 2020-2021?**

**\_\_\_\_\_\_\_\_\_\_ Yes \_\_\_\_\_\_\_\_\_\_ No**

**22-10A-20 (K) NMSA 1978 Waivers**

The department may waive the individual class load and teaching load requirements upon a demonstration of a viable alternative curricular plan and a finding that the plan is in the best interest of the school district and that, on an annual basis, the plan has been presented to and is supported by the affected teaching staff.

**Are you operating under a waiver pursuant to 22-10A-20 (K) NMSA 1978?**

**\_\_\_\_\_\_\_\_\_\_ Yes \_\_\_\_\_\_\_\_\_\_ No**

**Do you intend to request a waiver pursuant to 22-10A-20 (K) NMSA 1978 in fiscal year 2020-2021?**

**\_\_\_\_\_\_\_\_\_\_ Yes \_\_\_\_\_\_\_\_\_\_ No**

**Signature certifies that the school district or charter school verifies that either statutory class loads are being met or that a waiver is in place, or that one will be requested in the upcoming budget year.**

**ARTICLE 8 CERTIFICATION**

**SECTION 22 ARTICLE 8 Budgets; Approval of Operating Budget**

**22-8-11. C. The department shall not approve and certify an operating budget of any school district or charter school that fails to demonstrate that parental involvement in the budget process was solicited.** The school district/charter school verifies that compliance with all aforementioned statutes have been adhered to in the development of the ensuing fiscal year operating budget.

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| --- | --- |
| **District/Charter School:** | **County:** |
| **Superintendent/Charter School Administrator:** | **Date:** |