

LFC Requester:	Becerra
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**AGENCY BILL ANALYSIS
2021 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:
Original **Amendment** _____
Correction _____ **Substitute** _____

Date 2/10/2021
Bill No: HB247

Sponsor: Tara L. Lujan
Short Title: AFTER SCHOOL & SUMMER PROGRAMS

Agency Name and Code PED-924
Number: _____
Person Writing John Sena
Phone: 505-570-7816 **Email** John.Sena@state.nm.us

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY21	FY22		
	2,000.00		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY21	FY22	FY23		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY21	FY22	FY23	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total						

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: Duplicate of SB206, After School Programs Funding
Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

House Bill 247 (HB247) would appropriate \$2 million to the Public Education Department (PED) for after-school and summer enrichment programs.

FISCAL IMPLICATIONS

HB247 would appropriate \$2 million from the general fund to PED for expenditure in FY22 for after-school and summer enrichment programs. Any unexpended or unencumbered balance remaining at the end of FY22 shall revert to the general fund.

To administer the appropriation, PED would need an additional Full Time Equivalency (FTE), determine an existing appropriate position within the department where a percentage of the employee’s time and effort could support the provisions of the bill, or identify a contractor for programmatic review and oversight.

SIGNIFICANT ISSUES

Taking into account funds for programmatic and fiscal oversight, the appropriation in HB247 could potentially fund between 38 and 40 sites in FY2022, depending on the number of applications and the amount requested in applications approved through a competitive RFA process. Prior legislative allocations for after-school and summer enrichment programs administered through a competitive RFA process have usually been capped at \$50 thousand per program, based on RFA guidance. During the 2018-2019 school year, PED received \$325 thousand for the Afterschool and Summer Enrichment program, which supported 10 after-school and summer enrichment programs across the state. PED did not receive funds for the program during the 2019-2020 and the 2020-2021 school years.

The bill does not specify if the recipients of the funds would be school districts and charter schools. It is also unclear if a community-based organization could apply directly for these funds and provide services on a school campus or an alternative off-campus location. This could be part of a menu of funding sources to support required after-school activities for school districts participating in the Extended Learning Time Program (ELTP).

Approximately 90 centers across the state receive funds for after-school programs through the federal 21st Century Community Learning Centers from the U.S. Department of Education.

According to [Afterschool Alliance](#), a national nonpartisan and nonprofit organization, quality after-school and summer enrichment programs include opportunities for academic enrichment and reinforcement that support what is taught during the school day. In addition to providing opportunities for physical activity, such programs also provide an opportunity for students to receive nutritious snacks when an after-school or summer enrichment program participates in U.S. Department of Agriculture's (USDA) Afterschool Snacks Program. These program components may support the link between health and academic success. According to the national research report, [America After 3PM](#), 10.2 million children (18 percent) participate in an after-school program. The report further emphasizes that, in communities across the United States, 11.3 million children are without supervision between the hours of 3 and 6pm.

[Research by the U.S. Department of Justice](#) indicates violent crimes by juveniles occur most frequently in the hours immediately following the close of school on school days.

According to a 2018 Legislative Finance Committee (LFC) Report, [Program Evaluation: Instructional Time and Extended Learning Opportunities in Public Schools](#), additional instructional time can serve as an important tool to expand learning opportunities, helping to offset learning gaps for low-income students. Additional learning time provides for more time engaged in academic classes, more time for enrichment activities, and more time for teacher collaboration and professional development. Longer school years, in particular, can help to offset summer learning loss that disproportionately affects low-income students. Any additional time must be high-quality time in order to be effective. Summer and afterschool programming can also augment instructional time and help to offset the disparity in enrichment opportunities between low-income and other students. These programs can have positive academic benefits for students, but funding fluctuates from year to year and is inadequate to meet demand. For example, the percent of grant applications that received state funding for afterschool and summer programs decreased from 56 percent in FY16 to 19 percent in FY18 due to an increase in applications and a decrease in state appropriations for afterschool programs.

PERFORMANCE IMPLICATIONS

N/A

ADMINISTRATIVE IMPLICATIONS

PED would need to develop and issue a Request for Application or develop a Request for Proposal with eligibility criteria, evaluate the submissions, issue award letters, and monitor awards. PED would need to provide compliance and oversight of approved programs, including the fiscal monitoring of Budget Adjustment Requests and Requests for Reimbursements, and program monitoring in the field. To ensure high-quality out-of-school time programming, PED would need staff to be responsible for programmatic and fiscal oversight.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

Duplicate of SB206, After School Programs Funding

TECHNICAL ISSUES

N/A

OTHER SUBSTANTIVE ISSUES

N/A

ALTERNATIVES

N/A

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

N/A

AMENDMENTS

N/A