

Charter Contract Amendment for New America School – Las Cruces

July 1, 2022 – June 30, 2027

This Charter Contract Amendment (“Amendment”) is hereby entered into by and between the New Mexico Public Education Commission (“PEC”) and the governing body of New America School – Las Cruces, a New Mexico Charter School (the “School”), effective the 1st day of July 2022. The PEC and School are together referred to as the “Parties.”

WHEREAS, a charter contract and performance frameworks currently exist between the PEC and the School that are valid through June 30, 2022 (the contract, all amendments thereto and the performance frameworks shall be referred to hereafter as “Existing Contract and Performance Frameworks”).

WHEREAS, the PEC has approved the School for a five-year charter renewal period from July 1, 2022 to June 30, 2027 (the “Term”);

WHEREAS, the PEC and state-authorized charter schools, including the School, intend to work together in good faith to look to create a new performance framework template that would allow for more options for assessment of charter schools considering the unique missions and student populations of charter schools; and

WHEREAS, the PEC and state-authorized charter schools, including the School, intend to work together in good faith to create a new charter contract template that may, upon agreement of the Parties, replace the Existing Contract to ensure both Parties’ contract rights and responsibilities are more accurately and clearly articulated.

IT IS THEREFORE AGREED BETWEEN THE PARTIES THAT the Existing Contract between the PEC and the School is extended and amended as follows:

- 1.) The PEC renewed the School for the Term without conditions.
- 2.) The Existing Contract and Performance Frameworks is extended for the Term as amended herein until superseded or replaced by the Parties.
- 3.) The mission statement of the School (Section 4, 2) is modified and is as follows:

To empower all students, especially the academically underserved, with the educational support they need to reach their potential, succeed in life, and realize the American Dream.

- 4.) Educational Program:
 - a. The educational program of the School (Section 4, Subsection 4) is unchanged and is follows:

- i. Each classroom has essential parts to each lesson which are reflected in teacher lesson plans:
 - a. a warm-up or question to trigger prior knowledge,
 - b. guided instruction,
 - c. student practice or application, and
 - d. exit.

Within each lesson, students are required to “SWRL”: speak, write, read, and listen.

- ii. The school implements best practices for second language learners (e.g., WIDA).
 - iii. NAS-LC offers tutoring on Fridays for all interested students.
 - iv. Students over the age of 18 have the opportunity to attend NAS-LC classes after the traditional school day.
 - v. All full-time teachers annually receive professional development to support vocabulary and content objectives.
- b. The school uses Edgenuity in the classroom and for students at home who opt in. The expectation is that students will participate in-person at the school. However, the school may offer a full virtual program for students upon request. Teachers are available at specific times to support the Edgenuity classes. Edgenuity assessments are overseen in person on campus.

Families of students under 18 participate in the determination as to whether the students are allowed to take individual virtual classes or the full virtual program.

5.) The Notice section of the Contract is updated as follows:

Notice. Any notice required, or permitted, under the Contract shall be in writing and shall be effective immediately upon personal delivery, upon receipt of electronic mail, or three (3) days after mailing to the following:

Charter School:	New Mexico Public Education Commission:
Head of School Governing Board Chair	Chair of the Public Education Commission New Mexico Public Education Commission 300 Don Gaspar Santa Fe, NM 87505
At the email addresses provided by the Charter School to the PED and listed on a PED maintained school directory.	At the email address of the Chair of the Public Education Commission as listed
Email is the primary notification.	

	<p>on the PEC website with a copy to: charter.schools@state.nm.us.</p> <p>Email is the primary notification.</p>
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The Commission may make changes in the address of its contact person by posting the change(s) on its website.

- 6) A new definition is added to Section 1:

“Attendance for Success Act” means the compulsory school attendance law set out at § 22-12A-1 NMSA 1978 et.seq., as amended and supplemented.

All references to the Compulsory School Attendance Law are replaced with Attendance for Success Act.

- 7) Attached hereto are revised Performance Frameworks that provide the performance indicators and school specific or mission specific indicators for the School.

8) The Parties intend to work together in good faith to create and renegotiate a new form of contract, which may also contain a new performance framework, by October 15, 2022 (“New Contract”) which date may be extended by agreement of the Parties. If the New Contract is accepted by the Parties, it will replace this Amendment and govern the relationship of the Parties. However, if the New Contract is not completed and agreed to by the Parties by December 31, 2022, the Parties shall operate under this Amendment until such time as revisions/negotiations can be completed and agreed to by the Parties or until either party declares that the Amendment shall stand for the entirety of the renewal term, unless further amended by mutual agreement.

All other terms and conditions of the Existing Contract remain in full force and effect.

IT IS SO AGREED.

NEW MEXICO PUBLIC EDUCATION COMMISSION

By: _____
 Rebekka Burt, Chair

NEW AMERICA SCHOOL – LAS CRUCES

By: Susie Kimble 4/21/22
 Susie Kimble, Governing body President

[Attach minutes or documentation from the PEC and board meeting showing approval]