

Public Education Commission Governing Body Member Change Amendment Form

The Charter Contract was entered into by and between the New Mexico Public Education Commission and [New America School-Las Cruces], hereafter "The School", effective [10] of [November], [2022].
The School was approved for a [5 year] Charter Contract.

NUMBER OF MEMBERS REQUIRED UNDER YOUR SCHOOL'S BYLAWS: 5

NUMBER OF CURRENTLY SEATED GOVERNING BOARD MEMBERS: 5

☒ **RESIGNATION**

EFFECTIVE DATE OF RESIGNATION, AS PROVIDED ON THE WRITTEN NOTICE FROM THE RESIGNING BOARD MEMBER: October 14, 2022

NAME OF INDIVIDUAL RESIGNING: Jennifer Kozlowski Garcia

☐ **REMOVAL**

DATE OF REMOVAL:

NAME OF INDIVIDUAL BEING REMOVED:

REASON FOR REMOVAL:

DESIGNATION OF NEW BOARD MEMBER TO ☐ AN EXISTING POSITION OR ☒ A NEW POSITION

EFFECTIVE DATE OF APPOINTMENT, AS PROVIDED IN WRITTEN NOTICE FROM THE BOARD: November 10, 2022

NAME OF INDIVIDUAL BEING DESIGNATED: Julia Rivera-Tapia

HOME ADDRESS: 4070 Sommerset Arc

PHONE NUMBER: 505-553-6788

EMAIL ADDRESS: julia.rivera-tapia@jpaultayloracademy.org

NAME OF BOARD MEMBER BEING REPLACED: Jennifer Kozlowski Garcia

☐ **REQUEST FOR EXTENSION:**

☐ **VOTE NOT TO REPLACE MEMBER:**

Submit this form and all supporting documents to charter.schools@state.nm.us

The School's Governing Body Member Change Amendment is hereby submitted by [Margarita Porter, Superintendent] on [November 16, 2022], and affirms the school meets the following eligibility criteria:

- ☐ Amendment must be submitted to the PEC within 30 days of change in membership; and
- ☒ The school's governing board is in compliance with all reporting requirements.



Charter School Representative Signature

11/16/22

Date

The School's Governing Body Member, or Charter Representative Change Amendment was:

☐ Approved

☐ Denied

Chair, Public Education Commission

Date



*Our Mission:
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.*

New America School-Las Cruces

General GC Meeting

Thursday, November 10, 2022

207 S. Main St.

Las Cruces, NM 88001

5:00 PM

AGENDA

Meeting may be accessed via zoom or in-person

To join Zoom Meeting:

<https://us06web.zoom.us/j/88238897692?pwd=bXdWdm9ZMytSc1Z3Y0lGS0ZvbEZJUT09>

Meeting ID: 882 3889 7692

Passcode: wnk6Ye

Students of the Month

- a) Call to order
- b) Pledge of Allegiance
- c) Mission Statement
- d) Public Input

Action Items

- 1. Approval of the agenda
- 2. Approval of the minutes of October 13, 2022
- 3. Discussion and action regarding financial reports and BARs
- 4. Discussion and action regarding retention stipend
- 5. Discussion and action on Special Ed. FTE

Information Items

- 1. Board Training
- 2. Discussion about cannabis case
- 3. Superintendent's Report
- 4. Adjournment

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact mporter@lcnas.org at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact mporter@lcnas.org if a summary or other type of accessible format is needed.

ASSURANCES

My name is Margarita Porter and I reside in Las Cruces NM. I am a member of the governing body for New America School-L.C. a charter school which is located at 207 S. Main St. I assure that in my capacity as a member of the governing body, the CHARTER SCHOOL complies with all applicable federal and state laws governing the organizational, programmatic, and financial requirements applicable to charter schools, including:

1. The CHARTER SCHOOL'S admission processes are in compliance with Sections 22-2-4(A)-(D) and 22-8B-4.1 NMSA 1978.
2. The CHARTER SCHOOL'S admission process do not discriminate against anyone regarding race, color, age, religion, national origin, ancestry, sex, sexual orientation, gender identity, spousal affiliation, physical or mental disability, or serious medical condition.
3. The CHARTER SCHOOL is a nonsectarian and non-religious public school.
4. Except as otherwise provided in Section 22-12-5(C) NMSA 1978 the Public School Code, the CHARTER SCHOOL does not charge tuition or have admission requirements.
5. The CHARTER SCHOOL complies with all state and federal health and safety requirements applicable to public schools, complies with Sections 22-8B-4.2(A), (C), and (D) NMSA 1978, and must produce an E-Occupancy certificate for all school facilities.
6. The governing body does not and will not contract with a for-profit entity for the management of the CHARTER SCHOOL.
7. The CHARTER SCHOOL complies with all applicable state and federal laws and rules related to identifying and providing special education services.
8. The CHARTER SCHOOL complies with provisions regarding public property identified in the Public School Code, the New Mexico Procurement Code, and the New Mexico Prohibited Sales Act, the Internal Revenue Code, and other applicable federal and state regulations.
9. The CHARTER SCHOOL ensures that criminal background checks are conducted on all employees and applicable reporting is completed in accordance with Section 22-10A-5 NMSA 1978.
10. The CHARTER SCHOOL ensures that it complies with state regulations regarding the use of volunteers set out in Section 6. 50.18 NMAC.
11. The CHARTER SCHOOL complies with the Age Discrimination Act of 1975, Title VI and Title VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, and the Individuals with Disabilities Education Act.
12. The CHARTER SCHOOL provides equitable access to and participation in its federally assisted program for students, teachers, and other program beneficiaries with special needs.
13. Meetings of the CHARTER SCHOOL Governing Body comply with the New Mexico Open Meetings Act, Sections 10-15-1 et seq., NMSA 1978 and the Inspection of Public Records Act, Section 14-2-1 et seq., NMSA 1978.

14. The CHARTER SCHOOL complies with all requirements of The Family Educational Rights and Privacy Act (FERPA) 20 U.S.C. § 1232g; 34 CFR Part 99.
15. The CHARTER SCHOOL has and will adopt all policies and procedures required by the Public School Code, the New Mexico Administrative Code, and the Public Education Commission.
16. The Governing Body or head administrator of the CHARTER SCHOOL recognizes and works with employee labor representatives, if any.
17. The CHARTER SCHOOL has and will develop personnel policies that comply with all applicable federal and state labor laws, regulations and rules implementing them.
18. The CHARTER SCHOOL had and will develop a curriculum that is aligned to the New Mexico State Standards found in Title 6 Chapter 29 of the New Mexico Administrative Code, as amended.

Margarita Porter
Printed Name


Signature

12/6/22
Date

AFFIDAVIT OF GOVERNING BODY MEMBER

STATE OF NEW MEXICO)
)
COUNTY OF DONA ANA)

I, Julia Rivera-Tapia, after being duly sworn, state: New Mexico

1. My name is Julia Rivera-Tapia and I reside in Las Cruces, New Mexico.
2. I am a member of the governing body of the New America School-Las Cruces, in Las Cruces, New Mexico.
3. I attest that I am currently not a current governing body member of any other charter school authorized in the state of New Mexico.
4. I have never been a governing body member of a charter school that was suspended or failed to receive or maintain their board of finance designation.
5. I understand that as a member of the New America School-Las Cruces's governing body, I am entrusted with oversight of expenditure of public funds in accordance with all applicable laws, regulations and rules, including but without limitation any laws or rules pertaining to conflicts of interest, public school finance, and procurement.

Julia Rivera-Tapia

[Signature]

11.28.2022

Date

Julia Rivera-Tapia

[Print]

VERIFICATION

The forgoing Affidavit of Governing Body Member was subscribed and sworn to before me, this 28th day of November, 2022.

[Notary Seal:]

YVONNE MONTOYA
NOTARY PUBLIC
STATE OF NEW MEXICO
COMMISSION # 1045483
COMMISSION EXPIRES: 01-11-2023

My commission expires: January 11, 2023.

Yvonne Montoya
NOTARY PUBLIC

STATEMENT OF GOVERNING BODY TO CONSULT WITH PED

We, the undersigned, make up the governing body of the New America School-Las Cruces, located in Las Cruces, New Mexico.

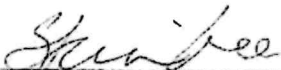

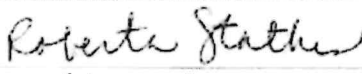
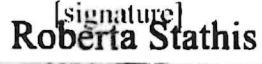
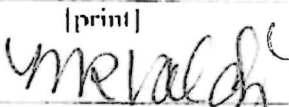
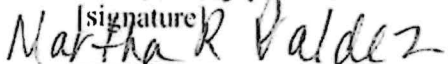
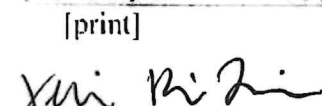
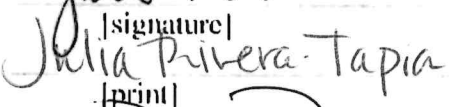


In accordance with 6.80.4.16 NMAC, we agree to consult with the New Mexico Public Education Department on any matter not covered by the manual of accounting and budgeting before taking any action related to funds held as a board of finance.

We make this statement as part of New America School-Las Cruces's application to the Public Education Commission for status as a board of finance under 6.80.4.16 NMAC.

We understand that we must retain or hire a Licensed School Business Manager as soon as financial feasible and, thereafter, notify the New Mexico Public Education Commission within 30 days of hiring and/or changing in a Licensed School Business Manager for the school, and a new, signed "Affidavit of Financial Custodian" must be submitted.

We understand that we must submit an Affidavit of Governing Body Member to the Public Education Commission within 60 days of a change in membership of our governing body.

THE FOLLOWING MEMBERS OF THE NEW AMERICA SCHOOL-LAS CRUCES GIVE THE FOREGOING STATEMENT THIS 28 DAY OF NOVEMBER, 2022.

1. 
[signature]

Susie Limble
2. 
[signature]

Roberta Stathis
3. 
[signature]

Martha R Valdez
4. 
[signature]

Julia Privera-Tapia
5. 
[signature]

Oscar Juarez Jr

Attach additional pages if membership exceeds five.