

	A	B	C	D	E
1	Framework	PP	Topic	Comment	Suggested PEC Response (DRAFT)
2	Overall	5	Rating Scale	The language used here should be consistent with the language of the contract and the rule.	Consulted with Julia. This comment should be addressed once all documents are completed.
3	Overall	5	Rating Scale	established in law in 22-8B12K and is something that PEC finds. That needs to be the first statement for this designation. I suggest the following language before the language you have "A school may receive a designation from CSD of "not on track for renewal" if CSD finds one or more of the grounds for non-renewal in NMSA 22-8B-12K are present. In addition to other	Framework guidance NOT the renewal guidance. I strongly suggest keeping this document solely about the implementation of the frameworks and create a separate guidance document that outlines PEC's renewal policy. Adding this language into this document undermines the transparency this document is meant to provide. Perhaps add as a footnote?
4	Overall	5	Format	Just a minor point, I would use white font here. It is difficult to read the red font on the colored background	Accepted
5	Overall	6	Format	Once this is adopted, you will not refer to it as revised. It will be the PF	Accepted
6	Academic	7	Growth Target	<p>You can set a growth target. However, you may need to define this further. It seems like you will need to have the negotiated PF indicate how the target will be set for each student, when that will be established, and possibly what happens if the school switches testing.</p> <p>Perhaps state that if the testing is not completed or the growth measure is not completed for some reason, then the default option applies.</p> <p>This seems very broad. It would need to be defined in the contract what the "other" is and how it will be scored. What happens if a school then changes the testing or the company changes the "other"?</p>	<p>The language in the framework is intentionally broad, as this is a framework designed to accommodate multiple types of assessments, which have multiple ways of measuring growth.</p> <p>Added to framework: Supplemental proficiency and growth data using PED-approved nationally normed assessments or, under special circumstances, with PEC-approved rationale, nationally and/or state normed assessments with explicit growth targets and business rules for calculating the growth target as agreed to in the school's charter contract.</p> <p>Added to Options 2 and 3:</p> <p>If the testing data is not provided to CSD for review by the timeline established by CSD, the results are considered invalid and the school defaults to Option 1.</p> <p>If the school changes assessments, and with it the growth targets, it is considered a material change of the charter contract and requires PEC approval.</p>

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7	Academic	8	Falls Far below	I think this option is falls below the standard of yellow. The way this reads a low performing school could not fit into any category.	Rewrote as suggested
8	Academic	8	Default to Option 1	would add that if the growth category of the pre-approved testing is not able to be scored for any reason, the school defaults to Option 1.	Added to Options 2 and 3: If the testing data is not provided to CSD for review by the timeline established by CSD, the results are considered invalid and the school defaults to Option 1. If the school changes assessments, and with it the growth targets, it is considered a material change of the charter contract and requires PEC approval.
9	Academic	8	Reading and math	I'm sure you have discussed this, but a school could focus on reading and exceed even with the lowest possible math scores due to the "and/or". It seems like a school would only have to worry about the "or".	Fixed to "And"
10	Academic	8	Rating Scale	This may be circular. Isn't a score in this section (Exceeds, meets, does not meet) based, in part, on how they score here? So how will they score a does not meet before you start scoring this one? Then, reference the full name of the term "Does Not Meet Success Criteria"	Academic growth of each student group with 20+ students. Blue (Exceeds) = In reading and/or math, each student group has at least 75% of students meet their growth target Green (Meets) =In reading and/or math, each student group has at least 63% of students meet their growth target Yellow (Working to Meet) = In reading and/or math, one or more student groups has fewer than 63% of students meet their growth target BUT the school does not meet the criteria of Does Not Meet. Red (Does Not Meet) = In reading and/or math, over half of the student groups have fewer than 33% of students attain their student growth target. Should we change this to the default language from Part I?
11	Academic	8	Rating Scale	Red in each area should be "does not meet one of the criteria above." Here, this seems like a new type of scoring.	Suggest keeping red defined and Yellow as the relational measure and add clarity to language as needed.

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12	Academic	9	Student Group Performance	This is not a "and/or" as above and therefore is substantially harder to meet.	Fixed
13	Academic	9	Student Group Performance	Is this intended to be when a school uses Option 3 above? If so, you should define option 3 with a name and then use that defined term here.	Unsure how to resolve
14	Academic	11	General	Educational program. All terms between the contract, PF and rule should be the same.	Consulted with Julia. This comment should be addressed once all documents ar
15	Academic	11	Fidelity to charter contract	After the contract is entered into, the charter application has no more applicability. It should only reference the contract and amendments	We stated "intendend in charter application and documented in contract." Removed the "intended in charter application"
16	Academic	11	Fidelity to charter contract	This is a CSD document that will result in the annual report, that will later be accepted by the PEC I don't see how the PEC can make this assessment if there is an argument about whether something is fully implemented or not.	Removed reference to PEC
17	Academic	11	Fidelity to charter contract	I'm not sure that this says what you intend. It says "are fully implemented" and then says "is not fully implemented". Do you mean "was not fully implemented at some point during annual assessment period, and has now been remedied"? When does the remedy need to take place? What if the program is remedied the last week of	Revised language to be more clear.
18	Academic	11	Conducive Learning Environment	I'm not sure what "concurring enrollment" means.	Removed reference -- technical term.
19	Academic	12	Conducive Learning Environment	This is not a sentence, so I am not sure what you mean.	Fixed by clarifying definition

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20	Academic	12	Conducive Learning Environment	Is this how you intend it? If there are 200 kids, 100 boys and 100 girls and 18 don't come back, they meet the top category of 90%. But then if 11 are girls and 8 are boys (which is the exact same population and number of kids who left), then they fall into green. Some it seems to be different counting of the same population	Yes--this is the correct interpretation. As with federal and state calculations of student populations, all students have multiple identities and will be counted in multiple groups. For example, a single student could count in the following categories: all students, a race/ethnicity designation, gender, Special Education, Multilingual Learner. The only designation that trumps another is ethnicity. If a student is "hispanic/latinx", the student would not
21	Academic	12	Conducive Learning Environment	These need ";" and an "and" before the last criteria	Fixed
22	Academic	12	Conducive Learning Environment	Red should be "does not meet a criteria above." We do not want schools somehow landing between categories or not in a category.	Red defines those that do not meet the criteria. All schools that do not meet red or green fall into yellow. There are no schools that would not fall into a category.
23	Academic	12	Conducive Learning Environment	I would like the PEC to at least be able to consider adding to this list for a school that raises an additional category. For example, I hear that many school lose kids when they don't have an organized sport program. If the PEC can consider a reasonable change to this list, then this seems sound.	Addressed
24	Academic	12	Conducive Learning Environment	I'm not sure that Y1 is the right term. Is it in a starting grade. Isn't moving out of state included in "move out of the catchment area". The contract does not use "catchment area". The same term should be used.	Addressed
25	Academic	12	Conducive Learning Environment	Some students go to remote learning due to illness or medical reasons. You might consider adding that.	Addressed
26	Organizational	13	Intro	This is defining state charter school criteria only. Change "public" to "state charter".	Addressed

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27	Organizational	13	Intro	I'm not sure what is intended by the phrase "that govern to meet the needs of all New Mexico families wishing to enroll in their school." I would take that out. I could see a school using it as an argument against a CSD assessment.	Fixed
28	Organizational	14	Governance	Do you want to say "during the school year"? What happens if there are vacancies on June 15, what would the rating be? Would CSD check again after 45 or 75 days?	Added "during the school year" although I suggest considering leaving, as governing bodies work year round. The actual process for ensuring compliance will need to be defined by CSD in their business rules document.
29	Organizational	14	Governance	Who gives the extension? This should be a form or amendment or notification, or identified in the contract	This documents the current process used to verify according to CSD. The exact process will need to be added to the business rules or a policy document.
30	Organizational	14	Governance	I don't think that this is drafted as you intend it. Is it 80% of board members? Or do you add up all needed training hours and then all training hours taken and that has to be 80? Right now it reads as if the training hours need to take the training hours, I think	This is how it was intended to be implemented--80% of the training hours (so a few board members meeting 100% of training hours could, hypothetically, address of school that has a non-compliant volunteer board member. This allows for flexibility and support of schools and does not penalize an entire school board for a
31	Organizational	14	Governance	Red should be not yellow or green	Addressed--although, I find it helpful to clearly define red.
32	Organizational	14	Governance	There is more to the OMA, including when a school goes into closed session. If you don't want to review for that, then limit it to posting notice of meeting and minutes.	Addressed to limit to "posting notice of meetings and minutes"

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33	Organizational	14	Governance	The OMA does not require that a school provide CSD meeting minutes, and that seems like a lot for CSD to manage. The OMA requires A draft copy of the minutes is required to be prepared within ten working days of the meeting. Draft copies of minutes must be available for public inspection and should clearly indicate on the draft that they are not the official minutes and are subject to approval by the public body. The public body must approve, amend or disapprove draft minutes at the next meeting of a quorum, and the minutes are not official until they are approved. They are subject to inspection of public records and are not required to be published.	Addressed by changing to "draft copy of the minutes"
34	Organizational	15	Lottery Guidance	The Lottery guidance is not required. If PED or PEC does a rule about lottery criteria, then it could be enforced. The lottery guidance could be put into the contract, but presently is not there	This is a current practice. It is important to monitor lotteries. If this is not part of the charter contract, this is a grave oversight.
35	Organizational	15	Legal Requirements	Schools do not have to be in compliance with guidance. I think it is more appropriate to reference "rule" rather than "code" Right now, the PEC does not have "policy", but has notifications and amendment forms. I would leave out "PEC policy" and "PED guidance." The contract will require that the school submit the right notifications or	Removed "PEC policy". Referencing "Rule". Keeping Guidance, as this is the only document schools have to work from.
36	Organizational	15	Legal Requirements	Is this document [annual compliance calendar] ready? I don't see it. What is meant by "published"? Typically that means in a newspaper in legal terms. What is the "PEC Public Discussion"? Is it due before or after this discussion? I would just set that the document is due by a date certain. June 1 may be fine	I would force a PEC public discussion of the Compliance Calendar to provide schools with the opportunity to give public comment and to ensure that there is no overreach by PED.
37	Organizational	15	Legal Requirements	This needs to be consistent with the contract and proposed rule, and would need to be reworded. For example, a school on a Corrective Action plan is not in good standing. Then Good Standing is a PEC designation, and not also something to be considered by an authorized representative.	Consulted with Julia. This comment should be addressed once all documents are completed.

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38	Financial	17	Days cash on hand	is this a snap shot? Why would it be compared from the previous year?	This is a snap shot in time based upon the audit. The comparison from the previous year is to allow schools that have less than the 60 days cash but more than 30 with a positive trend over last year to meet the requirements signifying progress. I don't think a change is needed.
39	Financial	17	Fiscal Audit	The existing PF for last year's renewing charters had language on audits that they felt was the right language. You might compare this language to that.	I don't have this language.
40	Financial	17	Reporting	one or a part of it? What are frequent, repeated errors and how will CSD determine that?	second deals with quarterly financial statements. The other language about frequent, repeated errors is language from
41	Financial	18	Fiscal Oversight	Several of these items are more than expectations (Licensed business manager, and the required committees. They also have to maintain the board of finance requirements in law and statute. I think that they should "adopt, maintain and follow" their policy. The second bullet seems like an "expectation". If that is required somewhere, then the Green and Red can be assessed. An "expectation" is different than "compliance with the requirements." That may be a good list, but I would clarify where	Add follow" to the first bullet. Corina could add in the legal citations for the last two bullets.
42	Organizational	17	Good Standing	This will be inconsistent with the contract and rule. Being in Good standing is also only a PEC designation. It should be delegated to authorized representatives.	Address in public discussion
43	Organizational	17	Good Standing	This is better changed this to something related to findings of concern by CSD and other PED bureaus related to violation of PED policies or laws. Where is there an indicator that is marked if the special ed bureau or school safety have found violations. The Good standing designation is a	Address in public discussion
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