

Mosquero Municipal Schools

P.O. Box 258 * 43 McNeil Ave.

Mosquero, N.M. 87733

Phone 575-338-4653 * Fax 575-673-2305

Board of Education

Victor R. Vigil, President
James Ray, Vice-President
Jacob Green, Secretary
William Lewis, Member
Open Position, Member

This meeting will be held in compliance with the New Mexico "Open Meetings Act," NMSA 1978, Section 10-15-1 to 10-15-4. The following agenda sets forth subjects of the meeting. The order in which the Agenda is followed is subject to change by the Board, if a topic on the agenda is permitted by law to be discussed in closed session, the board may or may not, at that time, close the meeting as to such topic. An agenda may be obtained at the main office of the Mosquero Schools, twenty-four (24) hours prior to the meeting. All action items on the agenda are marked with an asterisk (*) and may be first studied, reviewed and discussed by committee. The meeting is also being conducted in accordance with the Americans With Disabilities Act (42 U.S.D.12101 1991). The facility where the meeting is to be held is wheel chair accessible and handicapped parking is available. Requests for sign interpretive services are available. Requests should be received at least 48 hours prior to the meeting. To arrange for those or other handicapped services, please call the number above.

Regular Board Meeting August 10, 2026 @ 6:00 PM Superintendent's Office

Zoom link:

<https://mosquero-net.zoom.us/j/95771097122?pwd=QiKth7wgDQ33RRAXKVkhRgFs5kiJXl.1>

Meeting ID: 957 7109 7122

Passcode: 192580

- 1. Call to Order, Invocation, and Pledge of Allegiance**
- 2. Approve Current Agenda**
- 3. Approve Previous Meeting(s) Minutes**
- 4. Visitors**
- 5. Superintendent's Report:**
 - a. Budget Adjustments**
 - b. Accounts Payable Vouchers**
 - c. Report and Construction Update**
- 6. Action Items:**
 - a. Approve Policy Service Advisories #275-278**
 - b. Approve Eligibility Policy Update**
 - c. Approve Student Handbook Update**
 - d. Approve Amendment to the Existing Coop Agreement**
- 7. Executive Session:**
 - a. Legal**
- 8. Adjournment**

District No. 5

Dr. Johnna Bruhn Superintendent
Lisa Davis, Business Manager
Margaret Green, Secretary

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Regular Board Meeting August 10, 2026 @ 6:00 PM Superintendent's Office

Members Present:

Victor R. Vigil
James Ray (via phone)
Jacob Green
William Lewis

Others Present:

Johnna Bruhn
Lisa Davis
Margaret Green
Hilary Hawks
Amy Jackson
Bobby Kandel
Christina Vigil

Quorum was established by Vice President Ray.

1. Call to Order, Invocation, and Pledge of Allegiance

Meeting was called to order at 6:00 PM. The group said the Pledge of Allegiance and President Vigil led the invocation.

2. Approve Current Agenda

009-2627 Jacob Green moved to approve the agenda as presented. Motion was seconded by William Lewis. All were in favor. Motion carried.

3. Approve Previous Meeting(s) Minutes

010-2627 William Lewis moved to approve the minutes from the July 13, 2026 regular meeting. Motion was seconded by Jacob Green. All were in favor. Motion carried.

4. Visitors – none

5. Superintendent's Report:

a. Budget Adjustments

011-2627 Jacob Green moved to approve BAR #028-000-2627-0008-T in the amount of (\$4,586.66) and BAR #028-000-2627-0009-I in the amount of 22,500.00. Motion was seconded by William Lewis. All were in favor. Motion carried.

Regular Meeting
August 10, 2026

b. Accounts Payable Vouchers

012-2627 William Lewis moved to approve Voucher #2558 in the amount of \$74,999.45, Voucher #2601 in the amount of \$88,339.97, Voucher #2602 in the amount of \$450.00, Voucher #2603 in the amount of \$13,558.93, and Voucher #2604 in the amount of \$186,516.70. Motion was seconded by Jacob Green. All were in favor. Motion carried.

c. Report and Construction Update

Superintendent Bruhn reported to the group about the status of Building 1 (old admin and gym). President Vigil and Supt. Bruhn met with members of PSCOC regarding rebuilding and meeting minimum adequacy standards.

*See hand out. Also, construction at the arena is running behind schedule. It will be ready enough for the event coming up on 8/22.

6. Action Items:

a. Approve Policy Service Advisories #275-278

013-2627 Jacob Green moved to table Advisory #276 and approve Advisories #275, #277, and #278. Motion was seconded by William Lewis. All were in favor. Motion carried.

b. Approve Eligibility Policy Update

014-2627 Jacob Green moved to approve the existing eligibility policy as stands (attached to original minutes). Motion was seconded by William Lewis. All were in favor. Motion carried.

c. Approve Student Handbook Update

Principal Hawks explained the update presented regarding eligibility within the handbook. The update will be a tool to help students maintain eligibility.

015-2627 William Lewis moved to approve the updates under the “Activities” portion and under the “Guideline Governing Participation in Extra-Curricular Activities” of the handbook (attached to original minutes). Motion was seconded by James Ray. All were in favor. Motion carried.

d. Approve Amendment to the Existing Coop Agreement

016-2627 James Ray moved to approve the amendments to #5, #7, and # 8 a. and c. within the existing coop agreement (see attached). Motion was seconded by Jacob Green. All were in favor. Motion carried.

7. Executive Session:

a. Legal

No need for executive session at the time.

8. Adjournment

017-2627 **Jacob Green moved to adjourn at 6:56 PM. Motion was seconded by William Lewis. All were in favor. Motion carried.**



PRESIDENT



SECRETARY

ROY/MOSQUERO ATHLETIC CO-OP PROGRAM

Revised May 3, 2022; Revised August 2026

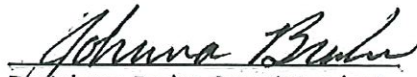
The Roy/Mosquero Athletic Coop was established and plans submitted to the Executive Director of the NMAA by May 31, 2022. The Co-op covers all levels of Football, Volleyball, and Basketball. The Coop as designed will operate from 2022 to 2028, at such time the co-op components will be reviewed.

Components:

1. In the sport of Football, the team will keep the current Roy colors of Maroon and White.
2. The Volleyball the team will use the Mosquero colors of Black and Gold.
3. Basketball will not have either school's colors, but use uniforms of Royal Blue and White.
4. District alignment will be the Northern District as assigned by NMAA.
5. The Athletic Director (AD) in Roy will be responsible for scheduling football games, after consulting with the Mosquero AD and head coach.
6. The Athletic Director in Mosquero will be responsible for scheduling Volleyball games, after consultation with Roy AD and coaches. Home games in Roy will be attempt to be scheduled for their Homecoming game and senior night game.
7. The AD's of both Mosquero and Roy will rank the games by anticipated attendance. Of the highest 3 or 4 attended games the top two will go to the larger capacity gym for home play and the next two in the ranking will be played at the smaller capacity gym. The remaining home games will be fairly split between the two districts, and one-half (1/2) the games on the road, in consultation with head coaches.
 - a. Post-season (district/state) home games will be hosted at the discretion of the head coach, in consultation with the AD's.
 - b. A copy of that ranking will be available at each district with the current year schedule.
8. Expenses for both Varsity and Subvarsity programs will be split as follows:
 - a. Football: Pro rata share by total student count participating from each school.
 - b. Volleyball: 50/50 split from each school.
 - c. Basketball: Pro rata share based on home games in each district.
9. Eighth grade athletes will be allowed to pay varsity sports at the coach's discretion in alignment with NMAA rules: (NMAA RULES) *"Eighth-grade participation at the high school level is permitted with the approval of the local school board. As per NMAA bylaw 6.5.1 A2, the "8th-grade participation form" must be submitted to the NMAA prior to participation. Once the election is made to participate on a high school team, that is the Student's open enrollment choice. A change of school attendance after this open enrollment choice will be governed by the transfer rules outlined in Section VI."*
10. Transportation of Athletes:
 - a. It is recommended that both schools offer athletic/PE periods to begin at 3:00 PM. Additionally, coaches must coordinate an exchange of athletes that represents equity for both schools.
 - b. Since Thursdays are often game days and there may not be a practice on Thursdays, T/TH practices at each school will alternate from year to year UNLESS both schools agree that extenuating circumstances benefit the schedule to stay the same in a subsequent year. Then the next year T/TH practice would alternate to the other district.

- c. Coaches should make every attempt to schedule practices in corresponding fall sports and corresponding winter sports to end at the same time in both districts to facilitate proper supervision and timely transportation of students to each district. Coaches may not leave athletes at the school grounds unattended.
11. Eligibility will be determined in accordance with NMAA requirements and in accordance with each school's board policy.
12. The hiring and evaluation of coaches shall be the responsibility of the Roy and Mosquero School Superintendents with consultation with the Athletic Director's for their respective hirees.
- a. For Football, Roy will hold the contract and applicable hiring decisions.
 - b. For Volleyball, Mosquero will hold the contract and applicable hiring decisions.
 - c. If superintendents do not have a mutual agreement for the basketball coach, the coop committee will be consulted. For the term of this agreement, the basketball contract will be held by Mosquero Schools.
 - d. Salaries are subject to fund availability and budget approval by respective schools.
13. A liaison committee is suggested to meet annually to discuss the co-op agreement. This meeting should be scheduled in April to accommodate NMAA alignment schedules. We propose one administrator and two board members serve on this committee.

Revised agreement accepted by:


Dr. Johnna Bruhn, Superintendent
Mosquero Schools

Date: 8-25-26


Edward Fluhman, Superintendent
Roy Schools

Date: 8-25-26

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Revised May 3, 2022; Revised August 2026

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Revised agreement accepted by:

Dr. Johnna Bruhn, Superintendent
Mosquero Schools

Date: _____

Edward Fluhman, Superintendent
Roy Schools

Date: _____

Mosquero Municipal Schools

"Students are our Number 1 Priority!"

P.O. Box 258 • 43 McNeil Ave.

Mosquero, New Mexico 87733

Telephone: (575) 673-2271 Fax: (575) 673-2305

Johnna Bruhn, Superintendent

Pat Copeland, Business Manager

Margaret Green, Secretary

August 3, 2022

To: Staff, Parents and Students

From: Johnna Bruhn, Superintendent

RE: Sports Eligibility Policy

The Mosquero Municipal School Board has passed the following eligibility requirements for all participants in the New Mexico Athletic Association (NMAA). Please make sure you are familiar with this policy to prevent any misunderstandings. Eligibility is the responsibility of the student.

The eligibility criterion for interscholastic participation shall be in accord with the following:

- Eligibility will be checked for NMAA participants every Monday morning. Administration will notify the student, coaches and parents of any NMAA student participant with a grade of "F". Students with an "F" may not participate in any extracurricular activity held that week, but must participate in practice and attend games.
- A student shall have a 2.0 grade point average with no F's, based on a 4.0 grading scale, or its equivalent, for the semester grading period immediately preceding participation. For students not eligible at the semester, the next six- or nine-week grading period can be used to regain eligibility. Grades earned during a summer session must be placed on a student's transcript by the school registrar prior to the first day of the Fall semester in order for the course to be utilized for eligibility purposes.
- All classwork counted for eligibility must be acceptable for graduation.
- The student must be enrolled in more than half of the school's regular class schedule.
- Regular attendance must be maintained and a student shall not be absent from school for interscholastic extracurricular activities in excess of fifteen (15) days per semester, and no class shall be missed in excess of fifteen (15) times per semester for interscholastic extracurricular activities.
- A grading period shall be not less than six (6) weeks. The provisions of 22-12A-10 shall not apply to students receiving C or D level special education services.
- The cumulative period eligibility for participation shall be applied beginning with the student's academic record in the ninth (9th) grade year.

BOARD OF EDUCATION

Victor R. Vigil
President

Amanda Culbertson
Vice- President

Corey Bell
Secretary

James Ray
Member

William Lewis
Member

ACTIVITIES

AFTER SCHOOL ACTIVITIES

A faculty member or sponsor must supervise students remaining in the building after school hours. Evening activities will also be supervised, including dances, athletic events, concerts, etc. Additionally, elementary students are not allowed to attend extra-curricular school activities unless accompanied by a parent(s), guardian(s), or designated adult.

ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR ACTIVITIES

Mosquero schools will abide by the Eligibility requirement outlined by the NMAA (New Mexico Athletic Association) in Section VI of their bylaws. To aid students in avoiding ineligibility that leads to semester long consequences, the district will review academic standing based on the following criteria:.

1. Grades will be checked weekly.
2. A grade of an "F" in any class will result in academic probation prohibiting participation in any extracurricular activities, including all away travel, until the following grade check.
3. The student must continue to participate in practices and attend home games during the probation period.
4. Administration will notify the student, and coaches of any participant placed on academic probation.
5. Academic probation is lifted at the following weekly grade check if the student grade is above an "F".

ATHLETICS

Participation in athletics is a privilege and not a right.

- 1) To participate in school athletics a student must comply with the standards established by
 - a. the school eligibility policy;
 - b. guidelines from the New Mexico Activities Association; and
 - c. all training rules, dress and appearance standards prescribed by the coach and/or sponsor.

Mosquero High School and the Harding County Coop sponsor a variety of team sports. Currently rodeo, football, volleyball, basketball, and track are offered. The development of fair sportsmanship, strong character, good health, and positive attitudes are supported in these activities. Student athletes are required to sign the Athletic Code of Conduct (Appendix B) before being allowed to participate.

GUIDELINES GOVERNING PARTICIPATION IN EXTRA-CURRICULAR ACTIVITIES

ELIGIBILITY REGULATIONS FOR EXTRA-CURRICULAR ACTIVITIES

The Mosquero Schools strives to have an activity program that is attractive to all students. The school attempts to provide a diversified and balanced program of extra-classroom activities including special interest clubs, physical activities, student government, class organizations, class activities and social activities, etc. Efforts shall be made to encourage participation by students in as many activities as they can afford without jeopardizing the academic aspect of their school academic program. Students participating in any activity that is under the jurisdiction of the New Mexico Activities Association (NMAA) must meet the following eligibility criteria:

1. A student shall have a 2.0 grade point average with no F's, based on a 4.0 grading scale, or its equivalent, for the semester grading period immediately preceding participation. For students not eligible at the semester, the next grading period can be used to regain eligibility. Grades earned during a summer session must be placed on a student's transcript by the school registrar prior to the first day of the Fall semester in order for the course to be utilized for eligibility purposes.

The provisions of this subsection shall not apply to special education students placed in C or D Level Programs.

2. A student must be currently passing in all subjects. "Currently passing" is defined as a cumulative passing grade within the 9-week period.
3. Be a full-time student at Mosquero High School.
4. Comply with all rules and regulations established by the New Mexico Activities Association.
5. Comply with all rules as established by the coach, sponsor, and/or school administration.
6. Shall be in school on the day of a contest and/or the last school day in the week preceding an activity. Exceptions, i.e., absence for valid reasons will be considered by the Superintendent/designee.
7. Shall be in school on the day immediately following an extra-curricular activity, except by permission of the Superintendent/designee.

If an athlete is declared ineligible to participate in an activity because of a "no-pass" situation or a "below-average" conduct rating the coach or sponsor may appeal to the administration for special consideration if they have evidence that extenuating circumstances exist that may warrant special consideration. The 2.0 criteria may be appealed.

For Athletic Participation:

A. Before a student may be issued equipment or begin practice the student must provide the athletic director proof of the following:

1. Positive physical examination report from a medical doctor.
2. Permission slip signed by parent(s).
3. Agreement signed by parent and student certifying the understanding of the athletic regulations and agreement to abide by same.
4. Proper insurance coverage or release of liability.

B. Students are expected to report for sports at the beginning of each sports season. A student must have the minimum days of practice as specified in the New Mexico Activities Association Handbook in that sport before his/her first game.

Students wishing to participate in school and non-school sports during the same season must have the principal's approval for participation in school competition. Non-school games or meets will be counted in the number of games or meets that a student may participate in during the sports season as per New Mexico Activities Association ruling.

C. Eighth grade students may participate on high school teams, as per NMAA regulations with the approval of the parent, coach and athletic director.

D. A student dropping a sport/activity shall use the proper procedure. First, the student must discuss the departure with the coach/sponsor. Second, there must be a conference with the student, parent, and coach/sponsor in attendance. Third, he/she must return all equipment and clear all financial responsibilities with the athletic department/organization. When a student quits a sport after the first contest, he/she may not go out for another sport until the sport he/she quit is concluded for the season, or he/she received permission from both coaches involved and the athletic director.

E. An injured athlete shall report to practice sessions and meetings unless excused by the coach. An injured athlete can continue to observe and help the team as much as his/her condition will allow. If a student is under a physician's care, he/she must have a signed "Return to Participation" form from the physician before participating after the illness or injury.

F. Students are expected to attend all scheduled practices and meetings. If circumstances arise whereby a student cannot attend practice or a meeting, the student shall notify the coach prior to the meeting or practice through personal contact or arrange for notification by his/her parents through a written statement or telephone call.

G. In order for students to participate in an athletic contest or daily practice, he/she must attend all classes that day unless prior arrangements have been made with the principal and athletic director.

Unusual circumstances (i.e. medical or dental emergency) will be handled on an individual basis with administrative approval.

Travel

A. Students will travel with their team in school sponsored transportation to and from out-of-town contests. Students are never to drive themselves to an out-of-town contest. Other special travel arrangements must be made through the administration.

B. Students may continue on to another destination with their parents or legal guardians, or a person that the parent designates, with the following provisions:

1. The coach or athletic director has been presented with a written request from a parent or legal guardian.
2. The parent, legal guardian, or designated person must make personal contact with the coach when he/she picks up the student.

C. On athletic trips the students shall maintain the school vehicles in a state of cleanliness (no trash left on the vehicle). Students shall behave in a manner that does not distract the driver or bring discredit to themselves or the school.

D. On school trips, school rules apply. Infractions will be dealt with as prescribed in the student handbook, (i.e. use of alcohol, tobacco, etc.)

E. Students must be on time for scheduled departure for athletic contests or suffer the consequence of being left behind.

General Appearance and Conduct

A. Student athletes shall adhere to the dress code at all times.

B. Good sportsmanship is a major objective during practice and an athletic contest.

1. Athletes shall not use profane language.
2. Athletes will treat opponents with respect.
3. Athletes will not argue or make unsportsmanlike gestures toward officials, opponents, spectators, or toward each other.

Use of Prohibited Substances

A. The Mosquero Municipal School Board of Education, in an effort to protect the health and safety of its students involved in extra-curricular activities from illegal drugs-alcohol and/or performance-enhancing drug use and abuse, thereby setting an example for all other students adopts Policy IOA (see Policy IOA, Section I) for drug-alcohol testing of students involved in extra-curricular activities.

B. Use or possession of alcoholic beverages, (including the smell thereof) and/or illegal drugs is prohibited. Any athlete using or having in his/her possession alcohol (including the smell thereof) or illegal drugs on school grounds or school trips will be subject to

4. Any removal from these classes for disciplinary or conduct reasons will require repayment of all costs incurred to the school (including books).
5. A lack of effort on the part of the student resulting in a failing grade or any circumstance that requires withdrawal from class at the Mosquero site will require repayment of all expenses incurred by the school.
6. Books for ITV classes are the property of the school, not the student.

ACTIVITIES

AFTER SCHOOL ACTIVITIES

A faculty member or sponsor must supervise students remaining in the building after school hours. Evening activities will also be supervised, including dances, athletic events, concerts, etc. Additionally, elementary students are not allowed to attend extra-curricular school activities unless accompanied by a parent(s), guardian(s), or designated adult.

ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR ACTIVITIES

Mosquero schools will abide by the Eligibility requirement outlined by the NMAA (New Mexico Athletic Association) in Section VI of their bylaws. To aid students in avoiding ineligibility that leads to semester long consequences, the district will review academic standing based on the following criteria:.

1. Grades will be checked weekly.
2. A grade of an "F" in any class will result in academic probation prohibiting participation in any extracurricular activities, including all away travel, until the following grade check.
3. The student must continue to participate in practices and attend home games during the probation period.
4. Administration will notify the student, and coaches of any participant placed on academic probation.
5. Academic probation is lifted at the following weekly grade check if the student grade is above an "F".

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 - a. the school eligibility policy;
 - b. guidelines from the New Mexico Activities Association; and
 - c. all training rules, dress and appearance standards prescribed by the coach and/or sponsor.

Any minor child through his/her parent or legal guardian may file affidavits or written affirmation from an officer of a recognized religious denomination with the State Health Agency, Health and Social Services Department, stating that such child's parents or guardian are bona fide members of a denomination whose religious teaching requires reliance upon prayer or spiritual means alone for healing.

Any minor child, through his/her parent or legal guardian, may file affidavits or written affirmation with the State Health Agency, Health and Social Services Department, stating that such child's parents or legal guardians' religious beliefs, held either individually or jointly with others, do not permit the administration of vaccine or other immunizing agent. Upon filing and approval of such certificate, affidavit, or affirmation, the child is exempt from the legal requirement of immunization for a period not to exceed nine months on the basis of any one certificate, affidavit, or affirmation.

Legal Reference: Health Production: Public School Code, 1976. Section 12-3-4.2, 24-5-3: Exemption from immunization.

GUIDELINES GOVERNING PARTICIPATION IN EXTRA-CURRICULAR ACTIVITIES

ELIGIBILITY REGULATIONS FOR EXTRA-CURRICULAR ACTIVITIES

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1. ~~A student must have a 2.0 grade point average based on a 4.0 scale, or its equivalent, either cumulatively or for the semester immediately preceding participation, in order to be eligible to participate in any extra-curricular activity.~~ A student shall have a 2.0 grade point average with no F's, based on a 4.0 grading scale, or its equivalent, for the semester grading period immediately preceding participation. For students not eligible at the semester, the next grading period can be used to regain eligibility. Grades earned during a summer session must be placed on a student's transcript by the school registrar prior to the first day of the Fall semester in order for the course to be utilized for eligibility purposes.

The provisions of this subsection shall not apply to special education students placed in C or D Level Programs.

MOSQUERO SCHOOLS REQUEST FOR REPLACEMENT OF NEWLY CONDEMNED SPACES:

Existing spaces scheduled to be remodeled in our original award that were condemned May 2026

	San Jon	Des Moines	Springer (109)	Maxwell	Mosquero
New School SF	55,000	44,800	57,308	53,824	19,379
Remodeled SF					4,491
Condemned by CID May 2026					12,573
New Gym Included-	Y-2	Y	Y	Y	No
Seating Capacity-New gyms	175 each	500	0	500	
Seating Capacity-Old remaining gym	demo	demo	412	demo	250
New Track	no (use existing)	Y	Y	Y	NO-end of life
New play field	no (use existing)	Y	Y	Y	NO-doesn't exist
New Multi-Use/PE space	Y	Y	Y	Y	NO-condemned
Enrollment					
District Contribution					
Bld 3-smaller gym					9,713
Fine Arts/Performance/multi-use-lost to cafeteria					4,491
CTE-Media Productions					4,418
Existing/kept sf (100% local bond)	0	0		0	18,622
Bond contribution to remaining spaces		\$0.00	keeping a gym-adding a new multi-use space/with striping	\$0.00	\$ 4,700,000.00
Bond contribution to NEW construction	\$250,000.00		Approx 1 million	\$0.00	\$0.00
Track/Play field-District told PSFA didn't participate		New-Included	New-Included	New-Included	\$3,000,000.00
Bond capacity		\$ 2,557,968	\$2,665,798.00		\$ 3,000,000.00
Available bond					
Taxed mils	11	10.237	8.289	10.131	13/12.1
Ranking for highest taxed districts statewide	33rd	22nd	47th	26th	2nd/12th?

MOSQUERO TOTAL GROSS SF WITH NEW PLANS 2026-27	PSCOC SPON TOTAL GROSS SF W NEW PLANS 2026-27	SF WITHOUT BUILDING ONE REPLACEMENT
New SF 19,379	New SF 19,379	New SF 19,379
Remodeled SF 4,491	Remodeled SF 4,491	Remodeled SF 4,491
Local Bond Contributed SF 14,131		Local Bond Contributed SF 14,131
Replace Condemned-New Bld1 17,250	Replace Condemned-New bld1 17,250	
TOTAL 55,251	TOTAL 41,120	TOTAL 38,001

POLICY SERVICES

ADVISORY

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Policy Advisory Discussion

The following policy advisories are provided based on laws passed during this year's legislative session, recent Public Education Department (PED) regulation and guidance, and generally to improve/update some model NMSBA policies. Not all new education-related laws require a change to policy. The Policy Service has determined that those discussed below do require changes. In addition, the Policy Service anticipates changes in the next few weeks based on Senate Bill 37 which, when it goes into effect, will create the High-Quality Literacy Instruction Act.

The changes to model policies made in this set of Policy Advisories are discussed below:

House Bill 30: Teacher Residency Act Changes. The Teacher Residency Act (NMSA 1978 Section 22-10B-1 *et seq.*) created the teacher residency program in 2020. Teacher residencies are partnerships between teacher preparation programs at public or tribal colleges, and school districts (or charter schools) that provide teacher candidates with a year of clinical experience, with pay, under the guidance of a level two or level three teacher. According to the Legislative Education Study Committee bill analysis, residencies are widely recognized as the strongest method of teacher preparation, with initial research suggesting they produce diverse, highly-effective teachers who remain in classrooms longer.

Prior to the 2026 general session, the Teacher Residency Act, in addition to providing minimum stipend amounts for residents and participating level two and level three teachers and principals at the district level, required the resident to commit to three years of post-completion service at the sponsoring school district. Likewise, the Act stated that the resident had an expectation of employment at the sponsoring school district.

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This year, the Legislature amended the Act to make three changes. Henceforth, the minimum residents' stipends will be a percentage of the minimum required salary for a level one teacher, rather than a fixed dollar amount. The legislation also removed the requirement that the resident commit to teach at the sponsoring school district and replaced it with a commitment to teach at any public school. The Act also specified that the expectation of a job offer at the sponsoring school district was dependent on the district's staffing needs and the residents' performance. These changes are effective May 20, 2026.

The amendments require changes to NMSBA's model policy G-4150 GCIA Teacher Residency Program. Among other changes, the entire section about the district paying stipends is deleted, since residents, mentor teachers, and principals at participating schools are paid by a fund at the state level and not by participating districts. The other change is to make clear that the expectation of continued employment—which still exists—is dependent on the availability of a position in the district and the resident's performance during the residency year.

A link to the Teacher Residency Act:

<https://nmonesource.com/nmos/nmsa/en/item/4368/index.do#!fragment/zoupio-Toc230162741/BQCwhgziBcwMYgK4DsDWszIQewE4BUBTADwBdoAvbRABwEtsBaAfX2zgCYBmABgEYAbBwDsAFj4BKADTJspQhACKiQrgCe0AOSapEQmFwJlqjdt37DIAMp5SAIQ0AlAKIAZZwDUAggDkAws5SpGAARtCk7BISQA>

PED Guidance on Anti-Distracted Policy in Schools: Last year (2025) the legislature adopted SB 11 which required school districts to adopt and implement a wireless communication device policy and for PED to issue guidelines on the minimum requirements for such policies. Prior to PED issuing its guidelines, Policy Service *drafted* Policy Advisory 267 which created two alternative Policy JICJ Use of Cell Phones and Electronic Devices in Schools (J-3150). Just before issuing that Policy Advisory and new policy, PED issued its guidelines which added a requirement that district policies include providing annual and developmentally appropriate digital citizenship instruction for students in kindergarten through grade 12, with topics to include, at a minimum, the effects of screen time on children and risks associated with social media. The Policy Service made the changes to PA 267 and Policy JICJ required by the PED guidelines but then mistakenly provided the original drafts to districts that did not include the change. Now, Policy Advisory No. 276 is included to rectify that error.

Whether districts adopted Alternative 1, Alternative 2, or their own version of a wireless communication device policy, they will need to ensure that the policy includes PED's digital citizenship instruction requirement. The PED guidelines may be viewed here: <https://web.ped.nm.gov/wp-content/uploads/2025/06/PED-Guidance-SB11-AntiDistracted-Policy-in-Schools-060425.pdf>.

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House Bill 256 Defibrillators at School Athletic Events/Practices: Last year (2025 general session), the legislature created a new section of the Emergency Medication in Schools Act which 1) required all schools to develop and implement a cardiac emergency response plan (CERP) which addresses the appropriate use of school personnel to respond to a cardiac arrest or similar life-threatening emergency and 2) to install an automated external defibrillator (AED). The legislation required both the CERP and the installed AED to be in place for each high school for the 2026-2027 school year, and in each elementary and middle school for the 2027-2028 school year. Last year's legislation also required the PED to adopt regulations for the training of school personnel on the use of AEDs. As a result of last year's legislation, the Policy Service issued Policy Advisory 268 and new policy J-5440 JLCEC Cardiac Emergency Response Plan—Automated External Defibrillators.

Two developments necessitate changes to the policy now. First, the PED issued the regulation to address required training of school employees on the use of AEDs (NMAC 6.60.11.10). Second, the Legislature amended the law in 2026 to require a clearly marked and accessible AED during each “school athletic activity” which it defined for purposes of this law as:

a sport or activity organized by a school or school district that involves a physical game or competition against another team, club or entity or practice or preparation for the physical game or competition.

The Policy Service amended model policy J-5440 JLCEC to comply with these changes. Note that the CERP and AED requirements are school-level (not district-level) requirements. Links to the new statute and regulation are provided below.

Note: The PED regulation on required training in the use of AEDs is part of the same regulation that requires training in the detection and reporting of child abuse and neglect, ethical misconduct, professional responsibilities, sexual abuse and assault, and substance abuse. That previously existing required training is addressed in Policy JLF J-6250 Reporting Child Abuse/Child Protection. Policy Service wanted to add a Legal Reference to the regulation at the end of Policy JLF (NMAC 6.60.11.8 and 9) and took the opportunity to make additional changes to Policy JLF to better comply with the statutes on mandatory reporting of child abuse and neglect (NMSA 32A-4-3) and the training required to detect and report it (NMSA 22-10A-32). The changes are shown in Policy Advisory No. 278.

NMSA 1978, § 22-33-6:

<https://nmonesource.com/nmos/nmsa/en/item/4368/index.do#!fragment/zoupio-Toc230163859/BQCwhgziBcwMYgK4DsDWszIQewE4BUBTADwBdoAvbRABwEtsBaAfX2zgCYBmABgEYAbFwAcAVgCcASgA0ybKUIQAiokK4AntADkW6REJhcCFWs069BoyADKeUgCFNAJQCiAGRcA1AIIA5AMiu0qRgAEbQpOySkkA>

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<https://nmonesource.com/nmos/nmac/en/item/18063/index.do#!fragment/zoupio-Toc224059154/BQCwhgziBcwMYgK4DsDWszIQewE4BUBTADwBdoAvbRABwEtsBaAfX2zgCYOAWABgFYAnAEZ+3AJQAaZNIKEIARUSFcAT2gByDZliEwuBEpXqtOvQZABIPKQBC6gEoBRADJOAagEEAcgGEnkqRgAEbQpOzi4kA>

Policy Advisories

Policy Advisory No. 275 – GCIA (G-4150) – Teacher Residency Program. Policy GCIA – Teacher Residency Program is revised to be consistent with the Teacher Residency Act as amended by HB 30 and to remove language that made it appear that districts pay the various stipends related to teacher residency programs.

Policy Advisory No. 276 – JICJ (J-3150) Use of Cell Phones and Electronic Devices in Schools (*Two Alternatives*). As discussed above, Policy Service amends these two alternative policies to comply with PED requirements not included in last year's Policy Advisory No. 267. Whether districts adopted Alternative 1, Alternative 2, or their own wireless communication device policies, they will need to ensure they include the digital citizenship instruction requirement language included in this Policy Advisory.

Policy Advisory No. 277 – JLCEC (J-5440) – Cardiac Emergency Response Plan-Automated External Defibrillators. Policy JLCEC - Cardiac Emergency Response Plan-Automated External Defibrillators is amended to comply with HB 256.

Policy Advisory No. 278 – JLF (J-6250) Reporting Child Abuse/Child Protection. The Policy Service amended this policy to add NMAC 6.69.11 as a Legal Reference at the end of the policy and took the opportunity to make further changes to the text of the existing policy to better comply with the relevant regulation and statutes (as set forth above in the Note to the discussion of HB 256).

If you have any questions or requests call Policy Services at (505) 469-0193 or email Dan Castille, Policy Services Director at rdcpolicyservices@outlook.com.

This Material is written for information only and is not intended as legal advice. Please consult your attorney for legal explanations.

ADVISORY 275

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TEACHER RESIDENCY PROGRAM

The School Board recognizes the benefits of effective teacher preparation efforts in producing more highly qualified teachers, and that collaborative training by experienced teaching staff will foster a more diverse teaching environment for students within the School District and throughout the state. As a result, the School Board favors and will promote participation in the teacher residency program created by New Mexico's Teacher Residency Act, to provide a full academic year of guided apprenticeship in the classrooms of Level Two or Level Three teachers, in partnership with a public post-secondary educational institution or tribal college.

~~Such Level Two and Level Three teachers will receive ongoing evidence-based training in coaching and mentoring teaching residents, and compensation for the time and added responsibilities assumed. The School Board will provide additional support for the teacher residency program, as follows:~~

- ~~• A stipend of not less than thirty five thousand dollars (\$35,000) per year for teaching residents;~~
- ~~• A stipend of not less than two thousand dollars (\$2,000) per year for Level Two and Level Three teachers participating in the program;~~
- ~~• A stipend of not less than two thousand dollars (\$2,000) per year for principals or head administrators at the participating schools;~~
- ~~• Funding of not less than fifty thousand dollars (\$50,000) per year for teacher residency program coordinators at each Public State Public Education Department (PED)-approved teacher residency program.~~

An expectation of continued employment following a resident's completion of the program and receipt of a teaching license is dependent on Teaching residents, upon completion of the teacher residency program, shall receive an expectation of employment from the sponsoring school district, as well as mentoring, professional development and networking opportunities for not less than one (1) year following completion of the program, and shall commit to serve a minimum of three (3) years teaching at schools in such school district the District's staffing needs and the resident's performance, as determined by the District in its discretion.

Adopted: date of manual adoption

LEGAL REF.:

22-10B-3 NMSA

22-10B-4 NMSA 1978 (rev'd 2022)

Note: This material is written by NMSBA for informational purposes only, and not as legal advice. You may wish to consult with your attorney for further explanation and advice as to the content of this advisory.

ADVISORY 276

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USE OF CELL PHONES AND ELECTRONIC DEVICES IN SCHOOLS

(Alternative 1)

School principals, with the approval of the Superintendent and in compliance with Board policy and administrative regulations, shall make rules regarding student use of wireless communication devices during instructional hours. School rules may also restrict student use of wireless communication devices during non-instructional hours within school buildings and programs, on school property, in school vehicles, and/or while students are attending school-sponsored activities. Other than as set forth herein, nothing in this policy prohibits the complete prohibition of student use or possession of wireless communication devices during the school day and/or at times during which the District has supervisory authority over students, or a school requirement that wireless communication devices be stored in a designated storage area inaccessible to students. Rules related to student use of electronic wireless communication devices may differ between the schools, locations within schools, times of day, grade level, programs, and activities, and individual students may have device privileges further limited as a consequence for violation of school rules. School principals shall notify students, staff and parents/guardians of applicable rules for the use of wireless communication devices within their buildings and programs.

Neither the District nor any school shall establish a rule or otherwise prohibit students from using wireless communication devices for:

- text-to-speech, speech-to-text or other assistive technologies that aid in disability accessibility communication, navigation or learning; or
- a wireless communication device if the use of the device is a medical necessity, an accommodation for a student with a disability, or included in a student's individualized education program or 504 plan; or
- a health, safety, or emergency reason, or for educational reasons, as determined by the classroom teacher or site administrator.

Violations of any school rule or regulation related to this policy shall result in disciplinary action and may result in confiscation of the wireless communication device. In such event, school officials may determine, pursuant to school rules, whether to withhold and not return the confiscated device until a conference has been held with the student's parent/guardian. School officials who confiscate a wireless communication device for violation of this policy or school rules shall not search the contents of the device without reasonable suspicion that a search will reveal evidence of a violation of school rules or the law, and then only in compliance with the student's constitutional or other rights and as provided by policy.

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Schools shall provide annual and developmentally appropriate digital citizenship instruction to students in kindergarten through grade twelve (K-12), with topics to include, at a minimum, the effects of screen time on children and risks associated with social media.

This policy shall be published on the District website.

As used in this policy, "wireless communication device" means a portable electronic device capable of transmitting voice, text or data, including but not limited to a: 1) cellular phone, smartphone or smartwatch; 2) tablet computer; 3) laptop computer; or 4) gaming device.

Adopted: date of manual adoption

LEGAL REF.:
22-1-17 NMSA

CROSS REF.:
IJNDB - Use of Technology Resources in Instruction
IJNDB-R - Use of Technology Resources in Instruction (Regulation)
JIC - Student Conduct
JIH - Student Interrogations, Searches, and Arrests
JK - Student Discipline

USE OF CELL PHONES AND ELECTRONIC DEVICES IN SCHOOLS

(Alternative 2)

The Board prohibits the use of wireless communication devices by students during instructional hours and class time.

As used in this policy, "wireless communication device" means a portable electronic device capable of transmitting voice, text or data, including but not limited to a: 1) cellular phone, smartphone or smartwatch; 2) tablet computer; 3) laptop computer; or 4) gaming device.

Notwithstanding the foregoing, a school principal may grant approval for possession and use of a wireless communication device by a student during class time or instructional hours for the following reasons:

- Health, safety, or emergency reasons.
- An individualized education program (IEP) or Section 504 Service Agreement.
- Classroom or instructional-related activities, under the supervision of the classroom teacher.
- Other reasons determined appropriate by the building principal.

School principals may also make rules, with the approval of the Superintendent, to restrict student use of wireless communication devices during non-instructional hours within school buildings and programs, on school property, in school vehicles, and/or while students are attending school-sponsored activities. Other than as set forth herein, nothing in this policy prohibits the complete prohibition of student use or possession of wireless communication devices during the school day and/or at times during which the District has supervisory authority over students, or a school requirement that wireless communication devices be stored in a designated storage area inaccessible to students. Rules related to student use of electronic wireless communication devices during non-instructional hours may differ between the schools, locations within schools, times of day, grade level, programs, and activities, and individual students may have device privileges further limited as a consequence for violation of school rules. School principals shall notify students, staff and parents/guardians of applicable rules for the use of wireless communication devices within their buildings and programs.

Neither this policy nor any school rule shall prohibit students from using wireless communication devices for:

- text-to-speech, speech-to-text or other assistive technologies that aid in disability accessibility communication, navigation or learning; or

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- use of the device for a medical necessity, an accommodation for a student with a disability, or as provided in a student's individualized education program or 504 plan.

Violations of this policy or any school rule related to wireless communication devices shall result in disciplinary action and may result in confiscation of the wireless communication device. In such event, school officials may determine whether to withhold and not return the confiscated device until a conference has been held with the student's parent/guardian. School officials who confiscate a wireless communication device for violation of this policy or school rules shall not search the contents of the device without reasonable suspicion that a search will reveal evidence of a violation of school rules or the law, and then only in compliance with the student's constitutional or other rights and as provided by policy.

Schools shall provide annual and developmentally appropriate digital citizenship instruction to students in kindergarten through grade twelve (K-12), with topics to include, at a minimum, the effects of screen time on children and risks associated with social media.

This policy shall be published on the District website.

Adopted: date of manual adoption

LEGAL REF.:
22-1-17 NMSA

CROSS REF.:
IJNDB - Use of Technology Resources in Instruction
IJNDB-R - Use of Technology Resources in Instruction (Regulation)
JIC - Student Conduct
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ADVISORY 277

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CARDIAC EMERGENCY RESPONSE PLAN — AUTOMATED EXTERNAL DEFIBRILLATORS

Installation of Automated External Defibrillators in Schools

Each school in the District shall install at least one (1) automated external defibrillator (AED) as defined in the Emergency Medication in Schools Act. All installed AEDs shall be maintained and tested according to the manufacturer's operational guidelines. High schools shall install at least one (1) AED no later than the start of the 2026-2027 school year. Each elementary school and middle school shall install at least one (1) AED no later than the start of the 2027-2028 school year. An AED shall be clearly marked and easily accessible during each school athletic activity.

As used in this policy, "school athletic activity" means a sport or activity organized by a school or the District that involves a physical game or competition against another team, club or entity or practice or preparation for the physical game or competition.

Cardiac Emergency Response Plan

Each school shall develop and implement a cardiac emergency response plan that addresses the appropriate use of school personnel who are to respond to incidents involving a person experiencing a sudden cardiac arrest or a similar life-threatening emergency while on school grounds and during a school athletic activity. Each cardiac emergency response plan shall:

- Be developed and implemented using core elements that are nationally recognized and evidence-based;
- Identify specific school personnel who will take action when a person experiences a sudden cardiac arrest or similar life-threatening injury. Each school shall have at least five (5) people or ten percent (10%) of staff (whichever is greater) identified as cardiac emergency health personnel;
- Establish protocols for school personnel identified by the cardiac emergency response plan to follow when a person experiences a sudden cardiac arrest or a similar life-threatening emergency;
- Determine ~~an~~ appropriate locations for an automated external defibrillators to be installed or made available;
- Provide for routine maintenance of the automated external defibrillator; and
- Be updated when necessary to be consistent with evidence-based guidelines.

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High schools shall comply with the requirements of this section by no later than the start of the 2026-2027 school year. Elementary and middle schools shall comply with the requirements of this section by no later than the start of the 2027-2028 school year.

Required Training

All employees, school volunteers, contractors, or contractor's employees identified as cardiac emergency response personnel tasked, in a school's cardiac emergency response plan, shall complete training on response to ~~with responding to incidents involving~~ a sudden cardiac arrest or a similar life-threatening emergency ~~while on school grounds shall receive training on~~ and the use of AEDs in a manner consistent with the standards adopted by the American Heart Association, ~~and rules adopted by the Public Education Department~~ within one (1) month of being identified as such, or provide evidence that they have already completed the required training. Such training shall be completed by cardiac emergency response personnel every two (2) years.

Such training shall be completed for high schools no later than the 2026-2027 school year and, for elementary and middle schools, no later than the 2027-2028 school year.

Athletic Coaches

All licensed coaches employed by the District and all staff identified as cardiac emergency responses personnel shall have current certification in cardiopulmonary resuscitation including training regarding the use of AEDs from a nationally recognized organization.

Adopted: date of manual adoption

LEGAL REF.:

22-13-31.2 (Certification in cardiopulmonary resuscitation for coaches)

22-33-1 NMSA *et seq.* (Emergency Medication in Schools Act)

6.60.11.10 NMAC

CROSS REF.:

EBC-RC - Emergencies (First Aid)

ADVISORY 278

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REPORTING CHILD ABUSE / CHILD PROTECTION

Required Training

All School District personnel, school employees, school volunteers, contractors and contractors' employees shall be required to complete training in the detection and reporting of child abuse and neglect, ethical misconduct, professional responsibilities, sexual abuse and assault, and substance abuse. The training shall be conducted by providers approved by the Public Education Department. This requirement shall be completed within the School District employee's, school employee's, school volunteer's, contractors and contractors' employees first year of employment, unless they provide evidence that they have already completed the required training. Thereafter, all School District personnel, school employees, school volunteers, contractors and contractors' employees shall complete all the training required above every two (2) years. The District shall maintain records of the required ethical misconduct training completion, including initial and biennial training, of all District personnel, school employees, school volunteers, contractors and contractors' employees. The training information shall be available through the department of education.

Mandatory Reporting

Every person, including ~~any school employee licensed or unlicensed but not limited to school employees, school volunteers, contractors and contractor's employees~~, who has information that is not privileged as a matter of law, who knows or has a reasonable suspicion that a child is an abused or a neglected child shall report the matter immediately to:

- ~~New Mexico Child Abuse Hotline (1-855-333-SAFE or #SAFE from a cell phone [#SAFE = #7233]);~~
- a local law enforcement agency;
- the department office in the county where the child resides New Mexico Children, Youth and Families Department (CYFD) statewide central intake child abuse hotline (1-855-333-SAFE [7233] or #SAFE from a cell phone); or
- a tribal law enforcement or social services agency for any Indian child residing in Indian country.

The report shall contain the following information:

- The names and addresses of the minor, the parents, or the person or persons having custody of such minor, if known.

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- The minor's age and the nature and extent of any injuries or physical neglect, including any evidence of previous injuries or physical neglect.
- Any other information that such person believes might be helpful in establishing the cause of the injury or physical neglect.

The school administrator should be informed ~~following~~ following the immediate report of abuse or neglect, and the "Agency Referral Form and Procedure" ~~should be used in order to have documentation and follow up (see the following exhibit).~~ Informing a school administrator or supervisor does not satisfy a person's mandatory obligation to report abuse or neglect, as set forth above. A person who fails to report abuse as provided in 32A-4-3 NMSA 1978 is guilty of a misdemeanor.

A school administrator and/or their designee may permit a member of a law enforcement agency or an employee of the ~~Human Services Department~~ CYFD to interview the child with respect to a report without the permission of the child's parent, guardian or custodian. A law enforcement agency or the CYFD shall have access to any of the records pertaining to a child abuse or neglect case maintained by any persons who make a mandatory report of child abuse or neglect.

~~A person who fails to report abuse as provided in 30-6-4 NMSA 1978 is guilty of a misdemeanor.~~

Adopted: date of manual adoption

LEGAL REF.:

22-10A-32 NMSA (1978)
 22-5-4.2 NMSA (1978)
 30-6-4 NMSA (1978)
 32A-4-2 NMSA (1978)
 32A-4-3 NMSA (1978)
6.29.1.9 (D)(3) NMAC
6.60.11 NMAC

CROSS REF.:

GBEB - Staff Conduct
 GBEBB - Staff Conduct With Students
 JKA - Corporal Punishment