HOUSE BILL 141

55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY

Debra M. Sariñana and Joy Garratt and Natalie Figueroa and
Susan K. Herrera and Marian Matthews

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING THE DEFINITION OF "EDUCATION
TECHNOLOGY INFRASTRUCTURE" IN THE PUBLIC SCHOOL CAPITAL OUTLAY
ACT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 22-24-3 NMSA 1978 (being Laws 1975,
Chapter 235, Section 3, as amended by Laws 2018, Chapter 66,
Section 1 and by Laws 2018, Chapter 71, Section 2) is amended
to read:

"22-24-3. DEFINITIONS.--As used in the Public School
Capital Outlay Act:

A. "authority" means the public school facilities
authority;

B. "building system" means a set of interacting
parts that makes up a single, nonportable or fixed component of
a facility and that, together with other building systems, 
makes up an entire integrated facility or property, including 
roofing, electrical distribution, electronic communication, 
plumbing, lighting, mechanical, fire prevention, facility 
shell, interior finishes, heating, ventilation and air 
conditioning systems and school security systems, as defined by 
the council;

C. "constitutional special schools" means the 
New Mexico school for the blind and visually impaired and the 
New Mexico school for the deaf;

D. "constitutional special schools support spaces"
means all facilities necessary to support the constitutional 
special schools' educational mission that are not included in 
the constitutional special schools' educational adequacy 
standards, including performing arts centers, facilities for 
athletic competition, school district administration and 
facility and vehicle maintenance;

E. "council" means the public school capital outlay 
council;

F. "education technology infrastructure" means the 
physical hardware and services used to interconnect [education 
technology equipment for] students, teachers, school districts 
and school buildings necessary to support broadband 
connectivity and remote learning as determined by the council;

G. "fund" means the public school capital outlay
fund;

H. "maximum allowable gross square foot per student" means a determination made by applying the established maximum allowable square foot guidelines for educational facilities based on type of school and number of students in the current published New Mexico public school adequacy planning guide to the department's current year certified first reporting date membership;

I. "replacement cost per square foot" means the statewide cost per square foot as established by the council;

J. "school district" includes state-chartered charter schools and the constitutional special schools;

K. "school district population density" means the population density on a per square mile basis of a school district as estimated by the authority based on the most current tract level population estimates published by the United States census bureau; and

L. "school district population density factor" means zero when the school district population density is greater than fifty people per square mile, six-hundredths when the school district population density is greater than fifteen but less than fifty-one persons per square mile and twelve-hundredths when the school district population density is less than sixteen persons per square mile."