

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 17

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Ramsay L. Gorham

AN ACT

RELATING TO PUBLIC SCHOOLS; ENACTING THE MIDDLE SCHOOL
INITIATIVE ACT; PRESCRIBING DUTIES; MAKING AN APPROPRIATION.

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

Section 1. A new section of the Public School Code is
enacted to read:

" [NEW MATERIAL] SHORT TITLE. -- This act may be cited as
the "Middle School Initiative Act". "

Section 2. A new section of the Public School Code is
enacted to read:

" [NEW MATERIAL] PURPOSE. -- The purpose of the Middle
School Initiative Act is to provide statewide before- and
after-school programs that include extracurricular activities
for students in grades six through nine to teach and develop
physical fitness, school pride and a sense of community. "

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Section 3. A new section of the Public School Code is
2 enacted to read:

3 "[NEW MATERIAL] DEFINITIONS. -- As used in the Middle
4 School Initiative Act:

5 A. "eligible school" means a public middle school
6 or junior high school, a public elementary school that enrolls
7 students in grade six or a public high school that enrolls
8 students in grade nine; and

9 B. "extracurricular activity" means a competitive
10 sport or other activity that supports academic, social,
11 leadership or other skills and that provides opportunities for
12 youth, including academic decathlon, cheerleading, drill team,
13 chess, journalism, mock trial, music, art, drama, science
14 fair, speech, student council, homework club or other activity
15 approved by the department of education. "

16 Section 4. A new section of the Public School Code is
17 enacted to read:

18 "[NEW MATERIAL] EXTRACURRICULAR ACTIVITIES--
19 REQUIREMENTS-- DISTRIBUTION. --

20 A. Students at each eligible school shall be
21 offered up to three extracurricular activities, including one
22 sport and two other activities, during the school year.
23 Students enrolled in grade six of an elementary school shall
24 be offered at least two extracurricular activities, including
25 one sport, during the school year. Students enrolled in grade

underscored material = new
[bracketed material] = delete

1 nine of a high school shall be offered at least three
2 extracurricular activities, including one sport, during the
3 school year.

4 B. Extracurricular activities shall be conducted
5 before or after regular school hours.

6 C. A school district may employ teachers or other
7 persons to teach and supervise extracurricular activities;
8 provided that persons employed to teach sports shall be
9 qualified as provided by rules of the department of education.

10 D. The department of education shall distribute
11 money to local school districts on an equal basis for each
12 middle school and junior high school. Elementary schools with
13 grade six and high schools with grade nine shall receive one-
14 half of the amount distributed to middle schools and junior
15 high schools.

16 E. Money distributed for extracurricular
17 activities may be expended for materials and other costs
18 associated with an activity; provided, however, that no more
19 than the maximum rate set by the local school board per
20 activity per semester may be used to employ teachers and other
21 supervisory personnel.

22 F. The department of education shall monitor
23 extracurricular activity programs and verify through the
24 budget and program review process that each eligible school is
25 complying with the provisions of the Middle School Initiative

. 135035. 1

underscored material = new
[bracketed material] = delete

1 Act and rules adopted pursuant to that act. If an eligible
2 school is not in compliance with the provisions of that act or
3 rules adopted pursuant to that act, the school shall not be
4 eligible for money for the following semester.

5 G. The department of education shall adopt and
6 promulgate rules to carry out the provisions of the Middle
7 School Initiative Act. "

8 Section 5. APPROPRIATION. -- Three million dollars
9 (\$3,000,000) is appropriated from the general fund to the
10 state department of public education for expenditure in fiscal
11 year 2002 to carry out the purposes of the Middle School
12 Initiative Act. Any unexpended or unencumbered balance
13 remaining at the end of fiscal year 2002 shall revert to the
14 general fund.