

HOUSE BILL 522

**51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

INTRODUCED BY

Mimi Stewart

AN ACT

RELATING TO PUBLIC SCHOOL FINANCE; REQUIRING CHARTER SCHOOLS TO  
VERIFY TO THEIR CHARTERING AUTHORITIES THAT THEY ARE MEETING  
FEDERAL GRANT REQUIREMENTS.

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

**SECTION 1.** Section 22-8B-13 NMSA 1978 (being Laws 1999,  
Chapter 281, Section 13, as amended) is amended to read:

"22-8B-13. CHARTER SCHOOL FINANCING.--

A. The amount of funding allocated to a charter  
school shall be not less than ninety-eight percent of the  
school-generated program cost. The school district or division  
may withhold and use two percent of the school-generated  
program cost for its administrative support of a charter  
school.

B. That portion of money from state or federal

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1 programs generated by students enrolled in a locally chartered  
2 charter school shall be allocated to that charter school  
3 serving students eligible for that aid. The charter school  
4 shall verify to its chartering authority that is has met  
5 federal grant compliance requirements. Any other public school  
6 program not offered by the locally chartered charter school  
7 shall not be entitled to the share of money generated by a  
8 charter school program.

9 C. When a state-chartered charter school is  
10 designated as a board of finance pursuant to Section 22-8-38  
11 NMSA 1978, it shall receive state and federal funds for which  
12 it is eligible.

13 D. Charter schools may apply for all federal funds  
14 for which they are eligible.

15 E. All services centrally or otherwise provided by  
16 a [~~local~~] school district, including custodial, maintenance and  
17 media services, libraries and warehousing, shall be subject to  
18 negotiation between the charter school and the school district.  
19 Any services for which a charter school contracts with a school  
20 district shall be provided by the district at a reasonable  
21 cost."