

1 HOUSE BILL 470

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

3 INTRODUCED BY

4 Linda M. Trujillo

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10 AN ACT

11 RELATING TO THE NEW MEXICO SCHOOL FOR THE ARTS; EXEMPTING THE  
12 NEW MEXICO SCHOOL FOR THE ARTS FROM CERTAIN PROVISIONS OF THE  
13 PUBLIC SCHOOL CAPITAL OUTLAY ACT; SETTING THE LOCAL MATCH FOR  
14 FUNDING FROM THE PUBLIC SCHOOL CAPITAL OUTLAY COUNCIL.

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

17 SECTION 1. Section 22-15F-4 NMSA 1978 (being Laws 2008,  
18 Chapter 15, Section 4) is amended to read:

19 "22-15F-4. PURPOSE OF SCHOOL--SCHOOL EXEMPT FROM CERTAIN  
20 PROVISIONS OF THE CHARTER SCHOOLS ACT AND PUBLIC SCHOOL CAPITAL  
21 OUTLAY ACT.--

22 A. The commission may charter a "New Mexico school  
23 for the arts" as a statewide residential state-chartered  
24 charter school for grades nine through twelve to offer  
25 intensive preprofessional instruction in the performing and

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1 visual arts, combined with a strong academic program that leads  
2 to a New Mexico diploma of excellence.

3 B. The school and the board are subject to all the  
4 provisions of the Charter Schools Act, except Subsection K of  
5 Section 22-8B-4 NMSA 1978 and Section 22-8B-4.1 NMSA 1978. The  
6 school shall not charge tuition, except as otherwise provided  
7 in the Public School Code. The school shall be supported by  
8 state funds in the same manner as other charter high schools  
9 authorized by the commission.

10 C. The school and the board are subject to the  
11 provisions of the Public School Capital Outlay Act, except:

12 (1) Item 3) of Subparagraph (q) of Paragraph  
13 (5) of Subsection B of Section 22-24-5 NMSA 1978; and

14 (2) Subsection A of Section 22-24-6.1 NMSA  
15 1978.

16 D. Rather than calculating the local match for the  
17 New Mexico school for the arts, a statewide residential public  
18 school, pursuant to the provisions of Paragraph (5) of  
19 Subsection B of Section 22-24-5 NMSA 1978, the local match for  
20 the New Mexico school for the arts is fifty percent for  
21 projects that qualify under the educational adequacy category,  
22 subject to the reductions provided in Paragraph (6) of  
23 Subsection B of Section 22-24-5 NMSA 1978; provided that the  
24 council may adjust or waive the amount of any direct  
25 appropriation offset to or local share required for the school

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1 if the school has insufficient or no local resources  
2 available."

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