

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

HOUSE BILL 3
42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996
INTRODUCED BY
SAMUEL F. VIGIL

AN ACT
RELATING TO EDUCATION; MAKING APPROPRIATIONS; DECLARING AN EMERGENCY.

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

Section 1. SHORT TITLE. -- This act may be cited as the "Education Appropriation Act".

Section 2. DEFINITIONS. -- As used in the Education Appropriation Act:

A. "federal funds" means any payments by the United States government to state government or state agencies for specific purposes or in lieu of taxes, including grants, reimbursements and payments made in accordance with contracts or cooperative agreements, and shared revenue except those payments made in accordance with the federal Mineral Lands Leasing Act (30 U.S.C.A. 181, et seq.) and the State and Local Fiscal Assistance Act of 1972 (31 U.S.C.A. 1221-1264), as amended;

B. "general fund" means that fund created by Section 6-4-2 NMSA 1978 and includes severance tax income fund and federal Mineral Lands Leasing Act receipts; and

C. "other state funds" means:

(1) unencumbered nonreverting balances in state agency accounts, other than in

Item	General Fund	Other State Funds	Intrnl Svc Funds/Inter-Agency Trnsf	Federal Funds	Total
1 internal service funds accounts, appropriated by the Education Appropriation Act;					
2 (2) all revenue available to state agencies from sources other than the general					
3 fund, internal service funds, interagency tranfers and federal funds; and					
4 (3) all revenue, the use of which is restricted by statute or agreement.					
5 Section 3. FORMAT.--The general format of the appropriations set forth in the Education					
6 Appropriation Act with respect to symbols used, column headings and amounts stated are those used					
7 in the General Appropriation Act of 1995.					
8 Section 4. APPROPRIATIONS.--The appropriation for public school support in fiscal year 1997					
9 shall be:					
10 PUBLIC SCHOOL SUPPORT:					
11 (1) State equalization guarantee					
12 distribution:	1,164,496.8	1,000.0			1,165,496.8
13 (2) Transportation distributions:					
14 (a) Operations	68,153.7				68,153.7
15 (b) School-owned bus					
16 replacements	2,152.4				2,152.4
17 (c) Contractor-owned bus					
18 rent fees	9,826.4				9,826.4
19 Subtotal	80,132.5				80,132.5
20 (3) Supplemental distributions:					
21 (a) Out-of-state tuition	390.0				390.0
22 (b) Emergency	1,421.0				1,421.0
23 (c) Emergency capital outlay	300.0				300.0
24 (4) Training and experience	3,214.0				3,214.0
25 (5) Special education - eval. svcs	2,800.0				2,800.0

Item	General Fund	Other State Funds	Intrnl Svc Funds/Inter-Agency Trnsf	Federal Funds	Total
------	--------------	-------------------	-------------------------------------	---------------	-------

1 Subtotal 1, 252, 754. 3 1, 000. 0 1, 253, 754. 3

2 The rate of distribution of the state equalization guarantee distribution shall be based on
3 a program unit value determined by the superintendent of public instruction. That unit value
4 shall be used to establish tentative budgets for the 1996-97 school year. Upon completion of
5 final budgets or verification of the number of units statewide for fiscal year 1997, the
6 superintendent of public instruction may adjust the program unit value.

7 The general fund appropriation of three million two hundred fourteen thousand dollars
8 (\$3,214,000) for training and experience shall enable the superintendent of public instruction to
9 make an additional distribution to certain local school districts. Any local school district not
10 receiving a waiver from the superintendent of public instruction in the calculation of the October
11 1995 training and experience index for instructional staff shall receive an additional
12 distribution for the 1996-97 school year. That distribution shall be calculated as follows:
13 number of membership program units in that district times (.007) times the unit value established
14 by the superintendent of public instruction for the 1996-97 school year.

15 The general fund appropriation of two million eight hundred thousand dollars (\$2,800,000)
16 for special education evaluative services shall be distributed to school districts requiring the
17 services of special education evaluative personnel in fiscal year 1997 as determined by the
18 superintendent of public instruction.

19 The general fund appropriation to the public school fund shall be reduced by the amounts
20 transferred to the public school fund from the current school fund and from the federal Mineral
21 Lands Leasing Act (30 U. S. C. A. 181, et seq.) receipts otherwise unappropriated.

22 Unexpended or unencumbered balances in the distributions authorized remaining at the end of
23 fiscal year 1997 from appropriations made from the general fund shall revert to the general fund.

24 INSTRUCTIONAL MATERIAL FUND: 22, 620. 7 500. 0 23, 120. 7

25 The appropriation to the instructional material fund is made from the federal Mineral Lands

Item	General Fund	Other State Funds	Intrnl Svc Funds/Inter-Agency Trnsf	Federal Funds	Total
1 Leasing Act (30 U. S. C. A. 181, et seq.) receipts.					
2 STATE SUPPORT RESERVE FUND:	1, 250. 0				1, 250. 0
3 EDUCATIONAL TECHNOLOGY FUND:	3, 050. 0				3, 050. 0
4 TOTAL PUBLIC SCHOOL SUPPORT:	1, 279, 675. 0	1, 500. 0			1, 281, 175. 0
5 ADULT BASIC EDUCATION FUND:	3, 000. 0			1, 645. 3	4, 645. 3
6 STATE DEPARTMENT OF PUBLIC EDUCATION:					
7 (1) Administration:					
8 (a) Personal services	5, 346. 4		30. 3	2, 739. 5	8, 116. 2
9 (b) Employee benefits	1, 471. 7		9. 5	797. 4	2, 278. 6
10 (c) In-state travel	296. 1		5. 5	191. 4	493. 0
11 (d) Maintenance and repairs	104. 7	36. 2		4. 3	145. 2
12 (e) Supplies and materials	144. 6		30. 2	94. 5	269. 3
13 (f) Contractual services	251. 0	13. 8		690. 4	955. 2
14 (g) School bus inspections	295. 0				295. 0
15 (h) Operating costs	351. 8		5. 3	551. 8	908. 9
16 (i) Other costs	3. 4			204. 0	207. 4
17 (j) Capital outlay	20. 9			49. 4	70. 3
18 (k) Out-of-state travel	25. 0		. 8	64. 6	90. 4
19 (l) Operating transfers out	5. 2		. 1	152. 0	157. 3
20 Authorized FTE: 169.0 Permanent; 65.0 Term; .2 Temporary					
21 Subtotal	8, 315. 8	50. 0	81. 7	5, 539. 3	13, 986. 8

22 The general fund appropriation to the state department of public education includes two
23 hundred ninety-five thousand dollars (\$295,000) to implement and administer a school bus
24 inspection program

25 The appropriation to the state department of public education includes two hundred thirty-

Item	General Fund	Other State Funds	Intrnl Svc Funds/Inter-Agency Trnsf	Federal Funds	Total
four thousand five hundred dollars (\$234,500) from federal Mineral Lands Leasing Act (30 U.S.C.A. 181, et seq.) receipts.					
Category transfers and budget increases from internal service funds/interagency transfers are specifically authorized for the state department of public education. Such internal service funds/interagency transfers are appropriated.					
(2) Special projects:	3,000.0				3,000.0
(3) Apprenticeship assistance:	600.0				600.0
(4) Regional education cooperatives:					
(a) Region IX		56.6		1,402.8	1,459.4
Authorized FTE: 26.0 Term					
(b) High Plains		1,122.4		1,160.9	2,283.3
Authorized FTE: 44.15 Term					
(c) Central		681.5		1,107.1	1,788.6
Authorized FTE: 27.56 Term					

Category transfers and budget increases from other state funds and internal service funds/interagency transfers are specifically authorized for regional education cooperatives. Such other state funds and internal service funds/interagency transfers are appropriated.

Section 5. SEVERABILITY.--If any part or application of this act is held invalid, the remainder or its application to other situations or persons shall not be affected.

Section 6. EMERGENCY.--It is necessary for the public peace, health and safety that this act take effect immediately.