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HOUSE BILL 42

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

W. C. "DUB" WILLIAMS

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO PUBLIC SCHOOLS; REQUIRING THE STATE DEPARTMENT OF PUBLIC EDUCATION TO ENACT PROCEDURES TO ENSURE THAT SCHOOL DISTRICTS COMPLY WITH ACCOUNTING AND BUDGETING REGULATIONS; DIRECTING THE STATE DEPARTMENT OF PUBLIC EDUCATION TO ENACT REGULATIONS REQUIRING SCHOOL DISTRICTS TO SUBMIT ANNUAL ACCOUNTING AND BUDGETING REPORTS; AMENDING THE PUBLIC SCHOOL CODE.

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

Section 1. Section 22-8-5 NMSA 1978 (being Laws 1967, Chapter 16, Section 59, as amended) is amended to read:

"22-8-5. MANUAL OF ACCOUNTING AND BUDGETING. - -

A. The department shall compile and publish a manual prescribing detailed regulations for a uniform system of accounting and budgeting of funds for all public schools and

Underscored material = new
[bracketed material] = delete

1 school districts of the state. The manual of regulations and
2 any revision or amendments thereto shall become effective only
3 upon approval by the state board [~~of education~~] and the
4 legislative finance committee, filing with the state records
5 center and publication. A copy shall also be filed with the
6 department of finance and administration.

7 B. All public schools and school districts shall
8 comply with the regulations prescribed in the manual of
9 accounting and budgeting and shall, upon request, submit
10 additional reports concerning finances to the department. In
11 addition, upon request, all public schools and school districts
12 shall file reports with the department containing pertinent
13 details regarding applications for federal money or federal
14 grants-in-aid or regarding federal money or federal grants-in-
15 aid received, including but not limited to details of programs,
16 matching funds, personnel requirements, salary provisions and
17 program numbers, as indicated in the catalog of federal domestic
18 assistance, of the federal funds applied for and of those
19 received.

20 C. The department shall develop procedures for
21 ensuring that local school districts comply with the regulations
22 prescribed in the manual of accounting and budgeting. The
23 department shall require local school districts to submit
24 annually a report on the district's internal control policies
25 and procedures. The report shall be submitted with each budget

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1 request required pursuant to Section 22-8-12.1 NMSA 1978.
2 include information on the internal control structure for all
3 school district transactions and specify the individuals
4 involved in the accounting and budgeting process during the
5 accounting cycle.

6 [C.] D. Upon request by the department of finance
7 and administration, the legislative finance committee or the
8 legislative education study committee, the [state] department
9 [of public education] shall timely furnish information and data
10 obtained from public schools and school districts pursuant to
11 Subsection B of this section. "