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SENATE BILL 345

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

INTRODUCED BY

Leonard Lee Rawson

AN ACT

RELATING TO PUBLIC SCHOOL CAPITAL OUTLAY; REQUIRING THE PUBLIC SCHOOL CAPITAL OUTLAY COUNCIL TO CONSIDER WHETHER A SCHOOL DISTRICT HAS A PREVENTIVE MAINTENANCE PLAN FOR EACH SCHOOL WHEN CONSIDERING APPLICATIONS FOR FUNDING.

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

Section 1. Section 22-24-4 NMSA 1978 (being Laws 1975, Chapter 235, Section 4, as amended) is amended to read:

"22-24-4. FUND CREATED--USE. --

A. There is created the "public school capital outlay fund". Balances remaining in the fund at the end of each fiscal year shall not revert.

B. Money in the fund may be used only for capital expenditures deemed by the council necessary for an adequate educational program.

underscored material = new
[bracketed material] = delete

underscored material = new
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1 C. The council may authorize the purchase by the
2 property control division of the general services department
3 of property to be loaned to school districts to meet a
4 temporary requirement. Payment for these purchases shall be
5 made from the fund. Title and custody to the property shall
6 rest in the property control division. The council shall
7 authorize the lending of the property to school districts upon
8 request and upon finding that sufficient need exists.
9 Application for use or return of state-owned portable
10 classroom buildings shall be submitted by school districts to
11 the council. Expenses of maintenance of the property while in
12 the custody of the property control division shall be paid
13 from the fund; expenses of maintenance and insurance of the
14 property while in the custody of a school district shall be
15 the responsibility of the school district. The council may
16 authorize the permanent disposition of the property by the
17 property control division with prior approval of the state
18 board of finance.

19 D. Applications for assistance from the fund shall
20 be made by local school districts to the council in accordance
21 with requirements of the council. The council shall require
22 as a condition of application that a local school district
23 have a current five-year facilities plan, which shall include
24 a current preventive maintenance plan to which the school
25 adheres for each public school in the district.

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