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AN ACT

RELATING TO CHILDREN; ENACTING THE CARLOS VIGIL MEMORIAL ACT;
CREATING THE CARLOS VIGIL MEMORIAL BOARD TO AWARD GRANTS TO
PROGRAMS AND SERVICES TO ERADICATE BULLYING STATEWIDE;
CREATING THE ERADICATE BULLYING FUND; MAKING AN
APPROPRIATION.

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

SECTION 1. SHORT TITLE.--This act may be cited as the
"Carlos Vigil Memorial Act" in honor of Carlos Vigil.

SECTION 2. PURPOSES.--The purposes of the Carlos Vigil
Memorial Act are to:

A. cultivate a statewide culture where bullying is
not accepted;

B. educate New Mexicans about recognizing bullying
behaviors and understanding the potential consequences of
bullying; and

C. provide grants for providers of services and
programs for the prevention, resolution and eradication of
bullying statewide.

SECTION 3. CARLOS VIGIL MEMORIAL BOARD--CREATED.--

A. The "Carlos Vigil memorial board" is created to
review grant applications and to award grants from the
eradicate bullying fund.

B. The board consists of five voting members who

1 together provide diverse experience and expertise in:

2 (1) administering or delivering services in
3 an organization focused on preventing bullying or suicide;

4 (2) administering or delivering services in
5 an organization focused on providing counseling and support
6 services to victims and perpetrators of bullying;

7 (3) professional development workshops on
8 the topic of bullying or suicide prevention;

9 (4) coalescing and leading communities; or

10 (5) administering or delivering public
11 health services.

12 C. Board appointments shall be as follows:

13 (1) one member shall be appointed by the
14 president pro tempore of the senate;

15 (2) one member shall be appointed by the
16 minority floor leader of the senate;

17 (3) one member shall be appointed by the
18 speaker of the house of representatives;

19 (4) one member shall be appointed by the
20 minority floor leader of the house of representatives; and

21 (5) one member shall be appointed by the
22 governor from department of health staff.

23 D. The chair of the board shall be elected by a
24 quorum of the board members. The board shall meet at the
25 call of the chair or whenever two members submit a request in

1 writing to the chair, but not less often than once each
2 calendar year. A majority of members constitutes a quorum
3 for the transaction of business. The affirmative vote of a
4 majority of a quorum present shall be necessary for an action
5 to be taken by the board.

6 E. Members of the board shall be appointed to
7 two-year terms. Vacancies shall be filled by appointment by
8 the governor for the remainder of the unexpired term. Any
9 member of the board shall be eligible for reappointment.

10 F. Public members of the board may be paid per
11 diem and mileage as provided for nonsalaried officers in the
12 Per Diem and Mileage Act but shall receive no other
13 compensation, perquisite or allowance.

14 SECTION 4. CARLOS VIGIL MEMORIAL BOARD--DUTIES.--The
15 Carlos Vigil memorial board shall:

16 A. adopt and promulgate rules governing the
17 acceptance, evaluation and prioritization of applications for
18 grants, including applicant qualifications and the format,
19 procedure and deadlines for grant applications;

20 B. review grant applications from public agencies
21 and institutions and nonprofit private entities that indicate
22 the qualifications and expertise to provide services for the
23 prevention, resolution and eradication of bullying;

24 C. process, evaluate and prioritize applications
25 based on the criteria delineated in the board's rules; and

1 D. award grants to the most qualified grant
2 applicants and reach a broad spectrum of New Mexicans.

3 SECTION 5. ERADICATE BULLYING FUND CREATED--GRANT
4 APPLICATION REVIEW.--

5 A. The "eradicate bullying fund" is created in the
6 state treasury. The fund shall be administered by the board
7 of regents of the university of New Mexico. Money in the
8 fund is appropriated to the board of regents of the
9 university of New Mexico for disbursement to grant recipients
10 selected by the Carlos Vigil memorial board.

11 B. The fund shall consist of:

12 (1) money appropriated by the legislature to
13 carry out the purposes of the Carlos Vigil Memorial Act;

14 (2) grants, gifts, donations and bequests to
15 the fund; and

16 (3) earnings from investment of the money in
17 the fund.

18 C. Disbursements from the fund shall be made by
19 warrant of the secretary of finance and administration
20 pursuant to vouchers signed by the president of the board of
21 regents of the university of New Mexico or the president's
22 designee.

23 D. Unexpended and unencumbered balances in the
24 fund shall not revert to the general fund at the end of a
25 fiscal year.

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E. An applicant may apply for a grant from the fund in accordance with rules promulgated by the Carlos Vigil memorial board. Allocations from the fund shall be based on a competitive process with applications reviewed by the board.
