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SENATE BILL 141

54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020

INTRODUCED BY

George K. Munoz

AN ACT

RELATING TO PUBLIC SCHOOLS; MAKING APPROPRIATIONS FOR
OPERATIONS AND CAPITAL IMPROVEMENTS IN SCHOOL DISTRICTS AND
STATE-CHARTERED CHARTER SCHOOLS; LIMITING THE USE OF THESE
SPECIAL APPROPRIATIONS.

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

**SECTION 1. APPROPRIATIONS--DISTRIBUTIONS--EXPENDITURE
LIMITATIONS.--**

A. Eighty-five million nine hundred eighty-three
thousand four hundred forty-two dollars (\$85,983,442) is
appropriated from the general fund to the public education
department for expenditure in fiscal year 2021 to replace local
and federal revenue as defined in Section 22-8-25 NMSA 1978,
which shall be distributed to each school district and state-
chartered charter school in an amount that equals the amount of

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1 local and federal revenue of the school district or state-
2 chartered charter school that the state has taken credit for in
3 determining the state equalization guarantee. If local and
4 federal revenue credits are higher than the appropriation, the
5 department shall prorate the distributions. If the credits are
6 lower, the remainder of the appropriation shall revert to the
7 general fund as soon as practicable.

8 B. Each school district and state-chartered charter
9 school shall establish special funds for the distributions
10 provided for in Subsection A of this section, and expenditures
11 are limited for local revenue and forest reserve credits to
12 general operations, except for administrative salaries in
13 function codes 2300 and 2500 of the public schools chart of
14 accounts; capital improvements; and debt service. The
15 distributions for impact aid credits shall be expended as
16 allowed by federal law. Distributions shall not revert to the
17 general fund.