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SENATE BILL 26

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

Cynthia Nava

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO PUBLIC SCHOOLS; INCREASING THE AMOUNT AVAILABLE TO
SCHOOL DISTRICTS FOR CAPITAL IMPROVEMENTS; MAKING AN
APPROPRIATION.

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

Section 1. Section 22-25-9 NMSA 1978 (being Laws 1975
(S.S.), Chapter 5, Section 9, as amended by Laws 1988, Chapter
64, Section 44 and also by Laws 1988, Chapter 66, Section 2)
is amended to read:

"22-25-9. STATE DISTRIBUTION TO DISTRICT IMPOSING TAX
UNDER CERTAIN CIRCUMSTANCES. -- The [~~director~~] state
superintendent shall distribute to any school district that
has imposed a tax under the Public School Capital Improvements
Act an amount from the public school capital improvements fund
that is equal to the amount by which the revenue estimated to

Underscored material = new
[bracketed material] = delete

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1 be received from the imposed tax, at the rate certified by the
2 department of finance and administration in accordance with
3 Section 22-25-7 NMSA 1978, assuming a one hundred percent
4 collection rate, is less than an amount calculated by
5 multiplying the district's first forty-days' total program
6 units times [~~thirty-five dollars (\$35.00)~~] forty-five dollars
7 (\$45.00) and further multiplying the product obtained by the
8 tax rate approved by the qualified electors in the most recent
9 election on the question of imposing a tax under the Public
10 School Capital Improvements Act. The distribution shall be
11 made each year that the tax is imposed in accordance with
12 Section 22-25-7 NMSA 1978; provided that no state distribution
13 from the public school capital improvements fund may be used
14 for capital improvements to any administration building of a
15 school district. In the event that sufficient funds are not
16 available in the public school capital improvements fund to
17 make the state distribution provided for in this section, the
18 dollar per program unit figure shall be reduced as necessary."

19 Section 2. APPROPRIATION. --Seven million five hundred
20 thousand dollars (\$7,500,000) is appropriated from the general
21 fund to the public school capital improvements fund for
22 expenditure in fiscal year 1999 and subsequent fiscal years
23 for the purpose of making distributions to local school
24 districts pursuant to the Public School Capital Improvements
25 Act. Any unexpended or unencumbered balance remaining at the

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end of any fiscal year shall not revert the general fund.

1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

3
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6 January 22, 1998

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8 Mr. President:

9
10 Your COMMITTEES' COMMITTEE, to whom has been referred

11
12 SENATE BILL 26

13
14 has had it under consideration and finds same to be GERMANE, in
15 accordance with constitutional provisions, and thence referred to
16 the EDUCATION COMMITTEE.
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19 Respectfully submitted,

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24 _____
25 Manny M. Aragon, Chairman

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~~[bracketed material] = delete~~

Adopted _____ Not Adopted _____

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(Chief Clerk)

(Chief Clerk)

Date _____

S0026CC1

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

SB 26/a

January 30, 1998

Mr. President:

Your EDUCATION COMMITTEE, to whom has been referred

SENATE BILL 26

has had it under consideration and reports same with recommendation
that it DO PASS, amended as follows:

1. On page 2, lines 6 and 7, strike "forty-five dollars
(\$45.00)" and insert in lieu thereof "fifty dollars (\$50.00)".

2. On page 2, lines 19 and 20, strike "Seven million five
hundred thousand dollars (\$7,500,000)" and insert in lieu thereof
"Nineteen million seven hundred eighty seven thousand three hundred
thirteen dollars (\$19,787,313)".,

and thence referred to the FINANCE COMMITTEE.

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Respectfully submitted,

Cynthia Nava, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Duran, Gorham, Maloof, Pinto

Absent: None

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