

March 24, 2006

**MEMORANDUM**

**TO:** Persons Interested

**FROM:** D. Pauline Rindone

**RE:** Public School-Related Legislation Introduced but **Not Passed** by the 47th Legislature, 2nd Session, 2006

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On March 10, 2006, I distributed the summary of public school-related legislation passed by the 47th Legislature, 2nd Session, 2006, **after executive action**.

To complete the review of the 2006 legislative activity, the accompanying list summarizes the public school-related legislation that was introduced, but **did not pass**. This list is distributed upon request and is posted on our website, <http://legis.state.nm.us/lcs/lesc/lescddefault.asp>.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**FORTY-SEVENTH LEGISLATURE, SECOND SESSION, 2006**

**HOUSE BILLS**

- \*H 3a EDUCATION APPROPRIATION ACT, *Miera* — appropriates nearly \$2.4 billion in Public School Support and related recurring appropriations from the General Fund, and approximately \$41.0 million in nonrecurring appropriations; among its other provisions, provides funding for a mandatory 6.0 percent salary increase for all teachers and a 9.5 percent salary increase for educational assistants and an average 6.0 percent salary increase for all other employees, effective the first full pay period after July 1, 2006; provides funding to implement the \$45,000 minimum salary and to accelerate the implementation of the \$50,000 minimum salary for Level 3-A teachers, provides funding for a 1.50 percent increase in the employer contribution to the Educational Retirement Fund, includes several special appropriations to PED, and provides funding to the Legislative Council Service for a study of the Public School Funding Formula. (Succeeding entries: CS/H 2a et al.)
- H 7 GENERAL APPROPRIATION ACT OF 2006, *Varela* — makes general appropriations from the General Fund and authorizes the expenditures by agencies for FY 07; among its provisions, appropriates nearly \$2.3 billion in Public School Support from the General Fund; Public School Support appropriations include the State Equalization Guarantee, Public School Transportation, the Instructional Material Fund, the Educational Technology Fund, the Incentives for School Improvement Fund, and other related appropriations; among its other provisions, prescribes performance measures, provides funding for an average 4.5 percent salary increase for all employees, including transportation employees, provides funding to implement the \$45,000 minimum salary for Level 3-A teachers, and provides funding for a 1.50 percent increase in the employer contribution to the Educational Retirement Fund. [Identical to S 1]
- H 9 WNMU WEB-BASED TEACHER PREPARATION PROGRAM, *Hamilton* — appropriates \$667,000 from the General Fund to the WNMU Board of Regents for FY 07 to maintain the web-based teacher preparation program. (\$175,000 included in CS/S 415a)
- H 11a NAVAJO & ENGLISH EDUCATIONAL PROGRAMMING, *Begaye* — appropriates \$655,596 from the General Fund to PED for FY 07 to identify existing Navajo and English bilingual content and educational programming and to develop and distribute language and educational curricula using digital technology.
- H 25 SANTA FE CHILDREN’S MUSEUM PROGRAMS, *Wirth* — appropriates \$100,000  
CS/H 25 from the General Fund to the Cultural Affairs Department for FY 07 to contract with a children’s museum in Santa Fe for children’s art and education programs. (\$70,000 included in CS/S 415a – vetoed)
- H 26 SANTA FE TEACHER SCIENCE INSTRUCTION, *Wirth* — appropriates \$30,000 from the General Fund to PED for FY 07 to contract with a nonprofit organization dedicated to improving science education in Santa Fe to provide teacher training and in-class mentors and to integrate hands-on science techniques into standard curricula. (\$25,000 included in CS/S 415a – vetoed)

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 37 SCHOOL IMPROVEMENT PLAN MEETING RECORDS, *Heaton* — amends the Assessment and Accountability Act to require that a school improvement plan include a record of the public meeting, including the date, an attendance roster, and a list of suggestions for improvement from those attending the meeting. (For the LESC) [Identical to S 104]
- H 38 EDUCATION DEPT. SCIENCE & MATH DIVISION, *Heaton* — adds a new section to the Public Education Department Act to create the Mathematics and Science Bureau in the Instructional Support and Vocational Education Division of PED; requires the Secretary of Public Education to appoint a chief of the bureau; prescribes duties of the bureau, among them creating a research-based mathematics and science educational model, developing and implementing a structure for professional development, establishing a mathematics and science advisory council, and reporting by December 1 of each year to the LESC; and appropriates \$425,000 from the General Fund to PED for FY 07 to establish the bureau. (\$250,000 included in CS/S 415a for a Math and Science Bureau)
- CS/H 38
- H 47 SEVERANCE TAX PERMANENT FUND TRANSFER, *Larrañaga* — adds a new section of statute to require that \$200.0 million of the nonrecurring revenues of the General Fund remaining at the end of FY 06 be transferred to the Severance Tax Permanent Fund.
- H 49 TRIBAL LITERACY PROGRAMS, *Lundstrom* — appropriates \$50,000 from the General Fund to PED for FY 07 for new literacy programs on tribal sites in McKinley County; and requires PED to contract with a nonprofit sponsorship organization that has more than 50 years of experience working with Native American children and that is already working in New Mexico on this type of integrated tribal literacy program. (\$1.0 million included in the \$2.5 million *Indian Education Act* appropriation in CS/H 2a, et al.)
- H 57 MIDDLE SCHOOL INTERNATIONAL FILM PROGRAM, *Stewart* — appropriates \$400,000 from the General Fund to PED for FY 07 to contract for a program to develop and implement an interdisciplinary international education curriculum using international films for middle school students statewide. (For the LESC) [Identical to S 70]
- H 62 TRUANCY PREVENTION PROGRAMS, *Swisstack* — appropriates \$1.5 million from the General Fund for FY 07 to provide \$1.27 million to PED to support truancy and dropout prevention initiatives for public schools in partnership with other community-based and state and local governmental agencies and to provide \$230,000 to the Second Judicial District Court for truancy court. (For the LESC) (\$999,000 included in CS/H 2a, et al.)
- CS/H 62
- \*H 66 CRIMINAL BACKGROUND CHECK FEES & FUND, *Swisstack* — adds a new section to the Arrest Record Information Act to allow the Department of Public Safety to charge a fee of up to \$53 to process criminal history background checks based on fingerprint-supported arrest record information; and creates the Criminal History Fund. (May affect public school employees) [Identical to \*S 106]
- H 72 CURRY COUNTY VOCATIONAL HIGH SCHOOL, *Moore* — appropriates \$50,000 from the General Fund to HED for FY 07 for Clovis Community College to develop a vocational high school for Curry County. (\$50,000 included in CS/S 415a – vetoed)
- \*H 74 YOUTH VIOLENCE PREVENTION PROGRAMS, *Moore* — appropriates \$710,000 from the General Fund to the ENMU Board of Regents for FY 06 and FY 07 to support the continuation and expansion of youth violence prevention programs statewide. (May affect public schools)

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 78 STATE EMPLOYEE SALARY INCREASES, *Varela* — makes several appropriations from the General Fund for FY 07 to provide salary increases and other benefits for a variety of public employees in budgeted positions, subject to satisfactory job performance; among the appropriations are \$81.4 to provide all PED employees with a 4.5 percent salary increase, \$7.5 million for statutory minimum salaries for Level 3-A teachers, \$3.7 million to provide an additional 5.0 percent salary increase to EAs, and \$13.6 million to provide a .75 percent increase in the employer contribution to the Educational Retirement Fund. (Succeeding entries: CS/H 2a et al.)
- H 81a INCREASE LOTTERY SCHOLARSHIP ELIGIBILITY, *Taylor* — amends statute to extend eligibility for Lottery Tuition Scholarships to dependents of New Mexico residents serving in the military outside of New Mexico and to children of New Mexico residents killed in military action; and to make the Lottery Tuition Scholarships available to tribal colleges.
- H 82 NAVAJO NATION ELECTRIC GENERATION TAX CREDIT, *Taylor* — among other  
CS/H 82a provisions, amends statute to provide a deduction from the gasoline tax for gas used in school  
et al. buses. (CS/H 82, 128, 144, 295, 380, 390, 395, 424, 440, 441, 448, 455, 465, 501, 603, & 674)
- H 86 BORDER & INDIGENOUS LEADERSHIP CENTER, *Boykin* — appropriates \$500,000 from the General Fund to the NMSU Board of Regents for FY 07 for the Center for Border and Indigenous Educational Leadership to provide a statewide school leadership program. (For the LESC) [Identical to S 42]
- H 90 HIGHER EDUCATION COURSE WORK TUITION PAYMENTS, *Boykin* — amends statute to require a school district to transfer to a two-year or four-year postsecondary institution the tuition and fees for any student concurrently enrolled in high school and a postsecondary institution, unless the school district and the postsecondary institution have agreed to waive or reduce tuition or fees. (For the LESC) [Identical to S 60]
- H 91 COLLEGE USE OF NM PUBLIC SCHOOL ID NUMBERS, *Boykin* — amends statute to require public postsecondary institutions to use the same student identification number assigned to a New Mexico student by PED pursuant to the Assessment and Accountability Act. (For the LESC)
- H 96 TRIBAL COLLEGE SCHOLARSHIP ACT, *Madalena* — enacts the Tribal College Scholarship Act to encourage Native American students with financial need to attend and complete educational programs at tribal colleges in New Mexico; prescribes conditions for eligibility for the scholarship; requires HED to administer the act; and creates the Tribal College Scholarship Fund.
- H 100 RESTRICT PUBLIC EMPLOYEES RETURNING TO WORK, *Larrañaga* — amends the PERA and the ERA to require that retirement benefits be suspended for those PERA retirees who return to work after July 1, 2006 when their annual earnings exceed \$15,000; to repeal on July 1, 2006 (rather than January 1, 2012) the provisions of the ERA that allow retirees to return to work without suspending retirement benefits; and to provide that all those retirees who returned to work prior to July 1, 2006 may continue in the program under the original return-to-work provisions. [Identical to S 300]

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 102 NMSU TRIBAL COOPERATIVE EXTENSION CENTERS, *Madalena* — appropriates \$1.0 million from the General Fund to the NMSU Board of Regents for FY 07 for the Cooperative Extension Service for proposed tribal cooperative extension centers to provide a base for intercultural youth programs and other programs not currently available in tribal communities. (May affect public schools)
- H 104 EXPAND NM TRIBAL COLLEGE LOTTERY SCHOLARSHIPS, *Madalena* — amends statute to extend eligibility for Lottery Success Scholarships to New Mexico tribal colleges: Southwestern Indian Polytechnic Institute; Crownpoint Institute of Technology; Institute of American Indian Arts; and the New Mexico Campus of Diné College.
- H 105a TRIBAL COLLEGE SCHOLARSHIPS, *Begaye* — amends statute to enable students at four-year tribal colleges to receive scholarships under the College Affordability Act. [Similar to S 274a]
- H 126 MIDDLE SCHOOL MATH & SCIENCE TEACHER TRAINING, *Salazar* — appropriates \$250,000 from the General Fund to the Board of Regents of Northern NM State School for FY 07 to provide a program to train middle school teachers to improve their skills, technical knowledge, and teaching techniques in science, math, and technology. [Identical to S 25]
- H 158 NMSU SCIENCE, MATH & AEROSPACE ACADEMY, *Lujan,A* — appropriates \$200,000 from the General Fund to the NMSU Board of Regents for FY 07 to support the Science, Engineering, Mathematics and Aerospace Academy to improve student achievement and increase participation statewide. [Identical to S 119]
- H 160 EXPAND TEACHER EDUCATION FIELD COURSES, *Gonzales* — appropriates \$2.0 million from the General Fund to HED for FY 07 to support the expansion and improvement of educator preparation field experience courses at public postsecondary educational institutions statewide. (For the LESC) [Identical to S 233]
- H 161 STATEWIDE OUTDOOR CLASSROOM PROGRAM, *Hall* — appropriates \$250,000 from the General Fund to the State Parks Division of the Energy, Minerals & Natural Resources Department for FY 07 to support a statewide outdoor classroom program. (For the LESC) [Identical to S 37]
- H 164 SCHOOL PERSONNEL SALARY CALCULATION, *Stewart* — amends the School Personnel Act to accelerate the implementation of the \$50,000 minimum salary for Level 3-A teachers under the three-tiered licensure and evaluation system and to implement minimum annual salaries for principals and assistant principals that include a responsibility factor and an evaluation component; and appropriates the following amounts from the General Fund to the Public School Fund for distribution through the SEG in FY 07 for these purposes: \$23.9 million to implement minimum salaries for Level 3-A teachers, and \$4.0 million to implement minimum salaries for principals and assistant principals in school year 2006-2007. (For the LESC) [Identical to S 62]
- H 165a AIR-CONDITION SCHOOL BUSES WITH WHEELCHAIRS, *Stewart* — adds a new section to the Public School Code to require that school buses purchased new after June 30, 2006 be equipped with factory-installed air conditioning. (For the LESC)

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 169 NMSU ENLACE PROGRAM, *Garcia, MH* — appropriates \$300,000 from the General Fund to the NMSU Board of Regents for FY 07 to support ENLACE. [Identical to S 35] (\$299,685 included in CS/H 2a, et al. for programs at NMSU, UNM, and SFCC; \$2.7 million to HED “to continue projects initiated by Chapter 34 of Laws 2005”)
- H 178 NMSU DEMONSTRATION SCHOOL LEADERSHIP PROGRAM, *Garcia, MH* — appropriates \$500,000 from the General Fund to the NMSU Board of Regents for FY 07 to support preparation and professional development of United States and Mexico border area education administrators in the Statewide Demonstration School Leadership Program. [Identical to S 39]
- \*H 180 AMEND GOVERNMENTAL CONDUCT ACT, *Cervantes* — amends the Governmental  
CS/H 180a Conduct Act to impose new restrictions upon contracts, business dealings, and political activities involving public officers and employees and their families; to apply ethical principles of public service to officials in the judiciary; and to define a local public body as every political subdivision of the state and the agencies, instrumentalities, and institutions of the state, including two-year postsecondary educational institutions. (May affect members of the PEC)
- H 187 DEFINE HIGHER EDUCATION TUITION & FEES, *Martinez* — amends statute to define the terms “tuition” and “general fees” as applicable to Lottery Tuition Scholarships. [Identical to S 155 (passed)]
- H 191 NMSU K-12 SCIENCE & MATH ASSISTANCE PROGRAMS, *Gutierrez* — appropriates \$247,000 from the General Fund to the NMSU Board of Regents for FY 07 to assist kindergarten through grade 12 and university programs through the Science, Technology, Engineering and Mathematics Education Group. [Identical to S 45]
- H 193 TEEN PREGNANCY PREVENTION & PARENT PROGRAMS, *Gutierrez* — appropriates \$1.0 million from the General Fund to PED for FY 07 to fund a program in public schools statewide to provide teen pregnancy prevention, parenting and family strengthening programming, and career development for teen mothers and fathers. (For the LESC) (\$999,000 included in CS/H 2a, et al.)
- H 195 NMSU PRE-FRESHMAN ENGINEERING SEMINARS, *Gutierrez* — appropriates \$250,000 from the General Fund to the NMSU Board of Regents for FY 07 for summer pre-freshman engineering preparation seminars. [Identical to S 41]
- H 202 BAN ASPARTAME IN FOOD PRODUCTS, *Harrison* — amends statute to ban the use of the artificial sweetener aspartame in food products. (May affect public schools) [Identical to S 250]
- H 206 EDUCATIONAL ASSISTANT LICENSING FRAMEWORK, *Miera* — amends the School Personnel Act to provide a licensing framework and minimum salaries for educational assistants for: Level 1, \$12,000; Level 2, \$13,000; Level 3, \$15,000; and Level 4, \$17,000. (For the LESC) [Identical to S 232]

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 207 COLLEGE AFFORDABILITY ENDOWMENT FUND, *Miera* — appropriates \$50.0 million from the General Fund to the College Affordability Endowment Fund for FY 07 and subsequent fiscal years. (For the LESC) [Identical to S 43]
- H 208 EDUCATION-RELATED TESTING SERVICE CONTRACTS, *Miera* — amends the Procurement Code to allow contracts of up to 12 years for services related to the development and implementation of standardized tests for students in grades K through 12 and related to the implementation of tests for teacher licensure. (For the LESC) [Identical to S 110]
- H 209 POST-SECONDARY SCHOOL ENLACE PROGRAMS, *Miera* — appropriates \$400,000 from the General Fund to each of these entities – the UNM Board of Regents, the NMSU Board of Regents, and HED (for Santa Fe Community College) – for FY 07 to support ENLACE. (For the LESC) [Identical to S 36] (\$299,685 included in CS/H 2a, et al. for programs at NMSU, UNM, and SFCC; \$2.7 million to HED “to continue projects initiated by Chapter 34 of Laws 2005”)
- H 210 STATE-SUPPORT RESERVE FUND USES FOR SCHOOLS, *Miera* — amends the School Finance Act to allow the State-support Reserve Fund, under certain conditions, to be used for certain emergency needs of school districts; and appropriates \$10.0 million from the General Fund to the State-support Reserve Fund for FY 06 and subsequent fiscal years. (For the LESC) [Identical to S 58] (\$2.0 million included in CS/H 2a, et al. – vetoed)
- H 213 DOMESTIC VIOLENCE PREVENTION SERVICES, *Picraux* — appropriates a total of \$3.0 million from the General Fund to CYFD for FY 07 to contract for services with domestic violence prevention and response providers, including \$500,000 to provide training and education in public schools and other community centers that provide services to families dealing with domestic violence. (\$750,000 to PED for parental training and involvement and domestic violence curriculum included in CS/H 2a, et al.)
- H 222 EXPAND EDUCATIONAL RETIREMENT BOARD MEMBERS, *Varela* — amends the ERA to add three members to the ERB – one appointed by the Governor, one by the University Presidents’ Council, and one by the New Mexico Coalition of School Administrators. [Identical to S 130]
- H 226a SOUTH VALLEY INCORPORATION STUDY, *Garcia,MP* — appropriates \$35,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide a grant-in-aid to the North Central Council of Governments to study the feasibility of incorporating the South Valley of Bernalillo County. (May affect public schools) (\$33,000 included in CS/S 415a – vetoed)
- \*H 229a SECOND ANNUAL NEW MEXICO YOUTH DAY, *Ruiz* — appropriates \$75,000 from the General Fund to the Local Government Division of DFA for FY 06 for the second annual New Mexico Youth Day.
- H 231a FOOD BANKS FOR PUBLIC SCHOOLCHILDREN, *Vaughn* — appropriates \$200,000 from the General Fund to HSD for FY 07 to purchase fresh fruits and vegetables for public school lunches; and appropriates \$400,000 from the General Fund to DFA for FY 07 to contract with a statewide association of food banks to purchase food from New Mexico producers and vendors for a food program and the food for kids backpack program. (\$399,580 to DFA for food banks included in CS/H 2a, et al.)

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 257 SANTA FE FILMMAKING TRAINING PROGRAM, *Trujillo* — appropriates \$160,000 from the General Fund to HED for FY 07 and FY 08 to fund a filmmaking training pilot program for Santa Fe public school teachers at Santa Fe Community College.
- H 258 INCREASE STATE MINIMUM WAGE, *Lujan,B* — amends statute to increase the state  
CS/H 258a minimum wage to \$6.75 per hour after December 31, 2006 and to \$7.50 per hour after December 31, 2007; to include employers and employees of the state or any political subdivision of the state; to exempt employees of food processors, under certain conditions; to require that the minimum wage be increased by the cost of living each January 1 beginning in 2009; to provide a training wage of \$5.15 per hour; to require an assessment of the effect of the training wage on employee turnover and report the findings to LFC; and to prohibit a local ordinance from providing a higher minimum wage until December 31, 2010. (May affect public schools)
- H 261 SYMPHONIC MUSIC FOR PUBLIC CONCERTS, *Wirth* — appropriates \$25,000 from the General Fund to the Cultural Affairs Department for FY 07 for a program that provides symphonic music for public concerts in communities in northern New Mexico and educational performances in public schools in northern New Mexico. (\$10,000 included in CS/S 415a – vetoed)
- H 269 SUPERCOMPUTER TRAINING FOR CERTAIN STUDENTS, *Gonzales* — appropriates \$160,000 from the General Fund to the Board of Regents of New Mexico Tech for FY 07 for a statewide program that trains middle and high school students in the use of supercomputers and that improves teaching techniques in science, math, engineering, and technology.
- H 270 MOTOR TRANSPORTATION DEPARTMENT ACT, *Vigil* — enacts the Motor Transportation Department Act to establish a single, unified department to administer and enforce laws and exercise functions concerning commercial vehicle safety and operation; creates the cabinet-level Motor Transportation Department; prescribes duties of the department and its secretary; and appropriates \$461,000 from the General Fund to the Motor Transportation Department for FY 07 for seven FTEs. (May affect public schools)
- H 271 INFLUENZA VACCINE SUPPLY & CONTENTS, *King* — amends statute to limit the amount of mercury in influenza vaccine; and adds a new section to require the Department of Health to develop and implement a plan to increase influenza immunizations among school children and children in daycare.
- H 279a WEST LAS VEGAS SCHOOL CULTURAL ACTIVITIES, *Vigil* — appropriates \$85,000 from the General Fund to PED for FY 07 to provide in-school classroom cultural activities in the West Las Vegas Public Schools. (\$85,000 included in CS/S 415a – vetoed)
- \*H 280 PILOT PROGRAM FOR AT-RISK HISPANIC TEENS, *Balderas* — appropriates \$1.0 million from the General Fund to the NMHU Board of Regents for FY 06 and FY 07 to support a pilot program that provides teacher training, student leadership development, and family education programs and that also provides a culturally based language arts and social science curriculum for at-risk Hispanic teens and family orientation and goal-planning initiatives. [Identical to \*S 406]



**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 281 NM HIGHLANDS SPANISH IMMERSION PROGRAM, *Balderas* — appropriates \$200,000 from the General Fund to the NMHU Board of Regents for FY 07 to support an English/Spanish and cultural immersion program and curricula development. (\$287,698 included in CS/H 2a, et al.)
- H 284 PUBLIC SCHOOL BROWSER-BASED LEARNING SYSTEM, *Vigil* — appropriates \$5.0 million from the General Fund to PED for FY 07 to develop and implement a browser-based computerized learning system accessible to the lowest 20 percent of students in academic performance; and prescribes specifications for the system.
- H 285 WEST LAS VEGAS SCHOOL SPECIAL NEEDS SERVICES, *Vigil* — appropriates \$25,000 from the General Fund to PED for FY 07 for credit recovery, English language learning, and special needs technology services in the West Las Vegas Public Schools.
- H 294 IMPROVE SCHOOL-BASED ORAL HEALTH CARE, *Heaton* — appropriates \$200,000 from the General Fund to the Department of Health for FY 07 and FY 08 to support development of up to three pilot sites designed to increase access to oral health care services in school-based health centers. [Identical to S 394]
- H 297 NORTHEAST REGIONAL COOPERATIVE BUILDING, *Moore* — appropriates \$500,000 from the General Fund to PED for FY 07 to fund the operation and maintenance of a newly purchased and renovated building for the Northeast Regional Education Cooperative.
- H 300 BIENNIAL BUDGET PILOT PROJECT, *Moore* — adds a new section of statute to provide for a biennial budget pilot project to determine the efficacy of biennial budgeting. [Identical to S 199 (passed)]
- H 301 INCREASE SCHOOL DISTRICT CASH BALANCES, *Moore* — amends the Public School Finance Act to increase the limits on operational cash balances of school districts. [Identical to S 95]
- H 305 LOCAL GOVERNMENTS ROAD FUND, *Moore* — appropriates \$10.0 million from the General Fund to the Local Governments Road Fund for FY 07 to construct or improve local highways, streets, school bus routes, and related facilities.
- \*H 306a DISTANCE LEARNING PILOT PROGRAM GRANTS, *Moore* — appropriates \$1.0 million from the General Fund to PED for FY 07 to provide grants to public schools through an application process for distance learning and cyber academy pilot programs.
- H 323 COMPUTER CLUBHOUSES, *Varela* — appropriates \$900,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide staffing and operational expenses for computer clubhouses for youth in Bernalillo, Doña Ana, Sandoval, and Santa Fe counties. (\$50,000 included in CS/S 415a)
- H 328 ENGLISH AS A SECOND LANGUAGE PROGRAMMING, *Varela* — appropriates \$1.0 million from the General Fund to HED for FY 07 to provide more English as a second language programming.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 330 LOW-INCOME CHILDREN ANTI-OBESITY PROGRAM, *Varela* — appropriates \$500,000 from the General Fund to the Department of Health for FY 07 to contract with a not-for-profit organization in Santa Fe County providing dance instruction and performance to implement an anti-obesity, nutrition education, self-esteem, and fitness dance program for low-income, at-risk children in public elementary and middle schools statewide. (\$400,000 included in CS/H 2a, et al.)
- H 332 NEW MEXICO SCHOOL FOR THE ARTS ACT, *Wirth* — enacts the New Mexico School for the Arts Act; establishes the New Mexico School for the Arts as a publicly funded residential high school located in Santa Fe; identifies the school as a state institution for purposes of law; exempts the school from most provisions of the Public School Code and exempts the school from PED’s rules and distributions from the SEG; requires that the first class be grade 9, beginning in school year 2007-2008, with an additional grade added each of the next three subsequent years; creates a board of trustees for the school and prescribes membership and duties of the board; empowers the board to adopt and promulgate rules; requires the principal to be licensed but not the faculty; and prescribes admissions criteria and standards. [Identical to S 599]
- H 336 DRUG-FREE RESIDENTIAL ZONES, *Larrañaga* — amends the Controlled Substances Act to broaden the definition of “drug-free school zone” to apply to a school in general, not just a public school, and to include postsecondary schools.
- H 339 NMSU 4-H ENGAGEMENT IN YOUTH PROGRAM, *Hall* — appropriates \$250,000 from the General Fund to the NMSU Board of Regents for FY 07 to support the 4-H Engagement in Youth and Education Program. (\$155,000 included in CS/S 415a – vetoed)
- \*H 345 SUMMER ENRICHMENT PROGRAMS, *Salazar* — appropriates \$30,000 from the General Fund to PED for FY 06 and FY 07 to contract through the Española Public Schools to provide summer enrichment programs for youth in Truchas, Ojo Sarco, and Cordova. (\$40,000 included in CS/S 415a – vetoed)
- H 346 NATIVE AMERICAN CULTURAL PERFORMANCES, *Salazar* — appropriates \$100,000 from the General Fund to the Cultural Affairs Department for FY 07 to support performances of traditional and contemporary Native American performing arts in Santa Fe, thereby educating schoolchildren and the general public. [Identical to S 373] (\$50,000 included in CS/S 415a – vetoed)
- H 348 TAOS YOUTH ECONOMIC DEVELOPMENT PROGRAMS, *Gonzales* — appropriates \$100,000 from the General Fund to the Local Government Division of DFA to distribute to Taos County for FY 07 to contract with a nonprofit entity to provide opportunities for Taos County youth to overcome personal and societal problems by learning entrepreneurial skills and studying worldwide economic development while serving as ambassadors from New Mexico and participating in design and construction training. (\$19,500 included in CS/S 415a – vetoed)
- H 349 LAS VEGAS SPORTS ACTIVITIES, *Vigil* — appropriates \$70,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide and stimulate sports activities for the city of Las Vegas, the West Las Vegas Public Schools, and the Las Vegas City Public Schools. (\$70,000 included in CS/S 415a – vetoed)

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- H 350a SCHOOL BUS SECURITY & GPS DEVICES, *Vigil* — appropriates \$2.4 million from the General Fund to PED for FY 07 to provide security and global position devices on up to 3,000 school buses statewide.
- H 352 NMSU TO JOIN RETIREE HEALTH CARE AUTHORITY, *Nuñez* — appropriates \$6.7 million from the General Fund to the NMSU Board of Regents for FY 07 to pay the cost of joining the Retiree Health Care Authority.
- H 363 INCREASE CHILD CARE PROGRAM ELIGIBILITY, *King* — appropriates \$18.1 million from the General Fund to CYFD for FY 07 to increase eligibility and support for child-care programs, including \$1.0 million for scholarships to help early childhood teachers learn more about child development and early learning while earning college degrees. [Identical to S 159]
- H 367 DEVELOP SCHOOL DISTRICT WELLNESS POLICIES, *Swisstack* — appropriates \$200,000 from the General Fund to PED for FY 07 to assist school districts in developing wellness policies based on PED rules. [Identical to S 78] (\$150,000 included in CS/S 415a)
- H 370 VALENCIA COUNTY DROPOUT & G.E.D. PROGRAMS, *Cordova* — appropriates \$250,000 from the General Fund to PED for FY 07 for two programs in Valencia County: GED (\$150,000) and a dropout prevention program (\$100,000).
- H 371 STATE HISTORIAN NM HISTORY WEB SITE, *Lujan,A* — appropriates \$500,000 from the General Fund to the State Commission of Public Records for FY 07 for the State Historian's New Mexico history website project. (May affect public schools) [Identical to S 361]
- H 374 SCHOOL BUS SAFETY COMPETITION, *Gonzales* — appropriates \$50,000 from the General Fund to PED for FY 07 to support a program that encourages school bus drivers to develop their skills and knowledge through participation in a national competition.
- H 379 LIMIT CASH CAMPAIGN CONTRIBUTIONS, *Martinez* — adds a new section to the Campaign Reporting Act to limit cash campaign contributions to \$100. (May affect members of and candidates for the PEC)
- H 391a CIMARRON SCHOOLS ONLINE EDUCATIONAL PROGRAM, *Balderas* — appropriates \$236,300 from the General Fund to PED for FY 07 for an online educational program for students in kindergarten through grade 12 in Cimarron Municipal Schools.
- H 396 SUBSTANCE & CHILD ABUSE PREVENTION PROGRAMS, *Balderas* — appropriates \$30,000 from the General Fund to CYFD for FY 07 to serve as matching funds for a federal grant to provide counseling services for substance abuse prevention and child abuse prevention in Las Vegas City Public Schools, Wagon Mound Public Schools, and Mora Independent Schools. (\$23,000 included in CS/S 415a – vetoed)
- \*H 405 CONSTRUCTION OF NORTHWEST ALBUQUERQUE SCHOOL, *Youngberg* — appropriates \$130.0 million from the General Fund to PED for FY 06 through FY 09 to plan, design, construct, equip, and furnish a new northwest high school in APS according to prescribed criteria.

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- H 416 SANTA FE SCHOOLS SPECIAL EDUCATION PROGRAMS, *Wirth* — appropriates \$40,000 from the General Fund to PED for FY 07 to provide for automated individual education programs for special education students in Santa Fe Public Schools. (\$40,000 included in CS/S 415a – vetoed)
- H 418a INSTRUCTIONAL SUPPORT PROVIDER LICENSURE, *Stewart* — amends the School Personnel Act to provide a licensing framework and minimum salaries for certain instructional support providers: Level 1, \$30,000; Level 2, \$40,000; and Level 3, \$50,000; and delays the implementation of the evaluation of instructional support providers and the accompanying minimum salaries until school year 2007-2008.
- H 423 BERNALILLO G.E.D. & WORKFORCE PROGRAMS, *Silva* — appropriates \$75,000 from the General Fund to the Local Government Division of DFA for FY 07 for Bernalillo County to provide GED programs and workforce training for young adults.
- H 428 UNM SATURDAY SCIENCE & MATH ACADEMY, *Powdrell-Culbert* — appropriates \$100,000 from the General Fund to the UNM Board of Regents for FY 07 to support the Saturday Science and Mathematics Academy Mentorship Program to prepare minority children in kindergarten through grade 12 for college studies.
- \*H 432 PUBLIC SCHOOL CAPITAL OUTLAY OMNIBUS BILL, *Miera* — amends statute to  
\*CS/H 432a require a facilities master plan for all school districts; to allow expenditures for certain abandoned facilities, five-year facilities plans, and correction of deficiencies at the New Mexico School for the Blind and Visually Impaired and the New Mexico School for the Deaf; to change the limitations on expenditures for certain leases; to create a local-share advance program designed to provide immediate financing for qualified high-priority projects; to increase the state guarantee from \$60 to \$90 per MEM per unit in the Public School Capital Improvements Act (2-mill levy); to exempt PSFA employees from the Personnel Act; to ease restrictions on cash balances of school districts; to create the new school development fund; to provide funding to improve the indoor air quality of public schools; to provide for studies of certain local government actions on school revenue and of additional chartering authorities for charter schools; to allow the PSFA to be a central purchasing officer; to provide for an on-going facility information management system; and appropriates \$2.5 million from the PSCOF to the PSFA for continued development and implementation of a facility information management system, \$300,000 from the PSCOF to the PSFA for grants to improve indoor air quality in public schools, and \$50,000 from legislative cash balances to the LCS for expenses of the school district revenue impact study group, including per diem and mileage. [Similar to \*CS/CS/S 450a (passed)] (\$90.0 million included in CS/H 622 for “qualified high priority projects”)
- H 433a SANTA FE ALTERNATIVE SCHOOL PLANNING, *Trujillo* — appropriates \$500,000 from the General Fund to PED for FY 07 to plan an alternative school in Santa Fe Public Schools.
- \*H 446a FORFEITURE OF RETIREMENT BENEFITS FOR CRIMES, *Park* — adds a new section of statute to provide the forfeiture of certain rights and benefits under the state retirement systems upon the conviction of certain crimes related to the member’s or retired member’s public employment.

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- H 447 RURAL PORTABLE DENTAL CLINIC SERVICES, *Irwin* — appropriates \$100,000 from the General Fund to the Department of Health for FY 07 to contract with a nonprofit school-based portable dental program to provide dental screening examinations and dental sealants to uninsured low-income children not eligible for Medicaid but eligible for the free or reduced-price school lunch program in rural school districts. [Identical to S 425]
- H 449a INFO TECHNOLOGY STUDENT LOAN FOR SERVICE ACT, *Arnold-Jones* — enacts the Technology Student Loan for Service Act to proactively address the shortage of state employees proficient in information technology by providing students with the financial means to complete or enhance their postgraduate education in information technology; creates the Information Technology Student Loan for Service Fund; and appropriates \$80,000 from the General Fund to this fund for FY 07 and subsequent fiscal years for Information Technology Student Loans.
- H 450 SCHOOL AFTER-HOURS LIABILITY COVERAGE, *Gutierrez* — amends statute related to the Public Liability Fund to require general liability coverage for after-hours community use of public school facilities, with a combined single limit per occurrence of \$1.0 million; to require a school district with a student enrollment in excess of 60,000 to provide such coverage; and appropriates \$266,000 from the General Fund to PED for FY 07 for the premiums necessary for after-hours use of public schools.
- CS/H 450
- H 452 TAOS SUMMERBRIDGE ACADEMY PROGRAM, *Gonzales* — appropriates \$57,000 from the General Fund to PED for FY 06 and FY 07 for Taos Municipal Schools to operate its Summerbridge Academy. (\$19,500 included in CS/S 415a – vetoed)
- H 455 SCHOOL BUS GAS TAX DEDUCTION, *Gonzales* — amends statute to provide a deduction from the gasoline tax for gas used in school buses. (Succeeding entries: CS/H 82a et al.)
- H 456 NORTHERN NM SUMMER YOUTH EMPLOYMENT PROGRAM, *Balderas* — appropriates \$800,000 from the General Fund to the Office of Workforce Training and Development for FY 07 for a summer youth employment pilot program in Colfax, Mora, San Miguel, and Taos counties. [Identical to S 401]
- H 457 NM HIGHLANDS EARLY CHILDHOOD CENTER, *Balderas* — appropriates \$30,000 from the General Fund to the NMHU Board of Regents for FY 07 for the early childhood center. (\$48,000 included in CS/S 415a – vetoed)
- \*H 461 PUBLIC EMPLOYEE BENEFITS OVERSIGHT COMMITTEE, *Lujan,B* — creates the Public Employee Benefits Oversight Committee, a joint interim legislative committee to function until the first day of December prior to the first session of the 49<sup>th</sup> Legislature; describes the membership and duties of the committee, among them (1) to consider the public interest in reviewing the benefits programs of the Retiree Health Care Authority, NMPSIA, APS, and the State Group Benefits Program and (2) to review the status of funds and practices of unemployment insurance, workers' compensation, and public employees retirement and educational retirement programs; requires the Legislative Council to approve the workplan; requires the committee to submit a report to the Legislative Council by December 15 each interim; requires the Legislative Council Service to provide the staff; and appropriates \$50,000 from the Legislative Cash Balances to the Legislative Council Service for FY 06 and FY 07 to pay for technical and legal assistance, for equipment and supplies, and for per diem and mileage.

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- H 463a NM TECH SCIENCE & MATH CAREER PREPARATION, *Sandoval* — appropriates \$262,000 from the General Fund to the NM Tech Board of Regents for FY 07 for an organization dedicated to preparing students for careers in math, engineering, and the sciences, as well as to expand the programs of the organization in 12 to 18 public schools throughout the state. [Similar to S 595] (\$180,000 included in CS/S 415a)
- H 466 RATON DISTANCE & VIRTUAL SCHOOL, *Balderas* — appropriates \$305,000 from the General Fund to PED for FY 07 to implement a distance learning and virtual learning alternative school curriculum in Raton Public Schools that complies with NCLB and that accommodates the needs of specific student populations identified by the Raton Board of Education.
- H 472 EDUCATIONAL TECH DEFICIENCY CORRECTION FUND, *Miera* — appropriates \$94.4 million from the General Fund to the Educational Technology Deficiency Correction Fund for FY 06 and subsequent fiscal years to make allocations to correct serious deficiencies in educational technology infrastructure; appropriates \$24.2 million from the General Fund to PED for FY 06 and FY 07 for distributions to school districts to replace functionally obsolete computers and network devices in accordance with the statewide plan for the integration of education technology into the public schools; and prescribes conditions for these allocations. [Identical to S 452]
- H 479 UNM WEB-BASED MATH & SCIENCE CURRICULUM, *Stapleton* — appropriates \$150,000 from the General Fund to the UNM Board of Regents for the Charlie Morrissey Research Hall for FY 07 to provide a distance learning, web-based mathematics and science curriculum using the cyberquest web-based learning program and robotic teacher software.
- H 480 INDEPENDENT LIVING SERVICES, *Marquardt* — appropriates \$113,000 from the General Fund to the Vocational Rehabilitation Division of PED for FY 07 to contract with a center for independent living in Lincoln and Otero counties to provide a cost-of-living adjustment, start independent living programs in those counties, and support rural independent living services.
- H 491 UNM FAMILY DEVELOPMENT PROGRAM, *Picraux* — appropriates \$555,000 from the General Fund to the UNM Board of Regents for FY 07 for the Family Development Program's statewide training outreach program and comprehensive training program based on brain development research in the science of early learning. (May affect public schools) [Identical to S 79] (\$410,000 included in CS/S 415a)
- H 496a SCIENCE PROGRAM FOR ALBUQUERQUE CHILDREN, *Saavedra* — appropriates \$250,000 from the General Fund to the Cultural Affairs Department for FY 07 to fund a science education program for children in New Mexico through a science center and children's museum in Albuquerque. [Similar to S 555] (\$100,000 included in CS/S 415a)
- H 503 BERNALILLO COUNTY WORKFORCE DEVELOPMENT, *Silva* — appropriates \$50,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide a workforce development program for young adults in Bernalillo County. [Similar to H 505a] (\$90,000 included in CS/S 415a – vetoed; \$150,000 included in CS/S 415a – vetoed)

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- H 504 ADDITIONAL SCHOOL FOR THE DEAF STAFF, *Silva* — appropriates \$133,900 from the General Fund to the Board of Regents of the NM School for the Deaf for FY 07 for salary and benefits for an additional outreach specialist, an additional teacher, and an additional educational assistant.
- H 505a BERNALILLO COUNTY WORKFORCE DEVELOPMENT, *Ruiz* — appropriates \$150,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide a workforce economic development program for young adults in Bernalillo County. [Similar to H 503] (\$90,000 included in CS/S 415a – vetoed; \$150,000 included in CS/S 415a – vetoed)
- H 508 AT-RISK YOUTH CHARACTER DEVELOPMENT PROGRAM, *Begaye* — appropriates \$250,000 from the General Fund to PED for FY 07 to implement four tribal and four nontribal character development programs for at-risk youth in eight schools. [Identical to S 574]
- H 511 CYFD CHILD CARE QUALITY INITIATIVES, *Miera* — appropriates \$3.1 million from the General Fund to CYFD for FY 07, to be allocated as follows: \$1.0 million to increase funding for scholarships for early childhood teachers; \$2.0 million to increase funding for Aim High programs; and \$100,000 to fund accreditation efforts for child-care centers.
- H 512a EDUCATION DEPT. COMPUTERIZED LEARNING SYSTEM, *Lujan,B* — appropriates \$4.5 million from the General Fund to PED for FY 07 for the continued implementation of a computerized learning system and an assessment of its performance. (\$2.0 million included in CS/H 2a, et al. – vetoed)
- H 514 CONTINUE RE:LEARNING PROGRAM, *Stapleton* — appropriates \$1.0 million from the General Fund to the ENMU Board of Regents for FY 07 to continue the Re:Learning program in public schools statewide. [Identical to S 91] (\$2.0 million included in CS/H 2a, et al. for the Teacher Professional Development Fund for a variety of programs, including Re:Learning)
- H 525 GALLUP-MCKINLEY SCHOOLS TEACHER TRAINING, *Harrison* — appropriates \$50,000 from the General Fund to PED for FY 07 to contract with a program to train and employ, for at least a two-year commitment, recent college graduates as teachers in the Gallup-McKinley County Public Schools.
- H 529 NATIVE AMERICAN STUDENT LEADERSHIP TRAINING, *Lujan,B* — appropriates \$150,000 from the General Fund to the Indian Affairs Department for FY 07 to contract for the continued provision of a summer leadership and public policy academy that provides college preparation and leadership training for Native American high school students and that involves a partnership between the Santa Fe Indian School and Harvard and Princeton universities. (\$105,000 included in CS/S 415a)
- H 537a ACEQUIA SERVICE-LEARNING PROJECT, *Vigil* — appropriates \$150,000 from the General Fund to PED for FY 08 for an acequia service-learning project.
- H 538 21<sup>ST</sup> CENTURY COMMUNITY LEARNING CENTERS, *Vigil* — appropriates \$4.8 million from the General Fund to PED for FY 07 to continue and maintain the quality after-school programs of the 21<sup>st</sup> Century Community Learning Centers program. [Identical to S 399]

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- H 539 LONG-TERM RESIDENTIAL TREATMENT FACILITY, *Crook* — appropriates \$3.6 million from the General Fund to the NMHU Board of Regents for FY 07 to fund a collaborative program with the university's school of social work for a secure statewide long-term multijurisdictional residential treatment facility. (\$425,000 included in CS/S 415a – vetoed)
- H 544 RESTORE INDEPENDENT LIVING PROGRAMS, *Sandoval* — appropriates \$136,436 from the General Fund to the Vocational Rehabilitation Division of PED for FY 07 to restore funding for independent living programs statewide.
- H 550 NEXT GENERATION FUND, *King* — appropriates \$6.0 million from the General Fund to the Next Generation Fund to promote positive child and youth development and to prevent the abuse and neglect of children pursuant to the Children's Trust Fund Act. [Identical to S 472] (\$1.0 million included in CS/H 2a, et al.)
- H 554 TRANSFER TO LAND GRANT PERMANENT FUNDS, *Foley* — requires that \$100.0 million of the General Fund remaining at the end of FY 06 be transferred to the land grant permanent funds for the common schools and other beneficiaries, provided that the distribution is proportional to the percentage that each individual permanent fund represents of the total of all the land grant permanent funds on June 30, 2006.
- H 560 AMY BIEHL CHARTER SCHOOL JUSTICE PROGRAM, *Youngberg* — appropriates \$25,000 from the General Fund to PED for FY 07 for a restorative justice program at Amy Biehl Charter High School in APS. [Identical to S 340] (\$50,000 included in CS/S 415a – vetoed)
- H 566 HIGH PLAINS EDUCATIONAL COOPERATIVE SERVICES, *Moore* — appropriates \$500,000 from the General Fund to PED for FY 07 to establish the High Plains Regional Educational Cooperative's facility services system.
- H 570a ROSWELL SCIENCE FESTIVAL, *Ezzell* — appropriates \$27,000 from the General Fund to CYFD for FY 07 to contract with Roswell's recreation department to coordinate an educational science festival for fourth-, fifth- and sixth-grade and other gifted students in southeastern New Mexico.
- H 572 DISTANCE LEARNING TECHNOLOGIES, *Ezzell* — appropriates \$250,000 from the General Fund to the ENMU Board of Regents for the Roswell branch for FY 07 to pay the start-up costs incurred by the Loving Municipal, Lake Arthur Municipal, Hagerman Municipal, and Dexter Consolidated school districts in implementing distance-learning technologies. [Identical to S 481] (\$125,000 included in CS/S 415a for the distance education consortium – vetoed)
- H 573 DEXTER & HAGERMAN-AREA DISTANCE LEARNING, *Ezzell* — appropriates \$250,000 from the General Fund to PED for FY 07 to implement REC VIII's distance learning model in the Dexter, Hagerman, Lake Arthur, and Loving school districts. (\$125,000 included in CS/S 415a for the distance education consortium – vetoed)



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- \*H 574 DEXTER & HAGERMAN-AREA SCHOOL HEALTH SERVICES, *Ezzell* — appropriates \$100,000 from the General Fund to the ENMU Board of Regents for FY 06 and FY 07 for ENMU in Roswell to provide school-based health services to the Dexter, Hagerman, and Lake Arthur school districts.
- H 586 EL RITO WASTEWATER DEVELOPMENT PLAN, *Rodella* — appropriates \$65,000 from the General Fund to the Local Government Division of DFA for FY 07 for a planning grant for the community of El Rito to develop a plan for wastewater, including water from an elementary school.
- H 590 PUBLIC SCHOOL INSURANCE FUND INVESTMENTS, *Varela* — amends the Public School Insurance Authority Act to require the NMPSIA board to designate either a registered investment adviser or the State Investment Officer to invest long-term reserves.
- H 597 STATE AGENCY VOUCHERING THROUGH DFA, *Varela* — amends statute to require certain agencies, including NMPSIA, to voucher through DFA.
- H 599 NATIVE AMERICAN INDEPENDENT LIVING ASSISTANCE, *Salazar* — appropriates \$250,000 from the General Fund to the Vocational Rehabilitation Division of PED for FY 07 to remove architectural barriers in homes and to purchase adaptive equipment for elderly Native Americans or Native Americans with disabilities.
- H 602a RAISE GAS TAX & CREATE SCHOOL BUS FUND, *Silva* — enacts a new section of the Tax Administration Act to create the School Bus Routes Fund, proceeds of which are to be used to acquire rights of way and to design, construct, maintain, and repair school bus routes and public school parking lots; prescribes projects qualified for expenditures of the proceeds of bonds; and amends statute to increase the gasoline tax, among other amendments.
- H 605 HIGH SCHOOL BASKETBALL TOURNAMENT COSTS, *Lujan,B* — appropriates \$100,000 from the General Fund to PED for FY 07 to pay costs of the annual state high school basketball tournament. (\$100,000 included in CS/H 2a, et al.)
- H 607 MILITARY-CONNECTED STUDENT IMPACT AID, *Marquardt* — amends the Public School Finance Act to add a new cost differential to the Public School Funding Formula that will be determined annually in such a way that the number of units generated, when multiplied by the unit value, will equal the amount of federal Impact Aid attributable to military-connected students in a school district for which the state takes credit in determining a school district's State Equalization Guarantee.
- H 608 FEDERALLY-CONNECTED STUDENT IMPACT AID, *Marquardt* — amends the Public School Finance Act to add a new cost differential to the Public School Funding Formula that will be determined annually in such a way that the number of units generated, when multiplied by the unit value, will equal the amount of federal Impact Aid attributable to all federally connected students in a school district for which the state takes credit in determining a school district's State Equalization Guarantee.

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- H 612 TAOS SCHOOLS READING PROGRAM, *Gonzales* — appropriates \$147,000 from the General Fund to PED for FY 07 for a middle school reading program for Taos Municipal Schools.
- H 614 NORTHERN NM TEACHER DEVELOPMENT PROGRAMS, *Gonzales* — appropriates \$1.5 million from the General Fund to PED for FY 07 for professional development programs for teachers and principals dedicated to closing the achievement gap for rural students in northern New Mexico.
- H 621 CENTER FOR STUDY OF DIVERSE POPULATIONS, *Lujan,B* — appropriates \$650,000 from the General Fund to the NMHU Board of Regents for FY 07 for the Center for the Education and Study of Diverse Populations to provide certain technical assistance and training for schools and school districts.
- \*H 623 2006 CAPITAL PROJECTS G.O. BOND ACT, *Sandoval* — enacts the 2006 Capital Projects General Obligation Bond Act; authorizes the issuance and sale of general obligation bonds for capital projects, including \$18.0 million to purchase library books, equipment, and library resources for eligible public school and juvenile detention center libraries statewide, distributes on a base amount of \$3,000 with the balance on a per-membership basis; and \$5.0 million to purchase and install educational technology in public schools statewide to implement the provisions of the Technology for Education Act.
- H 626 BERNALILLO COUNTY G.E.D. PROGRAMS, *Chavez* — appropriates \$75,000 from the General Fund to the Local Government Division of DFA for FY 07 for Bernalillo County to provide GED programs. (\$90,000 included in CS/S 415a – vetoed)
- H 630a EDUCATION DEPT. CHARTER SCHOOLS DIVISION, *Stewart* — effective July 1, 2007,  
CS/H 630 amends several sections of statute related to charter schools; makes the PEC a chartering authority in addition to local school boards; applies some provisions to locally chartered charter schools, others to state-chartered charter schools, and still others to charter schools chartered by both entities; creates the Charter Schools Division in PED and prescribes its duties; amends the Public School Finance Act to require state-chartered schools to be their own boards of finance and to use the same program cost calculation for locally chartered and state-chartered schools; amends transportation statutes as they apply to charter schools; amends the Public School Capital Outlay Act to include state-chartered schools in the definition of “school district”; creates the charter school activities program unit, payable to the district in which it is generated; makes charter schools responsible for special education services; imposes enrollment limits; requires that, in the case of termination of a charter, the assets of a locally chartered school revert to the district and those of a state-chartered school revert to the state; allows a charter applicant to appeal a decision of the PEC to the Secretary and to appeal the Secretary’s decision to district court; allows either the governing body or head administrator of a charter school to make employment decisions; amends the deadline for submitting a renewal application; includes an anti-nepotism provision; allows the chartering authority to withhold 2.0 percent of the school-generated program cost; requires the PSCOOTF, in consultation with the PSCOC, PED, and the PSFA, to study the provisions in statute governing the funding of charter school capital outlay facilities, transportation costs, and other capital outlay issues concerning charter schools and to report to the LESC, the LFC, and the Governor by November 1, 2006; and amends the Compulsory School Attendance Law, the Instructional Material Law, the School Library Material Act, the Fine

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Arts Education Act, the Bilingual Multicultural Education Act, the Literacy for Children at Risk Act, and other sections of the Public School Code relating to school construction and sales to schools or school districts to make their provisions generally apply to charter schools as they do to school districts. [Identical to FL/CS/S 600 (passed)] (\$500,000 included in the General Fund appropriation to PED in CS/H 2a, et al.)

- H 631 BERNALILLO SCHOOLS PRE-KINDERGARTEN PROGRAM, *Madalena* — appropriates \$500,000 from the General Fund to PED for FY 07 to increase funding for the pre-kindergarten program of the Bernalillo Public Schools.
- H 635 ACEQUIA HISTORY PROJECT RESEARCH, *Varela* — appropriates \$250,000 from the General Fund to the State Records Center for FY 07 for the State Historian to conduct archival and ethnographic research on acequias to be incorporated into New Mexico history courses in the public schools.
- H 641 UNM AFRICAN-AMERICAN STUDIES PROGRAM, *Stapleton* — appropriates \$100,000 from the General Fund to the UNM Board of Regents for the African American studies department for three initiatives, one of which is programs for high school students and university freshmen to help them bridge the academic achievement gap and prepare them for university coursework in the field of African American studies, among other purposes. (\$26,500 included in CS/S 415a – vetoed)
- H 649a DISADVANTAGED CHILDREN’S ZONE, *Trujillo* — appropriates \$3.0 million from the General Fund to the Local Government Division of DFA for Santa Fe County for FY 07 to develop the Agua Fria Children’s Zone, a cooperative economic development program with a goal of strengthening disadvantaged children in a disadvantaged Santa Fe neighborhood.
- H 651 MORA SCHOOLS AFTER SCHOOL PROGRAM, *Balderas* — appropriates \$43,050 from the General Fund to PED for FY 07 to support the after-school program in Mora Independent Schools. [Identical to S 564]
- H 663 FINE ARTS IN PUBLIC SCHOOLS PROGRAMS, *Youngberg* — appropriates \$2.0 million from the General Fund to PED for FY 07 to support fine arts programs in the public schools.
- H 664 STATEWIDE TEEN PREGNANCY PREVENTION PROGRAMS, *Marquardt* — appropriates \$450,000 from the General Fund to the Department of Health for FY 07: \$200,000 to expand the male involvement program to southern and eastern New Mexico and to develop a youth alliance program component that can be linked to school-based health center programs; and \$250,000 to develop and implement a model community-wide program modeled after the Carrera Pregnancy Prevention Program, which links school-based programs with certain other activities. [Identical to H 857]
- H 669 NEW MEXICO GOLDEN APPLE PROGRAM, *King* — appropriates \$500,000 from the General Fund to PED for FY 07 for the Golden Apple program. [Identical to S 505] (\$2.0 million included in CS/H 2a, et al. for the Teacher Professional Development Fund for a variety of programs, including Golden Apple)

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- H 670 TEACHER PROFESSIONAL DEVELOPMENT, *King* — appropriates \$5.0 million from the General Fund to the Teacher Professional Development Fund. (\$2.0 million included in CS/H 2a, et al. for the Teacher Professional Development Fund for a variety of programs)
- H 682 SUPPLEMENTAL SERVICES FOR CERTAIN STUDENTS, *Stewart* — amends the Assessment and Accountability Act to require school districts to provide supplemental educational services to Title I students in schools that fail to make AYP for three or more consecutive years to make the requirement consistent with NCLB; to require PED to adopt rules to require that any provider of supplemental educational services approved for contracts in New Mexico uses only certified teachers as tutors; and to require PED to prescribe a common pre- and post-assessment instrument to measure the gains that students achieve through these services. (For the LESC) [Similar to S 100a (passed)]
- H 708 LOTTERY SCHOLARSHIPS FOR MILITARY DEPENDENTS, *Marquardt* — amends statute to allow military dependents stationed in New Mexico who graduate from a New Mexico high school to be eligible for Lottery Tuition Scholarships.
- H 709 OTERO COUNTY ARTS EDUCATION PROGRAM, *Marquardt* — appropriates \$35,000 from the General Fund to the Local Government Division of DFA for FY 07 for a visual and performing arts education program for primary, secondary, and postsecondary students in Otero County. (\$25,000 included in CS/S 415a – vetoed)
- H 725 SUMMER DAY CAMPS, *Varela* — appropriates \$1.0 million from the General Fund to PED for FY 07 for statewide summer day camps. (\$300,000 included in CS/H 2a, et al. for summer day camp in Santa Fe)
- H 726 EXPAND UNM FAMILY DEVELOPMENT PROGRAM, *Picraux* — appropriates \$550,000 from the General Fund to the UNM Board of Regents for FY 07 to expand the Family Development Program’s special project at the university. (\$410,000 included in CS/S 415a)
- H 729 CYFD EARLY CHILDHOOD EDUCATION TRAINING, *Picraux* — appropriates \$100,000 from the General Fund to CYFD for FY 07 to provide early childhood education training.
- H 734 TORRANCE COUNTY COPS IN SCHOOLS PROGRAM, *King* — appropriates \$300,000 from the General Fund to the Local Government Division of DFA for FY 07 to employ four more Torrance County Sheriff deputies for the Cops in Schools program.
- H 736 SCHOOL ZONE FIREARM DISCHARGE SENTENCING, *Gardner* — amends statute to provide an enhanced sentence when a firearm is discharged within a school zone during the commission of a felony.
- H 739 SCHOOL FACILITY CONSTRUCTION GROSS RECEIPTS, *Garcia, MH* — adds a new section to the Gross Receipts and Compensating Tax Act to provide a deduction for receipts from providing construction services to a school district or the PSFA.
- H 744 CENTRAL NM YOUTH MENTORING PROGRAMS, *Swisstack* — appropriates \$300,000 from the General Fund to DFA for FY 07 to support youth mentoring programs in central New Mexico through a program that matches at-risk children with carefully screened mentors.

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- H 745 SOCIAL STUDIES & CIVICS DEVELOPMENT, *Zanetti* — appropriates \$30,000 from the General Fund to PED for FY 07 for statewide social studies and civics professional development. (\$30,000 included in CS/S 415a – vetoed)
- H 748 FISH & WILDLIFE SERVICE AFTER-SCHOOL PROGRAM, *King* — appropriates \$200,000 from the General Fund to CYFD for FY 07 to contract with an in- and after-school program in Bernalillo, Santa Fe, and Tarrant counties that coordinates programs with the US Fish and Wildlife Service.
- H 749a ESTANCIA LEARNING CENTER CHARTER SCHOOL, *King* — appropriates \$400,000 from the General Fund to PED for FY 07 for the Estancia Municipal Schools to establish alternative programs to assist youth at risk in Estancia. (\$175,000 included in CS/S 415a – vetoed)
- H 754 SUBSTANCE & CHILD ABUSE PREVENTION TRAINING, *Lujan,B* — appropriates \$50,000 from the General Fund to PED for FY 07 for training in substance abuse and child abuse prevention and intervention strategies in Pojoaque Valley Public Schools. (\$50,000 included in CS/S 415a – vetoed)
- H 756 NM TECH MATH & SCIENCE CAREER TRAINING, *Foley* — appropriates \$18,000 from the General Fund to the NM Tech Board of Regents for FY 07 for an organization dedicated to prepare students for careers in mathematics, engineering, and the sciences and to expand the programs of the organization to Sierra Middle School in Chaves County.
- H 759 SOUTH VALLEY AT-RISK YOUTH MURAL PROJECT, *Garcia,MP* — appropriates \$35,000 from the General Fund to the Cultural Affairs Department for FY 07 for a mural project involving at-risk youth from the South Valley communities of Atrisco, Ranchos de Atrisco, Pajarito, and Los Padillas in Bernalillo County.
- H 760 ALBUQUERQUE SCHOOL CROSSING GUARD SALARIES, *Garcia,MP* — appropriates \$6,000 from the General Fund to PED for FY 07 for a salary increase for school crossing guards in the Rio Grande High School Cluster of APS.
- H 765 ALBUQUERQUE SCHOOL TEACHER MATH TRAINING, *Hall* — appropriates \$100,000 from the General Fund to PED for FY 07 to provide math instruction training for teachers in the Eldorado Cluster of APS.
- H 766 DISTINGUISH STUDENT PROFICIENCY FROM SCHOOLS, *Vigil* — amends the Public School Code to distinguish a student’s “academic proficiency,” as determined by alternative school-district-determined assessment results, from the “adequate yearly progress” (AYP) required of schools and school districts; to make the school improvement cycle in state law correspond to that in the federal NCLB, both in rankings and in sequential actions; to provide that another school district or a state-approved private organization may provide supplemental services to a school district that has failed to make AYP for two consecutive years; and to require a one-year delay in the movement to the next level of the school improvement cycle of a school that makes AYP in the second year of its present ranking.

**FAILED**  
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- H 774 NMHU UPWARD BOUND PROGRAM, *Vigil* — appropriates \$30,000 from the General Fund to the NMHU Board of Regents for FY 07 to provide funding for the Upward Bound program. (\$10,000 included in CS/S 415a – vetoed)
- H 775 WEST LAS VEGAS SCHOOLS VIOLENCE PREVENTION, *Vigil* — appropriates \$90,000 from the General Fund to PED for FY 07 to support the violence prevention program in West Las Vegas Public Schools. [Identical to S 562]
- H 776 POST-SECONDARY SCHOOL YOUTH SPORTS PROGRAMS, *Vigil* — appropriates \$300,000 from the General Fund to PED for FY 07 to pay for summer youth sports programs at UNM, NMSU, NMHU, and Northern New Mexico College.
- H 786 REVISE MILEAGE REIMBURSEMENT RATES, *Foley* — amends the Per Diem and Mileage Act to provide a mileage reimbursement to public officers and employees at the IRS standard mileage rate. (May affect PED and public schools)
- \*H 791a EYE EXAMS FOR FIRST GRADE STUDENTS, *Boykin* — adds new sections of statute to require that children entering first grade in public schools have a comprehensive eye examination; prescribes components of the exam; creates the Children’s Vision Care Fund to reimburse optometrists and ophthalmologists who provide these eye exams.
- \*H 796 SAN JUAN COUNTY EDUCATION PROGRAMS, *Begaye* — appropriates \$20,000 from the General Fund to PED for FY 06 and subsequent fiscal years to provide education outreach activities to enhance learning among Native American students in western San Juan County in the mathematics, engineering, and science achievement programs. (\$180,000 to NMIMT for continuation of the included in CS/S 415a)
- H 800 REDUCE STUDENT LOAN DEFAULT PENALTY, *Varela* — amends statute to reduce the penalty for defaulting on student loans for service, including teacher loans for service, from 18 percent to 7.0 percent.
- H 829 UNM LAW SCHOOL CHILD MENTORING PROGRAMS, *Arnold-Jones* — appropriates \$100,000 from the General Fund to the UMM Board of Regents to fund college prep mentoring programs at the UNM School of Law for APS students in grades 8 through 12.
- H 830 STATE INTERNET PURCHASE PROCUREMENT EXEMPTION, *Arnold-Jones* — amends the Procurement Code to exempt purchases by state agencies of services or tangible personal property through the Internet. (May affect PED and public schools)
- H 834 RECOMPENSE PAYMENTS TO FIRMS FOR PROPOSALS, *Silva* — amends statute to lower the minimum construction cost for design and build projects and to require payment of recompense to short-listed firms and the highest-ranked firm to cover proposal expenses. (May affect public schools) [Identical to H 861 and S 347]
- H 838 CLARIFY USES OF CAMPAIGN FUNDS, *Martinez* — amends the Campaign Reporting Act to clarify permissible uses of campaign contributions, to prohibit the personal use of campaign funds, and to define personal use. (May affect members of and candidates for the PEC)

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- H 839a HIGH SCHOOL FOR THE ARTS FEASIBILITY STUDY, *Wirth* — appropriates \$500,000 from the General Fund to the LESC for FY 06 and FY 07 for a feasibility study of the creation of a publicly funded statewide residential high school for the arts, to be directed by the LESC in collaboration with PED and the Cultural Affairs Department; prescribes components of the study; and requires the results to be published by the LESC and reported to the LFC by October 15, 2006.
- H 853 REPEAL COLLEGE ADMISSION FOR IMMIGRANTS, *Foley* — repeals the section of statute that prohibits public postsecondary educational institutions from denying admission or eligibility for tuition rates or state-funded financial aid on account of a student’s immigration status. [Identical to S 749]
- H 857 STATEWIDE TEEN PREGNANCY PREVENTION, *Marquardt* — appropriates \$450,000 from the General Fund to the Department of Health for FY 07: \$200,000 to expand the male involvement program to southern and eastern New Mexico and to develop a youth alliance program component that can be linked to school-based health center programs; and \$250,000 to develop and implement a model community-wide program modeled after the Carrera Pregnancy Prevention Program, which links school-based programs with certain other activities. [Identical to H 664]
- H 858 TELEHEALTH PROGRAM DEVELOPMENT, *Picraux* — appropriates \$7.0 million from the General Fund to the Department of Health for FY 07 to support telehealth program development and computer enhancement statewide, including school-based health centers.
- H 861 RECOMPENSE PAYMENTS FOR PROPOSAL EXPENSES, *Silva* — amends statute to lower the minimum construction cost for design and build projects and to require payment of recompense to short-listed firms and the highest-ranked firm to cover proposal expenses. (May affect public schools) [Identical to H 834 and S 347]
- H 867a PUBLIC EMPLOYEE HEALTH BENEFIT CHANGES, *Lujan,B* — amends statute to increase the employer’s contribution for group health insurance coverage for school employees who earn less than \$30,000; to cap the employer’s contribution at 60 percent; to exclude a school district with more than 60,000 students from participation in NMPSIA’s risk-related coverage; to include APS in NMPSIA’s health coverage, unless granted a waiver; to ensure that the NMPSIA rates for APS do not exceed those of APS on December 1, 2006; to add two representatives of APS to the NMPSIA board, unless APS is granted a waiver of participation; and to expand the definition of “eligible dependent” in the Retiree Health Care Act; and appropriates \$6.4 million from the General Fund to PED for FY 07 to fund the increase in employer contributions.

**HOUSE JOINT RESOLUTION**

- HJR 14 STOP EXTRA PERMANENT FUND DISTRIBUTIONS, CA, *Gardner* — proposes to amend Article 12, Section 7 of the state constitution to eliminate the additional distribution from the Permanent School Fund to the beneficiaries. [Identical to SJR 3]

**FAILED**  
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**HOUSE JOINT MEMORIALS**

- HJM 1a DEVELOP PROTOCOL FOR CONSULTATION WITH TRIBES, *Begaye* — requests that the Indian Affairs Department convene a task force to study the many facets of consultation among tribal, state, federal, and local government entities in New Mexico; specifies membership of the task force; and requests that the task force present its recommendations to the Interim Legislative Indian Affairs Committee by October 2006. (May affect public schools and PED)
- HJM 3 ADEQUATE FUNDING FOR CERTAIN TRIBAL LANDS, *Begaye* — requests that the members of the New Mexico congressional delegation seek adequate federal funding for tribal and public school facilities when low-income housing is built on tribal lands.
- HJM 4 DEFINE RURAL SCHOOL & RURAL SCHOOL DISTRICT, *Begaye* — requests that PED’s Rural Education Division and Indian Education Division develop New Mexico-specific definitions of “rural school” and “rural school district” in order to determine those schools and districts eligible for assistance from the Rural Education Division; requests that the two PED divisions work with the US Department of Education (USDE) on an alternative definition of the term “rural” for federal funding purposes in order to ensure that the largest number of districts possible is designated eligible for federal rural funding; and requests that the divisions report progress to the LESC on the development of the definitions and the consultation with the USDE. (For the LESC)
- HJM 5 NATIVE AMERICAN ACADEMIC INITIATIVES, *Begaye* — requests that PED study the successful academic initiatives for reducing the achievement gap undertaken in other states with large Native American populations and consider implementing the most successful initiatives in New Mexico schools with a high proportion of Native American students. (For the LESC)
- HJM 10 STUDY SCHOOL LEADERSHIP PROGRAM STANDARDS, *Heaton* — requests that, by October 2006, the LESC, in collaboration with PED, HED, and instructional leaders, complete a study of the standards used by PED to approve school leadership programs to ensure that graduates have the knowledge and skills necessary. (For the LESC)
- HJM 11 “YOUTH DAY” IN THE LEGISLATURE, *Miera* — recognizes January 27, 2006 as “Youth Day” in the Legislature.
- HJM 18 STUDY READING READINESS THROUGH SECOND GRADE, *Stewart* — requests that PED study assessment instruments for determining the reading readiness of students in kindergarten through grade 2; and that PED report findings and recommendations to the LESC by December 2006. (For the LESC) [Identical to HM 57]
- HJM 27a REFRAIN FROM SWEEPING YEAR-END SEVERANCE TAX, *Heaton* — requests that the Legislature abide by existing statutory limitations and refrain from future authorizations to “sweep” year-end severance tax revenues that would allow bonded indebtedness in excess of 95 percent of prior-year revenues.



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- HJM 30a STUDY SCHOOL VISION, HEARING & DENTAL SCREENS, *Begaye* — requests that the Department of Health, in cooperation with PED, study the feasibility of requiring vision, hearing, and dental screening in schools; that the departments seek input from the NM Optometric Association, the NM Dental Association, the NM Speech-Language Hearing Association, and the NM Pediatric Society in formulating their recommendations for the study; and that the findings be presented to the Legislative Health and Human Services Committee in November 2006.
- HJM 35 CONTINUED EFFORTS OF TASK FORCE TO END HUNGER, *Lujan,B* — requests that the Task Force to End Hunger continue its efforts and work with the private sector and with state agencies, including CYFD and PED.
- HJM 37 INSTRUCTIONAL SUPPORT PROVIDER CAREER LADDER, *Picraux* — requests that PED study the development of a three-tiered career ladder and salary schedule for instructional support providers like the one adopted for public school teachers.
- HJM 40 SECRETARY OF HEALTH’S SEX EDUCATION DECISION, *Garcia,MP* — supports the decision of the Secretary of Health to allocate funds for abstinence-only sex education to grades 6 and below and to provide comprehensive sex education to grades 7 and higher.
- HJM 48 PUBLIC SCHOOL CAPITAL OUTLAY PROCESS REFORM, *Gonzales* — requests that DFA, in consultation with PED, study the funding of capital improvements for charter schools and other public schools and make recommendations for reforming the public school capital outlay process to the PSCOC and the LFC by September 1, 2006. [Similar to SJM 4a]
- HJM 56 HONORING INDIAN CHILDREN THROUGH EDUCATION, *Madalena* — recognizes February 7, 2006 as “Honoring Indian Children through Education and Leadership Day” at the Legislature. [Identical to SJM 42]
- HJM 69 FUNDING FORMULA STUDY OF ONLINE EDUCATION, *Balderas* — requests that the Funding Formula Study Task Force include virtual schools, distance education, and other online education programming in the study’s request for proposals; and urges legislative and executive support for the use of these educational resources, especially in rural and small school districts.
- HJM 74 NEW MEXICAN AFRICAN-AMERICAN POVERTY ISSUES, *Stapleton* — requests that an interagency committee, including the Secretary of Public Education, study ways to address the poverty-related problems of New Mexico African-Americans; and that the committee report its recommendations to the LESC, the Legislative Health and Human Services Committee, and the Welfare Reform Oversight Committee before December 1, 2006.
- HJM 77 STUDY SCHOOL BUS TRANSPORTATION ALTERNATIVES, *Miera* — requests that PED study the feasibility and effect of using state school transportation distribution funds to provide bus transportation alternatives for students who are participating in various programs that currently are ineligible for state funding; and that PED report its findings and recommendations to the LESC by November 2006.

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- HJM 78 EARLY CARE & EDUCATION RETIREMENT BENEFITS, *Miera* — requests that the Legislative Health and Human Services Committee study the medical, retirement, and other benefits provided to the early care and education workforce; and that the committee report its findings and recommendations, if any, to the First Session of the 48<sup>th</sup> Legislature. [Identical to SJM 74 and SM 42]

**HOUSE MEMORIALS**

- HM 20a STUDY SECONDARY STUDENT GUARDIANSHIP ISSUES, *Begaye* — requests that HED, PED, and the Office of Workforce Training and Development cooperatively study issues regarding the guardianship of secondary students 18 years of age and older; and that they report findings and recommendations to the LESC by October 1, 2006.
- HM 35 FETAL ALCOHOL SYNDROME AWARENESS, *Picraux* — requests that the Department of Health, the Human Services Department, CYFD, and PED recognize the issue of fetal alcohol syndrome and endorse the viewing of Gary and the Angels to increase awareness of this syndrome; requests that state agencies work with private sector entities to take tangible steps to end fetal alcohol syndrome; and requests that these departments report their progress to the interim Legislative Health and Human Services Committee by November 1, 2006. [Identical to HJM 43 (passed)]
- HM 43 DEVELOP VIRTUAL SCHOOL POLICY, *Balderas* — requests that the LESC study and make recommendations for defining terminology and creating policy regarding virtual schools in New Mexico.
- HM 44 “ENLACE NEW MEXICO DAY”, *Miera* — recognizes February 10, 2006 as “ENLACE Day.” [Identical to SM 30 (passed)]
- HM 50 PUBLIC SCHOOL FIRST GRADE EYE EXAM STUDY, *Boykin* — requests that the Department of Health, in cooperation with PED, study the feasibility of requiring comprehensive eye examinations in schools for students in first grade and that the findings of the study be presented to the Legislative Health and Human Services Committee in November 2006.
- HM 53 STUDY PROPERTY TAXES TO SCHOOL DISTRICTS, *Miera* — requests that the LESC study the legality, feasibility, and desirability of permitting cities and counties to cede a portion of their authorized property tax millage to school districts and the potential consequence of such action on the Public School Funding Formula and on state obligations pursuant to the Zuni lawsuit; and requests that the LESC report the results of this study to the First Session of the 48<sup>th</sup> Legislature.
- HM 57 STUDY ASSESSMENT OF STUDENT READING READINESS, *Stewart* — requests that PED study assessment instruments for determining the reading readiness of students in kindergarten through grade 2; and that PED report findings and recommendations to the LESC by December 2006. (For the LESC) [Identical to HJM 18]

**FAILED**  
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**SENATE BILLS**

- S 1 GENERAL APPROPRIATION ACT OF 2006, *Fidel* — makes general appropriations from the General Fund and authorizes the expenditures by agencies for FY 07; among its provisions, appropriates nearly \$2.3 billion in Public School Support from the General Fund; Public School Support appropriations include the State Equalization Guarantee, Public School Transportation, the Instructional Material Fund, the Educational Technology Fund, the Incentives for School Improvement Fund, and other related appropriations; among its other provisions, prescribes performance measures, provides funding for an average 4.5 percent salary increase for all employees, including transportation employees, provides funding to implement the \$45,000 minimum salary for Level 3-A teachers, and provides funding for a 1.50 percent increase in the employer contribution to the Educational Retirement Fund. [Identical to H 7]
- S 25 MIDDLE SCHOOL TEACHER SCIENCE & MATH TRAINING, *Martinez* — appropriates \$250,000 from the General Fund to the Board of Regents of Northern NM State School for FY 07 to provide a program to train middle school teachers to improve their skills, technical knowledge, and teaching techniques in science, math, and technology. [Identical to H 126]
- S 32 PUBLIC SCHOOL VOLUNTEER INCOME TAX CREDITS, *Boitano* — adds a new section to the Income Tax Act to provide a tax credit of \$200 to a taxpayer at least 55 years old who provides certification to PED of 120 hours or more of volunteer service to a public school.
- S 35 NMSU ENLACE PROGRAM, *Nava* — appropriates \$300,000 from the General Fund to the NMSU Board of Regents for FY 07 to support ENLACE. [Identical to H 169]
- S 36 POST-SECONDARY SCHOOL ENLACE PROGRAMS, *Nava* — appropriates \$400,000 from the General Fund to each of these entities – the UNM Board of Regents, the NMSU Board of Regents, and HED (for Santa Fe Community College) – for FY 07 to support ENLACE. (For the LESC) [Identical to H 209]
- S 37 STATEWIDE OUTDOOR CLASSROOM PROGRAM, *Nava* — appropriates \$250,000 from the General Fund to the State Parks Division of the Energy, Minerals and Natural Resources Department for FY 07 to support a statewide outdoor classroom program. (For the LESC) [Identical to H 161]
- S 39 NMSU DEMONSTRATION SCHOOL LEADERSHIP PROGRAM, *Nava* — appropriates \$500,000 from the General Fund to the NMSU Board of Regents for FY 07 to support preparation and professional development of United States and Mexico border area education administrators in the Statewide Demonstration School Leadership Program. [Identical to H 178]
- S 41 NMSU PRE-FRESHMAN ENGINEERING SEMINARS, *Nava* — appropriates \$250,000 from the General Fund to the NMSU Board of Regents for FY 07 for summer pre-freshman engineering preparation seminars. [Identical to H 195]

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- S 42 CENTER FOR BORDER & INDIGENOUS LEADERSHIP, *Nava* — appropriates \$500,000 from the General Fund to the NMSU Board of Regents for FY 07 for the Center for Border and Indigenous Educational Leadership to provide a statewide school leadership program. (For the LESC) [Identical to H 86]
- S 43 COLLEGE AFFORDABILITY ENDOWMENT FUND, *Nava* — appropriates \$50.0 million from the General Fund to the College Affordability Endowment Fund for FY 07 and subsequent fiscal years. (For the LESC) [Identical to H 207]
- S 45 NMSU K-12 SCIENCE & MATH ASSISTANCE PROGRAMS, *Nava* — appropriates \$247,000 from the General Fund to the NMSU Board of Regents for FY 07 to assist kindergarten through grade 12 and university programs through the Science, Technology, Engineering and Mathematics Education Group. [Identical to H 191]
- S 52 ADULT BASIC EDUCATION PROGRAMS, *Harden* — appropriates \$500,000 from the General Fund to HED for FY 07 to fully fund ABE programs.
- S 54 ENGLISH AS A SECOND LANGUAGE PROGRAMMING, *Harden* — appropriates \$1.0 million from the General Fund to HED for FY 07 to provide more English as a second language programming.
- S 55a PUBLIC SCHOOL HOSPITALITY & TOURISM EDUCATION, *Nava* — enacts a new section of statute to provide a statewide hospitality and tourism education initiative in the public schools conducted through ENMU.
- S 56 EDUCATION DEPT. SCIENCE & MATH DIVISION, *Nava* — amends the Public School Code to create the Science and Mathematics Division in PED; and appropriates \$424,000 from the General Fund to PED for FY 07 for this purpose.
- S 57 SCHOOL PERSONNEL MENTORSHIP FUNDING, *Nava* — amends the School Personnel Act to require PED to distribute funds for mentorship programs to school districts annually on a per-teacher basis according to the number of beginning teachers on the 40<sup>th</sup> day of the school year. (For the LESC)
- S 58 STATE-SUPPORT RESERVE FUND USE FOR SCHOOLS, *Nava* — amends the School Finance Act to allow the State-support Reserve Fund, under certain conditions, to be used for certain emergency needs of school districts; and appropriates \$10.0 million from the General Fund to the State-support Reserve Fund for FY 06 and subsequent fiscal years. (For the LESC) [Identical to H 210]
- S 59 USE OF INCENTIVES FOR SCHOOL IMPROVEMENT FUND, *Nava* — amends the Assessment and Accountability Act to require schools that receive awards from either the Adequate Yearly Progress Program or the State Improving Schools Program to report to the LESC on the uses of the award within 12 months of receiving it. (For the LESC)
- S 60 TUITION FEES FOR CERTAIN COLLEGE SCHOOLWORK, *Nava* — amends statute to require a school district to transfer to a two-year or four-year postsecondary institution the tuition and fees for any student concurrently enrolled in high school and a postsecondary institution, unless the school district and the postsecondary institution have agreed to waive or reduce tuition or fees. (For the LESC) [Identical to H 90]

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- S 62 SCHOOL PERSONNEL MINIMUM SALARY CALCULATION, *Nava* — amends the School Personnel Act to accelerate the implementation of the \$50,000 minimum salary for Level 3-A teachers under the three-tiered licensure and evaluation system and to implement minimum annual salaries for principals and assistant principals that include a responsibility factor and an evaluation component; and appropriates the following amounts from the General Fund to the Public School Fund for distribution through the SEG in FY 07 for these purposes: \$23.9 million to implement minimum salaries for Level 3-A teachers, and \$4.0 million to implement minimum salaries for principals and assistant principals in school year 2006-2007. (For the LESC) [Identical to H 164]
- S 66 TRANSFER OF LAND GRANT PERMANENT FUNDS, *Sharer* — enacts a new section of statute to require that \$1.0 billion of the nonrecurring revenue of the General Fund remaining at the end of FY 06 be transferred to the Land Grant Permanent Fund.
- S 70 INTERNATIONAL FILM PROGRAM FOR SCHOOLS, *Garcia* — appropriates \$400,000 from the General Fund to PED for FY 07 to contract for a program to develop and implement an interdisciplinary international education curriculum using international films for middle school students statewide. (For the LESC) [Identical to H 57]
- S 71 NMSU & UNM NATIVE AMERICAN CENTERS, *Garcia* — appropriates \$600,000 from the General Fund to HED for FY 07 to cover costs of Native American centers at NMSU and UNM. (For the LESC)
- S 72 HISTORIC PRESERVATION EDUCATIONAL PROGRAMS, *Garcia* — appropriates \$125,000 from the General Fund to the Historic Preservation Division of the Cultural Affairs Department for FY 07 and subsequent fiscal years to contract for the development of educational programs in historic preservation and regionalism. (May affect public schools)
- S 78 SCHOOL DISTRICT WELLNESS POLICY DEVELOPMENT, *Nava* — appropriates \$200,000 from the General Fund to PED for FY 07 to assist school districts in developing wellness policies based on PED rules. [Identical to H 367]
- S 79 UNM FAMILY DEVELOPMENT PROGRAM, *Nava* — appropriates \$555,000 from the General Fund to the UNM Board of Regents for FY 07 for the Family Development Program's statewide training outreach program and comprehensive training program based on brain development research in the science of early learning. (May affect public schools) [Identical to H 491]
- S 91 CONTINUE RE:LEARNING PROGRAM, *Nava* — appropriates \$1.0 million from the General Fund to the ENMU Board of Regents for FY 07 to continue the Re:Learning program in public schools statewide. [Identical to H 514]
- S 92 PUBLIC SCHOOL EMPLOYEE UNIFORM CONTRIBUTIONS, *Komadina* — amends statute to provide uniform group insurance contributions for all public school employees: at least 80 percent of the cost of the employee's insurance.
- S 95 INCREASE SCHOOL DISTRICT CASH BALANCES, *Asbill* — amends the Public School Finance Act to increase the limits on operational cash balances of school districts. [Identical to H 301]

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- S 103 SMALL SCHOOL DISTRICT OPERATIONAL EXPENSES, *Asbill* — appropriates \$3.5 million from the General Fund to PED for FY 06 and FY 07 to assist school districts with memberships of 200 or fewer. (For the LESC)
- S 104 SCHOOL IMPROVEMENT PLAN MEETING RECORDS, *Kernan* — amends the Assessment and Accountability Act to require that a school improvement plan include a record of the public meeting, including the date, an attendance roster, and a list of suggestions for improvement from those attending the meeting. (For the LESC) [Identical to H 37]
- S 105 PUBLIC SCHOOL ADVANCED PLACEMENT INITIATIVES, *Kernan* — appropriates \$1.3 million from the General Fund to PED for FY 07 to expand participation in Advance Placement (AP): \$700,000 to expand AP for nontraditional participants, \$300,000 for an AP summer institute, \$100,000 for rural school students, and \$200,000 for AP teacher professional development. (For the LESC)
- \*S 106 CRIMINAL BACKGROUND CHECK FEES & FUND, *Garcia* — adds a new section to the Arrest Record Information Act to allow the Department of Public Safety to charge a fee of up to \$53 to process criminal history background checks based on fingerprint-supported arrest record information; and creates the Criminal History Fund. (May affect public school employees) [Identical to \*H 66]
- S 110 EDUCATION-RELATED TESTING SERVICE CONTRACTS, *Nava* — amends the Procurement Code to allow contracts of up to 12 years for services related to the development and implementation of standardized tests for students in grades K through 12 and related to the implementation of tests for teacher licensure. (For the LESC) [Identical to H 208]
- S 114 EDUCATIONAL TELEVISIONS IN RURAL SCHOOL BUSES, *Carraro* — appropriates \$2.0 million from the General fund to PED for FY 07 to purchase and install TVs and VCR-DVD players for educational programming in certain rural school buses.
- S 119 NMSU SCIENCE, MATH & ENGINEERING ACADEMY, *Garcia* — appropriates \$200,000 from the General Fund to the NMSU Board of Regents for FY 07 to support the Science, Engineering, Mathematics and Aerospace Academy to improve student achievement and increase participation statewide. [Identical to H 158]
- S 130 EXPAND EDUCATIONAL RETIREMENT BOARD MEMBERS, *Smith* — amends the ERA to add three members to the ERB – one appointed by the Governor, one by the University Presidents’ Council, and one by the New Mexico Coalition of School Administrators. [Identical to H 222]
- S 135 HIGH SCHOOL SPORTS SERVICE GROSS RECEIPTS, *Asbill* — adds a new section to the Gross Receipts and Compensating Tax Act to allow receipts from providing certain services during public high school sports events to be deducted from gross receipts.
- S 147 ENLACE PROGRAM, *Sanchez,B* — appropriates \$1.4 million from the General Fund to PED for FY 07 for the ENLACE program. [Identical to S 418]

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- S 154 SCHOOL DRUG DEMAND REDUCTION PROGRAM, *Sanchez,B* — appropriates \$200,000 from the General Fund to the Department of Military Affairs for FY 07 to provide a drug demand reduction program through the Civil Air Patrol Cadet Program for at-risk middle and high school students. [Identical to S 352]
- S 158a COLLEGE AFFORDABILITY GRANT ELIGIBILITY, *Sanchez,M* — amends the College Affordability Act to increase eligibility for and duration of grants; to provide an extended eligibility period for students with disabilities, under certain conditions; and to clarify that recipients of Lottery Tuition Scholarships are not eligible for college affordability grants.
- S 159 INCREASE CHILD CARE PROGRAM ELIGIBILITY, *Lopez* — appropriates \$18.1 million from the General Fund to CYFD for FY 07 to increase eligibility and support for child-care programs, including \$1.0 million for scholarships to help early childhood teachers learn more about child development and early learning while earning college degrees. [Identical to H 363]
- S 160 TEEN PREGNANCY PREVENTION PROGRAMS, *Lopez* — appropriates \$2.0 million from the General Fund to PED for FY 07 to fund teen pregnancy programs.
- S 165 NMSU & UNM COOPERATIVE PHARMACY PROGRAM, *Papen* — appropriates \$387,600 from the General Fund to the UNM Board of Regents for FY 07 to develop a program in collaboration with NMSU that will provide qualified and interested high school students with conditional admission to the UNM School of Pharmacy.
- S 175 STATEWIDE YOUTH MENTORING PROGRAMS, *Altamirano* — appropriates \$1.5 million from the General Fund to the Local Government Division of DFA for FY 07 to support youth mentoring programs statewide through a program that matches at-risk children with carefully screened mentors. (May affect public schools)
- S 181 UNM LAW SCHOOL MENTORING PROGRAMS, *McSorley* — appropriates \$200,000 from the General Fund to the UNM Board of Regents for FY 07 to fund college preparatory mentoring programs at the UNM School of Law for APS students in grades 8 through 12.
- S 190 SUMMER PROGRAMS FOR CERTAIN PRE-K CHILDREN, *Feldman* — appropriates \$30,000 from the General Fund to PED for FY 07 to fund pre-kindergarten summer programs at nine elementary schools in Albuquerque for children with summer birthdays.
- S 206a ADJUST EDUCATIONAL RETIREMENT ELIGIBILITY, *Smith* — amends the ERA as it applies to those who become members on or after July 1, 2006 by requiring the sum of the member's age and years of earned service credit to equal 80 in order to be eligible for retirement benefits.
- \*S 211 PUBLIC SCHOOL CAPITAL OUTLAY CHANGES, *Carraro* — amends the Public School Capital Outlay Act to provide allocations for maintenance of school district facilities and to increase the amount of lease payment grants to charter schools and school districts; and enacts a new section of the act to create a program for building school facilities in high-growth areas of the state.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 212a REQUIRE READING PROFICIENCY BY 4<sup>TH</sup> GRADE, *Carraro* — amends the Public School Code to require a student to demonstrate reading proficiency before being promoted to grade 4.
- S 217 NUTRITION COUNCIL ACT, *Altamirano* — enacts the Nutrition Council Act and creates the Nutrition Council; includes the Secretary of Public Education as a member of the council; and assigns duties to the council, among them advising public school districts on the development of grade-specific nutrition courses, developing a nutrition questionnaire for all students to build a statewide nutrition database, and reviewing the quality of the public school lunch program and making recommendations to improve the sources of food for the program.
- S 220 HIGHER EDUCATION CAPITAL OUTLAY ACT, *Altamirano* — enacts the Higher Education Capital Outlay Act and creates both the Higher Education Capital Outlay Council and the Higher Education Capital Outlay Fund; assigns duties to the council, among them to evaluate applications and prioritize those projects most in need of grant assistance from the fund and to award grant assistance for those prioritized projects; requires the council to report no later than December 15 of each year to the Governor, the Legislature, and the LFC; and appropriates \$100.0 million from the General Fund to the Higher Education Capital Outlay Fund for FY 07 and subsequent fiscal years.
- S 221a DOMESTIC VIOLENCE PREVENTION & RESPONSE, *Beffort* — appropriates a total of \$3.0 million from the General Fund to CYFD for FY 07 to contract for services with domestic violence prevention and response providers, including \$500,000 to provide training and education in public schools and other community centers that provide services to families dealing with domestic violence.
- S 222 LOW-INCOME HOMEOWNER PROPERTY TAX REBATE, *Taylor* — amends statute to provide a municipal property tax rebate for certain low-income homeowners and to allow a municipality to hold an election to impose an additional tax to fund the tax rebate for low-income taxpayers. (May affect public schools)
- S 228 SOFT DRINK TAX ACT, *McSorley* — enacts the Soft Drink Tax Act; imposes a prescribed rate of tax on soft drinks according to their form and volume; creates the Soft Drink Medicaid Fund and prescribes that 90 percent of the net receipts from the tax be distributed to that fund; and prescribes that 2.0 percent of the net tax receipts be distributed to PED for public school wellness education initiatives and that 1.0 percent be distributed to PED for grants to public schools that do not permit the sale of soft drinks to students on campus.
- S 230 SANTA FE COUNTY TEEN COURT, *Rodriguez* — appropriates \$50,000 from the General Fund to the Local Government Division of DFA for FY 07 for a teen court program in Santa Fe County. (May affect public schools)
- S 232 EDUCATIONAL ASSISTANT LICENSING FRAMEWORK, *Papen* — amends the School Personnel Act to provide a licensing framework and minimum salaries for educational assistants for: Level 1, \$12,000; Level 2, \$13,000; Level 3, \$15,000; and Level 4, \$17,000. (For the LESC) [Identical to H 206]



**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 233 EXPAND TEACHER EDUCATION FIELD COURSES, *Papen* — appropriates \$2.0 million from the General Fund to HED for FY 07 to support the expansion and improvement of educator preparation field experience courses at public postsecondary educational institutions statewide. (For the LESC) [Identical to H 160]
- S 238 PRIVATE SCHOOL SCHOLARSHIP TAX CREDITS, *Smith* — adds a new section to the Income Tax Act and to the Corporate Income and Franchise Tax Act to provide a tax credit of up to \$500 for a contribution to a charitable organization that allocates at least 90 percent of its annual revenue for scholarships or tuition grants to students to attend accredited private elementary or secondary schools in New Mexico.
- \*S 247 PUBLIC SCHOOL CAPITAL OUTLAY ACT CHANGES, *Sanchez,B* — enacts a new section of the Public School Capital Outlay Act to create a program for building school facilities in high-growth areas of the state.
- S 248 OBESITY & PHYSICAL FITNESS IN SCHOOLCHILDREN, *Ortiz y Pino* — appropriates \$250,000 from the General Fund to PED for FY 07 to fund a pilot program in five public elementary schools, partnering with a nonprofit organization, directed at health education and physical fitness to fight obesity and promote physical fitness in schoolchildren.
- S 250 BAN ASPARTAME IN FOOD PRODUCTS, *Ortiz y Pino* — amends statute to ban the use of the artificial sweetener aspartame in food products. (May affect public schools) [Identical to H 202]
- S 253 HIGHER ED ANNUAL ACCOUNTABILITY REPORT INFO, *Tsosie* — amends statute to require HED’s Annual Accountability Report to include data regarding retention and graduation rates of students at each of the state’s public postsecondary institutions disaggregated by gender, ethnicity, age, length of time at the institution, and length of time since graduation from high school or receiving a GED. (For the LESC)
- S 258a LYNN PIERSON COMPASSIONATE USE ACT, *McSorley* — enacts the Lynn Erin Compassionate Use Act to allow the beneficial use of medical cannabis in a regulated system for treating debilitating medical conditions. (May affect public schools)
- S 274a TRIBAL COLLEGE SCHOLARSHIPS, *Ryan* — amends statute to enable students at tribal colleges to receive scholarships under the College Affordability Act. [Similar to H 105a]
- S 281 NAVAJO & ENGLISH EDUCATIONAL PROGRAMMING, *Tsosie* — appropriates \$655,596 from the General Fund to the Indian Affairs Department for FY 07 to identify existing Navajo and English bilingual content and educational programming and to develop and distribute language and educational curricula using digital technology.
- S 293 HIGH SCHOOL MOCK TRIAL PROGRAM, *Rodriguez* — appropriates \$50,000 from the General Fund to the UNM Board of Regents for FY 07 for the School of Law to conduct the New Mexico High School Mock Trial Program.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 300 RESTRICT PUBLIC EMPLOYEES RETURNING TO WORK, *Smith* — amends the PERA and the ERA to require that retirement benefits be suspended for those PERA retirees who return to work after July 1, 2006 when their annual earnings exceed \$15,000; to repeal on July 1, 2006 (rather than January 1, 2012) the provisions of the ERA that allow retirees to return to work without suspending retirement benefits; and to provide that all those retirees who returned to work prior to July 1, 2006 may continue in the program under the original return-to-work provisions. [Identical to H 100]
- S 302 GENERAL APPROPRIATIONS ACT OF 2006, *Fidel* — enacts the General Appropriations Act of 2006; authorizes expenditures by state agencies; and appropriates nearly \$2.3 billion from the General Fund for Public School Support.
- S 305 SENTENCES FOR FELONIES BY PUBLIC OFFICIALS, *Grubestic* — adds a new section to the Criminal Sentencing Act to increase the basic sentence in cases of a public official whose felony conviction relates to the elected office held. (May affect members of the PEC)
- \*S 325 CAPITAL PROJECTS REVIEW ACT, *Snyder* — enacts the Capital Projects Review Act; creates the Joint Interim Capital Projects Review Committee to evaluate and prioritize proposed statewide and local capital outlay projects and to monitor projects authorized by the Legislature to ensure that appropriations are expended in the most cost-effective manner; prescribes membership and duties of the committee; requires the Legislative Council Service to provide staff for the committee; exempts certain projects from committee review, including those funded pursuant to the Public School Capital Outlay Act; requires interagency cooperation, including HED; requires reports from the committee by December 1 of each year; and appropriates \$150,000 from legislative cash balances to the Legislative Council Service for FY 06 and FY 07. (May affect public schools)
- S 340 AMY BIEHL CHARTER SCHOOL JUSTICE PROGRAM, *McSorley* — appropriates \$25,000 from the General Fund to PED for FY 07 for a restorative justice program at Amy Biehl Charter High School in APS. [Identical to H 560]
- S 347 DESIGN & BUILD MINIMUM CONSTRUCTION COST, *Snyder* — amends statute to lower the minimum construction cost for design and build projects and to require payment of recompense to short-listed firms and the highest-ranked firm to cover proposal expenses. (May affect public schools) [Identical to H 861 and H 834]
- S 349 PROMOTE BASKETBALL AWARENESS & PARTICIPATION, *Sanchez,B* — appropriates \$50,000 from the General Fund to PED for FY 07 to promote awareness of and participation in basketball-related activities.
- S 350 BERNALILLO G.E.D. & WORKFORCE PROGRAMS, *Sanchez,B* — appropriates \$150,000 from the General Fund to the Local Government Division of DFA for FY 07 for Bernalillo County to provide GED programs and workforce training for young adults.
- S 352 SCHOOL DRUG DEMAND REDUCTION PROGRAM, *Sanchez,B* — appropriates \$200,000 from the General Fund to the Department of Military Affairs for FY 07 to provide a drug demand reduction program through the Civil Air Patrol Cadet Program for at-risk middle and high school students. [Identical to S 154]

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 355 INDEPENDENT LIVING SERVICES, *Ingle* — appropriates \$160,000 from the General Fund to the Vocational Rehabilitation Division of PED for FY 07 to provide independent living services in underserved counties.
- S 357 NMFA NEW MARKETS TAX CREDIT PROGRAM, *Papen* — appropriates \$100,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide staffing and operational expenses for computer clubhouses in Bernalillo County.
- \*S 360a NMFA PUBLIC PROJECT REVOLVING FUND CHANGES, *Papen* — amends the New Mexico Finance Authority Act to allow the New Mexico Finance Authority to use the Public Project Revolving Fund to capitalize programs authorized by law and to finance projects of support organizations affiliated with higher education institutions. (May affect public schools) [Identical to \*H 290a (passed)]
- S 361 STATE HISTORIAN NM HISTORY WEB SITE, *Garcia* — appropriates \$500,000 from the General Fund to the State Commission of Public Records for FY 07 for the State Historian's New Mexico history website project. (May affect public schools) [Identical to H 371]
- S 364 NM HIGHLANDS BILINGUAL EDUCATION MATERIAL, *Taylor* — appropriates \$400,000 from the General Fund to the NMHU Board of Regents for FY 07 and subsequent fiscal years to prepare, compile, and distribute bilingual education materials statewide for students in grades K-12 and for production of a monthly periodical, digitalization of materials, and production of a weekly radio show.
- S 367a CAMPAIGN REPORTING REQUIREMENTS, *Feldman* — makes several amendments to the Campaign Reporting Act, among them additional reporting requirements for public officials, candidates for offices covered by the act, and other entities. (May affect members of and candidates for the PEC)
- S 368 SOUTHEASTERN NM YOUTH MENTORING PROGRAMS, *Jennings* — appropriates \$500,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide support for youth mentoring programs through a program that matches at-risk children with carefully screened mentors in Curry, Roosevelt, Chaves, Eddy, Otero, Lea, and Lincoln counties.
- S 372 TEEN AFTER-SCHOOL PROGRAMS, *Beffort* — appropriates \$50,000 from the General Fund to PED for FY 07 to develop and promote teen after-school program models using private-public partnerships for use in local school districts to encourage students to stay on campus for academic, intermural, or other recreational projects.
- S 373 NATIVE AMERICAN CULTURAL PERFORMANCES, *Pinto* — appropriates \$100,000 from the General Fund to the Cultural Affairs Department for FY 07 to support performances of traditional and contemporary Native American performing arts in Santa Fe, thereby educating schoolchildren and the general public. [Identical to H 346]
- S 386 EXPAND TUITION SCHOLARSHIP AVAILABILITY, *Carraro* — amends statute to delete the requirement that, to be eligible for a Lottery Tuition Scholarship, a student must enroll in a postsecondary educational institution immediately after graduating from high school or receiving a GED.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 387 LOTTERY SCHOLARSHIP CLEAN CRIMINAL HISTORY, *Beffort* — amends statute to require that, to be eligible for the Lottery Tuition Scholarship, a student who graduated from high school or received a GED while incarcerated in a CYFD facility must have a clean criminal record for one year between incarceration and college attendance.
- S 392 BERNALILLO G.E.D. & WORKFORCE PROGRAMS, *Lopez* — appropriates \$60,000 from the General Fund to the Local Government Division of DFA for FY 07 for Bernalillo County to provide GED programs and workforce training for young adults. [Identical to S 408]
- S 394 SCHOOL-BASED ORAL HEALTH CARE CLINICS, *Lopez* — appropriates \$200,000 from the General Fund to the Department of Health for FY 07 and FY 08 to support development of up to three pilot sites designed to increase access to oral health care services in school-based health centers. [Identical to H 294]
- S 399 21<sup>ST</sup> CENTURY COMMUNITY LEARNING CENTERS, *Campos* — appropriates \$4.8 million from the General Fund to PED for FY 07 to continue and maintain the quality after-school programs of the 21<sup>st</sup> Century Community Learning Centers program. [Identical to H 538]
- S 400 LAS VEGAS SCHOOL AGRICULTURAL SCIENCE PROJECT, *Campos* — appropriates \$68,000 from the General Fund to the NMSU Board of Regents for FY 07 to support an agricultural science education project at Memorial Middle School in Las Vegas.
- S 401 NORTHERN NM SUMMER YOUTH EMPLOYMENT PROGRAM, *Campos* — appropriates \$800,000 from the General Fund to the Office of Workforce Training and Development for FY 07 for a summer youth employment pilot program in Colfax, Mora, San Miguel, and Taos counties. [Identical to H 456]
- \*S 406 TEACHER PROGRAMS FOR AT-RISK HISPANIC TEENS, *Garcia* — appropriates \$1.0 million from the General Fund to the NMHU Board of Regents for FY 06 and FY 07 to support a pilot program that provides teacher training, student leadership development, and family education programs and that also provides a culturally based language arts and social science curriculum for at-risk Hispanic teens and family orientation and goal-planning initiatives. [Identical to \*H 280]
- S 408 BERNALILLO G.E.D. & WORKFORCE PROGRAMS, *Taylor* — appropriates \$60,000 from the General Fund to the Local Government Division of DFA for FY 07 for Bernalillo County to provide GED programs and workforce training for young adults. [Identical to S 392]
- S 409 LOS LUNAS SECONDARY SCHOOL REFORM INITIATIVE, *Taylor* — appropriates \$500,000 from the General Fund to PED for FY 07 to fund a comprehensive secondary school reform initiative in Los Lunas Public Schools that focuses on leadership, counseling, classroom teaching, and parent and community awareness.
- S 410 18-21 YEAR-OLD FOSTER CARE LIAISON, *Taylor* — enacts new sections of statute to require CYFD to designate a liaison for transitional foster care children between 18 and 21 years old who are still entitled to educational services; and directs CYFD to invite PED, among other agencies, to individualized transition planning meetings.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- \*S 414 SEVERANCE TAX BOND PROJECTS, *Fidel* — authorizes the issuance of severance tax bonds for a variety of purposes; and authorizes certain expenditures, including \$8.0 million appropriated from the General Fund to PED for FY 06 and FY 07 to purchase laptop computers for seventh-grade students statewide.
- S 418 ENLACE PROGRAM, *Sanchez,B* — appropriates \$1.4 million from the General Fund to PED for FY 07 for the ENLACE program. [Identical to S 147]
- S 424 NMMI SCHOLARSHIP DONATIONS INCOME TAX CREDIT, *Carraro* — adds a new section to the Income Tax Act to allow a tax credit, under certain conditions, for a taxpayer who makes a donation to NMMI.
- S 425 RURAL PORTABLE DENTAL CLINIC SERVICES, *Papen* — appropriates \$100,000 from the General Fund to the Department of Health for FY 07 to contract with a nonprofit school-based portable dental program to provide dental screening examinations and dental sealants to uninsured low-income children not eligible for Medicaid but eligible for the free or reduced-price school lunch program in rural school districts. [Identical to H 447]
- S 428 UNM SPECIAL STUDENT PROJECTS, *Robinson* — appropriates \$120,000 from the General Fund to the UNM Board of Regents for FY 07 to support several programs, including \$25,000 for college preparation and mentoring.
- S 440 UNM COLLEGE PREPARATORY MENTORING PROGRAM, *Robinson* — appropriates \$150,000 from the General Fund to the UNM Board of Regents for FY 07 to support the university's special programs office implementation of college prep mentoring programs for eighth-graders in APS.
- S 449a PHASED MINIMUM WAGE INCREASE, *Altamirano* — effective January 1, 2007, amends statute and enacts new sections of statute to continue the state minimum wage rate of \$5.15 per hour through December 31, 2006, to increase it to \$6.50 per hour as of January 1, 2007, to \$7.00 as of January 1, 2008, and to \$7.50 as of January 1, 2009, with certain exceptions; to include the state and its political subdivisions among the covered employers; to exclude employees of a food processor under certain conditions; to provide for annual increases in the minimum wage equal to the increase in the cost of living each January 1 beginning in 2010; to provide a training wage of \$5.15 per hour or the federal minimum wage, whichever is higher; and to prohibit local governments from adopting or continuing any higher minimum wage until after December 31, 2013.
- S 451 TEACHER MATH & SCIENCE DEVELOPMENT, *Nava* — appropriates \$1.0 million from the General Fund to PED for FY 07 to provide teacher professional development summer institutes in mathematics and science for public school teachers.
- S 452 EDUCATIONAL TECH DEFICIENCY FUND, *Nava* — appropriates \$94.4 million from the General Fund to the Educational Technology Deficiency Correction Fund for FY 06 and subsequent fiscal years to make allocations to correct serious deficiencies in educational technology infrastructure; appropriates \$24.2 million from the General Fund to PED for FY 06 and FY 07 for distributions to school districts to replace functionally obsolete computers and network devices in accordance with the statewide plan for the integration of education technology into the public schools; and prescribes conditions for these allocations. [Identical to H 472]

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 453 EXTEND KINDERGARTEN PLUS PROJECT, *Nava* — amends statute to extend the Kindergarten Plus pilot project to a six-year study and to expand the project beyond the original four school districts to allow any other school district with high-poverty schools to apply; and appropriates \$1.0 million from the General Fund to PED for FY 06 and FY 07 to expand the project. (For the LESC) [Similar to H 43a (passed)]
- S 456 TOOLS FOR SCHOOLS PROGRAM, *Robinson* — appropriates \$50,000 from the General Fund to the Department of Environment for FY 07 to conduct environmental assessments of public schools through the Tools for Schools program.
- \*S 459 NMHU YOUTH EDUCATIONAL MARKETING FILM, *Altamirano* — appropriates \$600,000 from the General Fund to the NMHU Board of Regents for FY 06 and FY 07 for a youth educational initiative to market and promote the state and its culture through a film that features the state’s stories, traditions, folk art, and people. (May affect public schools)
- S 462 MINIMUM WAGE INCREASE & BUSINESS TAX CREDIT, *Sanchez, M* — increases the state minimum wage to \$7.50 per hour; and provides the Small Business Minimum Wage Tax Credit to be taken against a taxpayer’s modified combined tax liability to reduce the impact of the increased minimum wage upon small businesses.
- S 463 FETAL ALCOHOL SYNDROME AWARENESS PROJECT, *Feldman* — appropriates \$50,000 from the General Fund to the Department of Health for FY 07 to contract with a nonprofit organization for a fetal alcohol syndrome awareness pilot project, which will show the film Gary and the Angels and conduct associated initiatives in public schools.
- S 465 SANTA FE CHILDREN’S MUSEUM PROGRAMS, *Grubestic* — appropriates \$100,000 from the General Fund to PED for FY 07 to fund educational programs through the Santa Fe Children’s Museum.
- S 466 SANTA FE SCHOOLS CRIME PREVENTION OFFICERS, *Grubestic* — appropriates \$150,000 from the General Fund to PED for FY 07 to provide salaries and benefits for two retired police officers to patrol and assist in crime prevention measures in Santa Fe Public Schools.
- S 472 NEXT GENERATION FUND, *Nava* — appropriates \$6.0 million from the General Fund to the Next Generation Fund to promote positive child and youth development and to prevent the abuse and neglect of children pursuant to the Children’s Trust Fund Act. [Identical to H 550]
- S 473a REQUIRE SCHOOL EMPLOYEE MISCONDUCT REPORTS, *Nava* — amends the School Personnel Act to require a local superintendent or charter school administrator, after conducting an investigation of ethical misconduct, to report to PED the identity and circumstances of a licensed school employee who leaves employment; provided, however, that, if there is no conclusion of wrongdoing, a report is not required; and requires school districts and charter schools to transmit the original documents to PED and not to keep copies.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 479 MELROSE SCHOOLS ARTWORKS CONSERVATION, *Ingle* — appropriates \$60,000 from the General Fund to the Cultural Affairs Department for FY 07 to provide for conservation and preservation services for 10 paintings in the Melrose Municipal Schools created during the WPA.
- S 481 DISTANCE LEARNING TECHNOLOGIES, *Jennings* — appropriates \$250,000 from the General Fund to the ENMU Board of Regents for the Roswell branch for FY 07 to pay the start-up costs incurred by the Loving Municipal, Lake Arthur Municipal, Hagerman Municipal, and Dexter Consolidated school districts in implementing distance-learning technologies. [Identical to H 572]
- S 482 CHILD HEALTH INSURANCE & MEDICAID ELIGIBILITY, *Lopez* — appropriates \$300,000 from the General Fund to PED (\$200,000) and to CYFD (\$100,000) for FY 07 for these agencies to develop a process to determine whether children are covered by health insurance and, if not, to provide Medicaid eligibility information.
- S 487 STRENGTHENING QUALITY IN SCHOOLS INITIATIVE, *Nava* — appropriates \$1.0 million from the General Fund to PED for FY 07 for the Strengthening Quality in Schools initiative.
- S 488 REGIONAL EDUCATIONAL TECHNOLOGY ASSISTANCE, *Nava* — appropriates \$800,000 from the General Fund to the NMSU Board of Regents for FY 07 for RETA.
- \*S 495a TAX INCREMENT FOR DEVELOPMENT ACT, *Papen* — enacts the Tax  
\*CS/S 495 Increment for Development Act; provides for tax increment development plans by municipalities and counties; prescribes contents of the plan; and provides for elections to form new tax increment development districts. (May affect public schools) [Similar to \*CS/H 462a (passed)]
- S 498 HISPANIC AFFAIRS ACT, *Altamirano* — enacts the Hispanic Affairs Act; creates the Office of Hispanic Affairs and assigns duties to the office, one of which is to study issues important to Hispanics, including education and scholarships and other financial aid; and creates the Office of Hispanic Affairs Fund and appropriates \$250,000 from the General Fund to that fund for FY 07 and subsequent fiscal years.
- S 503 SANTA FE SCHOOLS BILINGUAL CURRICULUM, *Rodriguez* — appropriates \$200,000 from the General Fund to PED for FY 07 to develop an appropriate bilingual curriculum in the Santa Fe Public Schools; and prescribes features of the programs to be developed.
- S 504 SANTA FE ALTERNATIVE SCHOOL, *Rodriguez* — appropriates \$500,000 from the General Fund to PED for FY 07 to fund planning for an alternative school in Santa Fe Public Schools; and prescribes components of the school.
- S 505 NM GOLDEN APPLE PROGRAM, *Nava* — appropriates \$500,000 from the General Fund to PED for FY 07 for the Golden Apple program. [Identical to H 669]
- S 506 ENMU EDUCATION & TECHNOLOGY PROGRAMS, *Harden* — appropriates \$240,000 from the General Fund to the ENMU Board of Regents for FY 07 to expand the College of Education and Technology programs.

**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
**47<sup>TH</sup> LEGISLATURE, 2<sup>ND</sup> SESSION, 2006**

- S 507 FOOD BANKS FOR PUBLIC SCHOOLCHILDREN, *Altamirano* — appropriates \$1.2 million from the General Fund to DFA for FY 07, including \$200,000 to purchase fresh fruits and vegetables for public school lunches and \$400,000 to contract with a statewide association of food banks to purchase food from New Mexico producers and vendors for an emergency food program and the food for kids backpack program. [Similar to H 231a]
- \*S 512 SEVERANCE TAX BOND PROJECTS, *Campos* — authorizes the issuance of severance tax bonds for a variety of purposes, including \$6.0 million appropriated to PED for a cultural arts center at Moriarty High School; and authorizes certain expenditures, including \$8.0 million appropriated from the General Fund to PED for FY 06 and FY 07 to purchase laptop computers for 7<sup>th</sup> grade students statewide.
- \*S 513 2006 CAPITAL PROJECTS G.O. BOND ACT, *Campos* — enacts the 2006 Capital Projects General Obligation Bond Act; authorizes the issuance and sale of general obligation bonds for capital projects, including projects at several postsecondary educational institutions and \$5.0 million to the Educational Technology Fund to purchase and install educational technology in public schools statewide to implement the provisions of the Technology for Education Act.
- S 517 TRUANCY PREVENTION PROGRAM, *Garcia* — appropriates \$1.0 million from the General Fund to PED for FY 07 to make grant awards to public school districts for truancy prevention efforts. (For the LESC)
- S 518 BERNALILLO COUNTY WORKFORCE DEVELOPMENT, *Taylor* — appropriates \$50,000 from the General Fund to the Local Government Division of DFA for FY 07 to provide a workforce development program for young adults in Bernalillo County. (May affect public schools)
- \*S 528 FRONTIER TEACHER ACT, *Tsosie* — enacts the Frontier Teacher Act; defines the term “frontier”; requires PED to award a one-time frontier teacher incentive to a frontier teacher according to certain criteria; amends the Assessment and Accountability Act to require PED to establish a statewide student-specific assessment that measures the grade-level attainment of a student during the first month and final month of a grade level in mathematics, English, and literacy, an assessment that PED will use as a basis for awarding frontier teacher incentives; amends the ERA to define the term “frontier teacher” and to require each local administrative unit to make an annual contribution to the fund for a frontier teacher per ERB regulation; and appropriates \$10,000 from the General Fund to PED for FY 06 and FY 07 to promote awareness among teachers and local administrative units of the frontier teacher incentive.
- S 533 STATE LAND SALES TO LOCAL GOVERNMENTS FIRST, *Griego* — requires state agencies proposing to sell property to offer it for right of first refusal to the political subdivision in which the property is located. (May affect public schools)
- S 536 JEMEZ VALLEY SCHOOLS LITERACY COACH, *Tsosie* — appropriates \$70,000 from the General Fund to PED for FY 07 to provide salary and benefits for a literacy coach in the Jemez Valley Public Schools; and prescribes duties of the literacy coach.



**FAILED**  
**PUBLIC SCHOOL-RELATED LEGISLATION**  
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- S 541 INCREASE EDUCATIONAL RETIREMENT CONTRIBUTIONS, *Beffort* — amends the ERA to increase employee contributions beginning on July 1, 2006.
- S 551a MATH & SCIENCE EDUCATION INITIATIVE, *Nava* — enacts the Mathematics and Science Education Act; creates the Mathematics and Science Bureau in the Instructional Support and Vocational Education Division of PED and prescribes duties of the bureau; requires PED to design and implement a statewide mathematics and science initiative to improve mathematics and science proficiency in the state; creates the Mathematics and Science Advisory Council, a 12-member body appointed by the Secretary of Public Education using a statewide application process; prescribes the membership and duties of the council, among them advising PED and the newly created bureau and reporting annually to PED, the Governor, and the Legislature; and creates the Mathematics and Science Proficiency Fund, to be administered by PED to provide awards to public schools, districts, and public institutions of higher education that implement innovative, research-based mathematics and science programs or professional development programs.
- S 553 CYFD SANDOVAL COUNTY POVERTY PROJECT, *Ryan* — appropriates \$100,000 from the General Fund to CYFD for FY 07 to engage communities in Sandoval County in a project that helps families move out of poverty, helps children succeed in school, and presents systemic solutions to poverty.
- S 555 ALBUQUERQUE SCIENCE EDUCATION PROGRAM, *Boitano* — appropriates \$250,000 from the General Fund to the Cultural Affairs Department for FY 07 to fund a science education program through a science center and children’s museum in Albuquerque. [Similar to H 496a]
- S 559 LUNA COMMUNITY COLLEGE MATH & SCIENCE PROGRAM, *Campos* — appropriates \$250,000 from the General Fund to the Luna Community College Governing Board for FY 07 to expand the mathematics, science and technology program to improve alignment and articulation activities between and among local school districts in northeastern New Mexico and institutions of higher education.
- S 562 SAN MIGUEL VIOLENCE PREVENTION PROGRAM, *Griego* — appropriates \$90,000 from the General Fund to PED for FY 07 to support the violence prevention program in West Las Vegas Public Schools. [Identical to H 775]
- S 564 MORA COUNTY AFTER-SCHOOL PROGRAM, *Griego* — appropriates \$43,050 from the General Fund to PED for FY 07 to support the after-school program in Mora Independent Schools. [Identical to H 651]
- S 574 AT-RISK YOUTH CHARACTER DEVELOPMENT PROGRAM, *Pinto* — appropriates \$250,000 from the General Fund to PED for FY 07 to implement four tribal and four nontribal character development programs for at-risk youth in eight schools. [Identical to H 508]

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- S 575 SUBSTANCE & CHILD ABUSE PREVENTION PROGRAMS, *Griego* — appropriates \$50,000 from the General Fund to CYFD for FY 07 to serve as matching funds for a federal grant to provide counseling services for substance abuse prevention and child abuse prevention in Las Vegas City Public Schools, Wagon Mound Public Schools, and Mora Independent Schools.
- S 578 MCKINLEY COUNTY CANCER CENTER, *Tsosie* — appropriates \$3.5 million from the General Fund to HED for FY 07 to meet the required state match, contingent upon the award of federal funds, for the establishment of a clinical cancer center in McKinley County for health-related courses at the Gallup branch of UNM.
- S 591 SOUTH VALLEY MALE INVOLVEMENT PROGRAM, *Lopez* — appropriates \$50,000 from the General Fund to the Department of Health for FY 06 and FY 07 to fund expansion of the South Valley male involvement program to additional public schools.
- S 592 STATEWIDE TEEN PREGNANCY PREVENTION PROGRAM, *Lopez* — appropriates \$2.6 million from the General Fund to CYFD's Teen Parent Services Program for FY 07 to fund a statewide teen pregnancy prevention program modeled on a program that has reduced the incidence of teen pregnancy by 50 percent. (May affect public schools)
- S 595 NM TECH SCIENCE & MATH CAREER PREPARATION, *Lopez* — appropriates \$162,000 from the General Fund to the NM Tech Board of Regents for FY 07 for an organization dedicated to preparing students for careers in math, engineering, and the sciences, as well as to expand the programs of the organization in 12 to 18 public schools throughout the state. [Similar to H 463a]
- S 598 TRANSFER ARTICULATION PROGRAM, *Nava* — appropriates \$149,000 from the General Fund to HED for FY 07 for the maintenance and operation of the New Mexico Transfer Articulation Program.
- S 599 NEW MEXICO SCHOOL FOR THE ARTS ACT, *Nava* — enacts the New Mexico School for the Arts Act; establishes the New Mexico School for the Arts as a publicly funded residential high school located in Santa Fe; identifies the school as a state institution for purposes of law; exempts the school from most provisions of the Public School Code and exempts the school from PED's rules and distributions from the SEG; requires that the first class be grade 9, beginning in school year 2007-2008, with an additional grade added each of the next three subsequent years; creates a board of trustees for the school and prescribes membership and duties of the board; empowers the board to adopt and promulgate rules; requires the principal to be licensed but not the faculty; and prescribes admissions criteria and standards. [Identical to H 332]
- S 603 UNM EDUCATION PARTNERSHIP PROGRAMS, *Campos* — appropriates \$500,000 from the General Fund to the UNM Board of Regents for FY 07 to fund the university's College of Education partnership collaborative programs for educators.
- S 610 SCHOOL-BASED FOOD PANTRY PROGRAM, *Altamirano* — appropriates \$50,000 from the General Fund to PED for FY 07 to support a school-based food pantry program in the Silver Consolidated Schools and the Cobre Consolidated Schools.

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- S 612 LEGISLATIVE LOTTERY GRADUATE SCHOLARSHIPS, *Jennings* — adds a new section of statute to require HED to establish the Legislative Lottery Graduate Scholarships to be awarded according to certain criteria to students in a master’s or doctoral degree program at public postsecondary educational institutions, either in New Mexico or certain other states; and creates the Legislative Lottery Graduate Scholarship Fund.
- \*S 618 NM TECH MATH & SCIENCE CAREER PREPARATION, *Pinto* — appropriates \$40,000 from the General Fund to the NM Tech Board of Regents for FY 06 and FY 07 for an organization dedicated to preparing students for careers in mathematics, engineering, and the sciences and to expand the programs of the organization in Tohatchi Middle School and Zuni High School.
- S 624 ASSESS NATIVE AMERICAN STUDENT PERFORMANCE, *Ryan* — appropriates \$500,000 from the General Fund to the Indian Affairs Department for FY 07 for a study by the Santa Fe Indian School of performance levels and performance issues facing Indian students to enhance performance pursuant to NCLB.
- S 625 LOTTERY SCHOLARSHIP EXPENSE & ELIGIBILITY, *Tsosie* — amends statute to limit the operating expenses of the state lottery, to require that a portion of lottery revenues be deposited in the College Affordability Endowment Fund, and to make tribal colleges eligible under the College Affordability Act.
- S 626 INTERNET TO THE HOGANS INITIATIVE, *Tsosie* — makes several appropriations from the General Fund for FY 07 for New Mexico’s portion of the Internet to the Hogans Initiative, including, to PED, \$2.9 million to improve Native American electronic access to bilingual programming and nearly \$500,000 to examine current Navajo-English bilingual programming and to create a model program for pre-kindergarten through twelfth-grade students.
- S 629 FIESTA EDUCATIVA PARENT CONFERENCE, *Nava* — appropriates \$15,000 from the General Fund to PED for FY 07 for the Gadsden Independent Schools for the Fiesta Educativa Parent Conference and outreach activities.
- S 642 STATEWIDE TEEN PREGNANCY PREVENTION PROGRAM, *Lopez* — appropriates \$2.6 million from the General Fund to CYFD for FY 07 to develop and implement a statewide teen pregnancy prevention program. (May affect public schools)
- S 647 TAOS MIDDLE SCHOOL READING PROGRAM, *Cisneros* — appropriates \$146,000 from the General Fund to PED for FY 07 for a reading program in Taos Middle School.
- S 654 BAN ASPARTAME IN FOOD PRODUCTS, *Ortiz y Pino* — amends statute to ban the use of the artificial sweetener aspartame in food products and appropriates \$100,000 from the General Fund to the Office of the Attorney General for FY 07 to enforce the provisions of the bill. (May affect public schools)
- S 656 SCHOLARSHIP DEFINITION OF “FULL-TIME” STUDENT, *Nava* — amends the Lottery Tuition Scholarship statute to allow adjustments in the definition of “full time” and the maximum number of consecutive semesters of eligibility for students with disabilities, under certain conditions.

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- S 658a RESIDENT TUITION FOR CERTAIN STUDENTS, *Robinson* — amends statute to provide that resident tuition and fees be charged to certain citizens of Mexico, Latin America, or the Iberian Peninsula countries participating in the Organization of American States Educational Portal.
- S 668 RURAL AREA CHILD LITERACY PROGRAMS, *Sanchez, M* — appropriates \$1.0 million from the General Fund to PED for FY 07 and FY 08 to provide integrated in-school, after-school, and summer supplementary literacy programs for children from rural areas at a minimum of 10 school sites; and prescribes conditions for the programs.
- S 676 INCREASE ALBUQUERQUE-AREA SCHOOL FACULTY, *Robinson* — appropriates \$1.0 million from the General Fund to PED for FY 07 to increase the number of faculty members at the Highland and Manzano high school clusters in Albuquerque and to add at least one additional social worker at each cluster.
- S 679 TEACHER LICENSURE SYSTEM TRANSITION FUND, *Carraro* — appropriates \$8.9 million from the General Fund to PED for FY 07 to establish a transition fund to help school districts with budget shortfalls to meet requirements of implementing the third year of the three-tiered licensure system.
- S 682 INTERACTIVE FINE ARTS OUTREACH PROGRAM, *Kernan* — appropriates \$425,000 from the General Fund to the Cultural Affairs Department for FY 07 to develop and implement a statewide interactive fine arts outreach program through the Museum of Fine Arts.
- S 714 EDUCATIONAL RETIREES RETURNING TO WORK, *Altamirano* — amends the ERA to restrict the return-to-work provision on or after July 1, 2006 to members employed as teachers in a public school or instructors in a postsecondary educational institution and to require that these members begin contributing to the retirement fund once they earn \$30,000 in a calendar year.
- S 723 HIGH SCHOOL FOR THE ARTS FEASIBILITY STUDY, *Nava* — appropriates \$500,000 from the General Fund to the Office of the Governor for FY 06 and FY 07 for a feasibility study of the creation of a publicly funded statewide residential high school for the arts, to be directed by the Office of the Governor through PED and the Cultural Affairs Department; prescribes components of the study; and requires the results to be reported to the LESC and the LFC by October 15, 2006.
- S 731 INDIAN POST-SECONDARY EDUCATION ACT, *Tsosie* — enacts the Indian Post-secondary Education Act; creates the Indian Post-secondary Education Division in HED and prescribes its duties, one of which is to collaborate with PED on the Pre-K through 20 initiative to promote a seamless educational system for Native American students; creates the Indian Post-secondary Education Fund; appropriates \$900,000 from the General Fund to this fund for FY 07 and subsequent fiscal years to make grants for projects funded in accordance with the act; and appropriates \$100,000 from the General Fund to HED for FY 07 for operational expenses of the division.

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- S 733 CAPITAL PROJECTS ACT, *Campos* — enacts the Capital Projects Act to create a council of experts to evaluate and prioritize proposed statewide and local capital outlay projects and to monitor and oversee projects authorized by the Legislature to ensure that appropriations are expended in the most cost-effective manner; creates the Capital Projects Council and prescribes its membership and duties, one of which is to coordinate all capital projects, including those funded through the Public School Capital Outlay Act.
- S 736a COST OF SCHOOL DISTRICT CAPITAL IMPROVEMENTS, *Rodriguez* — amends the Public School Buildings Act to allow a portion of tax revenues to be expended for school district costs of administering capital improvements.
- S 737 SCHOOL DISTRICT PRESCRIPTION DRUG POLICIES, *Rodriguez* — amends the Public School Code to require school districts to establish a prescription medication policy for dispensing prescription medication to students; and appropriates \$100,000 from the General Fund to PED for FY 07 to ensure that school districts create and maintain the required files.
- S 738 SANTA FE TEACHER AFFORDABLE HOUSING PROGRAM, *Rodriguez* — adds a new section of statute to allow the New Mexico Mortgage Finance Authority to make awards to one or more grantees to develop and implement an affordable housing program for teachers in Santa Fe Public Schools; and appropriates \$1.0 million from the General Fund to DFA for FY 07 through FY 11 to make disbursements for the program.
- S 740 STATE AGENCY FAMILY IMPACT REPORTS, *Boitano* — requires certain state agencies, including PED, to produce a family impact report to assess the impact on families of proposed legislation.
- S 743 EDUCATIONAL TECH FUNDS TO PRIVATE SCHOOLS, *Lopez* — adds a new section to the Technology for Education Act to allow accredited private schools to receive distributions from the Educational Technology Fund.
- S 746 RAISE MINIMUM WAGE & INSURANCE TAX CREDITS, *Ingle* — amends statute to increase the state minimum wage in four phases, to provide for a training wage, to prohibit a local ordinance from imposing a minimum wage higher than \$9.50 per hour, and to provide tax credits for employers who provide health insurance for their employees.
- S 749 REPEAL COLLEGE ADMISSION FOR IMMIGRANTS, *Adair* — repeals the section of statute that prohibits public postsecondary educational institutions from denying admission or eligibility for tuition rates or state-funded financial aid on account of a student's immigration status. [Identical to H 853]
- S 750 SCHOOL DISTRICT CASH BALANCES, *Sanchez, M* — amends the Public School Finance Act to change the basis for calculating the amount of excess cash balance of school districts and charter schools and to ease the restrictions on cash balances.
- \*CS/S 750

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**SENATE JOINT RESOLUTIONS**

- SJR 3 STOP EXTRA PERMANENT FUND DISTRIBUTION, CA, *Adair* — proposes to amend Article 12, Section 7 of the state constitution to eliminate the additional distribution from the Permanent School Fund to the beneficiaries. [Identical to HJR 14]
- SJR 7 LIMIT PUBLIC TAKING OF PRIVATE LAND, CA, *Adair* — proposes to amend Article 2, Section 20 of the state constitution to limit the public uses for which private property may be taken and to require a judicial determination of public use. (May affect public schools)

**SENATE JOINT MEMORIALS**

- SJM 3 STUDY SCHOOL INSURANCE REIMBURSEMENT COVERAGE, *Nava* — requests that NMPSIA, in collaboration with PED and school districts, study IDEA-related due process reimbursement coverage for school districts and make recommendations to the LESC by August 2006. (For the LESC)
- SJM 4a STUDY PUBLIC SCHOOL CAPITAL OUTLAY CHANGES, *Nava* — requests that DFA, in consultation with PED, study the funding of capital improvements for charter schools and other public schools and make recommendations for reforming the public school capital outlay process to the PSCOC and the LFC by September 1, 2006. [Similar to HJM 48]
- SJM 5 STUDY STUDENT TEACHER PLACEMENT CRITERIA, *Nava* — requests that the deans of teacher preparation programs at postsecondary institutions determine the feasibility of establishing criteria for placing student teachers with classroom teachers holding a Level 3-A license and report findings and recommendations to the LESC by October 2006. (For the LESC)
- SJM 6a STUDY CREATION OF OFFICE OF SCHOOL READINESS, *Nava* — requests that the Children's Cabinet, CYFD, DOH, and PED, in collaboration with the Child Development Board, private child-care associations, and other appropriate agencies, examine the feasibility of creating an office of school readiness that would coordinate the range of publicly funded programs and services for children from birth through age four; and that these agencies report findings and recommendations to the LESC by November 2006. (For the LESC)
- SJM 7a RESOLVE SCHOOL LAW & REIMBURSEMENT ISSUES, *Nava* — requests that PED, in collaboration with the Department of Health, the Human Services Department, and school personnel, resolve issues regarding federal and state laws and reimbursement to school districts for education services to nondistrict students placed in certain public or private facilities; and that PED report findings and recommendations to the LESC by October 2006. (For the LESC)
- SJM 10 EDUCATIONAL IMPACT OF FEDERAL LAND OWNERSHIP, *Carraro* — urges Congress to compensate Western states for the impact of federal land ownership on state education funding and to expedite federal land exchanges.

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- SJM 11 EMPLOYMENT-RELATED EDUCATIONAL GOALS, *Taylor* — encourages the Office of Workforce Training and Development to study workforce education to ensure that educational goals are also employment-related.
- SJM 13 “COLONIAS DAY,” *Papen* — recognizes February 4, 2006 as “Colonias Day.”
- SJM 18 EDUCATE ABOUT IMPORTANCE OF ACEQUIAS, *Cisneros* — requests that PED and the public schools educate students on the importance of New Mexico’s acequias to the history and culture of the state.
- SJM 19 STUDY HOW TO PROVIDE FOR “E-RATE” PROGRAM, *Tsosie* — requests that PED, in collaboration with school district personnel, study the Procurement Code and other applicable statutes to determine how to provide the required state match under the federal E-Rate program; and that PED report its findings and recommendations to the LESC by October 1, 2006. (For the LESC)
- SJM 20 STUDY HIGHER EDUCATION TENURE POLICIES, *Tsosie* — requests that HED study the policies of New Mexico’s public postsecondary educational institutions regarding the granting of tenure and examine the current composition of tenured faculty, including gender and ethnicity; and requests that HED report to the LESC by September 2006. (For the LESC)
- SJM 24a CREATE COMMUNITY SCHOOL TASK FORCE, *Beffort* — requests that PED create a community school task force to study ways to enhance community use of public school buildings for before- and after-school programs; and that PED report to the Welfare Reform Oversight Committee by November 2006.
- SJM 25 STUDY CHARTER SCHOOL INNOVATIONS, *Boitano* — requests that PED study charter school innovations and report to the LESC, the New Mexico School Boards Association, and the New Mexico Superintendents Association.
- SJM 29 KINDERGARTEN THROUGH COLLEGE APPROACH, *Nava* — requests that PED work to create a culture within the department and statewide that embraces a kindergarten-through-college approach to public education and to shift the focus from graduating students from high school to graduating students from postsecondary educational institutions; and that PED report yearly to the LESC.
- SJM 30 STUDY ESTABLISHING FAMILY CENTERS IN SCHOOLS, *Nava* — requests that the PSCOC research issues related to the establishment of parent or family centers in certain public schools and study the feasibility of including these centers in the state’s public school capital outlay adequacy standards; and requests that the PSCOC report to the PSCOOTF and the LESC by December 1, 2006.
- SJM 31 “NEW MEXICO MESA DAY,” *Altamirano* — designates January 30, 2006 as “New Mexico Mesa Day” at the Legislature.
- SJM 33 NMSU COOPERATIVE EXTENSION SERVICE & ENLACE, *Nava* — seeks to strengthen the collaboration between southern New Mexico ENLACE and NMSU’s Cooperative Extension Service to improve the education of Hispanic students.

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- SJM 34 BETTER PUBLICIZE SAFE HAVEN FOR INFANTS ACT, *Garcia* — requests that CYFD and PED coordinate an effort to better publicize the Save Haven for Infants Act.
- SJM 39 IMPROVE EDUCATION OF HISPANIC STUDENTS, *Nava* — encourages PED and HED to include ENLACE representatives on their committees and encourages ENLACE and others to make recommendations to the LESC for policy changes to remove barriers to the education of Hispanic students across the educational pathway, from pre-kindergarten through college. [Identical to HJM 63 (passed)]
- SJM 40 STATE AGENCY SHARED STUDENT DATA SYSTEMS, *Nava* — requests that HED, PED, CYFD, and the Office of Workforce Training and Development establish common, shared student data systems from pre-kindergarten to postsecondary levels of education and that they, together with representatives of institutions of higher education and public schools, report on their efforts to the Governor and the Legislature by November 1, 2007. [Identical to HM 42 (passed)]
- SJM 42 HONORING INDIAN CHILDREN THROUGH EDUCATION, *Ryan* — recognizes February 7, 2006 as “Honoring Indian Children through Education and Leadership Day” at the Legislature. [Identical to HJM 56]
- SJM 45 BOWLING AS A SPORT RATHER THAN ACTIVITY, *Nava* — requests that the NMAA classify bowling as a sport rather than an activity.
- SJM 49 LIMIT STUDENT INFO RELEASE TO MILITARY, *Lopez* — requests that PED require each public high school to implement certain conditions and practices regarding the release of student information to military recruiters.
- SJM 69 STUDY UNIFORM COLLEGE TUITION RATE, *Nava* — requests that HED, in conjunction with representatives of each of New Mexico’s public institutions of higher education, study the potential benefits and the feasibility of charging a uniform tuition rate for resident and non-resident students; and that HED report its findings to the LESC during the 2006 interim.
- SJM 70 SCHOOL COACHES EXPLAINING NCAA REGISTRATION, *Taylor* — requests that the NMAA notify all high school coaches and athletic directors of their responsibility to notify and counsel student athletes about the requirement to register with the NCAA Clearinghouse in order to participate in organized sports in colleges and universities.
- SJM 74 EARLY CARE & EDUCATION RETIREMENT BENEFITS, *Lopez* — requests that the Legislative Health and Human Services Committee study the medical, retirement, and other benefits provided to the early care and education workforce; and that the committee report its findings and recommendations, if any, to the First Session of the 48<sup>th</sup> Legislature. [Identical to HJM 78 and SM 42]



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**SENATE MEMORIALS**

- SM 16 “SCHOOLS ON THE RISE DAY,” *Nava* — recognizes January 20, 2006 as “Schools on the Rise Day” in the Senate.
- SM 24 EXTEND FUNDS AVAILABLE FOR TUTORING, *Feldman* — requests that PED extend into the summer the availability of tutoring as Title I supplemental educational services.
- SM 42 EARLY CARE & EDUCATION RETIREMENT BENEFITS, *Lopez* — requests that the Legislative Health and Human Services Committee study the medical, retirement, and other benefits provided to the early care and education workforce; and that the committee report its findings and recommendations, if any, to the First Session of the 48<sup>th</sup> Legislature. [Identical to HJM 78 and SJM 74]