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D. Pauline Rindone, Ph.D., Director
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March 15, 2004

MEMORANDUM

TO: New Mexico Legislators

FROM: D. Pauline Rindone

RE: **Summary of Public School-Related Legislation Passed by the Forty-Sixth Legislature, Second Session, 2004 (after executive action)**

Enclosed are materials that represent an overview of the 2004 legislative action related to public schools, including public school appropriations and other public school-related legislation – **after executive action**.

One of the major priorities of the 2004 Legislature was maintaining the integrity of the funding for education reforms passed in 2003, especially additional funding generated by voter approval of Constitutional Amendment 2. When voters adopted this amendment in September 2003, they did so with the understanding that the Legislature would use the additional dollars from the increase in the permanent fund distribution to public schools to *supplement – not supplant –* current public school funding and to support public school reforms. The Legislature was diligent in its effort as it worked to develop the FY 05 budget for public schools. Included in the *General Appropriation Act of 2004* is language that transfers \$120.0 million from the General Fund to a contingency fund “lockbox” to be appropriated by the Legislature for education reforms in future years.

Table 1 provides a summary of public school support and related education appropriations in CS/HB 2, et al., as amended, *General Appropriation Act of 2004*. For FY 05, the Legislature appropriated nearly \$2.0 billion, an increase of approximately \$112.8 million, or 6.0 percent, over FY 04 to fund public school support and recurring related education appropriations. Identified with an asterisk are more than \$46.9 million in recurring funds and approximately \$11.1 million in non-recurring funds (\$10.9 million after executive action) to support public school reform initiatives in school year 2004-2005.

As part of the approximately \$1.9 billion for program cost, the Legislature appropriated sufficient funds:

- for a 2.0 percent salary increase for all public school personnel (language that specified that the increase would be mandatory for school districts with membership greater than 10,000 was vetoed by the Governor);
- for a \$35,000 minimum salary for Level 2 and Level 3 teachers in FY 05 to implement the second year of the five-year phase-in of the three-tiered licensure framework;
- to “open the doors” (including funding for increased enrollment growth, fixed costs and insurance costs);
- to annualize in FY 05 the 6.0 percent salary increase for FY 04 for teachers and instructional staff that was provided no later than the last pay period in December 2003;
- for the final year of the five-year phase-in of full-day kindergarten;
- for the second year of the three-year phase-in of elementary fine arts education; and
- to establish a career advancement initiative for educational assistants beginning in school year 2004-2005.

In Categorical Public School Support, the Legislature appropriated approximately \$134.5 million for public school transportation operations (including a 2.0 percent salary increase for transportation employees), supplemental distributions, the Instructional Material Fund, the Educational Technology Fund, and the Incentives for School Improvement Fund.

Recurring, related appropriations include approximately \$17.3 million to fund the Public Education Department (PED) and education-related initiatives, such as the Beginning Teacher Mentorship Program, Family and Youth Services in the *Family and Youth Resources Act*, and the *Indian Education Act*.

The Legislature also appropriated approximately \$13.6 million in special, non-recurring funds for education reform initiatives in PED; contingencies related to district purchases of instructional materials; and the School Library Fund. However, the Governor vetoed \$225,000 of the funding, including an appropriation to the Legislative Education Study Committee (LESC) to examine the inclusion of instructional support staff in a training and experience index in the Public School Funding Formula.

Table 2 summarizes other appropriations in the *General Appropriation Act of 2004* that affect PED and the public schools, including Supplemental and Deficiency Appropriations, Additional Appropriations, and federal Temporary Assistance for Needy Families (TANF) funds.

Major pieces of legislation that were endorsed by the LESC and enacted into law include HB 96, as amended, *Public Education Department Act*, which transfers the powers and duties of the former State Board of Education and the State Superintendent of Public Instruction to PED and the Secretary of Public Education and defines the powers and duties of the Public Education Commission (PEC); CS/HB 106, as amended, which amends the *Compulsory School Attendance Law* to require local school boards to establish attendance and truancy policies that provide early identification of students with attendance problems and that provide for intervention measures to prevent truancy; and CS/HB 304, as amended, which amends the *School Personnel Act* to require

PED to institute a licensure system for educational assistants and to establish a minimum salary of \$12,000, in accordance with each year's appropriation.

With regard to public school capital outlay, the 2004 Legislature continued to address adequacy of public school facilities. With enactment of CS/SB 399, as amended, the *Omnibus Public School Capital Outlay Bill*, which was recommended by the Public School Capital Outlay Task Force and endorsed by the LESC, the Legislature accomplished the following:

- increased the amount of severance tax revenues that can be used to support supplemental severance tax bonds from 37.5 percent to 45.0 percent to provide some additional capacity, especially in years when revenues are rising because of high oil and natural gas prices;
- provided a distribution from FY 05 through FY 09 from the Public School Capital Outlay Fund to school districts and charter schools to make lease payments with the intent that these funds also be used to match federal funds provided as part of the federal *No Child Left Behind Act of 2001* (NCLB) for charter schools;
- provided a cause of action against recalcitrant school districts for specified constitutional violations, remedies for which may include the imposition of a property tax;
- included technical training and certification for both maintenance and facilities management personnel among purposes for expenditure of funds in accordance with provisions of the *Public School Capital Improvements Act* (also called SB 9); and
- amended the *Technology for Education Act* to limit the period of offsets against a school district's Education Technology Fund distributions to three years.

This legislation also authorized the continuation of the Public School Capital Outlay Task Force, which began its work during the 2001 interim, until July 1, 2005, to oversee the implementation of the new standards-based process and to evaluate the adequacy of funding sources.

Table 3 provides a summary of capital outlay appropriations. In CS/HB 293, with emergency clause, the 2004 Legislature provided more than \$24.2 million (\$23.9 million after executive action) in non-recurring General Fund dollars and nearly \$12.3 million (approximately \$11.0 million after executive action) in Severance Tax Bond dollars for public school capital outlay projects and educational technology for nearly 200 schools in 49 of the state's 89 districts. The Legislature also earmarked up to \$32.0 million (\$22.0 million after executive action) in Public School Capital Outlay Fund dollars to complete projects that were the last ones authorized under the old "critical capital outlay" system of funding, which, effective in FY 04, was replaced by a standards-based system. In addition, the Legislature appropriated \$10.0 million from the General Fund operating reserve to the Commission on Higher Education for career technical vocational-education centers for charter and other high school juniors and seniors statewide.

Finally, in enacting CS/HB 294, as amended, with emergency clause, *2004 GO Bond Act*, the Legislature appropriated \$6.2 million to support the acquisition of new, updated materials for public school libraries (including juvenile detention center libraries) and provided \$5.0 million to address facilities needs for the final year of implementation of full-day kindergarten throughout the state. Since these appropriations are in the form of authorizations for General Obligation Bonds (GOBs), they will require voter approval at the November 2004 general election.

The following materials are included for your information:

- Table 1, *Public School Support and Related Appropriations for FY 05*;
- Table 2, *Public School-Related Appropriations*;
- Table 3, *Public School Capital Outlay, 46th Legislature, 2nd Session, 2004*;
- *Selected Public School-Related Language*; and
- *Passed Public School-Related Legislation, 46th Legislature, 2nd Session, 2004*.

A separate listing of public school-related legislation that did not pass is available upon request from the LESC office.

xc: Governor Bill Richardson
Lieutenant Governor Diane D. Denish
Dr. Veronica C. García, Secretary of Public Education, PED
Members of the Public Education Commission
Presidents of Local School Boards
Public School District Superintendents
Other Interested Parties

TABLE 1
PUBLIC SCHOOL SUPPORT AND RELATED APPROPRIATIONS FOR FY 05
GENERAL APPROPRIATION ACT OF 2004
(Dollars in Thousands)

	FY 04 APPROPRIATION	Chapter 114 (partial veto) Laws of 2004
1 PROGRAM COST	\$1,714,906.2	\$1,802,906.6
2 Resource Reallocation: 1.0 percent of FY 03 program cost	(\$18,000.0)	
3 Adjustment for Overprojection of FY 04 Cash Balance Credit		(\$11,600.0)
4 Adjusted Program Cost	\$1,696,906.2	\$1,791,306.6
5 ENROLLMENT GROWTH	\$4,473.1	\$5,200.0
6 FIXED COSTS	\$3,325.5	\$1,900.0
7 INSURANCE COSTS	\$25,000.0	\$19,000.0
8 COMPENSATION for Public School Employees (2.0 percent in FY 05):		
9 Teachers	\$32,098.3	\$19,276.0
10 Instructional Staff	\$5,879.0	\$3,531.1
11 Other Certified and Non-certified	\$11,554.5	\$7,991.7
12 Annualize FY 04		
13 Teachers (6.0 percent base in FY 05/Annualize FY 04)		\$21,831.8
14 Instructional Staff (6.0 percent base in FY 05/Annualize FY 04)		\$3,998.7
15 Three-tiered Licensure Structure (1st yr. to \$30,000 in FY 04)	\$5,700.0 *	
16 Three-tiered Licensure Structure (Levels 2 & 3 to \$35,000 in FY 05) ¹		\$8,638.7 *
17 Full-day Kindergarten Phase V ²	\$7,000.0 *	\$9,600.0 *
18 Student Assessment CRTs/School District Costs	\$2,000.0 *	\$1,800.0 *
19 National Board Certification (formula change)	\$470.0	
20 Enrollment Growth (formula change)	\$4,500.0	
21 Elementary Fine Arts (year 2 of phase-in)	\$4,000.0	\$4,000.0 *
22 Career Ladder for Educational Assistants		\$5,000.0 *
23 PROGRAM COST	\$1,802,906.6	\$1,903,074.6
24 Dollar Increase over FY 04 Appropriation		\$100,168.0
25 Percentage Increase		5.6%
26 LESS PROJECTED CREDITS (from school district cash balances)	(\$16,400.0)	
27 LESS PROJECTED CREDITS	(\$58,600.0)	(\$61,000.0)
28 LESS OTHER STATE FUNDS (from driver's license fees)	(\$3,000.0)	(\$1,700.0)
29 STATE EQUALIZATION GUARANTEE	\$1,724,906.6	\$1,840,374.6
30 Dollar Increase over FY 04 Appropriation		\$115,468.0
31 Percentage Increase		6.7%
32 CATEGORICAL PUBLIC SCHOOL SUPPORT		
33 TRANSPORTATION	\$94,500.0	
34 Operational		\$84,717.8
35 School-owned Bus Replacements		\$342.6
36 Rental Fees (Contractor-owned Buses)		\$12,336.0
37 Compensation (2.0 percent in FY 05)	\$1,222.2	\$840.4
38 TOTAL TRANSPORTATION	\$95,722.2	\$98,236.8
39 SUPPLEMENTAL DISTRIBUTIONS		
40 Out-of-state Tuition	\$495.0	\$495.0
41 Emergency Supplemental	\$2,600.0	\$2,600.0
42 INSTRUCTIONAL MATERIAL FUND ³	\$32,700.0	\$26,600.0
43 EDUCATIONAL TECHNOLOGY FUND	\$5,000.0	\$5,000.0
44 INCENTIVES FOR SCHOOL IMPROVEMENT FUND	\$1,600.0 *	
45 Adequate Yearly Progress Program (at least 60 percent)		\$960.0 *
46 State Improving School Program (up to 40 percent)		\$640.0 *
47 Three-tiered Licensure Evaluation System Implementation	\$250.0	
48 TOTAL CATEGORICAL	\$138,367.2	\$134,531.8
49 TOTAL PUBLIC SCHOOL SUPPORT	\$1,863,273.8	\$1,974,906.4
50 Dollar Increase over FY 04 Appropriation		\$111,632.6
51 Percentage Increase		6.0%
52 RELATED APPROPRIATIONS: RECURRING		
53 Public Education Department	\$9,463.2	\$10,351.2
54 Advanced Placement Framework	\$381.6	\$381.6
55 Apprenticeship Assistance	\$650.0	\$650.0
56 Beginning Teacher Induction/Mentorship	\$900.0 *	\$900.0 *
57 CHARTER SCHOOLS STIMULUS FUND	\$200.0	\$200.0
58 Family and Youth Resource Act/Family and Youth Services		\$1,800.0 *
59 Indian Education Act of 2003		
60 Teacher & Princ. Quality, Exemp. Progs., Curric. Dev. & Monitoring/Expanded Services	\$2,000.0	\$2,500.0 *
61 Kindergarten Plus (Extended Kindergarten for High-poverty Areas)	\$100.0 *	\$100.0 *
62 Re:Learning	\$900.0	
63 Regional Education Technology Assistance (RETA)	\$500.0	
64 Service Learning	\$100.0	
65 Strengthening Quality in Schools (SQS)	\$500.0	
66 To CHE: Teacher Loan for Service	\$386.5 *	\$386.5 *
67 TOTAL RELATED APPROPRIATIONS: RECURRING	\$16,081.3	\$17,269.3
68 TOTAL RECURRING GENERAL FUND	\$1,879,355.1	\$1,992,175.7
69 Dollar Increase over FY 04 Appropriation		\$112,820.6
70 Percentage Increase		6.0%

¹ Original estimate of \$11.4 million adjusted to \$8.6 million to reflect 2.0 percent salary increase for FY 05.

² For FY 05, the Legislature appropriated an additional \$4.0 million in TANF funds for implementation of full-day kindergarten programs.

³ Language in the General Appropriation Act of 2004 requires the Secretary of Public Education to certify that the allocation to each entity reflects the deduction of an amount equal to its prorated share of \$6.1 million attributed to instructional materials cash balances.

TABLE 1
PUBLIC SCHOOL SUPPORT AND RELATED APPROPRIATIONS FOR FY 05
GENERAL APPROPRIATION ACT OF 2004
(Dollars in Thousands)

	FY 04 APPROPRIATION	Chapter 114 (<i>partial veto</i>) Laws of 2004	
71	Section 5: Special Non-recurring Appropriations to PED (for expenditure in FY 04 and FY 05)		71
72		\$500.0 *	72
73		\$200.0 *	73
74		\$350.0 *	74
75		\$475.0 *	75
76		\$100.0 *	76
77		\$200.0 *	77
78		\$113.6 *	78
79		\$47.6 *	79
80		\$200.0 *	80
81		\$50.0 *	81
82		\$113.6 *	82
83		\$113.6 *	83
84		\$200.0 *	84
85		\$1,500.0	85
86		\$200.0 *	86
87		\$200.0 *	87
88		\$100.0 *	88
89		\$150.0 *	89
90		\$200.0 *	90
91	\$1,000.0	\$1,800.0 *	91
92		\$2,400.0 *	92
93		\$300.0 *	93
94		\$113.6 *	94
95		\$100.0 *	95
96		\$113.6 *	96
97		\$1,000.0	97
98	\$300.0	\$93.0 *	98
99		\$385.5 *	99
100		\$350.0 *	100
101		\$140.0 *	101
102		\$1,000.0 *	102
103		\$500.0 *	103
104		\$225.0 *	104
105		\$75.0 *	105
106	\$1,300.0	\$13,609.1	106
107	\$1,300.0	\$13,384.1	107

REFORM FOR FY 05⁵		
Public School Reform Initiatives (recurring)		\$36,325.2
FY 04 program cost dollars to be "booked" to reform in FY 05 ⁶		\$8,170.0
2.0 percent salary increase adjustment (three-tiered minimum salaries for teachers and educational assistants)		\$2,500.0
Total Public School Reform Initiatives (recurring)		\$46,995.2
Public School Reform Initiatives (non-recurring) (<i>before executive action</i>)		\$11,109.1
Public School Reform Initiatives (non-recurring) (<i>after executive action</i>)		\$10,884.1
TOTAL REFORM (<i>before executive action</i>)		\$58,104.3
TOTAL REFORM (<i>after executive action</i>)		\$57,879.3

NOTE: Amounts that are marked with an asterisk are reform initiatives.

⁴ "The general fund appropriation includes nine hundred thousand dollars (\$900,000) for re:learning, five hundred thousand dollars (\$500,000) for strengthening quality in schools and the balance for other professional development programs. ~~In fiscal year 2005, the public education department shall evaluate programs funded through the professional development fund including re:learning, regional education technology assistance, strengthening quality in schools, service learning, and golden apple; train staff in probationary schools in cultural competencies on reducing the current achievement gap among New Mexico students; and provide a report to the legislative education study committee by November 2004.~~"

⁵ Section 12 of the General Appropriation Act of 2004 transfers \$120.0 million from the General Fund to the Appropriation Contingency Fund ~~during FY 05~~ to be "expended only upon appropriation by the legislature and only for the purpose of implementing and maintaining educational reforms."

⁶ The \$8,170.0 includes \$5.2 million for Three-tiered Licensure Structure (1st yr. to \$30,000), \$2.0 million for Student Assessment CRTs/School District Costs, and \$470,000 for National Board Certification (formula change).

TABLE 2

PUBLIC SCHOOL-RELATED APPROPRIATIONS

**GENERAL APPROPRIATION ACT OF 2004
Ch. 114 (partial veto), Laws of 2004**

(Dollars in Thousands)

SECTION 4F

Human Services Department	
TANF funds to PED for Teen Pregnancy Education and Prevention (GRADS program)	\$1,300.0
TANF funds to PED for Early Childhood Development (before- and after-school programs)	\$2,982.5
TANF funds to PED for Full-day Kindergarten	\$4,000.0
TOTAL	\$8,282.5

SECTION 5

Special Appropriation to the Energy, Minerals and Natural Resources Department for expenditure in FY 04 and FY 05	
Competitive grant program for energy efficiency and renewable energy projects (public schools are eligible to apply)	\$500.0
TOTAL	\$500.0

SECTION 6

Supplemental and Deficiency Appropriations to the Public Education Department for expenditure in FY 04 and FY 05	
Personal services, employee benefits, operating expenses and contractual services	\$730.0
Testing contracts	\$810.0
TOTAL	\$1,540.0

SECTION 7

Additional Appropriations to the Public Education Department for expenditure in FY 05	
Alamogordo Head Start teacher training	\$25.0
Capital projects at West Mesa High School in Bernalillo County	\$25.0
Character building program for underprivileged and Native American youth in San Juan County	\$80.0
Character Counts in Roswell	\$25.0
Character Counts program services in Chaves County	\$35.0
Dropout prevention, leadership development and family education programs	\$200.0
Drug demand reduction program through the Civil Air Patrol Cadet Program for at-risk middle and high school students	\$30.0
Magnet career high school in the Gadsden Independent School District	\$10.0
New Mexico foundation costs for human rights workshops	\$35.0
Prof. development activities for all staff and for extracurricular activities for students in the Quemado Independent School District	\$37.5
Prof. development activities for all staff and for extracurricular activities for students in the Reserve Independent School District	\$37.5
Smaller learning communities pilot project at Santa Fe and Capital high schools in Santa Fe	\$75.0
Southeastern Educational Resource Center to support middle schools that implement career technical education programs	\$100.0
TOTAL (before executive action)	\$715.0
TOTAL (after executive action)	\$545.0

CAPITAL OUTLAY PROJECTS

***CS/HB 293, as amended, (Ch.126 (partial veto), Laws of 2004)**

(Dollars in Thousands)

Appropriation to the Public Education Department for expenditure in FY 04 and FY 05	
Statewide dropout prevention, leadership development and family education program plan for at-risk Hispanic teenagers	\$500.0
TOTAL	\$500.0

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 *partial veto*), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
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Statewide Appropriations

statewide	Commission on Higher Education (CHE)	plan, design, construct, & equip career technical-vocational education centers for charter and other high school juniors & seniors ¹	\$10,000.0	GF operating reserve
statewide	Energy, Minerals & Natural Resources Department (EMNRD)	clean energy technologies for state and public school facilities, including energy efficiency & biomass, solar & wind power renewable energy technologies	\$2,650.0	GF
statewide	Public School Capital Outlay Fund	deficiencies correction program ²	up to \$10,000.0	Supp STBs FY 04
statewide	seventh graders	laptop computers	\$4,000.0	GF
statewide	statewide	purchase school replacement buses	\$5,000.0	GF

PSCOC Continuation Projects³

Deming Public Schools	district wide	toward completion of the new Deming elementary middle school complex	up to \$4,000.0	PSCOF
Gadsden Independent Schools	district-wide	toward completion of projects in the district incl at least \$18.0 million toward completion of the new Chaparral high school	up to \$22,000.0	PSCOF
Grants Cibola County Schools	district wide	toward completion of the new Grants Cibola high school	up to \$5,000.0	PSCOF
Portales Municipal Schools	district wide	toward completion of replacement classrooms	up to \$1,000.0	PSCOF
Total PSCOC Continuation Projects (before executive action)			up to \$32,000.0	PSCOF
Total PSCOC Continuation Projects (after executive action)			up to \$22,000.0	PSCOF

Direct Legislative Appropriations to Districts

Alamogordo Public Schools	Holloman Intermediate	resurface basketball court	\$127.0	STBs
	Chaparral Middle	purchase & install indoor bleachers	\$82.0	STBs
	Chaparral Middle	purchase & install indoor bleachers	\$3.0	GF
	Holloman Middle	resurface parking & student drop-off areas	\$57.0	STBs
	Mountain View Middle	outdoor portable bleachers	\$25.0	STBs
	Mountain View Middle	purchase & install outdoor portable bleachers	\$35.0	STBs
	Mountain View Middle	purchase & install outdoor portable bleachers	\$25.0	GF
	Alamogordo High	indoor bleachers for Tiger Pit	\$205.0	STBs

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SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Albuquerque Public Schools	21st Century Charter	educational technology	\$30.0	STBs
	21st Century Charter	educational technology	\$10.0	STBs
	21st Century Charter	purchase & install portable classroom building	\$50.0	STBs
	21st Century Charter	portable classroom for music dept	\$20.0	GF
	21st Century Charter	educational technology	\$10.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$10.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$50.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$10.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$20.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$10.0	GF
	Amy Biehl Charter High	equip instructional space & common & administrative areas	\$10.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$30.0	GF
	Amy Biehl Charter High	educational technology & library resources	\$30.0	STBs
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$18.0	STBs
	Amy Biehl Charter High	renovate & equip instructional space, common areas & administrative areas,	\$50.0	STBs
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$25.0	GF
	Amy Biehl Charter High	renovate & equip instructional space, common areas, & administrative areas	\$20.0	GF
	Charter Vocational High	renovations	\$10.0	STBs
	Charter Vocational High	renovations	\$20.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$122.0	STBs
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$30.0	STBs
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$22.0	STBs
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$10.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$5.0	GF

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*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Albuquerque Public Schools	Creative Ed Prep Inst #2 Charter	"smart" lab	\$22.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$20.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$10.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$15.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$20.0	GF
	Creative Ed Prep Inst #2 Charter	"smart" lab	\$25.0	GF
	East Mountain Charter High	portable building	\$30.0	STBs
	East Mountain Charter High	bus	\$20.0	STBs
	East Mountain Charter High	AC for portable buildings	\$23.0	STBs
	East Mountain Charter High	building improvements	\$10.0	STBs
	East Mountain Charter High	portable classroom	\$34.0	GF
	East Mountain Charter High	building improvements	\$5.0	GF
	Nuestros Valores Charter	equipment, facility design, & construction	\$50.0	STBs
	Nuestros Valores Charter	equipment & construction	\$50.0	STBs
	Nuestros Valores Charter	equipment & construction	\$25.0	GF
	South Valley Academy Charter	educational technology	\$25.0	STBs
	South Valley Academy Charter	library books	\$25.0	STBs
	South Valley Academy Charter	library equipment	\$50.0	STBs
	South Valley Charter High	library resources & educational technology	\$30.0	STBs
	SW Secondary Learning Ctr Charter	educational technology improvement	\$185.0	STBs
	SW Secondary Learning Ctr Charter	animation studio	\$80.0	STBs
	SW Secondary Learning Ctr Charter	educational technology	\$30.0	STBs
	SW Secondary Learning Ctr Charter	educational technology	\$75.0	STBs
	SW Secondary Learning Ctr Charter	furnishings	\$75.0	STBs
	SW Secondary Learning Ctr Charter	communications media systems	\$50.0	STBs
	SW Secondary Learning Ctr Charter	purchase & install server	\$12.0	GF
	SW Secondary Learning Ctr Charter	furnishing for elementary students	\$5.0	GF
	SW Secondary Learning Ctr Charter	elementary play surface	\$25.0	GF
	SW Secondary Learning Ctr Charter	"smart" lab upgrades for phase 2	\$10.0	GF
	SW Secondary Learning Ctr Charter	educational technology	\$25.0	GF
	SW Secondary Learning Ctr Charter	educational technology	\$20.0	GF
	A. Montoya Elementary	educational technology, incl computers, cameras, scanners, & printers	\$10.0	STBs
	A. Montoya Elementary	information technology, incl laptop computer & pocket personal computer for student assessment	\$3.0	GF

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
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All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Albuquerque Public Schools	A. Montoya Elementary	PE equipment	\$20.0	GF
	A. Montoya Elementary	educational technology, incl computers, cameras, scanners, & printers	\$20.0	GF
	Adobe Acres Elementary	technology infrastructure & equipment	\$10.0	GF
	Adobe Acres Elementary	landscaping improvements	\$15.0	GF
	Adobe Acres Elementary	educational technology	\$20.0	GF
	Adobe Acres Elementary	library books	\$10.0	GF
	Alameda Elementary	educational technology infrastructure	\$55.0	STBs
	Alameda Elementary	educational technology	\$20.0	STBs
	Alameda Elementary	educational technology	\$20.0	GF
	Alvarado Elementary	grass field	\$100.0	STBs
	Alvarado Elementary	educational technology	\$20.0	STBs
	Alvarado Elementary	playground improvements	\$50.0	GF
	Apache Elementary	educational technology	\$10.0	STBs
	Apache Elementary	educational technology	\$40.0	GF
	Arroyo del Oso Elementary	educational technology	\$30.0	GF
	Atrisco Elementary	educational technology	\$20.0	GF
	Atrisco Elementary	library books	\$10.0	GF
	Bandelier Elementary	educational technology	\$50.0	STBs
	Bandelier Elementary	purchase & install playground equipment, landscaping, & furnishings for library	\$54.0	GF
	Bandelier Elementary	playground equipment	\$5.0	GF
	Barcelona Elementary	technology infrastructure & equipment	\$10.0	GF
	Barcelona Elementary	library books	\$10.0	GF
	Barcelona Elementary	educational technology	\$25.0	GF
	Bel-Air Elementary	educational technology	\$75.0	GF
	Bel-Air Elementary	purchase & install playground equipment & outdoor landscaping	\$25.0	GF
	Bellehaven Elementary	educational technology	\$71.2	STBs
	Bellehaven Elementary	educational technology	\$30.0	STBs
	Carlos Rey Elementary	educational technology	\$20.0	GF
	Carlos Rey Elementary	library books	\$10.0	GF
	Chamiza Elementary	educational technology	\$95.0	STBs
	Chamiza Elementary	educational technology	\$25.0	STBs
	Chamiza Elementary	capital improvements	\$25.0	STBs
	Chamiza Elementary	furniture	\$5.0	GF
	Chamiza Elementary	educational technology	\$10.0	GF

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Albuquerque Public Schools	Chamiza Elementary	capital improvements	\$10.0	GF
	Chaparral Elementary	educational technology	\$25.0	STBs
	Chaparral Elementary	capital improvements	\$25.0	STBs
	Chaparral Elementary	educational technology	\$100.0	GF
	Chaparral Elementary	educational technology	\$10.0	GF
	Chaparral Elementary	capital improvements	\$10.0	GF
	Chaparral Elementary	educational technology	\$20.0	GF
	Chelwood Elementary	improvements, incl bus lane & parent loading zone	\$20.0	STBs
	Chelwood Elementary	bus pull-in area	\$15.0	GF
	Chelwood Elementary	bus pull-in area	\$15.0	GF
	Chelwood Elementary	improvements, incl bus lane & parent loading zone	\$30.0	GF
	Cochiti Elementary	educational technology	\$75.0	GF
	Collet Park Elementary	landscaping & playground upgrades	\$30.0	STBs
	Comanche Elementary	educational technology	\$30.0	STBs
	Comanche Elementary	educational technology	\$27.0	GF
	Corrales Elementary	educational technology	\$10.0	STBs
	Dennis Chavez Elementary	educational technology	\$150.0	STBs
	Dennis Chavez Elementary	educational technology	\$10.0	STBs
	Dennis Chavez Elementary	educational technology	\$20.0	STBs
	Dennis Chavez Elementary	educational technology	\$5.0	GF
	Dolores Gonzales Elementary	educational technology	\$40.0	GF
	Dolores Gonzales Elementary	educational technology	\$35.3	GF
	Double Eagle Elementary	educational technology	\$10.0	STBs
	Double Eagle Elementary	educational technology	\$20.0	STBs
	Double Eagle Elementary	educational technology	\$5.0	GF
	Duranes Elementary	books & equipment for reading program	\$50.0	STBs
	Duranes Elementary	educational technology	\$70.0	GF
	Duranes Elementary	educational technology & wireless mobile computer lab	\$50.0	GF
	E.G. Ross Elementary	educational technology infrastructure	\$20.0	GF
	E.G. Ross Elementary	educational technology	\$20.0	STBs
	East San Jose Elementary	grass sports field & running track	\$50.0	STBs
	East San Jose Elementary	grass sports field & running track	\$53.0	STBs
	East San Jose Elementary	plan, design, & construct sports field	\$40.0	GF
East San Jose Elementary	educational technology	\$30.0	GF	
Emerson Elementary	kindergarten playground removal & installation to new location	\$30.0	GF	

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Albuquerque Public Schools	Emerson Elementary	design & construct shade structure	\$20.0	GF
	Emerson Elementary	library books	\$5.0	GF
	Eubank Elementary	educational technology	\$30.0	STBs
	Eugene Field Elementary	educational technology	\$50.0	STBs
	Eugene Field Elementary	educational technology	\$50.0	GF
	Georgia O'Keeffe Elementary	educational technology	\$10.0	STBs
	Georgia O'Keeffe Elementary	library books	\$10.0	GF
	Georgia O'Keeffe Elementary	educational technology	\$5.0	GF
	Governor Bent Elementary	educational technology	\$50.0	GF
	Griegos Elementary	educational technology	\$75.0	GF
	Hawthorne Elementary	educational technology & related infrastructure	\$70.0	GF
	Hawthorne Elementary	library books	\$5.0	GF
	Hodgin Elementary	educational technology, incl mobile lab	\$46.0	GF
	Hubert H. Humphrey Elementary	library improvements	\$10.0	STBs
	Hubert H. Humphrey Elementary	educational technology	\$10.0	STBs
	Hubert H. Humphrey Elementary	educational technology	\$10.0	GF
	Hubert H. Humphrey Elementary	library improvements	\$5.0	GF
	Hubert H. Humphrey Elementary	educational technology	\$5.0	GF
	Inez Elementary	educational technology	\$30.0	STBs
	Inez Elementary	educational technology	\$75.0	GF
	Inez Elementary	library capital improvements	\$50.0	GF
	John Baker Elementary	library books	\$10.0	GF
	Kirtland Elementary	educational technology	\$50.0	STBs
	Kirtland Elementary	construct two playground shade structures	\$36.0	GF
	Kirtland Elementary	design & construct shade structures	\$30.0	GF
	Kirtland Elementary	educational technology	\$32.0	GF
	Kit Carson Elementary	technology infrastructure & equipment	\$10.0	GF
	Kit Carson Elementary	educational technology	\$20.0	GF
	Kit Carson Elementary	library books	\$10.0	GF
	La Luz Elementary	educational technology	\$75.0	GF
	La Mesa Elementary	library capital improvements	\$75.0	GF
	La Mesa Elementary	educational technology	\$75.0	GF
	La Mesa Elementary	purchase & install equipment	\$80.0	GF
	La Mesa Elementary	library books	\$5.0	GF
	Lavaland Elementary	books	\$50.0	GF

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Albuquerque Public Schools	Laland Elementary	educational technology	\$100.0	GF
	Laland Elementary	educational technology	\$20.0	GF
	Lew Wallace Elementary	playground equipment	\$50.0	GF
	Lew Wallace Elementary	educational technology	\$100.0	GF
	Lew Wallace Elementary	educational technology	\$25.7	GF
	Longfellow Elementary	plan, design, & construct capital improvements	\$172.0	GF
	Longfellow Elementary	educational technology	\$100.0	GF
	Los Padillas Elementary	educational technology	\$20.0	GF
	Los Padillas Elementary	library books	\$10.0	GF
	Los Padillas Elementary	educational technology	\$35.0	GF
	Los Ranchos Elementary	educational technology	\$20.0	STBs
	Los Ranchos Elementary	educational technology	\$22.5	GF
	Los Ranchos Elementary	purchase & install new phone switch	\$22.5	GF
	Lowell Elementary	plan, design, remodel, furnish, & equip library & restroom	\$150.0	STBs
	Lowell Elementary	plan, design, remodel, furnish, & equip library & restroom	\$175.0	GF
	Mary Ann Binford Elementary	educational technology	\$20.0	GF
	Mary Ann Binford Elementary	library books	\$10.0	GF
	Douglas MacArthur Elementary	grass field	\$100.0	STBs
	Marie M. Hughes Elementary	educational technology	\$25.0	STBs
	Marie M. Hughes Elementary	capital improvements	\$25.0	STBs
	Marie M. Hughes Elementary	capital improvements	\$10.0	GF
	Marie M. Hughes Elementary	educational technology	\$10.0	GF
	Mark Twain Elementary	educational technology	\$50.0	STBs
	Mark Twain Elementary	educational technology	\$75.0	GF
	Mark Twain Elementary	library capital improvements	\$50.0	GF
	Mark Twain Elementary	design & construct shade structure	\$20.0	GF
	Mark Twain Elementary	educational technology infrastructure, incl wiring & installation	\$40.0	GF
	Matheson Park Elementary	playground equipment	\$30.0	STBs
	McCollum Elementary	hard-wire access	\$95.0	GF
	Mission Avenue Elementary	educational technology	\$20.0	STBs
	Mission Avenue Elementary	educational technology	\$75.0	GF
	Mitchell Elementary	library books & educational technology	\$30.0	STBs
	Monte Vista Elementary	educational technology	\$50.0	STBs
	Montezuma Elementary	educational technology	\$50.0	STBs
	Montezuma Elementary	educational technology	\$70.0	GF

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Albuquerque Public Schools	Montezuma Elementary	educational technology	\$24.0	GF
	Mountain View Elementary	plan, design, & construct basketball courts	\$18.0	STBs
	Mountain View Elementary	educational technology	\$50.0	STBs
	Mountain View Elementary	plan, design, & construct basketball court, incl purchase & install basketball goals	\$50.0	GF
	Navajo Elementary	technology infrastructure & equipment	\$10.0	GF
	Navajo Elementary	library books	\$10.0	GF
	Navajo Elementary	educational technology	\$20.0	GF
	New Ventana Ranch Area Elementary	furniture	\$4.0	GF
	New Ventana Ranch Area Elementary	educational technology	\$128.0	STBs
	Osuna Elementary	playground improvements	\$50.0	STBs
	Osuna Elementary	two portable classrooms	\$120.0	STBs
	Osuna Elementary	construct classrooms	\$30.0	STBs
	Osuna Elementary	playground equipment & improvements	\$10.0	STBs
	Osuna Elementary	playground equipment & improvements	\$15.0	STBs
	Osuna Elementary	renovate & equip playground	\$10.0	GF
	Osuna Elementary	playground equipment & improvements	\$5.0	GF
	Painted Sky Elementary	educational technology	\$20.0	GF
	Painted Sky Elementary	library books	\$10.0	GF
	Painted Sky Elementary	educational technology	\$20.0	GF
	Pajarito Elementary	technology infrastructure & equipment	\$10.0	GF
	Pajarito Elementary	educational technology	\$20.0	GF
	Pajarito Elementary	library books	\$10.0	GF
	Petroglyph Elementary	educational technology, wiring & infrastructure	\$70.0	STBs
	Petroglyph Elementary	educational technology	\$20.0	STBs
	S.Y. Jackson Elementary	library books	\$10.0	GF
	San Antonito Elementary	educational technology	\$10.0	STBs
	San Antonito Elementary	educational technology	\$40.0	GF
	Seven-Bar Elementary	educational technology	\$115.0	STBs
	Seven Bar Elementary	educational technology	\$20.0	STBs
	Sierra Vista Elementary	educational technology	\$25.0	STBs
	Sierra Vista Elementary	capital improvements	\$25.0	STBs
	Sierra Vista Elementary	furniture	\$6.0	GF
	Sierra Vista Elementary	educational technology	\$44.0	GF
	Sierra Vista Elementary	educational technology	\$10.0	GF

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Albuquerque Public Schools	Sierra Vista Elementary	capital improvements	\$10.0	GF
	Sombra del Monte Elementary	educational technology	\$77.7	STBs
	Sombra del Monte Elementary	educational technology	\$15.0	STBs
	Sombra del Monte Elementary	landscaping & construction	\$15.0	STBs
	Sombra del Monte Elementary	educational technology	\$30.0	GF
	Susie R. Marmon Elementary	books	\$40.0	GF
	Susie R. Marmon Elementary	educational technology	\$50.0	GF
	Susie R. Marmon Elementary	educational technology	\$20.0	GF
	Tomasita Elementary	library acquisitions	\$50.0	GF
	Valle Vista Elementary	educational technology	\$50.0	STBs
	Valle Vista Elementary	educational technology & wiring infrastructure	\$37.5	GF
	Valle Vista Elementary	educational technology	\$10.0	GF
	Valle Vista Elementary	educational technology	\$20.0	GF
	Whittier Elementary	educational technology	\$50.0	STBs
	Whittier Elementary	library books	\$5.0	GF
	Zia Elementary	educational technology	\$50.0	STBs
	Zia Elementary	educational technology	\$50.0	GF
	Zia Elementary	information technology infrastructure, incl wiring & installation	\$25.0	GF
	Zuni Elementary	educational technology	\$55.0	STBs
	Zuni Elementary	educational technology	\$40.0	STBs
	Zuni Elementary	educational technology	\$50.0	GF
	Zuni Elementary	educational technology	\$10.0	GF
	Cleveland Middle	educational technology	\$40.0	GF
	Cleveland Middle	educational technology	\$48.0	GF
	Cleveland Middle	educational technology	\$25.0	GF
	Desert Ridge Middle	educational technology	\$10.0	STBs
	Desert Ridge Middle	educational technology	\$20.0	STBs
	Desert Ridge Middle	educational technology	\$5.0	GF
	Eisenhower Middle	library improvements	\$10.0	STBs
	Eisenhower Middle	educational technology	\$10.0	STBs
	Eisenhower Middle	library books	\$10.0	GF
	Eisenhower Middle	library shelf unit replacement	\$39.5	GF
	Eisenhower Middle	library improvements	\$10.0	GF
	Eisenhower Middle	educational technology	\$5.0	GF
	Ernie Pyle Middle	technology infrastructure & equipment	\$10.0	GF

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Albuquerque Public Schools	Ernie Pyle Middle	library books	\$10.0	GF
	Ernie Pyle Middle	educational technology	\$20.0	GF
	Garfield & Taft Middle; Montessori on the Rio Grande Charter; Valley High; & Mission Av, MacArthur, Alameda, Los Ranchos, La Luz, Griegos, Cochiti, & Alvarado Elementary	educational technology	\$180.0	STBs
	Garfield Middle; and Cochiti, Mission Av, La Luz, Chaparral, MacArthur, Alvarado & Griegos Elementary	library books	\$80.0	GF
	Garfield Middle	educational technology	\$50.0	STBs
	Grant Middle	educational technology	\$30.0	STBs
	Grant Middle	library books	\$50.0	GF
	Grant Middle	educational technology, incl hard-wiring	\$100.0	GF
	Harrison Middle	technology infrastructure & equipment	\$10.0	GF
	Harrison Middle	library books	\$10.0	GF
	Harrison Middle	educational technology	\$20.0	GF
	Hayes Middle	construct & design outside learning environment	\$30.0	STBs
	Hayes Middle	library capital improvements	\$22.8	GF
	Hayes Middle	educational technology	\$75.0	GF
	Hayes Middle	library capital improvements	\$50.0	GF
	Hayes Middle	library books	\$5.0	GF
	Jackson Middle	educational technology	\$50.0	STBs
	Jackson Middle	mobile computer lab	\$50.0	STBs
	James Monroe Middle	educational technology	\$25.0	STBs
	James Monroe Middle	educational technology	\$20.0	STBs
	James Monroe Middle	educational technology	\$10.0	GF
	Jefferson Middle	educational technology & supplies	\$50.0	STBs
	Jefferson Middle	educational technology	\$50.0	STBs
	Jefferson Middle	educational technology	\$90.0	GF
	Jefferson Middle	educational technology	\$50.0	GF
	Jefferson Middle	purchase rare musical instruments	\$5.0	GF
	Jimmy E. Carter Middle	educational technology	\$25.0	STBs
	Jimmy E. Carter Middle	capital improvements	\$25.0	STBs

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Albuquerque Public Schools	Jimmy E. Carter Middle	educational technology	\$10.0	GF
	Jimmy E. Carter Middle	capital improvements	\$10.0	GF
	Jimmy E. Carter Middle	library books	\$10.0	GF
	Jimmy E. Carter Middle	educational technology	\$20.0	GF
	Jimmy E. Carter Middle	educational technology	\$20.0	GF
	John Adams Middle	books	\$20.0	GF
	John Adams Middle	educational technology	\$50.0	GF
	John Adams Middle	educational technology	\$30.0	GF
	Kennedy Middle	educational technology	\$100.0	GF
	Kennedy Middle	drainage improvement	\$80.0	GF
	Lyndon B. Johnson Middle	capital improvements	\$25.0	STBs
	Lyndon B. Johnson Middle	educational technology	\$25.0	STBs
	Lyndon B. Johnson Middle	capital improvements	\$10.0	GF
	Lyndon B. Johnson Middle	educational technology	\$10.0	GF
	Madison Middle	educational technology	\$30.0	STBs
	Madison Middle	educational technology	\$10.0	STBs
	Madison Middle	educational technology	\$10.0	STBs
	Madison Middle	upgrade technology infrastructure	\$40.0	GF
	Madison Middle	educational technology	\$50.0	GF
	Madison Middle	educational technology	\$5.0	GF
	McKinley Middle	educational technology	\$10.0	STBs
	McKinley Middle	educational technology	\$50.0	STBs
	McKinley Middle	educational technology infrastructure	\$20.0	GF
	McKinley Middle	educational technology	\$25.0	GF
	Polk Middle	technology infrastructure & equipment	\$10.0	GF
	Polk Middle	library books	\$10.0	GF
	Polk Middle	educational technology	\$20.0	GF
	Roosevelt Middle	educational technology	\$50.0	STBs
	Roosevelt Middle	educational technology	\$20.0	GF
	Roosevelt Middle	educational technology	\$50.0	GF
	Taft Middle	educational technology, incl digital video cameras	\$50.0	STBs
	Taft Middle	educational technology	\$20.0	STBs
	Taft Middle	educational technology infrastructure	\$45.0	GF
	Taft Middle	educational technology, incl digital video cameras	\$22.0	GF
	Taylor Middle	educational technology	\$20.0	STBs

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Albuquerque Public Schools	Taylor Middle	educational technology infrastructure	\$45.0	GF
	Truman Middle	library books	\$10.0	GF
	Truman Middle	educational technology	\$20.0	GF
	Van Buren Middle	educational technology	\$75.0	GF
	Van Buren Middle	library capital improvements	\$50.0	GF
	Van Buren Middle	library books	\$5.0	GF
	Wilson Middle	educational technology	\$50.0	STBs
	Wilson Middle	library books	\$15.0	GF
	Albuquerque High	educational technology	\$50.0	STBs
	Albuquerque High	educational technology	\$50.0	GF
	Albuquerque High	plan, design, & construct capital improvements	\$60.0	GF
	Albuquerque High	purchase & install athletic equipment	\$50.0	GF
	Albuquerque High	educational technology	\$50.0	GF
	Cibola High	baseball fields improvements	\$12.0	STBs
	Cibola High	capital improvements	\$13.0	STBs
	Cibola High	educational technology	\$25.0	STBs
	Cibola High	new concession stand, incl restroom facilities, to comply w/food service regulations & ADA	\$50.0	STBs
	Cibola High	educational technology	\$6.0	GF
	Cibola High	baseball field improvements, incl visitors' dugout, stairs in the bleachers & gutters around the dugouts	\$5.0	GF
	Cibola High	purchase & install scoreboard	\$20.0	GF
	Cibola High	construct handicapped ramps	\$5.0	GF
	Cibola High	educational technology	\$11.0	GF
	Cibola High	capital improvements	\$12.0	GF
	Cibola High	batting cages for girls' softball & boys' baseball programs	\$25.0	GF
	Del Norte High	educational technology	\$100.0	STBs
	Del Norte High	educational technology & mobile lab	\$50.0	STBs
	Del Norte High	educational technology	\$20.0	STBs
Del Norte High	educational technology	\$40.0	STBs	
Del Norte High	educational technology	\$40.0	GF	
Del Norte High	educational technology infrastructure	\$10.0	GF	
Del Norte High	band equipment vehicle	\$40.0	GF	
Del Norte High	educational technology	\$10.0	GF	
Eldorado cluster	educational technology	\$150.0	GF	

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Albuquerque Public Schools	Eldorado cluster	library improvements	\$135.0	STBs
	Eldorado cluster	educational technology	\$160.0	STBs
	Eldorado cluster	library improvements	\$65.0	GF
	Eldorado High	educational technology	\$50.0	STBs
	Eldorado High	library books	\$10.0	GF
	Highland cluster	TV & film production & broadcast equipment	\$160.0	STBs
	Highland cluster	educational technology	\$75.0	GF
	Highland High	library materials	\$50.0	GF
	Highland High	educational technology & equipment	\$8.0	GF
	Highland High	baseball team equipment	\$15.0	GF
	Highland High	baffles or acoustic panels in gym	\$6.0	GF
	Highland High	baseball dugouts improvements	\$20.0	GF
	Highland High	purchase, repair & replacement of shelving, furniture & equipment for library	\$15.0	GF
	Highland High	dugout construction & improvements & weight room equipment	\$50.0	GF
	Highland High	library books	\$50.0	GF
	Highland High	weight room improvements & equipment	\$25.0	GF
	Highland High	upgrade & equip baseball field	\$50.0	GF
	La Cueva High	all-weather track	\$86.0	STBs
	La Cueva High	graphing calculators	\$60.0	STBs
	La Cueva High	multimedia classroom equipment	\$59.0	STBs
	La Cueva High	educational technology	\$70.0	STBs
	La Cueva High	educational technology	\$10.0	STBs
	La Cueva High	educational technology	\$20.0	STBs
	La Cueva High	educational technology	\$5.0	GF
	Manzano & Highland High	weight room improvements & equipment	\$50.0	STBs
	Manzano & Highland High	weight room improvements & equipment	\$25.0	GF
	Manzano cluster	educational technology	\$75.0	STBs
	Manzano cluster	TV & film production & broadcast equipment	\$100.0	STBs
	Manzano cluster	educational technology	\$100.0	GF
	Manzano High	athletic storage building	\$25.0	STBs
Manzano High	educational technology	\$75.0	GF	
Manzano High	athletic storage building	\$100.0	GF	
Manzano High	educational technology, incl computers, printers, scanners, digital cameras, & flash drives	\$25.0	GF	

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Albuquerque Public Schools	Rio Grande High	educational technology	\$25.0	STBs
	Rio Grande High	library books	\$25.0	STBs
	Rio Grande High	athletic facility improvements	\$50.0	GF
	Rio Grande High	electrical upgrades	\$35.0	GF
	Sandia High	update telecommunications technology	\$50.0	STBs
	Sandia High	network upgrade w/switches & laptops	\$55.0	STBs
	Sandia High	infrastructure update incl purchase of communication lines, ports, analog cards, & phones	\$150.0	STBs
	Sandia High	refurbish lecture hall for telecommunications updates	\$50.0	STBs
	Sandia High	educational technology	\$75.0	STBs
	Sandia High	infrastructure & telecommunication system upgrades	\$30.0	GF
	Sandia High	educational technology	\$25.0	GF
	Valley High	educational technology & network wiring	\$100.0	STBs
	Valley High	educational technology	\$20.0	STBs
	Valley High	repair & improvements to baseball fields	\$100.0	GF
	Valley High	educational technology infrastructure	\$10.0	GF
	Valley High	educational technology & network wiring	\$90.0	GF
	West Mesa High	bus for athletic teams	\$40.0	STBs
	West Mesa High	educational technology	\$25.0	STBs
	West Mesa High	library books	\$25.0	STBs
	West Mesa High	purchase photonics lab equipment	\$50.0	STBs
	West Mesa High	educational technology	\$75.0	GF
	West Mesa High	educational technology	\$20.0	GF
	West Mesa High	improvements & repair to swimming pool	\$20.0	GF
	West Mesa High	bus for athletic teams	\$10.0	GF
	West Mesa High	renovation of girls' baseball fields	\$25.0	GF
	West Mesa High	swim team equipment	\$10.0	GF
	West Mesa High	capital improvements for boys' baseball facilities, incl backstop renovation, club house, scoreboard, public address system, & equipment	\$60.0	GF
	West Mesa High; Jimmy E. Carter & Truman Middle; & Alamosa, Carlos Rey, Lavaland, & Mary Ann Binford Elementary	educational technology	\$150.0	GF

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Albuquerque Public Schools	New Continuation Middle	educational technology	\$5.0	GF
	The Family School	all-purpose facility for performances, library & PE on portable campus	\$30.0	GF
	The Family School	educational technology	\$5.0	GF
	New Futures Alternative School	educational technology	\$5.0	GF
	Stronghurst Alternative School	educational technology	\$5.0	GF
	Vision Quest Alternative Middle	educational technology	\$5.0	GF
Artesia Public Schools	Central Elementary	educational technology	\$8.0	GF
	Artesia High	football program equipment	\$10.0	GF
	Artesia High	football program equipment	\$10.0	GF
Aztec Municipal Schools	C.V. Koogler Middle	transformers--remodeling	\$50.0	STBs
Belen Consolidated Schools	La Promesa Elementary	educational technology, incl computers & lab upgrade	\$50.0	STBs
	sports complex	renovations	\$100.0	GF
	Belen High	replace football field lights	\$175.0	STBs
	district libraries	materials & books	\$70.0	GF
Bernalillo Public Schools	William D. Carroll Elementary	playground construction	\$75.0	STBs
Bloomfield Schools	Bloomfield High	swimming pool restoration & outdoor facility addition	\$100.0	STBs
	Bloomfield High	swimming pool restoration & outdoor facility addition	\$100.0	GF
Capitan Municipal Schools	Capitan Elementary	roof replacement	\$20.0	GF
	Capitan Elementary	roof replacement	\$30.0	GF
	Capitan High	football & track program equipment	\$10.0	GF
	Capitan Middle & High	family & consumer science program improvements	\$20.0	GF
	Capitan Middle & High	improvements for family & consumer science program	\$20.0	GF
	district-wide	athletic equipment & supplies	\$20.0	STBs
	district-wide	renovate existing baseball field	\$25.0	GF
	district-wide	plan, design, & construct baseball fields	\$25.0	GF
	district-wide	purchase & install equipment & repair cafeteria	\$10.0	GF
	district-wide	athletic equipment & supplies	\$5.0	GF
district-wide	equipment	\$17.0	GF	
Carlsbad Municipal Schools	elementary schools	safety improvements & equipment	\$50.0	GF
	elementary schools	unsafe playground equipment replacement	\$50.0	GF
	Carlsbad High	plan, design & construct soccer field house, incl restrooms, locker rooms, concession stand, & utility room	\$60.0	STBs
	Carlsbad High	auto mechanic program equipment & technology	\$25.0	GF
	Carlsbad High	collision repair program equipment & technology	\$25.0	GF
	Carlsbad High	auto mechanic program equipment & technology	\$25.0	GF

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Carlsbad Municipal Schools	Carlsbad High	purchase & install commercial restaurant equipment for the culinary arts facility	\$25.0	GF
	Carlsbad High	purchase & install equipment for collision repair facility	\$50.0	GF
Carrizozo Municipals Schools	district-wide	repair & build parking lots	\$15.0	GF
Clayton Public Schools	Amistad Charter	repair, renovate & upgrade gymnasium	\$25.0	STBs
	Amistad Charter	repair & renovate historic school & gymnasium (to LGD, DFA)	\$25.0	STBs
Cloudcroft Municipal Schools	Cloudcroft Elementary	roof replacement	\$100.0	STBs
	Cloudcroft Elementary & Middle	roof replacement	\$200.0	GF
	district-wide	football program equipment	\$15.0	GF
Clovis Municipal Schools	district-wide	educational technology	\$50.0	STBs
	district-wide	educational technology	\$50.0	GF
	Ranchvale Elementary	educational technology & playground repairs	\$30.0	STBs
Cobre Consolidated Schools	six school sites	furniture	\$100.0	GF
Corona Public Schools	district-wide	vocational agricultural & driver's ed vehicles	\$50.0	STBs
	district-wide	purchase vehicles for FFA & driver's ed	\$25.0	GF
	district-wide	educational technology	\$25.0	GF
Dexter Consolidated Schools	Dexter Middle	purchase portable bleachers	\$10.0	STBs
	Dexter Middle	purchase & install portable bleachers	\$30.0	GF
	district wide	gymnasium lockers	\$20.0	GF
	early childhood center	construct safety parking & bus lane	\$14.0	GF
	kindergarten & early childhood ctr	purchase & install playground equipment	\$50.0	GF
	kindergarten & early childhood ctr	playground equipment	\$10.0	STBs
Elida Municipal Schools	district-wide	educational technology	\$20.0	STBs
	district-wide	distance education	\$20.0	GF
Española Public Schools	Carlos F. Vigil Middle	design, construct, & furnish technology learning lab	\$100.0	STBs
	Carlos F. Vigil Middle	plan, design, construct, & furnish technology learning lab	\$85.0	GF
	Española Middle	plan, design, construct, & furnish technology learning lab	\$50.0	GF
	district-wide	phase 2 district technology center	\$100.0	STBs
	district-wide	plan, design, construct, & equip a district technology center	\$75.0	GF
Fort Sumner Municipal Schools	Fort Sumner Elementary	educational technology	\$1.0	GF
	district-wide	educational technology	\$25.0	STBs
	district-wide	purchase vocational agricultural equipment	\$25.0	STBs
	district-wide	educational technology	\$20.0	GF
	district-wide	educational technology	\$10.0	GF
	district-wide	vocational agricultural equipment	\$15.0	GF

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Gadsden Independent Schools	Berino Elementary	educational technology	\$17.5	GF
	Berino Elementary	design & construct playground rock wall	\$60.0	GF
	Riverside Elementary	construction & improvements handicapped parking spaces & driveway	\$200.0	STBs
Gallup-McKinley County PS	Gadsden High	equipment & portable building for music dept	\$88.0	STBs
	Red Rock Elementary	construct driveway & other capital improvements	\$80.0	GF
	Gallup High	improvements for fields & athletic facilities	\$75.0	STBs
Grady Municipal Schools	Gallup High	improvements for fields & athletic facilities	\$25.0	GF
	district-wide	activity bus	\$75.0	STBs
Grants-Cibola County Schools	district-wide	activity bus	\$10.0	GF
	Grants High	running track improvements	\$100.0	GF
Jal Public Schools	Los Alamitos Middle	plan, design, & construct interior courtyard	\$50.0	GF
	Jal Elementary	HVAC & new floor in the cafeteria & hallway	\$150.0	STBs
Las Cruces Public Schools	Jal Elementary	HVAC & new floor in the cafeteria & hallway	\$75.0	STBs
	Fairacres Elementary	purchase & install equipment, incl playground structure, swings, & shade structure	\$32.0	GF
	Fairacres Elementary	purchase & install playground structure, swings, & shade structure	\$50.0	GF
	Fairacres Elementary	purchase & install playground equipment	\$20.0	GF
	Mesilla Elementary	playground equipment	\$50.0	STBs
	Mesilla Elementary	purchase & install playground structure, swings, & shade structure	\$50.0	GF
	Mesilla Elementary	playground equipment	\$25.0	GF
Las Vegas City Public Schools	Tombaugh Elementary	purchase & install playground & athletic equipment	\$60.0	GF
	central office	window replacement	\$88.0	STBs
Los Lunas Public Schools	district-wide	dry storage addition	\$72.0	GF
	district-wide	field house	\$200.0	STBs
Magdalena Municipal Schools	district-wide	furniture & equipment	\$50.0	STBs
Maxwell Municipal Schools	district-wide	school bus	\$40.0	GF
Moriarty Municipal Schools	district-wide	construct & equip performing arts center	\$250.0	GF
	district-wide	plan, design, & construct performing arts theater	\$48.0	GF
Mountainair Public Schools	district-wide	educational technology	\$50.0	GF
Pecos Independent Schools	Pecos Elementary	acquire land & construct baseball field	\$5.0	GF
	Pecos High	football program equipment	\$2.0	GF
Pojoaque Valley Public Schools	Pojoaque High	water & wastewater improvements, incl connecting wastewater system to Jacona campus	\$100.0	GF

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Portales Municipal Schools	Portales High	renovate performing arts center	\$50.0	STBs
	Portales High	renovate performing arts center	\$35.0	GF
	Portales High	video editing equipment	\$5.0	GF
	Portales High	renovate performing arts center	\$10.0	GF
	Portales High	renovate performing arts center	\$100.0	GF
	Portales High	renovate performing arts center	\$25.0	GF
	district-wide	renovate performing arts center	\$25.0	STBs
Raton Public Schools	district-wide	age-appropriate playground equipment	\$15.0	GF
Reserve Independent Schools	Reserve High	roof repairs & HVAC replacement	\$50.0	STBs
	Reserve High	repair & upgrade roof	\$175.0	GF
Rio Rancho Public Schools	Martin Luther King, Jr. Elementary	educational technology	\$25.0	STBs
	Martin Luther King, Jr. Elementary	educational technology	\$20.0	STBs
	Martin Luther King, Jr. Elementary	educational technology	\$10.0	GF
	Martin Luther King, Jr. Elementary	improvements	\$35.0	GF
	Puesta del Sol Elementary	educational technology	\$25.0	STBs
	Puesta del Sol Elementary	educational technology	\$10.0	GF
	Puesta del Sol Elementary	capital improvements	\$35.0	GF
	Rio Rancho Elementary	educational technology	\$20.0	STBs
	Vista Grande Elementary	plan, design, construct, & equip multipurpose fields	\$35.0	GF
	Vista Grande Elementary	plan, design, construct, & equip multipurpose fields	\$35.0	GF
	Eagle Ridge Middle	educational technology	\$20.0	STBs
	Lincoln Middle	roof replacement	\$65.0	STBs
	Lincoln Middle	roof replacement	\$180.0	STBs
	Lincoln Middle	educational technology	\$20.0	STBs
	Lincoln Middle	roof replacement	\$110.0	STBs
	Rio Rancho High	educational technology	\$20.0	STBs
		district-wide	purchase vehicles	\$30.0
Roswell Independent Schools	Del Norte Elementary	educational technology	\$50.0	STBs
	Del Norte Elementary	educational technology & athletic equipment & construction & maintenance	\$30.0	STBs
	Del Norte Elementary	educational technology & athletic equipment & construction & maintenance	\$10.0	GF
	Military Heights Elementary	educational technology	\$50.0	STBs
	Military Heights Elementary	educational technology	\$5.0	GF
	Berrendo Middle	educational technology	\$25.0	STBs

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

*CS/HB 293, as amended, (Ch. 126 (partial veto), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Roswell Independent Schools	Mesa Middle	educational technology for the special education life skills program	\$8.0	GF
	Sidney Gutierrez Middle (Charter)	improvements to city-owned building (to LGD, DFA)	\$40.0	STBs
	Sidney Gutierrez Middle (Charter)	improvements to city-owned building (to LGD, DFA)	\$40.0	GF
	Sierra Middle	educational technology for the special education life skills program	\$8.0	GF
	Goddard High	baseball field improvements incl lights & bleachers	\$42.0	STBs
	Goddard High	baseball field improvements incl lights, bleachers, & other	\$50.0	STBs
	Goddard High	football & baseball program vehicle	\$50.0	STBs
	Goddard High	football field & other practice facilities construction & improvements	\$50.0	STBs
	Goddard High	purchase & equip vehicle for football & baseball programs	\$40.0	GF
	Goddard High	girls' softball program equipment	\$20.0	GF
	Goddard High	football field improvements	\$40.0	GF
	Goddard High	baseball field improvements, incl lights, bleachers, & other	\$25.0	GF
	Goddard High	girls' softball program equipment	\$25.0	GF
Ruidoso Municipal Schools	Ruidoso High	remodel existing home ec facility	\$10.0	GF
	Ruidoso High	football program equipment	\$20.0	GF
Santa Fe Public Schools	Monte del Sol Charter	playground equipment	\$15.0	GF
	Monte del Sol Charter	plan, design, & construct facilities	\$30.0	GF
Silver Consolidated Schools	district-wide	educational technology	\$85.0	GF
	Silver High	replace football bleachers	\$100.0	STBs
	Silver High	replace football bleachers	\$50.0	GF
Socorro Consolidated Schools	district-wide	educational technology	\$100.0	GF
Springer Municipal Schools	district-wide	activity bus	\$45.0	STBs
	district-wide	school bus	\$45.0	GF
Taos Municipal Schools	a charter high school	plan, design, construct, & equip	\$1,000.0	STBs
Texico Municipal Schools	district-wide	upgrade auditorium & replace stage curtains & carpet	\$45.0	STBs
	district-wide	repair & renovate school auditorium	\$20.0	GF
	district-wide	upgrade auditorium & replace stage curtains & carpet	\$15.0	GF
Tularosa Municipal Schools	Tularosa High	resurface running track	\$90.0	STBs
	Tularosa High	running track improvements	\$10.0	GF
	Tularosa High	resurface running track	\$100.0	GF
	district-wide	basketball program equipment	\$25.0	GF
Vaughn Municipal Schools	district-wide	purchase heavy equipment	\$50.0	STBs
	district-wide	tractor equipped with backhoe, mower, loader & leveling blade	\$40.0	GF
	district-wide	activity bus	\$10.0	GF
Wagon Mound Public Schools	district-wide	retaining wall replacement	\$50.0	STBs

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

REAUTHORIZATIONS

*CS/HB 293, as amended, (Ch. 126 (*partial veto*), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
Albuquerque	from Holy Ghost School to City of Santa Fe	Change Agency & Purpose: Laws 2002, Chapter 110, Section 23, Subsection 295--from PED to LGD, DFA--from educational technology to <i>concession stand, improvements & infrastructure at Santa Fe recreational fields.</i>	(\$10.0)	N/A
Albuquerque Public Schools	from East Mountain Charter High to East Mountain Charter High	Change Purpose: Laws of 2003, Chapter 429, Section 23, Subsection 8--from design & install AC system to <i>purchase a bus.</i>	\$40.0	N/A
Albuquerque Public Schools	from Ernie Pyle Middle to Ernie Pyle Middle	Change Purpose: Laws 2000 (2nd s.s.), Chapter 23, Section 16, Subsection HH--from improve gym floor to <i>playground & site landscaping & improvements.</i>	\$34.9	N/A
Carlsbad Municipal Schools	district-wide	Change Purpose: Laws 2002, Chapter 110, Section 23, Subsection 354--from remodel a former school building being leased by the College of the SW to <i>plan, design & construct soccer field house.</i>	\$50.0	N/A
Carlsbad Municipal Schools	district-wide	Change Purpose: Laws 2003, Chapter 385, Section 14, Subsection 10--from infrastructure improvements at Jefferson Montessori Academy to <i>plan, design & construct soccer field house.</i>	\$80.0	N/A
Santa Fe Public Schools	from Santa Fe High to Santa Fe & Capital High Schools	Change Purpose: Laws 2002, Chapter 110, Section 23, Subsection 180--from construct or purchase & install benches, dugouts, batting cages, & chainlink fencing & other related improvements at Santa Fe High to <i>athletic fields improvements & other associated facilities & equipment for baseball programs at Santa Fe High & Capital High</i>	\$123.0	N/A
from West Las Vegas Public Schools to Las Vegas City Public Schools	from West Las Vegas High to Robertson High	Change Purpose: Laws 2002, Chapter 110, Section 23, Subsection 171--from purchase & install fencing & scoreboard at West Las Vegas High School to <i>purchase & install fencing & scoreboard at the high school in the Las Vegas City Schools.</i>	\$14.0	N/A

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

SUMMARY & TOTALS

*CS/HB 293, as amended, (Ch. 126 (*partial veto*), Laws of 2004)

SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT (in Thousands)	SOURCE
statewide		various projects & educational technology (<i>before executive action</i>)	\$21,595.3	GF
statewide		various projects & educational technology (<i>after executive action</i>)	\$21,290.8	GF
statewide		various projects & educational technology (<i>before executive action</i>)	\$12,186.9	STBs
		various projects & educational technology (<i>after executive action</i>)	\$10,958.0	
selected districts		PSCOC continuation projects (<i>before executive action</i>)	up to \$32,000.0	PSCOF
selected districts		PSCOC continuation projects (<i>after executive action</i>)	up to \$22,000.0	PSCOF
statewide		technical-vocational education centers through CHE	\$10,000.0	GF operating reserve
statewide		energy-saving projects through EMNRD	up to \$2,650.0	GF
statewide		Deficiencies Correction Program, PSFA	up to \$10,000.0	Supp STBs FY 04
		TOTAL in *CS/HB 293, as amended (<i>before executive action</i>)	up to \$88,432.2	
		TOTAL in *CS/HB 293, as amended (<i>after executive action</i>)	up to \$76,898.8	

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004
All Appropriations to the Public Education Department (PED) Unless Otherwise Noted

(REQUIRE VOTER APPROVAL)

*CS/HB 294, as amended, (Ch. 117 (<i>partial veto</i>), Laws of 2004)				
SCHOOL DISTRICT	SCHOOL	PROJECT	AMOUNT <i>(in Thousands)</i>	SOURCE
Albuquerque Public Schools	district-wide	portable classrooms & classroom renovations for full-day kindergarten	\$2,277.4	GOBs
Clovis Municipal Schools	district-wide	portable classrooms for full-day kindergarten	\$94.0	GOBs
Cuba Independent Schools	district-wide	portable classroom for full-day kindergarten	\$64.5	GOBs
Española Public Schools	district-wide	portable classrooms for full-day kindergarten	\$145.1	GOBs
Farmington Municipal Schools	district-wide	portable classrooms for full-day kindergarten	\$145.1	GOBs
Fort Sumner Municipal Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
Gadsden Independent Schools	district-wide	portable classrooms for full-day kindergarten	\$174.6	GOBs
Hobbs Municipal Schools	district-wide	portable classrooms for full-day kindergarten	\$145.1	GOBs
Las Cruces Public Schools	district-wide	portable classrooms for full-day kindergarten	\$145.1	GOBs
Los Alamos Public Schools	district-wide	portable classrooms for full-day kindergarten	\$324.5	GOBs
Maxwell Municipal Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
Portales Municipal Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
Reserve Independent Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
Rio Rancho Public Schools	district-wide	portable classrooms for full-day kindergarten	\$649.0	GOBs
Ruidoso Municipal Schools	district-wide	portable classrooms for full-day kindergarten	\$57.8	GOBs
Santa Fe Public Schools	district-wide	portable classrooms for full-day kindergarten	\$285.6	GOBs
Socorro Consolidated Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
Texico Municipal Schools	district-wide	portable classroom for full-day kindergarten	\$57.8	GOBs
West Las Vegas Public Schools	district-wide	portable classrooms for full-day kindergarten	\$145.1	GOBs
Subtotal full-day kindergarten classrooms			\$5,000.0	GOBs
statewide	various	library books, equipment & library resources for public school & juvenile detention libraries	\$6,156.0	GOBs
TOTAL in *CS/HB 294, as amended			\$11,156.0	
GRAND TOTAL (<i>before executive action</i>)			up to	\$99,588.2
GRAND TOTAL (<i>after executive action</i>)			to	\$88,054.8

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004

LANGUAGE

***CS/HB 293, as amended (Ch. 126 (*partial veto*), Laws of 2004)**

¹General Fund Operating Reserve—Commission on Higher Education

"[The appropriation] from the general fund operating reserve fund to the commission on higher education [is] to plan, design, construct and equip career technical-vocational education centers. The career technical-vocational education centers shall contain a state-of-the-art career technical-vocational education program to serve as a model to prepare eligible charter and other high school juniors and seniors for successful high school completion as well as transition into either college career programs or entry into technical careers. The career technical-vocational education centers shall be developed in conjunction with the existing two-year educational institutions and in collaboration with surrounding school districts, using the existing infrastructure with additional career technical-vocational facilities to provide actual technical-vocational programs and training for charter and other high school students and to afford rural and isolated communities the non-traditional career technical-vocational education opportunities that exist in urban areas."

²Short-term Supplemental Severance Tax Bonds

"...in fiscal year 2004 the state board of finance may issue and sell severance tax bonds with a term that does not extend beyond the fiscal year in which they are issued in an amount not exceeding ten million dollars (\$10,000,000) when the public school capital outlay council certifies by resolution the need for the issuance of the bonds. The proceeds from the sale of the bonds are appropriated to the public school capital outlay fund for the purpose of making awards of grant assistance for correcting deficiencies pursuant to the Public School Capital Outlay Act; provided that no severance tax bonds shall be issued pursuant to this section:

- A. until all other severance tax bonds and supplemental severance tax bonds to be issued in fiscal year 2004 have been issued; and
- B. unless the balance in the severance tax bonding fund as of the date that the bonds are issued is greater than the sum of:
 - 1. the debt service on the supplemental severance tax bonds to be issued pursuant to this section;
 - 2. the debt service scheduled to be paid during the remainder of the fiscal year on all outstanding severance tax bonds and supplemental severance tax bonds; and
 - 3. the amount necessary to meet all principal and interest payments on outstanding bonds payable from the severance tax bonding fund on the next two ensuing semiannual payment dates."

³Public School Capital Outlay Fund (PSCOF)

"Contingent upon enactment into law by the second session of the forty-sixth legislature of Senate Finance Committee Substitute for Senate Bill 399 or House Taxation and Revenue Committee Substitute for House Bill 393, [the appropriations from the PSCOF] to the public school capital outlay council [are] to provide funding for specified continuation projects that were partially funded by the council in September 2003."

TABLE 3
PUBLIC SCHOOL CAPITAL OUTLAY
46TH LEGISLATURE, 2ND SESSION, 2004

REVERSION CLAUSE

***CS/HB 293, as amended (Ch. 126 (*partial veto*), Laws of 2004)**

Severance Tax Bonds:

"If an agency has not certified the need for the issuance of bonds for a particular project, including projects that have been reauthorized, by the end of fiscal year 2006, the authorization for that project is void.

Before an agency may certify for the issuance of severance tax bonds, the project must be developed sufficiently so that the agency reasonably expects to:

1. incur within six months after the applicable bonds have been issued a substantial binding obligation to a third party to expend at least 5.0 percent of the bond proceeds for the project; and
2. spend at least 85.0 percent of the bond proceeds within three years after the applicable bonds have been issued.

Except as otherwise provided in this section or another section of this act, the unexpended balance from the proceeds of severance tax bonds issued for a project, including projects that have been reauthorized, shall revert to the severance tax bonding fund as follows:

1. for projects for which severance tax bonds were issued to match federal grants, six months after completion of the project;
2. for projects for which severance tax bonds were issued to purchase vehicles, heavy equipment, educational technology or other equipment or furniture that is not related to a more inclusive construction or renovation project, at the end of the fiscal year following the fiscal year in which the severance tax bonds were issued for the purchase;
3. for projects for which severance tax bonds were issued to purchase emergency vehicles or other vehicles that require special equipment, at the end of the fiscal year two years following the fiscal year in which the severance tax bonds were issued for the purchase; and
4. for all other projects for which severance tax bonds were issued, within six months of completion of the project, but no later than the end of fiscal year 2009.

Except for appropriations to the capital program fund, money from severance tax bond proceeds provided pursuant to this act shall not be used to pay indirect project costs."

General Fund and other fund reversions:

"Except as otherwise provided in this section or another section of this act, the unexpended balance of an appropriation made in this act from the general fund or other state fund, including changes to prior appropriations, shall revert to the originating fund as follows:

1. for projects for which appropriations were made to match federal grants, six months after completion of the project;
2. for projects for which appropriations were made to purchase vehicles, heavy equipment, educational technology or equipment or furniture that is not related to a more inclusive construction or renovation projects, at the end of the fiscal year following the fiscal year in which the appropriation was made for the purchase;
3. for projects for which appropriations were made to purchase emergency vehicles or other vehicles that require special equipment, at the end of the fiscal year two years following the fiscal year in which the severance tax bonds were issued for the purchase; and
4. for all other projects for which appropriations were made, within six months of completion of the projects, but not later than the end of fiscal year 2009.

Except for appropriations to the capital program fund, money from appropriation made in this act shall not be used to pay indirect project costs.

...'[Unexpended balance]' means the remainder of an appropriation after reserving for unpaid costs and expenses covered by binding written obligations to third parties."

SELECTED PUBLIC SCHOOL-RELATED LANGUAGE

GENERAL APPROPRIATION ACT OF 2004 Ch. 114 (partial veto)

OTHER EDUCATION (Section 4, I)

~~The public education department shall submit a quarterly program evaluation to the legislative finance committee detailing the benefits to the state of New Mexico and public school districts from having implemented reform programs.~~

The appropriation for family and youth services shall be to fund programs pursuant to the Family and Youth Resource Act. The appropriation for teacher loan for service shall be transferred to the commission on higher education.

PUBLIC SCHOOL SUPPORT (Section 4, K)

The rate of distribution of the state equalization guarantee distribution shall be based on a program unit value determined by the secretary of public education. The secretary of public education shall establish a preliminary unit value to establish budgets for the 2004-2005 school year and then, upon verification of the number of units statewide for fiscal year 2005 but no later than January 31, 2005, the secretary of public education may adjust the program unit value.

For the 2004-2005 school year, the state equalization guarantee distribution contains sufficient funding for school districts implementing a formula-based program for the first time. Those districts shall use current year membership in the calculation of program units for the new formula-based program.

The general fund appropriation for the state equalization guarantee distribution contains sufficient funds to provide a two percent salary increase for teacher[s,] other instructional staff and other certified staff and noncertified staff, effective July 1, 2004.

The general fund appropriation to the state equalization guarantee distribution reflects the deduction of federal revenues pursuant to Paragraph (2) of Subsection C of Section 22-8-25 NMSA 1978 that includes payments commonly known as "impact aid funds" pursuant to 20 USCA 7701 et seq., formerly known as "PL 874 funds".

The general fund appropriation to the public school fund shall be reduced by the amounts transferred to the public school fund from the current school fund and from the federal Mineral Lands Leasing Act receipts otherwise unappropriated.

~~Each school district shall demonstrate support for career technical education offerings before approval and certification of its fiscal year 2005 operating budget by the public education department.~~

The general fund appropriation for the state equalization guarantee contains sufficient funds to initiate the implementation of a three-tier career licensing framework for educational assistants in fiscal year 2005 contingent upon the enactment into law of House Bill 304 or similar legislation of the second session of the forty-sixth legislature.

~~For those school districts with MEM greater than ten thousand, the secretary of public education, prior to the approval of school district and charter school budgets for fiscal year 2005, shall verify that the school board is providing a two percent salary increase for teachers and staff.~~

~~The expenditure of school funds for Gallup McKinley school district is contingent on Smith Lake elementary school remaining open for school year 2005.~~

The general fund appropriation for the state equalization guarantee distribution includes funding for bilingual multicultural educational programs. The public education department shall evaluate the program effectiveness and use of bilingual multicultural education program funds to ensure that program needs are met. The public education department shall compile and report the progress made toward achieving program goals to the legislative education study committee and legislative finance committee, including a status report by July 2004 and a final report by December 1, 2004.

Prior to the approval of a school district, state institution, private school or adult basic education center instructional material allocation for fiscal year 2005, the secretary of public education shall certify to the secretary of finance and administration that the allocation reflects the deduction of an amount equal to its prorated share of six million one hundred thousand dollars (\$6,100,000) attributed to instructional materials cash balances for that school district, state institution, private school or adult basic education center.

The general fund appropriation to the transportation distribution includes sufficient funds for a two percent salary increase for transportation employees effective July 1, 2004.

The purpose of public school support is to carry out the mandate to establish and maintain a uniform system of free public schools sufficient for the education of and open to all children of school age in the state.

COMPENSATION APPROPRIATIONS (Section 9, A)

(7) one hundred seventy-nine thousand six hundred dollars (\$179,600) to provide teachers in the department of health, corrections department, children, youth and families department and commission for the blind with a two percent salary increase;

FUND TRANSFER (Section 12)

One hundred twenty million dollars (\$120,000,000) is transferred from the general fund to the appropriation contingency fund ~~during fiscal year 2005~~. A portion of the amount transferred represents a distribution from the permanent fund pursuant to Paragraph (1) of Subsection G of Section 7 of Article 12 of the constitution of New Mexico. The transferred amount shall be held in a separate account of the appropriation contingency fund and expended only upon appropriation by the legislature and only for the purpose of implementing and maintaining educational reforms.

PASSED
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HOUSE BILLS

- *H 1a** **FEED BILL, (SGND (Jan 29) Ch. 1 (partial veto))**, *Picraux* — funds the 2004 legislative session and other legislative activities, including the Legislative Education Study Committee (LESC) for FY 05.
- H 2** **GENERAL APPROPRIATION ACT OF 2004, (SGND (Mar 9) Ch. 114 (partial veto))**,
CS/H 2a *Coll* — makes general appropriations from the General Fund and authorizes the
et al. expenditures by agencies for FY 05; among its provisions, appropriates approximately \$2.0 billion in Public School Support and education-related appropriations from the General Fund to public schools in FY 05; 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. (CS/H 2, 3, 4, 5, 6, 8, & 177)
- H 25** **AFFORDABLE HOUSING ACT, (SGND (Mar 9) Ch. 104)**, *Lujan,B* — enacts the
***CS/H 25** Affordable Housing Act and prescribes conditions under which a school district may transfer land to a county or municipality for part or all of an affordable housing grant.
- H 39a** **INDIAN AFFAIRS DEPARTMENT ACT, (SGND (Feb 28) Ch. 24)**, *Madalena* —
enacts the Indian Affairs Department Act to create a single unified department to administer all laws and exercise all functions formerly conducted by the Office of Indian Affairs; creates the Secretary of Indian Affairs; prescribes duties of the department and the secretary and specifies that one of the department’s duties shall be to investigate, study, consider and act upon Indian conditions and relations within the state, including education. [Similar to S 364a]
- H 62** **NATIONAL BOARD CERTIFICATION IN PROGRAM COST, (Pocket Veto)**,
Hamilton — inserts “clean-up” language in the Public School Finance Act to align numerical references related to the total program units used to determine program cost related to National Board Certification. (For the LESC)
- H 96a** **PUBLIC EDUCATION DEPARTMENT ACT, (SGND (Mar 1) Ch. 27)**, *Stewart* —
amends the Public School Code to transfer the powers and duties of the State Board of Education (SBE) and the State Superintendent of Public Instruction to the Public Education Department (PED) and the Secretary of Public Education; defines the powers and duties of the Public Education Commission (PEC); requires the secretary to consult with PEC before suspending a local school board, local superintendent, or school principal; provides for hearings and appeals to district court; and repeals several sections of the Public School Code. (For the LESC)

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- H 106a** **ENFORCEMENT OF HABITUAL TRUANCY, (SGND (Mar 1) Ch. 28)**, *Swisstack* — amends the Compulsory School Attendance Law to require local school boards to establish attendance and truancy policies that provide early identification of students with attendance problems and provide for intervention measures to prevent truancy; defines the terms “truant,” “habitual truant,” and “unexcused absence”; allows charges against a parent to be filed in metropolitan, magistrate or district court; and provides for the suspension of an habitual truant’s driver’s license by the Children’s Court. (For the LESC)
- *H 124a** **NMFA PUBLIC PROJECT REVOLVING FUND LOANS, (SGND (Mar 4) Ch. 61)**, *Silva* — authorizes the New Mexico Finance Authority to make loans for public projects from the Public Project Revolving Fund to certain qualified entities, among them numerous public school districts.
- H 158** **SCHOOL DISTRICT CASH BALANCE CALCULATION, (SGND (Mar 4) Ch. 60)**, *Miera* — amends the Public School Finance Act to change the basis for calculating the amount of excess cash balance to be used in reducing a school district’s or charter school’s State Equalization Guarantee from the “allowable limit” to the “allowable, unrestricted, unreserved operational cash balance and the emergency reserve.” (For the LESC)
- *H 161a** **REPEAL EDUCATION DEPARTMENT TRANSITION LAWS, (Pocket Veto)**, *Miera* — repeals effective immediately the part of Laws 2003, Chapter 143 (SB 911 of 2003) that repealed portions of the Public School Code relating to the state public education governance structure. (For the LESC)
- *H 175** **MVD CLEANUP & FEDERALLY REQUIRED PROVISIONS, (SGND (Mar 4)**
***CS/H 175a** **Ch. 59)**, *Taylor,TC* — among its provisions, amends the Motor Vehicle Code to clarify the definition of the term “school bus.”
- H 186a** **DEAF CHILDREN’S EDUCATIONAL BILL OF RIGHTS, (SGND (Mar 9) Ch. 107)**, *Silva* — enacts the Deaf and Hard-of-Hearing Children’s Educational Bill of Rights to ensure that deaf and hard-of-hearing children receive an appropriate education and that their parents receive accurate, balanced, and complete information about their children’s educational needs and available services; and requires PED to develop a model “communication consideration for students who are deaf or hard-of-hearing” as part of the Individual Education Plan (IEP) process. [Identical to S 206a]
- H 239a** **PROCUREMENT CODE EXEMPTIONS, (SGND (Mar 4) Ch. 62)**, *Varela* — amends the Procurement Code to exempt several items, among them items of tangible personal property, works of arts for display in public buildings, and procurement by PED from the US Department of Education relating to parent training pursuant to the IDEA, up to \$200,000.

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- H 251a** **ADVANCED ENERGY TECHNOLOGY DEVELOPMENT ACT, (SGND (Mar 4) Ch. 55)**, *Salazar* — enacts the Advanced Energy Technologies Economic Development Act; creates the Clean Energy Grants Fund and the Clean Energy Grants Program, administered by the Energy, Minerals and Natural Resources Department, to provide clean energy grants to public schools, among other recipients; and requires the Energy, Minerals and Natural Resources Department to disburse no more than \$200,000 to state agencies and public schools to implement the provisions of the bill. (For the Governor)
- H 254a** **IMMUNIZATION ACT, (SGND (Mar 3) Ch. 45)**, *Beam* — enacts the Immunization Act; creates an immunization registry; requires the Secretary of Health to adopt rules for the immunization registry; and limits access to information in the registry to certain appropriate health care providers, among them school nurses. [Identical to S 203a]
- H 271a** **BEHAVIORAL HEALTH PLANNING COUNCIL, (SGND (Mar 3) Ch. 46)**, *Sandoval* — amends the Public Health Act to create the Behavioral Health Planning Council, whose members include a representative from education; prescribes duties of the council; amends the duties of the New Mexico Health Policy Commission; creates the Interagency Behavioral Health Purchasing Collaborative, whose members include the Secretary of Public Education; prescribes duties of the collaborative, among them to plan, design, and direct a statewide behavioral health system; and requires that the Secretary of Public Education and the Vocational Rehabilitation Division of PED, among other agencies, ensure that behavioral health services comply with the law. (For the Governor)
- *H 293** **CAPITAL OUTLAY PROJECTS, (SGND (Mar 10) Ch. 126 (partial veto))**, *Sandoval*
***CS/H 293** — among its provisions, appropriates funds from the Capital Projects Fund and the sale of Severance Tax Bonds to PED for various public school projects throughout the state. (See Table 3)
- *H 294** **2004 GO BOND ACT, (SGND (Mar 10) Ch. 117 (partial veto))**, *Sandoval* — enacts the
***CS/H 294a** 2004 Capital Projects General Obligation Bond Act; designates \$6.2 million from the proceeds from the sale of General Obligation Bonds to PED for public school libraries and juvenile detention center libraries; designates \$5.0 million to PED for ~~portable classrooms and classroom renovations~~ for full-day kindergarten; and requires voter approval. (See Table 3)
- H 304** **EDUCATIONAL ASSISTANT LICENSING & SALARIES, (SGND (Mar 1) Ch. 30)**,
CS/H 304a *Miera* — specifies licensure requirements for and conditions under which individuals may perform educational assistant services; requires PED to institute a licensure system for EAs, the highest level of which must meet the federal standard for paraprofessionals for employment in a Title I program; establishes a \$12,000 minimum annual salary for licensed EAs beginning in FY 05, but authorizes the Secretary of Education to adjust the minimum salary in accordance with appropriations for that purpose in each school year. (\$5.0 million is appropriated in the SEG in the Appropriation Act of 2004) (For the LESC)

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- H 451a STATE EMPLOYEE GROUP INSURANCE CONTRIBUTIONS, (SGND (Mar 5) Ch. 82)**, *Varela* — amends group insurance statutes to increase the percentage of the required employers' contribution to state employees' group insurance, and raises the salary limits to which the employers' contribution rates apply effective July 1, 2004; provides that, within available revenue, school districts, charter schools, and participants in the Public School Insurance Authority Act may contribute up to 80 percent of the cost of the insurance of all employees; and includes temporary provisions to hold employees harmless for any salary increases between January 2005 and January 2006.
- H 471a CONTRACTOR & SUBCONTRACTOR REGISTRATION, (SGND (Mar 8) Ch. 89)**, *Taylor, JG* — requires contractors and subcontractors who submit bids valued at more than \$50,000 for public works projects subject to the Public Works Minimum Wage Act to be registered with the Labor and Industrial Division of the Labor Department; exempts vocational classes in public schools or public postsecondary educational institutions from this requirement; imposes an annual registration fee of \$200; creates the Labor Enforcement Fund; and provides means by which the Director of the Labor and Industrial Division may seek remedies for violations. (May affect public schools)
- H 522a HIGH SCHOOL GRADUATION NEXT-STEP PLANS, (SGND (Mar 1) Ch. 29)**, *Stapleton* — clarifies and recompiles existing language in the Public School Code relating to next-step plans filed by high school students; provides that an approved IEP will satisfy the next-step requirements; requires PED to establish a procedure for students to be awarded credit through completion of specific career technical education courses for certain graduation requirements; and requires the Secretary of Public Education to monitor compliance and to report annually to the LESC and the Governor.
- H 581 NEW MEXICO TELEHEALTH ACT, (SGND (Mar 3) Ch. 48)**, *Picraux* — enacts the
CS/H 581 New Mexico Telehealth Act to provide a framework for health care providers to follow in providing telehealth to New Mexico citizens who find it impractical to receive face-to-face health care consultations; and identifies several originating sites for telehealth care, among them school-based health programs.

HOUSE RESOLUTION

- HR 2 CAPITAL OUTLAY FUND EXPENDITURE GUIDELINES, *Larrañaga*** — proposes guidelines for the appropriation of state funds for capital outlay projects in 2004. (May affect public schools)

HOUSE JOINT MEMORIALS

- HJM 8 STUDY VIRTUAL ANATOMY INSTEAD OF DISSECTION, *Stewart*** — requests that PED study the use of virtual anatomy as an acceptable alternative to animal dissection in science classes. (For the LESC)

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- HJM 17** **AFTER-HOURS SCHOOL SITE WORK SAFETY**, *Zanetti* — requests that PED develop a model policy governing work by employees, contractors, and volunteers at school sites during nonschool hours, disseminate the model policy to the school districts, and require school districts to adopt such a policy; and requests PED to report to the LESC by October 2004 on the status of the adoption and implementation of these policies. (For the LESC)
- HJM 18** **STUDY TESTING STUDENTS IN THEIR HOME LANGUAGE**, *Zanetti* — requests that PED study the feasibility of testing students in their home language and requiring each school district to determine the appropriate assessments and test accommodations for testing English language learners.
- HJM 25** **BUSINESS PROFESSIONALS OF AMERICA PROGRAM**, *Vigil* — requests that the United States Congress continue funding the Business Professionals of America. (May affect public schools)
- HJM 39** **CAREER TECHNICAL EDUCATION STUDY**, *Stapleton* — requests that PED, in cooperation with the LESC and school district personnel, study the feasibility of including a weighting factor for career technical education in the Public School Funding Formula; and that PED report its findings and recommendations to the LESC by November 2004.
- HJM 47** **NEW MEXICO MESA DAY**, *Rodella* — designates February 2, 2004, as “New Mexico MESA Day.”
- HJM 53** **PAROLEE REINTEGRATION TASK FORCE**, *Martinez* — requests that the Secretary of Corrections convene a task force to study barriers to successful reintegration of parolees into their communities and that the task force include the Secretary of Public Education as one of its members.
- HJM 59a** **WORK WITH SOUTHERN PUEBLOS COUNCIL**, *Madalena* — requests that PED and the Vocational Rehabilitation Division of PED study ways to provide a more consistent and streamlined approach to servicing tribal members; and study the feasibility of providing services to the southern pueblos serviced by the Albuquerque offices through one centralized office.
- HJM 65** **“KIDS- NEW MEXICO’S NUMBER ONE PRIORITY”**, *Miera* — requests that the Legislature and the Governor ensure that state policies consider the effect on New Mexico’s families and children; and requests that the Governor’s cabinet make “Kids – New Mexico’s Number One Priority” in 2004. [Similar to SM 11]

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- HM 3** **AUDIT BILINGUAL EDUCATION PROGRAMS**, *Begaye* — requests that PED conduct audits of all public schools with bilingual programs.
- HM 7** **RETIREMENT PARITY TO ATTRACT TEACHERS**, *Cordova* — requests that the state move toward parity between the Public Employees Retirement Act and the Educational Retirement Act to attract and retain teachers statewide and to provide a high-quality education for the children of New Mexico.
- HM 21** **“TELEVISION TURN-OFF WEEK” IN NEW MEXICO**, *Trujillo* — requests that the Governor proclaim the week of April 19 to April 25, 2004, “Television Turn-Off Week” in New Mexico.
- HM 25** **AUTISTIC REGISTRY FEASIBILITY STUDY**, *King* — requests that the
CS/HM 25 Legislative Health and Human Services Committee study the feasibility of establishing a system to determine the number and protect the confidentiality of individuals with autism spectrum disorders and study the feasibility of several agencies – including the LESC – collaborating in the development of a “one stop shop” to coordinate all necessary autism specialists to evaluate a child in one setting and in the development of a comprehensive plan of action for early intervention.
- HM 28** **CHILDHOOD OBESITY STUDY**, *Taylor, JG* — requests that the LESC create a working group to study whether the lack of physical education and nutrition programs and the sale of low-nutrition foods and beverages in public schools are contributing to childhood obesity, including the feasibility of increasing funding for nutrition and physical education programs through contracts with vending machine companies.

PASSED
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SENATE BILLS

- S 27** **EMERGENCY DRILLS IN PRIVATE & PUBLIC SCHOOLS, (VETOED (Mar 10))**, *Sharer* — amends the fire drill statute in the Public School Code to require – without increasing the number of drills – that public and private schools conduct two shelter-in-place drills and one evacuation drill during the school year, as directed by PED. (For the LESC)
- S 74a** **WORKERS’ COMP ASSESSMENTS & DISTRIBUTIONS, (SGND (Mar 2) Ch. 36)**, *Rawson* — increases the fees paid by employers covered by the Workers’ Compensation Act. (May affect public schools)
- S 138a** **CHANGE WRITING TEST FOR CERTAIN GRADES, (SGND (Mar 1) Ch. 31)**, *Nava* — amends the Assessment and Accountability Act to eliminate the individual writing assessment in grades 4, 6, and 8 and to require school districts to apply writing assessment parameters to the extended response portion of the new criterion-referenced tests. (For the LESC)
- S 149** **ISSUANCE OF SUBSTITUTE TEACHER CERTIFICATES, (SGND (Mar 9) Ch. 92)**, *Nava* — requires PED, rather than local school boards, to issue substitute teacher certificates. (For the LESC)
- S 163a** **NORTHERN NM STATE SCHOOL TEACHER PROGRAM, (SGND (Mar 5) Ch. 84)**, *Martinez* — authorizes the Board of Regents of NNMSS to develop, implement, and seek accreditation for a baccalaureate degree program in teacher education for the Española campus in a partnership with NMHU.
- *S 184a** **PUBLIC PROPERTY AMENDMENT RECONCILIATION, (SGND (Mar 9) Ch. 95)**, *Aragon* — prescribes conditions under which a public school district, among other state agencies or local public bodies, may sell or otherwise dispose of real property to an Indian nation, tribe, or pueblo or to another state agency or public body. (May affect public schools)
- S 203a** **IMMUNIZATION ACT, (Pocket Veto)**, *Lopez* — enacts the Immunization Act and creates an immunization registry; requires the Secretary of Health to adopt rules for the immunization registry; and limits access to information in the registry to certain appropriate health care providers, among them school nurses. [Identical to H 254a]
- S 206a** **DEAF CHILDREN’S EDUCATIONAL BILL OF RIGHTS, (SGND (Mar 9) Ch. 111)**, *Nava* — enacts the Deaf and Hard-of-Hearing Children’s Educational Bill of Rights to ensure that deaf and hard-of-hearing children receive an appropriate education and that their parents receive accurate, balanced, and complete information about their children’s educational needs and available services; and requires PED to develop a model “communication consideration for students who are deaf or hard-of-hearing” as part of the IEP process. [Identical to H 186a]

PASSED
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- S 364a INDIAN AFFAIRS DEPARTMENT ACT, (SGND (Feb 28) Ch. 18)**, *Tsosie* — enacts the Indian Affairs Department Act to create a single, unified department to administer all laws and to exercise all functions formerly conducted by the Office of Indian Affairs; creates the Secretary of Indian Affairs; prescribes duties of the department and the secretary; specifies that one of the department’s duties shall be to investigate, study, consider, and act upon Indian conditions and relations within the state, including education; and creates the Indian Affairs Commission and prescribes duties of the commission. [Similar to H 39a]
- S 399a OMNIBUS PUBLIC SCHOOL CAPITAL OUTLAY BILL, (SGND (Mar 10)**
CS/S 399a Ch. 125), *Nava* — among its provisions, amends the Public School Capital Outlay Act to increase the amount of severance tax revenues that can be used to support supplemental severance tax bonds from 37.5 percent to 45 percent; amends the Property Control Act to allow the Public School Facilities Authority to purchase and own portable classrooms; provides a cause of action against specific types of school districts for specified constitutional violations and provides for a tax imposition as a remedy; authorizes the Public School Capital Outlay Task Force to continue its work until July 1, 2005; provides a distribution, from FY 05 through FY 09, from the Public School Capital Outlay Fund to school districts and charter schools to make lease payments with the intent that these funds also be used to match federal funds provided as part of the No Child Left Behind Act of 2001 (NCLB) for charter schools; amends the Public School Capital Improvements Act (also called SB 9) to include expenditures for technical training and certification for maintenance and facilities management personnel among purposes for expenditure of the funds; amends the Technology for Education Act to limit the period of offsets against a school district’s Education Technology Fund distributions to three years; and excludes any appropriations for full-day kindergarten facilities that are in the 2004 General Obligation Bond Act from capital outlay formula offsets. (For the PSCOTF and the LESC)
- *S 426a AMEND PUBLIC EMPLOYEE RETIREMENT ACT, (SGND (Mar 4) Ch. 68)**, *Altamirano* — among its provisions, amends the Public Employees Retirement Act to impose numerous conditions upon the purchase of credit and a member’s return to employment. (May affect public schools and PED employees)
- S 471a BILINGUAL EDUCATION PROGRAM ACCOUNTABILITY, (SGND (Mar 1)**
Ch. 32), *Tsosie* — amends the Bilingual Multicultural Education Act; among its provisions, requires PED to issue rules for the development and implementation of bilingual multicultural education programs, including assisting school boards in evaluating those programs; requires each school district to provide professional development in bilingual multicultural education programs and to maintain academic achievement and language proficiency data and update them annually; and establishes criteria for eligibility for state financial support of bilingual multicultural education programs, among them forming a parent advisory committee and administering language proficiency assessments in both English and the home language until students are proficient in both.

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- S 561a** **ACCOUNTABILITY IN GOVERNMENT ACT CHANGES, (SGND (Mar 2) Ch. 39)**, *Altamirano* — amends the Accountability in Government Act to change the budget submission date for the governor; add definitions of “output” and “performance target”: change the date for state agencies to submit proposed changes to program structure from May 1 to July 15; change the date for state agencies to submit proposed changes in performance measures from July 1 to July 15; and direct the State Budget Division of DFA to select agencies and specify performance measures that those agencies must report on a quarterly basis (can include measures established for the public schools).

SENATE JOINT MEMORIAL

- SJM 9a** **STUDY SCHOOL NURSE DELIVERY OF HEALTH CARE**, *Nava* — requests that the Department of Health and PED create a task force to study the appropriate use and staffing of nurses in the public schools and to consider several questions left unanswered by an earlier task force; and report to the LESC and the Legislative Health and Human Services Committee by October 2005.

SENATE MEMORIAL

- SM 11** **KIDS AS NEW MEXICO’S NUMBER ONE PRIORITY**, *Romero* — resolves that the state Senate designate kids as New Mexico’s number one priority. [Similar to HJM 65]