

HOUSE EDUCATION COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 289

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

AN ACT

RELATING TO PUBLIC SCHOOL FACILITIES; ALLOWING A PORTION OF  
LOCAL PROCEEDS TO BE USED FOR SALARIES OF CERTAIN SCHOOL  
DISTRICT EMPLOYEES; ALLOWING PURCHASING OR CONTRACTING FOR  
COMPUTER EQUIPMENT AND MAINTENANCE.

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

**SECTION 1.** Section 22-25-2 NMSA 1978 (being Laws 1975  
(S.S.), Chapter 5, Section 2, as amended) is amended to read:

"22-25-2. DEFINITIONS.--As used in the Public School  
Capital Improvements Act:

A. "program unit" means the product of the program  
element multiplied by the applicable cost differential factor,  
as defined in Section 22-8-2 NMSA 1978; and

B. "capital improvements" means expenditures,  
including payments made with respect to lease-purchase

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1 arrangements as defined in the Education Technology Equipment  
2 Act or the Public School Lease Purchase Act but excluding any  
3 other debt service expenses, for:

4 (1) erecting, remodeling, making additions to,  
5 providing equipment for or furnishing public school buildings;

6 (2) purchasing or improving public school  
7 grounds;

8 (3) maintenance of public school buildings or  
9 public school grounds, including the purchasing or repairing of  
10 maintenance equipment and participating in the facility  
11 information management system as required by the Public School  
12 Capital Outlay Act and including payments under contracts with  
13 regional education cooperatives for maintenance support  
14 services and expenditures for technical training and  
15 certification for maintenance and facilities management  
16 personnel, [~~but excluding~~] including a maximum of five percent  
17 of the proceeds generated from the local mill levy to pay  
18 salary expenses of school district employees who oversee  
19 district administration of projects funded by the Public School  
20 Capital Improvements Act local mill levy;

21 (4) purchasing activity vehicles for  
22 transporting students to extracurricular school activities; or

23 (5) purchasing computer software and hardware  
24 for student use in public school classrooms and purchasing or  
25 contracting for network equipment and service; computer and

1 peripheral equipment and maintenance services, operating  
2 systems and educational software; and communications equipment  
3 and services, including for internet access."

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