

1 HOUSE BILL 141

2 **55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021**

3 INTRODUCED BY

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7
8 FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

9
10 AN ACT

11 RELATING TO EDUCATION; AMENDING THE DEFINITION OF "EDUCATION
12 TECHNOLOGY INFRASTRUCTURE" IN THE PUBLIC SCHOOL CAPITAL OUTLAY
13 ACT.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. Section 22-24-3 NMSA 1978 (being Laws 1975,
17 Chapter 235, Section 3, as amended by Laws 2018, Chapter 66,
18 Section 1 and by Laws 2018, Chapter 71, Section 2) is amended
19 to read:

20 "22-24-3. DEFINITIONS.--As used in the Public School
21 Capital Outlay Act:

22 A. "authority" means the public school facilities
23 authority;

24 B. "building system" means a set of interacting
25 parts that makes up a single, nonportable or fixed component of

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[bracketed material] = delete

underscoring material = new
~~[bracketed material] = delete~~

1 a facility and that, together with other building systems,
2 makes up an entire integrated facility or property, including
3 roofing, electrical distribution, electronic communication,
4 plumbing, lighting, mechanical, fire prevention, facility
5 shell, interior finishes, heating, ventilation and air
6 conditioning systems and school security systems, as defined by
7 the council;

8 C. "constitutional special schools" means the
9 New Mexico school for the blind and visually impaired and the
10 New Mexico school for the deaf;

11 D. "constitutional special schools support spaces"
12 means all facilities necessary to support the constitutional
13 special schools' educational mission that are not included in
14 the constitutional special schools' educational adequacy
15 standards, including performing arts centers, facilities for
16 athletic competition, school district administration and
17 facility and vehicle maintenance;

18 E. "council" means the public school capital outlay
19 council;

20 F. "education technology infrastructure" means the
21 physical hardware and services used to interconnect ~~[education~~
22 ~~technology equipment for]~~ students, teachers, school districts
23 and school buildings necessary to support broadband
24 connectivity and remote learning as determined by the council;

25 G. "fund" means the public school capital outlay

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1 fund;

2 H. "maximum allowable gross square foot per
3 student" means a determination made by applying the established
4 maximum allowable square foot guidelines for educational
5 facilities based on type of school and number of students in
6 the current published New Mexico public school adequacy
7 planning guide to the department's current year certified first
8 reporting date membership;

9 I. "replacement cost per square foot" means the
10 statewide cost per square foot as established by the council;

11 J. "school district" includes state-chartered
12 charter schools and the constitutional special schools;

13 K. "school district population density" means the
14 population density on a per square mile basis of a school
15 district as estimated by the authority based on the most
16 current tract level population estimates published by the
17 United States census bureau; and

18 L. "school district population density factor"
19 means zero when the school district population density is
20 greater than fifty people per square mile, six-hundredths when
21 the school district population density is greater than fifteen
22 but less than fifty-one persons per square mile and twelve-
23 hundredths when the school district population density is less
24 than sixteen persons per square mile."