

1 SENATE BILL 280

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 Candy Spence Ezzell and James G. Townsend and Jay C. Block
5 and Larry R. Scott and Joshua A. Sanchez
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10 AN ACT

11 RELATING TO PUBLIC SCHOOL CAPITAL IMPROVEMENTS; ADDING THE NEW
12 MEXICO MILITARY INSTITUTE TO THE PUBLIC SCHOOL CAPITAL OUTLAY
13 ACT AS ONE OF THE CONSTITUTIONAL SPECIAL SCHOOLS.
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) is amended to read:

18 "22-24-3. DEFINITIONS.--As used in the Public School
19 Capital Outlay Act:

20 A. "authority" means the public school facilities
21 authority;

22 B. "building system" means a set of interacting
23 parts that makes up a single, nonportable or fixed component of
24 a facility and that, together with other building systems,
25 makes up an entire integrated facility or property, including

.230308.1

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

1 roofing, electrical distribution, electronic communication,
2 plumbing, lighting, mechanical, fire prevention, facility
3 shell, interior finishes, heating, ventilation and air
4 conditioning systems and school security systems, as defined by
5 the council;

6 C. "constitutional special schools" means the New
7 Mexico school for the blind and visually impaired, ~~[and]~~ the
8 New Mexico school for the deaf and the New Mexico military
9 institute;

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

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

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

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

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

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

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

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

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