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HOUSE BILL 189

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

JAMES G. TAYLOR

AN ACT

RELATING TO STATE LOTTERY REVENUES; CHANGING THE DISPOSITION OF STATE LOTTERY REVENUES TO EARMARK FIFTY PERCENT FOR DISTRIBUTION TO PUBLIC SCHOOLS FOR EDUCATIONAL TECHNOLOGY PURSUANT TO THE TECHNOLOGY FOR EDUCATION ACT AND TEN PERCENT FOR DEPOSIT IN THE LOTTERY TUITION TRUST FUND; CREATING THE LOTTERY TUITION TRUST FUND; AMENDING AND ENACTING SECTIONS OF THE NMSA 1978; REPEALING A SECTION OF LAWS 1995; MAKING AN APPROPRIATION.

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

Section 1. A new section of the New Mexico Lottery Act is enacted to read:

" NEW MATERIAL LOTTERY TUITION TRUST FUND CREATED-- PURPOSE. --

A. The "lottery tuition trust fund" is created in the state treasury. The fund shall be administered by the

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1 commission on higher education as a permanent trust fund.
2 Earnings from investment of the fund shall accrue to the credit
3 of the fund. Any balance in the fund at the end of any fiscal
4 year shall remain in the fund and shall not be appropriated for
5 any purpose except as provided in this section.

6 B. Beginning in fiscal year 2003, an amount not to
7 exceed five percent of the balance in the lottery tuition trust
8 fund on June 30 of the prior fiscal year may be appropriated
9 annually by the legislature to the commission on higher
10 education for distribution to New Mexico's public post-secondary
11 educational institutions to provide tuition assistance for New
12 Mexico resident undergraduates as provided by law."

13 Section 2. Section 6-24-23 NMSA 1978 (being Laws 1995,
14 Chapter 155, Section 2) is amended to read:

15 "6-24-23. LOTTERY TUITION FUND CREATED--PURPOSE. --

16 A. The "lottery tuition fund" is created in the
17 state treasury. The fund shall be administered by the
18 commission on higher education. Earnings from investment of the
19 fund shall accrue to the credit of the fund. Any balance in the
20 fund at the end of any fiscal year shall remain in the fund for
21 appropriation by the legislature as provided in this section.

22 B. Money in the lottery tuition fund ~~[shall be~~
23 ~~available for appropriation by the legislature]~~ is appropriated
24 to the commission on higher education for distribution to New
25 Mexico's public post-secondary educational institutions to

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1 provide tuition assistance for New Mexico resident
2 undergraduates as provided by law. "

3 Section 3. Section 6-24-24 NMSA 1978 (being Laws 1995,
4 Chapter 155, Section 24) is amended to read:

5 "6-24-24. DISPOSITION OF REVENUE. --

6 A. As nearly as practical, an amount equal to at
7 least fifty percent of the gross annual revenues from the sale
8 of lottery tickets shall be returned to the public in the form
9 of lottery prizes.

10 B. The authority shall transmit all net revenues to
11 the state treasurer, who shall deposit ~~[sixty]~~ fifty percent of
12 the revenues in the ~~[public school capital outlay]~~ educational
13 technology fund for expenditure pursuant to the provisions of
14 the ~~[Public School Capital Outlay]~~ Technology for Education Act,
15 ~~[and]~~ forty percent in the lottery tuition fund and ten percent
16 in the lottery tuition trust fund Estimated net revenues shall
17 be transmitted monthly to the state treasurer for deposit in the
18 funds, provided the total amount of annual net revenues for the
19 fiscal year shall be transmitted no later than August 1 ~~[each]~~
20 of the following fiscal year.

21 C. In determining net revenues, operating expenses
22 of the lottery include all costs incurred in the operation and
23 administration of the lottery and all costs resulting from any
24 contracts entered into for the purchase or lease of goods or
25 services required by the lottery, including ~~[but not limited to]~~

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1 the costs of supplies, materials, tickets, independent audit
2 services, independent studies, data transmission, advertising,
3 promotion, incentives, public relations, communications,
4 commissions paid to lottery retailers, printing, distribution of
5 tickets, purchases of annuities or investments to be used to pay
6 future installments of winning lottery tickets, debt service and
7 payment of any revenue bonds issued, contingency reserves,
8 transfers to the reserve fund and any other necessary costs
9 incurred in carrying out the provisions of the New Mexico
10 Lottery Act.

11 D. An amount up to two percent of the gross annual
12 revenues shall be set aside as a reserve fund to cover bonuses
13 and incentive plans for lottery retailers, special promotions
14 for retailers, purchasing special promotional giveaways,
15 sponsoring special promotional events, compulsive gambling
16 rehabilitation and such other purposes as the board deems
17 necessary to maintain the integrity and meet the revenue goals
18 of the lottery. The board shall report annually to the governor
19 and each regular session of the legislature on the use of the
20 money in the reserve fund. Any balance in excess of fifty
21 thousand dollars (\$50,000) at the end of any fiscal year shall
22 be transferred to the lottery tuition fund."

23 Section 4. Section 6-24-27 NMSA 1978 (being Laws 1995,
24 Chapter 155, Section 27) is amended to read:

25 "6-24-27. REVENUE AND BUDGET REPORTS--RECORDS--INDEPENDENT

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1 AUDITS. --

2 A. The board shall:

3 (1) submit quarterly and annual reports to the
4 governor, legislative finance committee and lottery oversight
5 committee disclosing the total lottery revenue, prizes,
6 commissions, ticket costs, operating expenses and net revenues
7 of the authority during the reporting period and, in the annual
8 report, describe the organizational structure of the authority
9 and summarize the functions performed by each organizational
10 division within the authority;

11 (2) maintain weekly or more frequent records of
12 lottery transactions, including the distribution of lottery
13 tickets to retailers, revenue received, claims for prizes,
14 prizes paid, prizes forfeited and other financial transactions
15 of the authority; and

16 (3) use the state government fiscal year.

17 B. The board shall provide, for informational
18 purposes, to the department of finance and administration and
19 the legislative finance committee, by December 1 of each year, a
20 copy of the annual proposed operating budget for the authority
21 for the succeeding fiscal year. This budget proposal shall also
22 be accompanied by an estimate of the net revenues to be
23 deposited in the [~~public school capital outlay~~] educational
24 technology fund, [~~and~~] the lottery tuition fund and the lottery
25 tuition trust fund for the current and succeeding fiscal years.

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1 C. The board shall contract with an independent
2 certified public accountant or firm for an annual financial
3 audit of the authority. The certified public accountant or firm
4 shall have no financial interest in any lottery contractor. The
5 certified public accountant or firm shall present an audit
6 report no later than March 1 for the prior fiscal year. The
7 certified public accountant or firm shall evaluate the internal
8 auditing controls in effect during the audit period. The cost
9 of this financial audit shall be an operating expense of the
10 authority. The legislative finance committee may, at any time,
11 order an audit of any phase of the operations of the authority,
12 at the expense of the authority, and shall receive a copy of the
13 annual independent financial audit. A copy of any audit
14 performed by the certified public accountant or ordered by the
15 legislative finance committee shall be transmitted to the
16 governor, the speaker of the house of representatives, the
17 president pro tempore of the senate, the legislative finance
18 committee and the lottery oversight committee. "

19 Section 5. Section 22-15A-9 NMSA 1978 (being Laws 1994,
20 Chapter 96, Section 9) is amended to read:

21 "22-15A-9. EDUCATIONAL TECHNOLOGY FUND--DISTRIBUTION. --

22 A. Upon annual review and approval of a school
23 district's educational technology plan, the bureau shall
24 determine a separate distribution from the educational
25 technology fund for each school district.

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1 B. On or before July 31 of each year, the bureau
2 shall distribute money in the educational technology fund
3 directly to each school district in an amount equal to ninety
4 percent of the district's estimated entitlement as determined by
5 the projected membership for the school year. A school
6 district's entitlement is that portion of the total amount of
7 the annual appropriation that the projected membership bears to
8 the projected membership of the state. Kindergarten membership
9 shall be calculated on a one-half full-time equivalent basis.

10 C. On or before January 30 of each year, the bureau
11 shall recompute each entitlement using the final funded
12 membership for that year and shall allocate the balance of the
13 annual appropriation adjusting for any over- or under-projection
14 of membership.

15 D. Any school district receiving funding pursuant to
16 the Technology for Education Act is responsible for the
17 purchase, distribution, use and maintenance of educational
18 technology.

19 E. As used in this section:

20 (1) "annual appropriation" means for any fiscal
21 year the sum of appropriations to the educational technology
22 fund for the fiscal year and all state lottery revenues
23 distributed to the fund in the prior fiscal year; and

24 (2) "membership" means the total enrollment of
25 qualified students, as defined in the Public School Finance Act,

1 on the current roll of class or school on a specified day. The
2 current roll is established by the addition of original entries
3 and re-entries minus withdrawals. Withdrawal of students, in
4 addition to students formally withdrawn from the public school,
5 includes students absent from the public school for as many as
6 ten consecutive school days."

7 Section 6. REPEAL. --Laws 1995, Chapter 155, Section 38 is
8 repealed.

9 Section 7. EFFECTIVE DATE. --The effective date of the
10 provisions of this act is July 1, 1997.

**State of New Mexico
House of Representatives**

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

March 12, 1997

Mr. Speaker:

Your EDUCATION COMMITTEE, to whom have
been referred

HOUSE BILLS 189, 8, 18, 333 and 1025

have had them under consideration and reports same with
recommendation that they DO NOT PASS, but that

HOUSE EDUCATION COMMITTEE SUBSTITUTE FOR
HOUSE BILLS 189, 8, 18, 333 and 1025

DO PASS, and thence referred to TAXATION AND REVENUE
COMMITTEE.

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

Samuel F. Vigil, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 7 For 1 Against

Yes: 7

No: Wright

Excused: Mallory, Mi era, Nicely, Weeks, Gonzales

Absent: None

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HOUSE EDUCATION COMMITTEE SUBSTITUTE FOR
HOUSE BILLS 189, 8, 18, 333 & 1025

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

AN ACT

RELATING TO STATE LOTTERY REVENUES; CHANGING THE DISPOSITION OF
NET REVENUES FOR PUBLIC SCHOOL PURPOSES; CREATING THE LOTTERY
PUBLIC SCHOOL CAPITAL FUND; CREATING THE LOTTERY TUITION TRUST
FUND; AMENDING AND ENACTING SECTIONS OF THE NMSA 1978; REPEALING
A SECTION OF LAWS 1995; MAKING APPROPRIATIONS.

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

Section 1. A new section of the New Mexico Lottery Act is
enacted to read:

"[NEW MATERIAL] LOTTERY PUBLIC SCHOOL CAPITAL FUND
CREATED-- PURPOSES. --

A. The "lottery public school capital fund" is
created in the state treasury. The fund shall be administered
by the state department of public education. Earnings from
investment of the fund shall accrue to the credit of the fund.
Any balance in the fund at the end of any fiscal year shall
remain in the fund for use solely for the purposes of the fund.

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1 B. Money in the lottery public school capital fund
2 shall be used only to carry out the provisions of the Public
3 School Capital Improvements Act, the Public School Capital
4 Outlay Act and the Technology for Education Act and is
5 appropriated for those purposes. Annually the state department
6 of public education shall determine the amount needed for
7 distribution to school districts pursuant to the Public School
8 Capital Improvements Act and shall determine the balance in the
9 lottery public school capital fund on August 1. Upon the
10 determination of the amount to be distributed and the fund
11 balance as of August 1, the department shall transfer that
12 amount from that balance to the public school capital
13 improvements fund for distribution to school districts pursuant
14 to the Public School Capital Improvements Act. From any portion
15 of the August 1 balance remaining in the lottery public school
16 capital fund after the annual distribution to the public school
17 capital improvements fund, half shall be transferred to the
18 educational technology fund for expenditure in accordance with
19 the provisions of the Technology for Education Act and half to
20 the public school capital outlay fund for expenditure in
21 accordance with the Public School Capital Outlay Act. "

22 Section 2. A new section of the New Mexico Lottery Act is
23 enacted to read:

24 " [NEW MATERIAL] LOTTERY TUITION TRUST FUND CREATED--
25 PURPOSE. --

1 A. The "lottery tuition trust fund" is created in the
 2 state treasury. The fund shall be administered by the commission
 3 on higher education as a permanent trust fund. Earnings from
 4 investment of the fund shall accrue to the credit of the fund. Any
 5 balance in the fund at the end of any fiscal year shall remain in
 6 the fund and shall not be appropriated for any purpose except as
 7 provided in this section.

8 B. Beginning in fiscal year 2003, an amount not to
 9 exceed five percent of the balance in the lottery tuition trust
 10 fund on June 30 of the prior fiscal year may be appropriated
 11 annually by the legislature to the commission on higher education
 12 for distribution to New Mexico's public post-secondary educational
 13 institutions to provide tuition assistance for New Mexico resident
 14 undergraduates as provided by law. "

15 Section 3. Section 6-24-23 NMSA 1978 (being Laws 1995,
 16 Chapter 155, Section 2) is amended to read:

17 "6-24-23. LOTTERY TUITION FUND CREATED--PURPOSE. --

18 A. The "lottery tuition fund" is created in the state
 19 treasury. The fund shall be administered by the commission on
 20 higher education. Earnings from investment of the fund shall
 21 accrue to the credit of the fund. Any balance in the fund at the
 22 end of any fiscal year shall remain in the fund for appropriation
 23 by the legislature as provided in this section.

24 B. Money in the lottery tuition fund ~~[shall be~~
 25 ~~available for appropriation by the legislature]~~ is appropriated to

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1 the commission on higher education for distribution to New Mexico's
2 public post-secondary educational institutions to provide tuition
3 assistance for New Mexico resident undergraduates as provided by
4 law. "

5 Section 4. Section 6-24-24 NMSA 1978 (being Laws 1995,
6 Chapter 155, Section 24) is amended to read:

7 "6-24-24. DISPOSITION OF REVENUE. --

8 A. As nearly as practical, an amount equal to at least
9 fifty percent of the gross annual revenues from the sale of lottery
10 tickets shall be returned to the public in the form of lottery
11 prizes.

12 B. The authority shall transmit all net revenues to the
13 state treasurer, who shall deposit sixty percent of the revenues in
14 the lottery public school capital [outlay] fund for expenditure
15 pursuant to the provisions of the Public School Capital
16 Improvements Act, the Public School Capital Outlay Act and [~~forty~~]
17 the Technology for Education Act, thirty-two percent in the lottery
18 tuition fund and eight percent in the lottery tuition trust fund
19 Estimated net revenues shall be transmitted monthly to the state
20 treasurer for deposit in the funds, provided the total amount of
21 annual net revenues for the fiscal year shall be transmitted no
22 later than August 1 [~~each~~] of the following fiscal year.

23 C. In determining net revenues, operating expenses of
24 the lottery include all costs incurred in the operation and
25 administration of the lottery and all costs resulting from any

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1 contracts entered into for the purchase or lease of goods or
 2 services required by the lottery, including ~~[but not limited to]~~
 3 the costs of supplies, materials, tickets, independent audit
 4 services, independent studies, data transmission, advertising,
 5 promotion, incentives, public relations, communications,
 6 commissions paid to lottery retailers, printing, distribution of
 7 tickets, purchases of annuities or investments to be used to pay
 8 future installments of winning lottery tickets, debt service and
 9 payment of any revenue bonds issued, contingency reserves,
 10 transfers to the reserve fund and any other necessary costs
 11 incurred in carrying out the provisions of the New Mexico Lottery
 12 Act.

13 D. An amount up to two percent of the gross annual
 14 revenues shall be set aside as a reserve fund to cover bonuses and
 15 incentive plans for lottery retailers, special promotions for
 16 retailers, purchasing special promotional giveaways, sponsoring
 17 special promotional events, compulsive gambling rehabilitation and
 18 such other purposes as the board deems necessary to maintain the
 19 integrity and meet the revenue goals of the lottery. The board
 20 shall report annually to the governor and each regular session of
 21 the legislature on the use of the money in the reserve fund. Any
 22 balance in excess of fifty thousand dollars (\$50,000) at the end of
 23 any fiscal year shall be transferred to the lottery tuition fund. "

24 Section 5. Section 6-24-27 NMSA 1978 (being Laws 1995,
 25 Chapter 155, Section 27) is amended to read:

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1 "6-24-27. REVENUE AND BUDGET REPORTS--RECORDS--INDEPENDENT
2 AUDITS. --

3 A. The board shall:

4 (1) submit quarterly and annual reports to the
5 governor, legislative finance committee and lottery oversight
6 committee disclosing the total lottery revenue, prizes,
7 commissions, ticket costs, operating expenses and net revenues of
8 the authority during the reporting period and, in the annual
9 report, describe the organizational structure of the authority and
10 summarize the functions performed by each organizational division
11 within the authority;

12 (2) maintain weekly or more frequent records of
13 lottery transactions, including the distribution of lottery tickets
14 to retailers, revenue received, claims for prizes, prizes paid,
15 prizes forfeited and other financial transactions of the authority;
16 and

17 (3) use the state government fiscal year.

18 B. The board shall provide, for informational purposes,
19 to the department of finance and administration and the legislative
20 finance committee, by December 1 of each year, a copy of the annual
21 proposed operating budget for the authority for the succeeding
22 fiscal year. This budget proposal shall also be accompanied by an
23 estimate of the net revenues to be deposited in the ~~public school~~
24 ~~capital outlay fund, and] lottery public school capital fund, the~~
25 lottery tuition fund and the lottery tuition trust fund for the

1 current and succeeding fiscal years.

2 C. The board shall contract with an independent
3 certified public accountant or firm for an annual financial audit
4 of the authority. The certified public accountant or firm shall
5 have no financial interest in any lottery contractor. The
6 certified public accountant or firm shall present an audit report
7 no later than March 1 for the prior fiscal year. The certified
8 public accountant or firm shall evaluate the internal auditing
9 controls in effect during the audit period. The cost of this
10 financial audit shall be an operating expense of the authority.
11 The legislative finance committee may, at any time, order an audit
12 of any phase of the operations of the authority, at the expense of
13 the authority, and shall receive a copy of the annual independent
14 financial audit. A copy of any audit performed by the certified
15 public accountant or ordered by the legislative finance committee
16 shall be transmitted to the governor, the speaker of the house of
17 representatives, the president pro tempore of the senate, the
18 legislative finance committee and the lottery oversight committee."

19 Section 6. Section 21-1-4.4 NMSA 1978 (being Laws 1996,
20 Chapter 71, Section 4) is amended to read:

21 "21-1-4.4. COMMISSION ON HIGHER EDUCATION--DETERMINATION OF
22 TUITION SCHOLARSHIPS--USE OF LOTTERY TUITION FUND.--

23 A. Prior to June 1 of each year, the commission on
24 higher education shall determine the amount of money available for
25 tuition scholarships at state public post-secondary educational

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1 institutions. Based on the amount ~~[appropriated by the~~
2 ~~legislature]~~ available from the lottery tuition fund and on the
3 projected enrollment at all public post-secondary educational
4 institutions, the commission on higher education shall establish
5 the percentage of tuition that shall be awarded for qualified
6 resident students attending New Mexico public post-secondary
7 educational institutions. The percentage of tuition awarded shall
8 be the same for each institution, regardless of the actual cost of
9 tuition at each institution.

10 B. In preparing guidelines for the administration of
11 the tuition scholarship program pursuant to Sections 21-1-4.3,
12 21-13-10, 21-16-10.1 and 21-17-6.1 NMSA 1978, the commission on
13 higher education shall ensure that tuition scholarships from the
14 lottery tuition fund are awarded to students so that they
15 supplement and do not replace other tuition scholarships, awards or
16 grants given to the students from public or nonprofit sources."

17 Section 7. Section 22-15A-9 NMSA 1978 (being Laws 1994,
18 Chapter 96, Section 9) is amended to read:

19 "22-15A-9. EDUCATIONAL TECHNOLOGY FUND--DISTRIBUTION.--

20 A. Upon annual review and approval of a school
21 district's educational technology plan, the bureau shall determine
22 a separate distribution from the educational technology fund for
23 each school district.

24 B. On or before July 31 of each year, the bureau shall
25 distribute money in the educational technology fund directly to

1 each school district in an amount equal to ninety percent of the
 2 district's estimated entitlement as determined by the projected
 3 membership for the school year. A school district's entitlement is
 4 that portion of the total amount of the annual appropriation that
 5 the projected membership bears to the projected membership of the
 6 state. Kindergarten membership shall be calculated on a one-half
 7 full-time equivalent basis.

8 C. On or before January 30 of each year, the bureau
 9 shall recompute each entitlement using the final funded membership
 10 for that year and shall allocate the balance of the annual
 11 appropriation adjusting for any over- or under-projection of
 12 membership.

13 D. Any school district receiving funding pursuant to
 14 the Technology for Education Act is responsible for the purchase,
 15 distribution, use and maintenance of educational technology.

16 E. As used in this section:

17 (1) "annual appropriation" means for any fiscal
 18 year the sum of appropriations to the educational technology fund
 19 for the fiscal year and all state lottery revenues distributed to
 20 the fund and available for distribution in that fiscal year; and

21 (2) "membership" means the total enrollment of
 22 qualified students, as defined in the Public School Finance Act, on
 23 the current roll of class or school on a specified day. The
 24 current roll is established by the addition of original entries and
 25 re-entries minus withdrawals. Withdrawal of students, in addition

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1 to students formally withdrawn from the public school, includes
2 students absent from the public school for as many as ten
3 consecutive school days. "

4 Section 8. Section 22-25-9 NMSA 1978 (being Laws 1975
5 (S.S.), Chapter 5, Section 9, as amended by Laws 1988, Chapter 64,
6 Section 44 and also by Laws 1988, Chapter 66, Section 2) is amended
7 to read:

8 "22-25-9. STATE DISTRIBUTION TO DISTRICT IMPOSING TAX UNDER
9 CERTAIN CIRCUMSTANCES. --

10 A. The ~~[director]~~ state superintendent shall distribute
11 to any school district that has imposed a tax under the Public
12 School Capital Improvements Act an amount from the public school
13 capital improvements fund that is equal to the amount by which the
14 revenue estimated to be received from the imposed tax, at the rate
15 certified by the department of finance and administration in
16 accordance with Section 22-25-7 NMSA 1978, assuming a one hundred
17 percent collection rate, is less than an amount calculated by
18 multiplying the district's first forty-days' total program units
19 times thirty-five dollars (\$35.00) and further multiplying the
20 product obtained by the tax rate approved by the qualified electors
21 in the most recent election on the question of imposing a tax under
22 the Public School Capital Improvements Act. The distribution shall
23 be made each year that the tax is imposed in accordance with
24 Section 22-25-7 NMSA 1978; provided that no state distribution from
25 the public school capital improvements fund may be used for capital

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1 improvements to any administration building of a school district.
2 In the event that sufficient funds are not available in the public
3 school capital improvements fund to make the state distribution
4 provided for in this ~~[section]~~ subsection, the dollar per program
5 unit figure shall be reduced as necessary.

6 B. After calculating the amounts to be distributed to
7 school districts in Subsection A of this section, the state
8 superintendent shall make the same calculation for the same school
9 districts using forty-five dollars (\$45.00) as the dollar per
10 program unit multiplier. Based on that calculation, the state
11 superintendent shall make a distribution from the lottery public
12 school capital fund to any school district that qualifies for a
13 distribution in an amount that is equal to the amount of the
14 difference between using thirty-five dollars (\$35.00) and forty-
15 five dollars (\$45.00) as the multiplier in the calculation in
16 Subsection A of this section. This amount shall be distributed to
17 the school district at the same time as and subject to the
18 provisions of the distributions in Subsection A of this section.
19 In the event that sufficient funds are not available from the
20 balance on August 1 in the lottery public school capital fund to
21 make the distributions provided for in this subsection, the dollar
22 per program unit multiplier shall be reduced as necessary. In the
23 event that sufficient funds are available from the balance on
24 August 1 in the lottery public school capital fund to make the
25 distributions provided for in this subsection, any excess amount

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1 remaining shall be distributed equally between the public school
2 capital outlay fund and the educational technology fund."

3 Section 9. REPEAL.--Laws 1995, Chapter 155, Section 38 is
4 repealed.

5 Section 10. EFFECTIVE DATE.--The effective date of the
6 provisions of this act is July 1, 1997.

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