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HOUSE BILL 417

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

ROBERTO J. GONZALES

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING THE INSTRUCTIONAL MATERIALS  
DISTRIBUTION TO COUNT ADDITIONAL PUPILS AS SIX PUPILS.

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

Section 1. Section 22-15-9 NMSA 1978 (being Laws 1967,  
Chapter 16, Section 213, as amended) is amended to read:

"22-15-9. DISTRIBUTION OF FUNDS FOR INSTRUCTIONAL  
MATERIAL. --

A. On or before July 1 of each year, the  
department of education shall allocate to each school  
district, state institution or private school not less than  
ninety percent of its estimated entitlement as determined from  
the estimated forty-day membership for the next school year.  
A school district's, state institution's or private school's  
entitlement is that portion of the total amount of the annual

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1 appropriation less a deduction for a reasonable reserve for  
2 emergency expenses that its forty-day membership bears to the  
3 forty-day membership of the entire state. For the purpose of  
4 this allocation, additional pupils shall be counted as six  
5 pupils. The allocation for adult basic education shall be  
6 based on a full-time equivalency obtained by multiplying the  
7 total previous year's enrollment by .25. [~~For the purpose of~~  
8 ~~this allocation, additional pupils shall be counted as four~~  
9 ~~pupils.~~]

10 B. On or before January 15 of each year, the  
11 department of education shall recompute each entitlement using  
12 the forty-day membership for that year, except for adult basic  
13 education, and shall allocate the balance of the annual  
14 appropriation adjusting for any over- or under-estimation made  
15 in the first allocation.

16 C. An amount not to exceed thirty percent of the  
17 allocations attributed to each local school district, state  
18 institution or adult basic education center may be used for  
19 instructional material not included on the multiple list  
20 provided for in Section 22-15-8 NMSA 1978. Adult basic  
21 education centers may expend up to one hundred percent of  
22 their instructional material funds for items that are not on  
23 the multiple list.

24 D. The department of education shall establish  
25 procedures for the distribution of funds directly to local

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1 school districts, state institutions and adult basic education  
2 centers. The department of education shall distribute funds  
3 to private schools on a reimbursement basis for instructional  
4 material included on the multiple list provided for in Section  
5 22-15-8 NMSA 1978.

6 E. A school district, state institution or adult  
7 basic education center that has funds remaining for the  
8 purchase of instructional material at the end of the fiscal  
9 year shall retain those funds for expenditure in subsequent  
10 years. Any balance remaining in an instructional material  
11 account of a private school at the end of the fiscal year  
12 shall remain available for reimbursement by the department of  
13 education for instructional material purchases in subsequent  
14 years. "

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3 **FORTY-THIRD LEGISLATURE**  
4 **SECOND SESSION, 1998**  
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8 **February 6, 1998**  
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11 **Mr. Speaker:**  
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13 **Your RULES AND ORDER OF BUSINESS COMMITTEE, to**  
14 **whom has been referred**  
15

16 **HOUSE BILL 417**  
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18  
19 **has had it under consideration and finds same to be GERMANE**  
20 **in accordance with constitutional provisions.**  
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22 **Respectfully submitted,**  
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R. David Pederson, Chairman

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Nicely, Ryan, Sanchez, Taylor, J.G., Williams, S.M

Absent: None

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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998  
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6 February 16, 1998  
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8 Mr. Speaker:  
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10 Your EDUCATION COMMITTEE, to whom has been referred  
11

12 HOUSE BILL 417  
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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS.  
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17 Respectfully submitted,  
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21 Rick Miera, Chairman  
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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998

3 HB 417

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4 Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

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6 (Chief Clerk)

(Chief Clerk)

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8 Date \_\_\_\_\_

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10 The roll call vote was 7 For 0 Against

11 Yes: 7

12 Excused: Beam, Nicely, Vigil, Weeks, Wright, Gonzales

13 Absent: None

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FORTY-THIRD LEGISLATURE  
SECOND SESSION, 1998

1 HB 417

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FORTY-THIRD LEGISLATURE  
SECOND SESSION, 1998

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February 17, 1998

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Mr. President:

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Your EDUCATION COMMITTEE, to whom has been referred

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HOUSE BILL 417

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has had it under consideration and reports same with  
recommendation that it DO PASS.

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Respectfully submitted,

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Cynthia Nava, Chairman

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FORTY-THIRD LEGISLATURE  
SECOND SESSION, 1998

1 HB 417

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Adopted \_\_\_\_\_ Not

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Adopted \_\_\_\_\_

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(Chief Clerk)

(Chief Clerk)

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Date \_\_\_\_\_

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The roll call vote was 6 For 0 Against

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Yes: 6

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No: 0

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Excused: Boitano, Duran, Gorham, Rawson

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Absent: None

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