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**SENATE BILL 408**

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

**INTRODUCED BY**

**MICHAEL S. SANCHEZ**

**AN ACT**

**RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE.**

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

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1 FORTY-THIRD LEGISLATURE  
2 SECOND SESSION, 1998  
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6 February 5, 1998  
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8 Mr. President:  
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10 Your CONSERVATION COMMITTEE, to whom has been referred  
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12 SENATE BILL 408  
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14 has had it under consideration and reports same with  
15 recommendation that it DO NOT PASS, but that  
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18 SENATE CONSERVATION COMMITTEE SUBSTITUTE FOR

19 SENATE BILL 408  
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21 DO PASS, and thence referred to the COMMITTEES' COMMITTEE.  
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23 Respectfully submitted,  
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Michael S. Sanchez, Chairman

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

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against

Yes: 0

No: None

Excused: None

Absent: None

S0408C01

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SENATE CONSERVATION COMMITTEE SUBSTITUTE FOR  
SENATE BILL 408

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

INTRODUCED BY

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;  
ESTABLISHING THE STATEWIDE EDUCATIONAL TECHNOLOGY OPPORTUNITY  
PROGRAM TO PROVIDE LOW-COST, STATE-OF-THE-ART COMPUTERS FOR  
NEW MEXICO'S CLASSROOMS; MAKING APPROPRIATIONS; DECLARING AN  
EMERGENCY.

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

Section 1. STATEWIDE EDUCATIONAL TECHNOLOGY OPPORTUNITY  
PROGRAM - FINDINGS AND PURPOSE. --

A. The legislature finds that:

(1) local school districts need increased  
access to information technologies, extensive professional  
development and sustained network support to use technology  
effectively;

(2) the technological needs of New Mexico's

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individual school children and classrooms are best defined by the teachers and principals who work with them on a day-to-day basis;

(3) New Mexico is fortunate to have high technology laboratories and corporations that have programs to supply low-cost, state-of-the-art central processing units for use in New Mexico classrooms; and

(4) there are large nonprofit programs in place to build and rehabilitate computers for New Mexico classrooms using a combination of donated, surplus and purchased equipment.

B. The purpose of this act is to establish a statewide educational technology opportunity program for New Mexico's teachers and students by creating a partnership between private industry, state government and local school districts that will build, distribute and install low-cost, network-ready computers in New Mexico classrooms over the next three years.

Section 2. EDUCATIONAL TECHNOLOGY OPPORTUNITY PROGRAM - DUTIES OF THE STATE DEPARTMENT OF PUBLIC EDUCATION. --

A. The state department of public education shall contract with a nonprofit corporation to administer the statewide educational technology opportunity program. The department shall select a contractor that has a program in place to build and rehabilitate computers for New Mexico classrooms using a combination of donated, surplus and purchased equipment. In administering the statewide educational technology opportunity program, the contractor, in coordination with the department, shall:

(1) solicit and accept applications for computer assistance from local school teachers through the local school

1 principals;

2 (2) establish criteria for evaluating applications  
3 for computer assistance. The criteria shall include requirements  
4 for an established technology plan and an established network  
5 infrastructure;

6 (3) establish a review process involving public  
7 and private entities to evaluate each application, determine the  
8 amount of computer assistance needed and allocate the available  
9 computers to ensure that computer assistance is distributed  
10 equitably; and

11 (4) submit an annual report to the state board of  
12 education, the governor and the legislature on the progress of  
13 the program, showing the regional distribution of the program,  
14 the number of computers distributed and the cost of each  
15 computer.

16 B. Upon the approval of an application for computer  
17 assistance, the contractor shall distribute the allocated  
18 computers directly to the classroom and teacher. Pursuant to the  
19 contract and upon the receipt of an invoice, the state department  
20 of public education shall reimburse the contractor for the state  
21 portion of the cost of the computer assistance granted.

22 C. The state department of public education, after  
23 consulting with private industry, local school districts and  
24 other interested parties shall promulgate such rules as are  
25 necessary to implement the statewide educational technology

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1 opportunity program.

2 Section 3. APPROPRIATIONS.--Two million dollars  
3 (\$2,000,000) is appropriated from the general fund in each of  
4 fiscal years 1998 through 2000 to the state department of public  
5 education. The appropriations shall be expended in the fiscal  
6 year received and succeeding fiscal years only for reimbursing  
7 the contractor for the state portion of computer assistance  
8 granted pursuant to Section 2 of this act. Unexpended or  
9 unencumbered balances of the appropriations shall not revert.

10 Section 4. EMERGENCY.--It is necessary for the public  
11 peace, health and safety that this act take effect immediately.

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SCONC/SB 408

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FORTY-THIRD LEGISLATURE  
SECOND SESSION, 1998

February 6, 1998

Mr. President:

Your COMMITTEES' COMMITTEE, to whom has been referred

SENATE CONSERVATION COMMITTEE SUBSTITUTE FOR  
SENATE BILL 408

has had it under consideration and finds same to be GERMANE, in  
accordance with constitutional provisions, and further recommends  
that it now be referred to the EDUCATION COMMITTEE thence to the  
FINANCE COMMITTEE.

Respectfully submitted,

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Manny M. Aragon, Chairman

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

Date \_\_\_\_\_

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SCONC/SB 408

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FORTY-THIRD LEGISLATURE  
SECOND SESSION, 1998

February 17, 1998

Mr. President:

Your EDUCATION COMMITTEE, to whom has been referred

CONSERVATION COMMITTEE SUBSTITUTE FOR  
SENATE BILL 408

has had it under consideration and reports same with  
recommendation that it DO PASS, and thence referred to the  
FINANCE COMMITTEE.

Respectfully submitted,

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Cynthia Nava, Chairman

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

Date \_\_\_\_\_

The roll call vote was 6 For 0 Against  
Yes: 6  
No: 0  
Excused: Boitano, Duran, Gorham, Rawson  
Absent: None

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