1	HOUSE BILL 279
2	44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999
3	INTRODUCED BY
4	James Roger Madalena
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10	AN ACT
11	RELATING TO EDUCATION; CREATING THE NATIVE AMERICAN EDUCATION
12	FUND; MAKING AN APPROPRIATION.
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14	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
15	Section 1. NATIVE AMERICAN EDUCATION FUNDSET-ASIDE
16	REQUI RED PURPOSES
17	A. The "Native American education fund" is created
18	in the state treasury.
19	B. An amount of money equal to the total amount
20	submitted to the state in the four quarters ending on
21	September 30 prior to the transfer by Indian nations, tribes
22	or pueblos pursuant to gaming revenue-sharing agreements shall
23	be transferred on January 1 of each year from the general fund
24	to the Native American education fund.
25	C. The money in the Native American education fund
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1 shall be expended for the purpose of: 2 (1) developing necessary infrastructure and facilities for schools, including post-secondary schools, 3 4 that: have been established in the state 5 (a) by the federal government or an Indian nation, tribe or pueblo 6 7 to provide education to tribal members; or 8 (b) are public schools in which the 9 total Native American student membership is ten percent or 10 greater; 11 (2)providing scholarships to students 12 attending post-secondary educational institutions in New 13 Mexico that were established by the federal government or an 14 Indian nation, tribe or pueblo located in whole or in part in the state; or 15 16 augmenting the state funding of the (3) 17 schools to allow programs to be provided that improve the 18 educational success or further the cultural competency of 19 Native American students. 20 As used in this section: D. "cultural competency" means knowledge and 21 (1) 22 understanding of one's own culture, including language, 23 tradition and history proficiency; and 24 (2)"membership" means the total enrollment 25 of qualified students on the current roll of a class or school . 125937. 2

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on a day specified by the state department of public education as the day that public school membership is determined. The current roll shall be established in the same manner it is established pursuant to the Public School Finance Act.

E. Annually, during each legislative session, the legislature shall specify projects to be funded from the money in the Native American education fund and appropriate the money to fund those projects.

F. Any unexpended or unencumbered balance remaining at the end of any fiscal year in the Native American education fund shall not revert to the general fund. All interest or other earnings made from investing the money in the Native American education fund shall accrue to the fund and be available for appropriation by the legislature for the purposes identified in this section for which the fund can be expended.

Section 2. APPROPRIATION. --Thirty-one million six hundred thirty-two thousand seven hundred seventy-nine dollars (\$31,632,779) is appropriated from the general fund to the Native American education fund for expenditure in fiscal year 2000 and subsequent fiscal years for the purpose of funding projects selected by the legislature to receive money from that fund. Any unexpended or unencumbered balance remaining in the fund at the end of a fiscal year shall not revert to the general fund.

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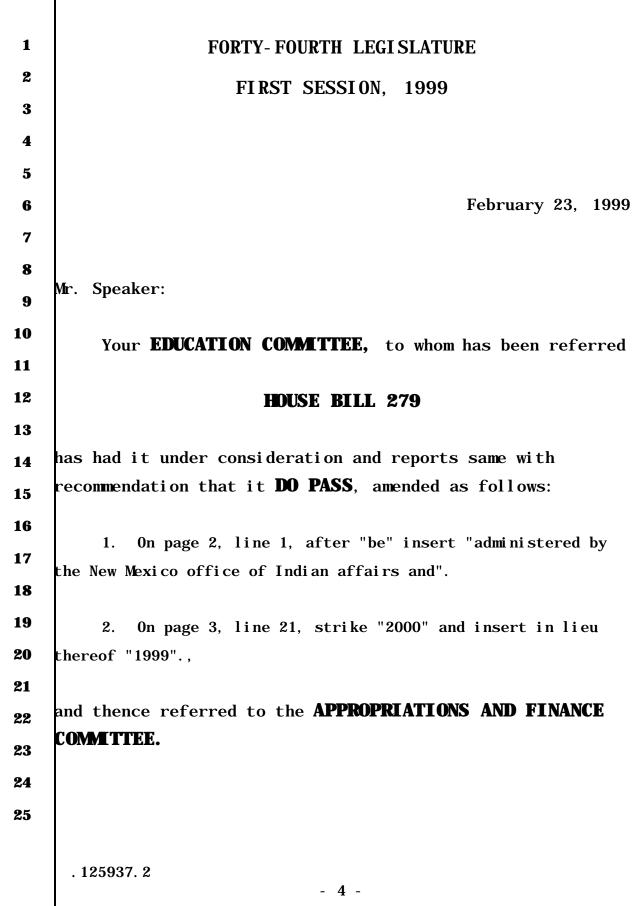
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