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HOUSE BILL 245

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

James G. Taylor

AN ACT

RELATING TO PUBLIC SCHOOL FINANCE; REQUIRING SCHOOL DISTRICTS TO DEMONSTRATE A FIVE PERCENT SHIFT IN THEIR OPERATIONAL BUDGETS FROM ADMINISTRATION TO DIRECT INSTRUCTION BEFORE FISCAL YEAR 2004 SCHOOL BUDGETS ARE APPROVED BY THE STATE DEPARTMENT OF PUBLIC EDUCATION; DECLARING AN EMERGENCY.

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

Section 1. TEMPORARY PROVISION-- FISCAL YEAR 2004 SCHOOL DISTRICT BUDGETS. --

A. The state department of public education shall not approve a school district budget for fiscal year 2004 that does not demonstrate a five percent shift of total budgeted state funds year-over-year from fiscal year 2003 from administration into direct instruction. After the base administration budget for fiscal year 2004 has been derived

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1 using the five percent reduction from the fiscal year 2003
2 budget and the base direct instruction budget for fiscal year
3 2004 has been derived using the five percent increase from the
4 fiscal year 2003 budget, the percentage relationship between
5 administration and direct instruction of the total budget shall
6 be maintained or increased to the benefit of direct
7 instruction. This section applies to charter schools and
8 charter school districts.

9 B. For the purposes of this section:

10 (1) "administration" means instructional
11 support, administration, business and support, operation and
12 maintenance of plant, food services, athletics,
13 noninstructional student support, community services and
14 transportation, designated as the 02 through 10 budget
15 functions on the department's school budget chart of accounts
16 for expenditures;

17 (2) "direct instruction" means direct
18 instruction, designated as the 01 budget function on the
19 department's school budget chart of accounts for expenditures;
20 and

21 (3) "total budgeted state funds" includes
22 administration and direct instruction but excludes capital
23 outlay and nonoperating, designated as the 11 and 12 budget
24 functions on the department's school budget chart of accounts
25 for expenditures.

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