

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

HOUSE BILL 820

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

INTRODUCED BY

James G. Taylor

AN ACT

RELATING TO EDUCATION; PROVIDING FOR THE REDISTRICTING OF  
SCHOOL DISTRICTS; ENACTING A NEW SECTION OF THE PUBLIC SCHOOL  
CODE; MAKING AN APPROPRIATION.

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

Section 1. A new section of Chapter 22, Article 4 NMSA  
1978 is enacted to read:

"NEW MATERIAL SCHOOL DISTRICT-- REDISTRICTING. --

A. A school district with membership that is  
greater than thirty-five thousand students shall be required to  
redistrict. The state board shall adopt and promulgate rules  
setting forth procedures for the redistricting of the school  
district.

B. A school district found in need of redistricting  
by the state board shall have up to two years to plan and

underscored material = new  
[bracketed material] = del ete

underscored material = new  
[bracketed material] = delete

1 complete the redistricting. The two years shall commence from  
2 the date that the state board formally finds the school  
3 district in need of redistricting. During the course of the  
4 two years that the school district has to prepare for  
5 redistricting, it shall annually report its progress to the  
6 state board.

7 C. The state board shall appoint a task force to  
8 assist a school district found in need of redistricting. The  
9 task force shall assist the school district during the two-year  
10 preparation period for redistricting. The task force shall be  
11 composed of members from the school district that is being  
12 redistricted, the communities where the redistricting is to  
13 occur and recognized experts in the area of school district  
14 redistricting. The task force shall consider and report on the  
15 following to the state board prior to the redistricting of an  
16 existing school district:

17 (1) the boundaries of the proposed new school  
18 districts;

19 (2) population demographics; district growth  
20 patterns; ethnicity; economic levels; family income; and  
21 student and adult educational achievement and attainment levels  
22 in the proposed new school districts;

23 (3) division of assets, liabilities and  
24 indebtedness, including real and personal property, of the  
25 existing and proposed school districts;

. 145541. 1

underscored material = new  
[bracketed material] = delete

1 (4) division of bonded indebtedness and voter-  
2 approved mill levies of the existing and proposed school  
3 districts;

4 (5) ability of the proposed new school  
5 districts to raise operational and capital funding;

6 (6) effects of redistricting on transportation  
7 costs on the existing and proposed new school districts; and

8 (7) other considerations impacting  
9 redistricting identified by the task force.

10 D. School district and community members of the  
11 task force shall receive per diem and mileage pursuant to the  
12 provisions of the Per Diem and Mileage Act.

13 E. The department of education may contract for the  
14 services of recognized experts in the area of school district  
15 redistricting in accordance with the provisions of the  
16 Procurement Code. "

17 Section 2. APPROPRIATION. -- Eighty thousand dollars  
18 (\$80,000) is appropriated from the general fund to the state  
19 department of public education for expenditure in fiscal years  
20 2004 through 2006 to assist in the redistricting of school  
21 districts whose membership exceeds thirty-five thousand  
22 students. Any unexpended or unencumbered balance remaining at  
23 the end of fiscal year 2006 shall revert to the general fund.