

FIFTY-SIXTH LEGISLATURE
SECOND SESSION

PROPOSED AMENDMENT DIRECTED TO A COMMITTEE

January 30, 2024

Mr. Chair:

I propose to the SENATE EDUCATION COMMITTEE the following amendments to

SENATE BILL 137

1. On page 1, line 15, after "BOARD'S", insert "CONTRACT EXTENSION OR".

2. On page 3, between lines 18 and 19, insert:

"SECTION 2. Section 1-22A-3 NMSA 1978 (being Laws 2013, Chapter 180, Section 3, as amended) is amended to read:

"1-22A-3. REPORTS REQUIRED--TIME AND PLACE OF FILING.--

A. A candidate or campaign committee that has received contributions or made expenditures of [~~five hundred dollars (\$500)~~] one thousand dollars (\$1,000) or more shall file with the secretary of state a report of all contributions received and expenditures made on a prescribed form, and the report shall be filed in the same or similar electronic system as that used for the Campaign Reporting Act. Except as otherwise provided in this section, all reports pursuant to the School District Campaign Reporting Act shall be filed electronically and electronically authenticated by the candidate using an electronic signature in conformance with the Electronic Authentication of Documents Act and the Uniform Electronic Transactions Act.

B. A candidate or campaign committee shall file a campaign report of all contributions received and expenditures made during an

election cycle and not previously reported by midnight on the twenty-first day before the election and on the thirtieth day following the election.

C. If a reporting date set by Subsection B of this section falls on a holiday, the report shall be filed on the next business day.

D. If a candidate or campaign committee has not received any contributions and has not made any expenditures since the last report filed with the secretary of state, the candidate or campaign committee shall only be required to file a statement of no activity, which shall not be required to be notarized, in lieu of a full report when that report would otherwise be due.

E. A report of expenditures and contributions filed after a deadline set forth in this section shall not be deemed to have been timely filed.

F. Except for candidates and campaign committees that file a statement of no activity, each candidate or campaign committee shall file a report of expenditures and contributions pursuant to the filing schedules set forth in this section, regardless of whether any expenditures were made or contributions were received during the reporting period. Reports shall be required until the candidate or campaign committee delivers a report to the secretary of state stating that:

- (1) there are no outstanding campaign debts;
- (2) all money has been expended in accordance with the provisions of Section 1-22A-10 NMSA 1978; and
- (3) the bank account for campaign funds maintained by the candidate or campaign committee has been closed.

G. A candidate who does not ultimately file a declaration of candidacy and does not file a statement of no activity shall file reports in accordance with Subsection B of this section.

H. A candidate may apply to the secretary of state for exemption from electronic filing in case of hardship, which shall be

defined by the secretary of state."".

3. Renumber succeeding sections accordingly.

4. On page 8, line 22, before "TERMINATION", insert "CONTRACT EXTENSION OR".

5. On page 8, line 23, after the dash, strike the remainder of the line and strike lines 24 and 25.

6. On page 9, strike line 1 and insert in lieu thereof:

"A local school board shall not, during any time between the date of a regular local election in which school board positions are on the ballot and sixty days after the convening of the newly elected board or until sixty days after a majority of a local school board has been appointed:

- A. extend the local superintendent's contract; or
- B. terminate the local superintendent without cause."".

Respectfully submitted,

Mimi Stewart