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HOUSE BILL 87

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

DELORES C. WRIGHT

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO PUBLIC SCHOOLS; AMENDING A SECTION OF THE PUBLIC SCHOOL CAPITAL IMPROVEMENTS ACT; MAKING AN APPROPRIATION.

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

Section 1. Section 22-25-9 NMSA 1978 (being Laws 1975 (S.S.), Chapter 5, Section 9, as amended by Laws 1988, Chapter 64, Section 44 and also by Laws 1988, Chapter 66, Section 2) is amended to read:

"22-25-9. STATE DISTRIBUTION TO DISTRICT IMPOSING TAX UNDER CERTAIN CIRCUMSTANCES. -- The [~~director~~] state superintendent shall distribute to any school district that has imposed a tax under the Public School Capital Improvements Act an amount from the public school capital improvements fund that is equal to the amount by which the revenue estimated to be received from the imposed tax, at the rate certified by the

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1 department of finance and administration in accordance with  
2 Section 22-25-7 NMSA 1978, assuming a one hundred percent  
3 collection rate, is less than an amount calculated by  
4 multiplying the district's first forty-days' total program units  
5 times [~~thirty-five dollars (\$35.00)~~] forty dollars (\$40.00) and  
6 further multiplying the product obtained by the tax rate  
7 approved by the qualified electors in the most recent election  
8 on the question of imposing a tax under the Public School  
9 Capital Improvements Act. The distribution shall be made each  
10 year that the tax is imposed in accordance with Section 22-25-7  
11 NMSA 1978; provided that no state distribution from the public  
12 school capital improvements fund may be used for capital  
13 improvements to any administration building of a school  
14 district. In the event that sufficient funds are not available  
15 in the public school capital improvements fund to make the state  
16 distribution provided for in this section, the dollar per  
17 program unit figure shall be reduced as necessary. "

18 Section 2. APPROPRIATION. -- Three million three hundred  
19 sixty-one thousand dollars (\$3,361,000) is appropriated from the  
20 general fund to the public school capital improvements fund for  
21 expenditure in fiscal year 1997 for the purpose of making  
22 distributions to local school districts pursuant to the Public  
23 School Capital Improvements Act. Any unexpended or unencumbered  
24 balance remaining at the end of fiscal year 1997 shall not  
25 revert to the general fund.

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**State of New Mexico**  
**House of Representatives**

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**FORTY-SECOND LEGISLATURE**  
**SECOND SESSION, 1996**

January 29, 1996

Mr. Speaker:

Your EDUCATION COMMITTEE, to whom has been referred

HOUSE BILL 87

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

Respectfully submitted,

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Samuel F. Vigil, Chairman

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FORTY-SECOND LEGISLATURE  
SECOND SESSION, 1996

HEC/HB 87

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Weeks, SM Williams

Absent: None

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