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SENATE BILL 1105

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

ROD ADAIR

AN ACT

RELATING TO CHILDREN; CREATING A JUVENILE EDUCATION ASSISTANCE PROGRAM; PROVIDING FINANCIAL ASSISTANCE FOR THE EDUCATION OF CERTAIN CHILDREN; TRANSFERRING FUNDS; ENACTING A NEW SECTION OF THE CHILDREN' S CODE.

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

Section 1. A new section of the Children's Code is enacted to read:

"[NEW MATERIAL] JUVENILE EDUCATION ASSISTANCE PROGRAM CREATED-- ADMINISTERED BY THE DEPARTMENT-- ELIGIBILITY CRITERIA-- TRANSFER OF FUNDS-- REGULATIONS. --

A. There is created a "juvenile education assistance program" within the children, youth and families department.

The purpose of the program is to provide financial assistance for education annually for up to two thousand children who have

1 failed in public school, who are at risk of failing in public
2 school or who have dropped out of public school.

3 B. A child is eligible to receive financial
4 assistance for education from the juvenile education assistance
5 program if he meets the following criteria:

6 (1) he has failed in public school, is at risk
7 of failing in public school or has dropped out of public school
8 due to factors including abuse or neglect, delinquency, chronic
9 truancy, learning disabilities, substance abuse or emotional
10 disorders;

11 (2) the child's parent or guardian provides a
12 written letter of commitment to use the financial assistance
13 provided by the juvenile education assistance program to further
14 the child's education;

15 (3) the household income for the child's home
16 does not exceed the median household income in New Mexico; and

17 (4) the child's parent or guardian provides a
18 written letter of recommendation from a judge who knows the
19 child, a chief juvenile probation and parole officer who knows
20 the child or the principal of the child's current or former
21 public school, which letter of recommendation states that a
22 different educational environment would improve the child's
23 prospects for achieving success in school.

24 C. Financial assistance provided by the juvenile
25 education assistance program shall be provided in the form of

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1 certificates. Each certificate shall equal the annual unit
2 value for a student, as determined by the state department of
3 public education.

4 D. The child's parent or guardian shall use the
5 certificate to help pay the cost of enrolling the child in a
6 primary or secondary public, private or parochial school,
7 provided that the school is accredited by the state department
8 of public education.

9 E. A primary or secondary public, private or
10 parochial school may present a child's certificate to the
11 children, youth and families department for redemption, provided
12 that the certificate is accompanied by an affidavit attesting to
13 the child's enrollment in the school.

14 F. The state department of public education shall
15 annually transfer funds to the children, youth and families
16 department in an amount equal to redeemed certificates received
17 by the children, youth and families department.

18 G. The children, youth and families department shall
19 bear the cost of administering the juvenile education assistance
20 program.

21 H. The children, youth and families department shall
22 adopt regulations to implement and operate the juvenile
23 education assistance program."

24 Section 2. EFFECTIVE DATE. -- The effective date of the
25 provisions of this act is July 1, 1997.

. 116545. 1GJ

1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
3
4

5 March 7, 1997
6

7 Mr. President:
8

9 Your EDUCATION COMMITTEE, to whom has been referred
10

11 SENATE BILL 1105
12

13 has had it under consideration and reports same with
14 recommendation that it DO NOT PASS.
15

16 Respectfully submitted,
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18 _____
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22 Cynthia Nava, Chairman
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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 5 For 4 Against

Yes: 5

No: Boitano, Duran, Gorham, Rawson

Excused: Maloof

Absent: None

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

SB 1105/a

March 18, 1997

Mr. President:

Your FINANCE COMMITTEE, to whom has been referred

SENATE BILL 1105

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 2, line 16, strike "median" and insert in lieu
thereof "per capita".

2. On page 3, line 25, strike "1997" and insert in lieu
thereof "1998"

Respectfully submitted,

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Page 7

Ben D. Altamirano, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 1 Against

Yes: 8

No: Eisenstadt

Excused: McKibben, Smith

Absent: None

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**State of New Mexico
House of Representatives**

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 21, 1997

Mr. Speaker:

Your EDUCATION COMMITTEE, to whom has been referred
SENATE BILL 1105, as amended
has had it under consideration and reports same WITHOUT
RECOMMENDATION, and thence referred to the JUDICIARY
COMMITTEE.

Respectfully submitted,

Samuel F. Vigil, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 1 Against

Yes: 6

No: Beam

Excused: Mallory, McSherry, Nicely, Trujillo, S. M Williams,
W. C. Williams

Absent: None

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