

The Legislature
of the
State of New Mexico

52nd Legislature, 1st Session

LAWS 2015

CHAPTER 57

HOUSE BILL 164, as amended

Introduced by

REPRESENTATIVE DENNIS J. ROCH

REPRESENTATIVE CHRISTINE TRUJILLO
REPRESENTATIVE STEPHANIE GARCIA RICHARD
REPRESENTATIVE JAMES E. SMITH
REPRESENTATIVE NORA ESPINOZA
REPRESENTATIVE JIMMIE C. HALL



FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

CHAPTER 57

AN ACT

1
2 RELATING TO SCHOOL TRANSPORTATION; CHANGING THE DATES FOR
3 REPORTING SCHOOL TRANSPORTATION INFORMATION TO THE PUBLIC
4 EDUCATION DEPARTMENT; CHANGING THE BASIS FOR DETERMINING
5 TRANSPORTATION DISTRIBUTION ALLOCATIONS.
6

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

8 SECTION 1. Section 22-8-29 NMSA 1978 (being Laws 1967,
9 Chapter 16, Section 78, as amended) is amended to read:

10 "22-8-29. TRANSPORTATION DISTRIBUTIONS--REPORTS--
11 PAYMENTS.--

12 A. On the second reporting date and the third
13 reporting date of each year, each local school board of a
14 school district and governing body of a state-chartered
15 charter school shall report to the state transportation
16 director, upon forms furnished by the state transportation
17 director, the following information concerning the school
18 district's or state-chartered charter school's operation on
19 each respective reporting date of the current year:

20 (1) the number and designation of school bus
21 routes in operation in the school district;

22 (2) the number of miles traveled by each
23 school bus on each school bus route, showing the route mileage
24 in accordance with the type of road surface traveled;

25 (3) the number of students, including

1 special education students, transported on each reporting date
2 of the current year and adjusted for special education
3 students on December 1;

4 (4) the projected number of students to be
5 transported in the next school year;

6 (5) the seating capacity, age and mileage of
7 each bus used in the school district for student
8 transportation; and

9 (6) the number of total miles traveled for
10 each school district's or state-chartered charter school's per
11 capita feeder routes.

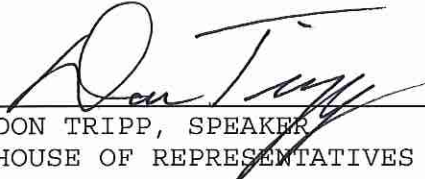
12 B. Each local school board of a school district
13 and governing body of a state-chartered charter school
14 maintaining a school bus route shall make further reports to
15 the state transportation director at other times specified by
16 the state transportation director.

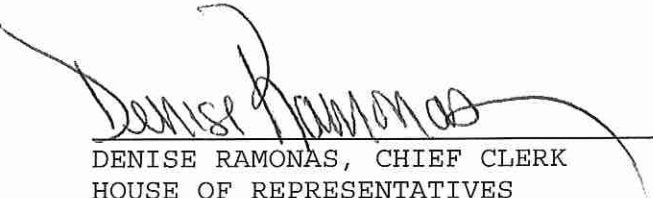
17 C. The state transportation director shall certify
18 to the secretary that the allocations from the transportation
19 distributions to each school district and state-chartered
20 charter school are based upon the transportation distribution
21 formula established in the Public School Code calculated and
22 distributed for the entire school year using an average of the
23 amounts reported on the second reporting date and third
24 reporting date of the prior school year, and subject to audit
25 and verification.

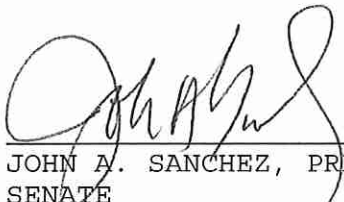
1 D. The department shall make periodic installment
2 payments to school districts and state-chartered charter
3 schools during the school year from the transportation
4 distributions, based upon the allocations certified by the
5 state transportation director."

6 **SECTION 2. TEMPORARY PROVISION.**--Notwithstanding the
7 provisions of this act, for the transportation distribution
8 for fiscal year 2016, the allocation shall be based upon the
9 tentative transportation budget of the school district or
10 state-chartered charter school for fiscal year 2016.
11 Allocations to a school district or state-chartered charter
12 school for the remainder of the school year shall adjust the
13 amount received by the school district or state-chartered
14 charter school so that it equals the amount the school
15 district or state-chartered charter school is entitled to
16 receive based upon the number of students transported on the
17 first reporting date of fiscal year 2016 and adjusted for
18 special education students on December 1, and subject to audit
19 and verification.

20 **SECTION 3. EFFECTIVE DATE.**--The effective date of the
21 provisions of this act is July 1, 2015. _____
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DON TRIPP, SPEAKER
HOUSE OF REPRESENTATIVES


DENISE RAMONAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES


JOHN A. SANCHEZ, PRESIDENT
SENATE


LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this ²⁰ 7th day of April, 2015


SUSANA MARTINEZ, GOVERNOR
STATE OF NEW MEXICO