

1 HOUSE BILL 164

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Dennis J. Roch

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8 FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

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10 AN ACT

11 RELATING TO SCHOOL TRANSPORTATION; CHANGING THE DATES FOR  
12 REPORTING SCHOOL TRANSPORTATION INFORMATION TO THE PUBLIC  
13 EDUCATION DEPARTMENT; CHANGING THE BASIS FOR DETERMINING  
14 TRANSPORTATION DISTRIBUTION ALLOCATIONS.

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

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

19 "22-8-29. TRANSPORTATION DISTRIBUTIONS--REPORTS--  
20 PAYMENTS.--

21 A. [~~Prior to November 15 of each year~~] On the  
22 second reporting date and the third reporting date, each local  
23 school board of a school district and governing body of a  
24 state-chartered charter school shall report to the state  
25 transportation director, upon forms furnished by the state

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1 transportation director, the following information concerning  
2 the school district's or state-chartered charter school's  
3 operation on [~~the first~~] each respective reporting date of the  
4 current year:

5 (1) the number and designation of school bus  
6 routes in operation in the school district;

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

10 (3) the number of students, including special  
11 education students, transported on [~~the first~~] each reporting  
12 date of the current year and adjusted for special education  
13 students on December 1;

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

16 (5) the seating capacity, age and mileage of  
17 each bus used in the school district for student  
18 transportation; and

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

22 B. Each local school board of a school district and  
23 governing body of a state-chartered charter school maintaining  
24 a school bus route shall make further reports to the state  
25 transportation director at other times specified by the state

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1 transportation director.

2 C. The state transportation director shall certify  
3 to the secretary that the allocations from the transportation  
4 distributions to each school district and state-chartered  
5 charter school are based upon the transportation distribution  
6 formula established in the Public School Code [~~The allocations~~  
7 ~~for the first six months of a school year shall be based upon~~  
8 ~~the tentative transportation budget of the school district or~~  
9 ~~state-chartered charter school for the current fiscal year.~~  
10 ~~Allocations to a school district or state-chartered charter~~  
11 ~~school for the remainder of the school year shall adjust the~~  
12 ~~amount received by the school district or state-chartered~~  
13 ~~charter school so that it equals the amount the school district~~  
14 ~~or state-chartered charter school is entitled to receive for~~  
15 ~~the entire school year based upon the November 15 report]~~  
16 calculated and distributed for the entire school year using an  
17 average of the amounts reported on the second reporting date  
18 and third reporting date of the prior school year, and subject  
19 to audit and verification.

20 D. The department shall make periodic installment  
21 payments to school districts and state-chartered charter  
22 schools during the school year from the transportation  
23 distributions, based upon the allocations certified by the  
24 state transportation director."

25 SECTION 2. EFFECTIVE DATE.--The effective date of the  
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1 provisions of this act is July 1, 2015.

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