

HOUSE BILL 553

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

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AN ACT

RELATING TO PUBLIC SCHOOL TRANSPORTATION; PROVIDING A PUBLIC SCHOOL TRANSPORTATION FUNDING FORMULA FOR STATE-CHARTERED CHARTER SCHOOLS.

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

SECTION 1. Section 22-8-29.1 NMSA 1978 (being Laws 1995, Chapter 208, Section 10, as amended) is amended to read:

"22-8-29.1. CALCULATION OF TRANSPORTATION ALLOCATION--
PUBLIC SCHOOL DISTRICTS AND STATE-CHARTERED CHARTER SCHOOLS.--

A. As used in this section:

(1) "annual variables" means the coefficients calculated by regressing the total operational expenditures from two years prior to the current school year for each school district and state-chartered charter school using the number of students transported and the numerical value of site

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1 characteristics;

2 (2) "base amount" means the fixed amount that
3 is the same for all school districts and an amount established
4 by rule for state-chartered charter schools;

5 (3) "total operational expenditures" means the
6 sum of all to-and-from school transportation expenditures,
7 excluding expenditures incurred in accordance with the
8 provisions of Section 22-8-27 NMSA 1978; and

9 (4) "variable amount" means the sum of the
10 product of the annual variables multiplied by each school
11 district's or state-chartered charter school's numerical value
12 of the school district's and state-chartered charter school's
13 site characteristics multiplied by the number of days of
14 operation for each school district or state-chartered charter
15 school.

16 B. The department shall calculate the
17 transportation allocation for each school district [~~and state-~~
18 ~~chartered charter school~~] in the following manner:

19 [~~G.~~] (1) the base amount is designated as
20 product A. Product A is the constant calculated by regressing
21 the total operations expenditures from the two years prior to
22 the current school year for school district [~~or state-chartered~~
23 ~~charter school~~] operations using the numerical value of site
24 characteristics approved by the department. The legislative
25 education study committee and the legislative finance committee

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1 may review the site characteristics developed by the state
2 transportation director prior to approval by the department;

3 ~~[D.]~~ (2) the variable amount is designated as
4 product B. Product B is the predicted additional expenditures
5 for each school district ~~[or state-chartered charter school]~~
6 based on the regression analysis using the site characteristics
7 as predictor variables multiplied by the number of days;

8 ~~[E.]~~ (3) the allocation to each school
9 district ~~[and state-chartered charter school]~~ shall be equal to
10 product A plus product B; and

11 ~~[F. For the 2001-2002, 2002-2003 and 2003-2004~~
12 ~~school years, the transportation allocation for each school~~
13 ~~district shall not be less than ninety-five percent or more~~
14 ~~than one hundred five percent of the prior school year's~~
15 ~~transportation expenditure.~~

16 ~~G.]~~ (4) the adjustment factor shall be applied
17 to the allocation amount determined pursuant to ~~[Subsections E~~
18 ~~and F of this section]~~ Paragraph (3) of this subsection.

19 C. The department shall make an allocation to a
20 state-chartered charter school by including the annual
21 variables of to-and-from school transportation expenditures of
22 the state-chartered charter school with the annual variables of
23 the school district in which the state-chartered charter school
24 is geographically located. The department shall use the
25 combined variables to calculate the school district's and

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1 state-chartered charter school's allocation. The department
2 shall then remove the state-chartered charter school's annual
3 variables from the formula and provide funding to the state-
4 chartered charter school that equals the difference between the
5 two calculations. A state-chartered charter school:

6 (1) shall not receive transportation funding
7 until after its first renewal;

8 (2) shall include in its charter that it is
9 providing transportation services to students; and

10 (3) shall notify the department one year in
11 advance of its request for school transportation funding."