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SENATE BILL 114

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY

Cynthia Nava and Nora Espinoza

FOR THE LEGISLATIVE EDUCATION STUDY COMMITTEE

AN ACT

RELATING TO INSTRUCTIONAL MATERIAL; CREATING A DUAL CREDIT  
TEXTBOOK FUND; PROVIDING FOR ALLOCATIONS AND DISTRIBUTIONS.

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

Section 1. A new section of the Public School Code is  
enacted to read:

"~~[NEW MATERIAL]~~ DUAL CREDIT TEXTBOOK FUND--CREATED--  
ADMINISTRATION--ALLOCATION AND DISTRIBUTION--UNEXPENDED FUNDS--  
RECOVERED FUNDS.--

A. The "dual credit textbook fund" is created as a  
nonreverting fund in the state treasury. The fund shall  
consist of appropriations, gifts, grants, donations and  
bequests. The instructional material bureau of the department  
shall administer the fund, and money in the fund is subject to  
appropriation by the legislature for distribution to school

underscored material = new  
[bracketed material] = delete

1 districts, charter schools and state-supported schools each  
2 year to provide textbooks and course supplies for students  
3 participating in the dual credit program pursuant to Section  
4 21-1-1.2 NMSA 1978. Money from the fund shall be disbursed by  
5 warrant of the secretary of finance and administration upon  
6 vouchers signed by the secretary of public education or the  
7 secretary's designated representative.

8 B. As used in this section, "textbook" includes  
9 other educational media as provided by department rule. The  
10 cost of shipping and handling charges may be included in the  
11 cost of dual credit textbooks and course supplies.

12 C. The instructional material bureau shall allocate  
13 and distribute money from the fund to each school district,  
14 charter school and state-supported school providing textbooks  
15 for students in the dual credit program according to procedures  
16 established by rule of the department. The rule shall include  
17 provisions for the amount and schedule of the distributions and  
18 for an accounting of the distributions by each school district,  
19 charter school and state-supported school.

20 D. School districts, charter schools and state-  
21 supported schools that have money remaining at the end of a  
22 fiscal year for the purchase of dual credit textbooks and  
23 course supplies may retain that money for expenditures for the  
24 purchase of dual credit textbooks and course supplies in  
25 subsequent fiscal years.

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E. By July 1 of each year, each school district, charter school and state-supported school shall report to the instructional material bureau any money received from students participating in the dual credit program to pay for lost or damaged textbooks or unused course supplies and any money received through the sale of textbooks and unused course supplies. The bureau shall reduce the school district's, charter school's or state-supported school's distribution for the dual credit program by that amount in the succeeding fiscal year."