

22-8-29. Transportation distribution; reports; payments.

- A. On the second reporting date and the third reporting date of each year, each local school board of a school district and governing body of a state-chartered charter school shall report to the state transportation director, upon forms furnished by the state transportation director, the following information concerning the school district's or state-chartered charter school's operation on each respective reporting date of the current year:
- 1) the number and designation of school bus routes in operation in the school district;
 - 2) the number of miles traveled by each school bus on each school bus route, showing the route mileage in accordance with the type of road surface traveled;
 - 3) the number of students, including special education students, transported on each reporting date of the current year and adjusted for special education students on December 1;
 - 4) the projected number of students to be transported in the next school year;
 - 5) the seating capacity, age and mileage of each bus used in the school district for student transportation; and
 - 6) the number of total miles traveled for each school district's or state-chartered charter school's per capita feeder routes.
- B. Each local school board of a school district and governing body of a state-chartered charter school maintaining a school bus route shall make further reports to the state transportation director at other times specified by the state transportation director.
- C. The state transportation director shall certify to the secretary that the allocations from the transportation distributions to each school district and state-chartered charter school are based upon the transportation distribution formula established in the Public School Code [Chapter 22 NMSA 1978], calculated and distributed for the entire school year using an average of the amounts reported pursuant to Subsection A of this section on the second reporting date and third reporting date of the prior school year, and are subject to audit and verification; provided that for fiscal years 2022 and 2023, the state transportation director shall use an average of the amounts reported pursuant to Subsection A of this section on the second and third reporting dates of fiscal year 2020.
- D. The department shall make periodic installment payments to school districts and state-chartered charter schools during the school year from the transportation distributions, based upon the allocations certified by the state transportation director.

History: 1953 Comp., § 77-6-24, enacted by Laws 1967, ch. 16, § 78; 1974, ch. 73, § 2; 1978, ch. 127, § 5; 1979, ch. 305, § 4; 1988, ch. 64, § 33; [1995, ch. 208, § 3](#); [1999 \(1st S.S.\), ch. 11, § 2](#); [2006, ch. 94, § 19](#); [2010, ch. 116, § 7](#); [2015, ch. 57, § 1](#); [2021, ch. 130, § 1](#); [2022, ch. 9, § 1](#).