



HighLights

Fiftieth Legislature
First Session
2011

New Mexico Legislative Council Service
May 2011

HIGHLIGHTS

OF THE

FIFTIETH LEGISLATURE
FIRST SESSION, 2011

Acts carrying an emergency clause become effective immediately upon signature by the governor. All other acts passed during a session and approved by the governor become effective 90 days after adjournment of the legislature or at a date specified in the act.

*New Mexico Legislative Council Service
May 2011*

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TABLE OF CONTENTS

FIFTIETH LEGISLATURE, FIRST SESSION, 2011

Introduction

ALCOHOL AND GAMING..... 1
ANIMALS AND LIVESTOCK 3
APPROPRIATIONS AND FINANCE 3
 Economic Conditions..... 3
 Fiscal Year 2012 Budget Brings Balance Between Recurring Revenues and Expenditures 4
 Appropriations Bills, Revenue Enhancements and Tax Breaks..... 5
 General Appropriation Act 6
 Special Appropriations Bills 8
 Recurring General Fund Revenue Enhancement or Reduction Bills 8
 Capital Finance 9
 Capital Outlay 10
 New Mexico Finance Authority..... 10
 New Mexico Renewable Energy Transmission Authority..... 11
 General Finance Provisions..... 11
BUSINESS, FINANCIAL INSTITUTIONS AND INSURANCE..... 12
CHILDREN AND FAMILIES 14
CONSTITUTIONAL AMENDMENTS..... 15
CORRECTIONS 15
COURTS 15
CRIMINAL LAW 16
ECONOMIC DEVELOPMENT 17
EDUCATION 18
 Early Childhood Education 19
 Public Education..... 20
 Public School Finance 22
 Charter Schools 23
 Higher Education..... 24
ELECTIONS 25
EMPLOYMENT AND LABOR 25
ENERGY, ENVIRONMENT AND NATURAL RESOURCES..... 26
GAME AND FISH..... 26
HEALTH AND HUMAN SERVICES 27
HOUSING 30
LAW ENFORCEMENT AND PUBLIC SAFETY..... 31
LOCAL GOVERNMENT AND SPECIAL DISTRICTS 32
MILITARY AND VETERANS' AFFAIRS 34
MOTOR VEHICLES AND TRANSPORTATION..... 35
OPEN RECORDS 37
PROBATE AND GUARDIANSHIP 38
PROFESSIONAL AND OCCUPATIONAL LICENSURE..... 38
PUBLIC OFFICERS AND EMPLOYEES..... 40

STATE GOVERNMENT	42
Legislature	43
Operations.....	44
Organization.....	44
Property and Procurement	45
Symbols	45
TAXATION.....	45
Administration.....	46
Credits, Deductions, Exemptions and Reporting	47
Racetrack Daily Capital Outlay Tax.....	49
UTILITIES.....	49
WATER.....	51

APPENDICES

APPENDIX A – DATA ON LEGISLATION	54
APPENDIX B – APPROPRIATIONS AND REVENUE	56
Table 1 - Summary of General Fund Appropriations.....	56
Table 2 - General Appropriation Act of 2011	57
Chart 1 - General Fund Appropriations, Fiscal Years 2011 and 2012	62
Chart 2 - General Fund Appropriations, Fiscal Year 2011	63
Chart 3 - General Fund Appropriations, Fiscal Year 2012	63
Table 3 - General Appropriation Act Vetoes	64
Table 4 - Bills Affecting General Fund Revenue	67
Table 5 - Bills Affecting Other State Revenue	68
Table 6 - Bills Affecting Local Government Revenue	69
Table 7 - Legislative Authorization for New Mexico Finance Authority Public Project Revolving Fund Projects.....	70
Table 8 - Legislative Authorization for New Mexico Finance Authority Economic Development Revolving Fund Projects.....	78
Table 9 - Legislative Authorization for New Mexico Finance Authority Water Project Fund Projects	79
APPENDIX C – CAPITAL OUTLAY	82
Table 10 - 2011 Capital Outlay Reauthorizations (summary by category, county and agency)	82
Table 11 - 2011 Capital Outlay Reauthorizations (detail).....	84
APPENDIX D – EFFECTIVE DATES OF LAWS 2011	104
APPENDIX E – CONCORDANCE	116

INDICES

BILL INDEX.....	129
GENERAL INDEX.....	131

Introduction

"What we have to do is strike a balance between the idea that government should do everything and the idea, the belief, that government ought to do nothing. Strike a balance."

- United States Representative Barbara Jordan, 1936-1996

A legislative session is always a balancing act, performed above a watchful and critical crowd, but the first session of the fiftieth legislature – New Mexico's centennial legislature – was especially harrowing.

The session was dominated by the fiscal and economic trouble that has stubbornly burdened the state, the policies advocated by a newly inaugurated governor and the closest political balance in the house of representatives in decades. Legislators faced yet another session of cutting programs and shifting money from various state funds to the general fund, as the nascent economic recovery was not nearly strong enough to overcome the loss of federal economic stimulus funds and strong opposition – especially from the governor – to increasing taxes.

The house of representatives elected the speaker for a sixth time to the position by a margin of 36-33, with one democratic member voting "present" before changing his voter registration days later to "decline to state" – New Mexico's version of "independent". That was just the first of many close votes in the house, as issues ranging from granting undocumented immigrants driver's licenses to continuing extra funding for public schools from the permanent fund distribution were decided by narrow margins.

The legislature introduced just over 1,200 bills and passed just 284, the fewest for a 60-day session since 1985. The governor vetoed 98 bills, including a measure to create a health insurance exchange, one of the central features of the federal health care law, and a bill designed to protect New Mexico's payments from tobacco companies stemming from the lawsuit filed by the states against the companies. The governor vetoed the highest percentage of bills – 34.5% – since Gary Johnson vetoed 39% in 1996.

The legislature approved and the governor signed a \$5.4 billion budget for the fiscal year that begins July 1, 2011, marking the third consecutive year in which state spending has been reduced from a high of more than \$6 billion. The governor's partial vetoes of the budget were relatively minor in terms of their dollar amounts, but a novel and controversial "digit veto" of a single numeral showed the potentially

significant shift in the delicate balance between the executive and legislature. Although state revenue increased slightly, the loss of federal stimulus funding means the fiscal year 2012 appropriation is down 2.8% from fiscal year 2011, which itself was down 3.8% from fiscal year 2010, which in turn was down 4.8% from the peak in fiscal year 2009.

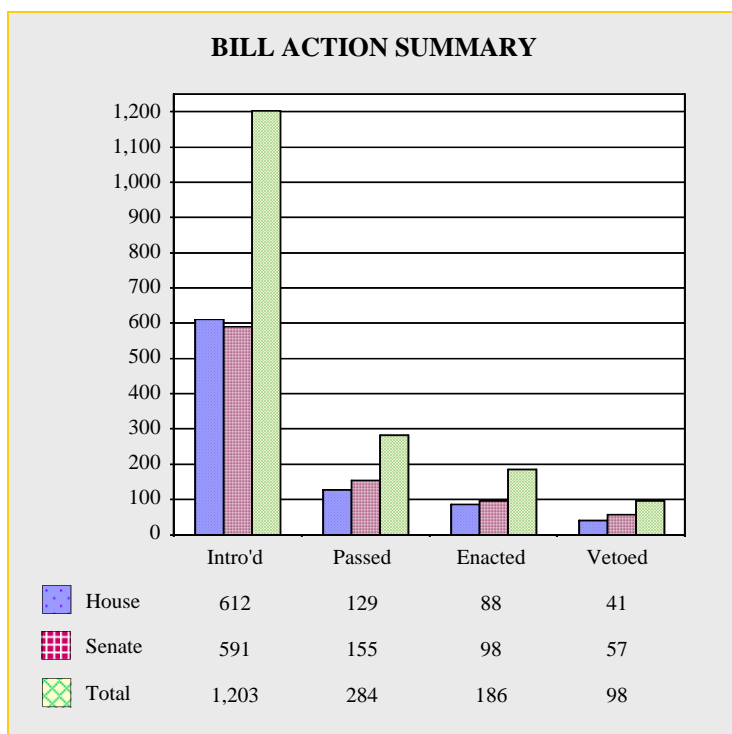
In addition to the difficult task of balancing the budget, the legislature found time to address a number of other issues.

Education reform continued to be a prominent focus for many, including introduction of measures to evaluate and grade schools, offer financial incentives to good teachers and principals, prohibit corporal punishment and end social promotion from the third to the fourth grade. And while the senate did not act on the nomination of the secretary of public education, the legislature did pass two of those education measures: assigning letter grades to schools and the prohibition of corporal punishment.

An expansion of Katie's Law, originally passed in 2006, was approved, allowing the state to collect DNA samples from everyone arrested for a felony. The legislature also approved a requirement to take palm prints as well as fingerprints from people who are arrested.

A major initiative of the new governor's – to stop issuing driver's licenses to undocumented immigrants – failed after long and lively debate. The house approved a bill to stop the practice, but the senate favored continuing it with more limits and requirements than are in current law. In the end, the two chambers were not able to work out their differences, so the current law remains in place.

Other measures that were not approved during the session include a capital outlay appropriation of \$241 million for various state projects and a measure to end property tax lightning.



The *Highlights* is an annual publication of the legislative council service that summarizes much, but not all, of the legislative action during each session. The omission of certain legislation or issues should not be interpreted as an indication that those are not important; each is important to someone. Many issues in the *Highlights* defy single-topic categorization, so every effort has been made to organize and cross-reference the contents. A complete listing of bills that passed is included in the concordances located in *Appendix E*.

FIFTIETH LEGISLATURE
FIRST SESSION, 2011

ALCOHOL AND GAMING

Somehow, additional needs always arise that call for improvements to the Liquor Control Act, Gaming Control Act and various other state gaming regulatory acts, and changes are suggested in almost every legislative session. For many years, bills have been introduced to provide for distribution of tribal-state revenue sharing to local communities in which tribal gaming facilities are located, but they generally fail to pass the legislature, and this was the case again this year. Other bills, such as this year's successful measure concerning student organization raffles, teeter on the precipice of eroding the tribal gaming exclusivity promised in exchange for revenue sharing. Added to the mix this year was a broad push to streamline state government that led to an unsuccessful measure to combine horse racing and gaming – apples and oranges, to some – under one super-regulatory board.

Alcoholic beverage statutes remained relatively intact this year, although the state continues to grapple with maintaining a firm grip on the number of liquor sales venues while providing for the changing needs of a market in which sales of alcoholic beverages may encourage much-needed economic development in a community. Thirty years ago, the only commercial alcoholic beverage production in the state consisted of importing various components of wine and 180-proof alcohol, mixing them and producing a product that was high on alcohol content but low on palatability. With the development over the last three decades of the New Mexico wine and microbrewery industry, and now, possibly, a microdistillery industry, the landscape has changed. As has always been the case, the state must navigate between a desire to help local industry and a need to adhere to federal constitutional principles requiring that regulation of in-state and out-of-state alcoholic beverage producers be evenhanded. This is to ensure that state policy and regulation does not benefit the local industry at the expense of the out-of-state industry. This year, after several years of effort, a permit system was enacted that allows wineries to ship wine in and out of the state directly to consumers. This was seen by some as crimping the three-tiered system of liquor distribution that requires separation of manufacturing, wholesale and retail operations to avoid vertical control of the industry. Skipping any of those tiers to provide alcohol directly to consumers is a bitter pill for the industry to accept. The advent of small alcoholic beverage production in the state, however, has magnified the shortcomings in this distribution system, where boutique producers have a difficult time getting shelf space in large retail outlets or finding a distributor to take on their products. Thus, the Domestic Winery and Small Brewery Act was enacted and revised over the last three decades, and this year microdistilleries are added to that act.

Enlaced within the liquor and gaming industry needs are countervailing pressures related to public safety, driving under the influence, regulation and maintaining an acceptable quality of life in communities with alcoholic beverage and gaming facilities. Bills that would have increased the frequency of alcohol server training and increased penalties for serving alcohol to minors passed the legislature but were vetoed by the governor.

The Domestic Winery and Small Brewery Act gets a new and longer name with the passage of **Senate Corporations and Transportation Committee Substitute for Senate Bill 546 (Chapter 110)**. Now called the "Domestic Winery, Small Brewery and Craft Distillery Act", the law provides for a new craft distiller license that authorizes a person to manufacture no more than 150 "proof gallons", defined in the act as a gallon of liquid at 60 degrees containing 50% ethyl alcohol by volume, of spirituous liquors per year. In order to receive a craft distiller license, a person must show evidence of a valid federal permit to manufacture spirituous liquors and meet all other conditions in the Liquor Control Act for the issuance of a license. For renewal of a craft distiller's license after the initial license year, a licensee must show that no less than 60% of the licensee's gross receipts are from the sale of spirituous liquors produced by the licensee and that the licensee produced no less than 1,000 proof gallons per license year at the licensee's premises. A craft distiller's license cannot be transferred between persons or locations and is not subject to license quotas, and it allows a licensee to carry out the customary activities of producing and selling spirituous liquors, including tastings and public celebrations, away from the licensee's premises pursuant to Liquor Control Act requirements.

House Bill 315 (Chapter 71) clarifies that the facilities of a New Mexico winery may be used to make wine for another wine producer located in another state.

Since 2009, bills have been introduced to resolve the dormant commerce clause issues arising from disparate treatment of out-of-state and in-state wineries regarding direct sales to consumers. In 1987, Section 60-7A-3 NMSA 1978 was amended to allow limited reciprocal shipping of wine directly to consumers in New Mexico from states that offered similar privileges to New Mexico wineries. In 2005, the United States supreme court found, in *Granholm v. Heald*, 544 U.S. 460 (2005), that reciprocal shipping laws limited by a state were unconstitutional and that direct shipping privileges could either be allowed or prohibited by a state, but only if all in-state and out-of-state wineries received the same treatment. Permit systems were found to be acceptable, provided that the documentation and taxation procedures were not onerous or discriminatory toward out-of-state wineries. A version of a direct shipment permit system has been introduced each year since 2009 to resolve the *Granholm* issues. **Senate Bill 445 (Chapter 109)** creates a permit that must be purchased by an out-of-state winery that wishes to sell wine directly to consumers in New Mexico. For an annual permit fee of \$50.00, the permittee may ship not more than two nine-liter cases of wine monthly to a New Mexico resident who is 21 years of age or older. The shipments must be labeled to require the signature of a person 21 years of age or older. The permittee will be reported to the taxation and revenue department, and liquor excise and gross receipts taxes shall be paid monthly by the twenty-fifth day of the month.

Amendments to the New Mexico Bingo and Raffle Act in **House Bill 394 (Chapter 73)** allow recognized student organizations, including fraternities, to conduct raffles for fundraising purposes pursuant to the provisions of the act. The assumption is that this will have no impact on the revenue sharing provisions of the Class III tribal-state gaming compacts and will not be considered an expansion of

gaming. The gaming is for fundraising purposes and is, therefore, not a commercial venture.

House Bill 536 (Chapter 176) amends a section of the New Mexico Bingo and Raffle Act to correct a statutory subsection designation reference due to an earlier change in the law, Section 30-19-6 NMSA 1978, being referenced. The correction clarifies that gaming permitted by the act is permitted on the premises of clubs whose licenses are issued pursuant to the Liquor Control Act, such as on the premises of a veterans' or fraternal club. The impact of the law can only be discerned by reading Sections 30-19-6, 60-2F-26 and 60-7A-19 NMSA 1978 together because the operative language for determining who may or may not conduct any form of gaming on the licensed premises of a liquor licensee can only be found in reading together the exemptions in all three of those sections.

Related Bill

Senate Bill 114 - state racing commission sunset extension - see *Taxation*

ANIMALS AND LIVESTOCK

It was a relatively quiet session for legislation dealing with animals and livestock, with only two bills signed into law. **House Bill 391 (Chapter 46)** raises the penalty provided in Section 77-16-15 NMSA 1978 for conviction of leaving a gate open where livestock graze and, thus, risking losses to livestock owners. The fines, which previously ranged from \$5.00 to \$10.00, now range from \$250 to \$1,000. **Senate Bill 11 (Chapter 151)** enacts a new section of the Food Service Sanitation Act to give food service establishments the discretion to allow pet dogs in designated outdoor dining areas if certain requirements are met.

Related Bill

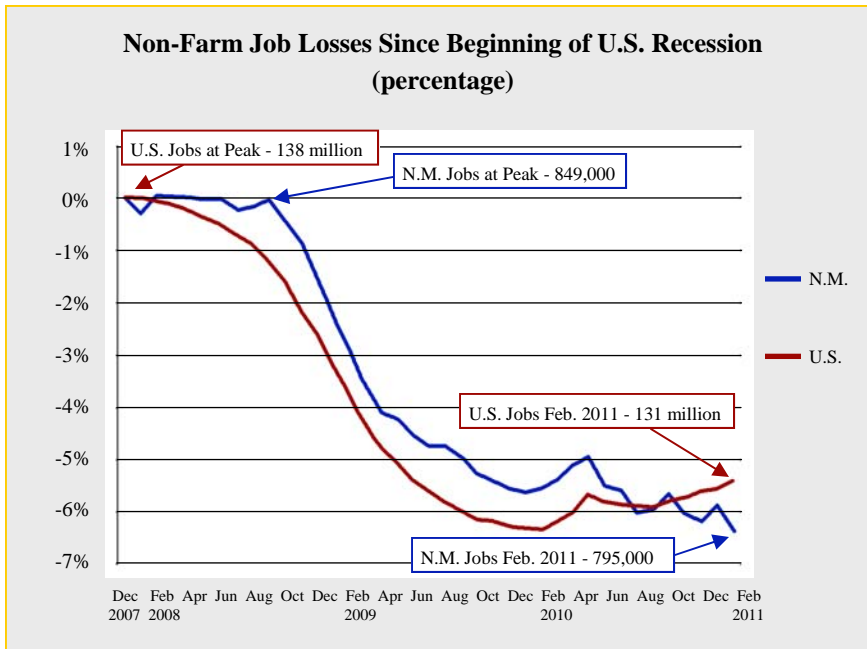
Senate Bill 552 - livestock gross receipts tax deduction - see *Taxation*

APPROPRIATIONS AND FINANCE

Economic Conditions

New Mexico is beginning to climb slowly out of a very deep economic recession. Since the summer of 2010, total taxable gross receipts have trended upward, although the construction sector continues to decline. Gross receipts tax collections are projected to grow by 6.5% in fiscal year (FY) 2011, with 3.8% of the rise due to growth in the base and 2.7% due to a 1/8-cent tax rate increase. Continuing economic recovery is projected to bring another 4% growth in FY 2012. But even with two years of growth and a tax increase, FY 2012 gross receipts tax collections will still be \$50 million below the FY 2008 peak of \$1.86 billion.

Oil prices hit bottom at \$39.00 per barrel in February 2009 and have risen steadily to stand at \$110 per barrel in April 2011. Oil- and gas-related revenues are projected to bottom out at \$800 million in FY 2011 and increase to \$853 million in FY 2012. These collections are still \$400 million short of the



peak of \$1.2 billion in FY 2008.

Although New Mexico's job losses show evidence of bottoming out, the state continued to lose jobs through February 2011, as shown in the chart at left. U.S. employment peaked at 138 million in December 2007, then steadily lost jobs through February 2010 to bottom out at 129 million and has added two million jobs since then. New Mexico employment held steady

at 849,000 through September 2008 despite the U.S. recession, but started to drop in October 2008 and continued to lose jobs through February 2011. New Mexico was one of only six states to have fewer jobs in February 2011 than in February 2010. Even if total non-farm employment grows as projected by 0.2% in FY 2011 and 1.0% in FY 2012, the state would only average 815,000 jobs – 33,000 fewer jobs in FY 2012 than the peak employment of 848,000 in FY 2008, or a loss of 4%.

Fiscal Year 2012 Budget Brings Balance Between Recurring Revenues and Expenditures

The trend upward in state revenues and substantial budget cuts made by the legislature during the 2009, 2010 and 2011 legislative sessions means that, for the first time in four years, the general fund operating budget for the upcoming fiscal year is balanced without the use of either substantial temporary federal funds or massive sweeps of state fund balances.

The state general fund operating budget peaked at \$6.1 billion in FY 2009 and has fallen steadily since. The budget impact of a steep decline in recurring general fund revenue from \$6.0 billion in FY 2008 to \$4.8 billion in FY 2010 was temporarily cushioned by using federal American Recovery and Reinvestment Act of 2009 (ARRA) funds, drawing down general fund reserves and sweeping balances in other state funds.

Substantial general fund budget surpluses in FY 2005 through FY 2008 tripled general fund reserves, as shown in the chart on the facing page, from \$245 million at the beginning of FY 2004 to \$735 million at the end of FY 2008. These reserves were then used to fund capital outlay expenditures across the state and were drawn down to help plug the operating budget gaps in subsequent years. General fund reserves are estimated at \$271 million as the state is set to begin FY 2012.

During the three budget years from FY 2009 through FY 2011, a total of \$1.13 billion in temporary ARRA funds and \$1.09 billion in general fund reserves and one-time sweeps of other state fund

balances were used to bolster recurring general fund revenues in financing the annual operating budgets in those years.

As the federal funds were exhausted and general fund reserves and other state fund balances were drastically reduced, and as the governor and many legislators ruled out tax increases, substantial budget cuts

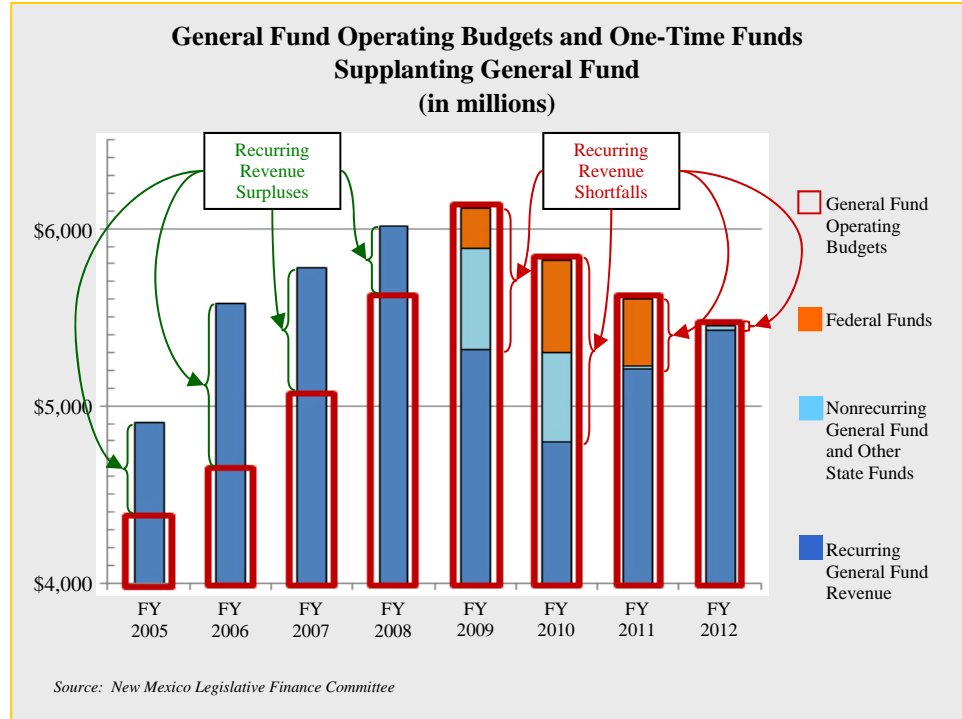
were necessary to bring the state's operating budget more in line with available recurring general fund revenues.

Since the 2009 budget peak, the legislature has cut the annual operating budget by \$663 million, or 11%, to arrive at the \$5.45 billion balanced budget for FY 2012.

Appropriations Bills, Revenue Enhancements and Tax Breaks

When combined, the following bills total \$5.43 billion in general fund appropriations for FY 2012: **House Appropriations and Finance Committee Substitute for House Bills 2, 3, 4, 5 and 6 (Chapter 179, p.v.)** (House Bill 2), which enacts the general appropriation act and covers the operations of state government and public school support; House Bill 1, which covers the operations of the legislature and associated agencies and is discussed fully under the *Special Appropriations Bills* subheading below; and House Bill 8, which makes a special appropriation for development training programs and is also discussed under the *Special Appropriations Bills* subheading. The general fund appropriations are supplemented with an appropriation in House Bill 2 of \$19.8 million from the tobacco settlement program fund pursuant to **House Bill 79 (Chapter 3)** to fund the FY 2012 operating budget of \$5.45 billion, down approximately \$150 million from the \$5.60 billion budget for FY 2011.

The FY 2012 recurring general fund appropriations are funded with \$5.39 billion from existing revenue sources, \$23.3 million from recurring revenue enhancements in House Taxation and Revenue Committee Substitute for House Bills 607 and 622, which is discussed in the *Taxation* section, and **Senate Finance Committee Substitute for Senate Bill 626 (Chapter 164)** and just \$11.4 million from the one-time sweep into the general fund of other state fund balances appropriations in House Bill 2 and special



appropriations bills. The general revenue enhancement bills are offset somewhat by four bills that decrease the recurring revenue to the general fund in FY 2012: House Bill 47, which is discussed in the *Education* section; and House Bill 273, Senate Bill 233 and Senate Bill 326, which are discussed in the *Taxation* section.

Projected FY 2012 recurring general fund revenue of \$5.41 billion is an increase of about \$250 million, or 4.8%, from FY 2011. The revenue growth in FY 2012 is on top of 7.6% revenue growth in FY 2011 over FY 2010. Approximately one-half of the FY 2011 revenue growth is due to revenue enhancement legislation enacted in the 2010 special session, with the remainder due to economic recovery. The projected revenue growth for FY 2012 is due primarily to a modest increase in gross receipts tax collections, the state's largest revenue source, and a substantial rebound in corporate and personal income taxes, which fell sharply with the economic downturn.

General Appropriation Act

The general appropriation act, House Bill 2, appropriates \$5.42 billion in general funds and \$20 million in other state funds for FY 2012. This appropriation is about \$150 million, or 3%, below the FY 2011 general appropriation act, which included \$380 million in temporary ARRA funds, as discussed above. Because of the need to replace the expiring federal funds and one-time state funds previously used to balance the budget, the amount of state recurring revenue appropriated by the general appropriation act for FY 2012 increased by \$228 million from FY 2011, although the total operating budget actually decreased.

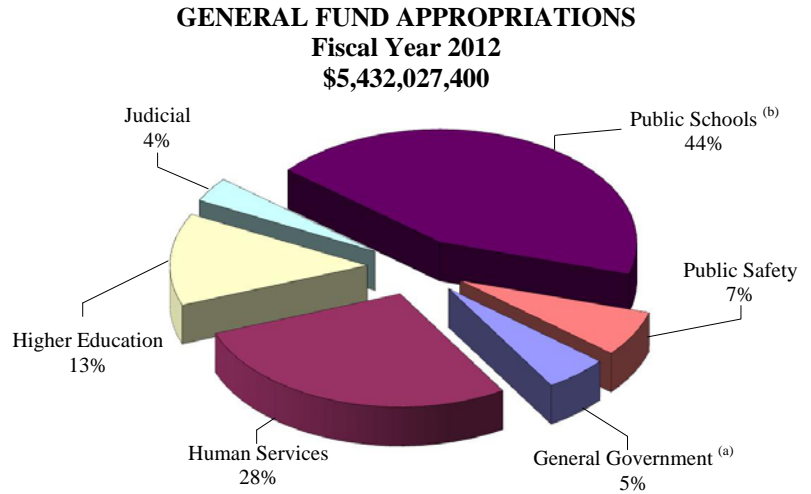
The \$2.37 billion appropriation in House Bill 2 for public schools in FY 2012, about 44% of the total general fund appropriations, is about \$62 million, or 2.6%, less than the FY 2011 budget. In FY 2011, state general fund appropriations were supplemented by \$89 million in temporary ARRA funds. In fashioning the FY 2012 public education budget, the legislature offset the lost \$89 million in federal funds used in that budget in FY 2011 with \$27 million in additional state general fund dollars and made the \$62 million in budget cuts, which are designed to have minimal impact on the classroom as they include shifting the responsibility for an employee's portion of educational retirement board contributions to the employee if the employee returns to work and directing the secretary of public education to manage spending reductions through audit activities and seeking cuts in non-instructional expenses.

House Bill 2 appropriates \$1.52 billion in recurring general fund and \$19.8 million in temporary tobacco program funds to the health, hospitals and human services sector of the state budget for FY 2012. This appropriation of tobacco program revenue was contingent on the passage of **House Bill 79 (Chapter 3)**, which directs 100% of the tobacco settlement payments, rather than the 50% under existing law, to the tobacco settlement program fund. Health, hospitals and human services account for about 28% of the state budget. The FY 2012 appropriation is about \$8 million more than was appropriated in FY 2011, which included \$280 million in ARRA funds and \$20 million from tobacco program funds. Therefore, although House Bill 2 appropriates \$288 million more in state funds, there is just \$8 million more in FY

2012 than in FY 2011 to serve a growing client population. To accommodate an anticipated 1.4% enrollment growth in medicaid and temporary assistance for needy families, additional cost containment actions will be necessary.

Higher education institutions and agencies across New Mexico receive \$716 million for FY 2012 in House Bill 2, approximately \$57 million, or 7%, less than the higher education operating budget for FY 2011, which included approximately \$11 million in federal funds. Higher education represents about 13% of the state budget. This \$57 million reduction in spending anticipates reductions in research and public service projects, an increase in tuition for all students and a reduction in out-of-state tuition waivers.

House Bill 2 appropriates \$354.6 million to the public safety portion of the state's budget, down about \$8 million from the FY 2011 budget. Approximately \$257 million of the public safety appropriations for FY 2012 are for the corrections department, which is about \$6 million less than this agency's budget for FY 2011. The FY 2012 appropriation for the department of public safety is about \$87 million, approximately \$1 million less than its FY 2011 operating budget.



^(a) Legislature, General Control, Commerce and Industry, Agriculture, Energy and Natural Resources
^(b) Other Education, Public School Support
 All appropriations adjusted for estimated impact of government-wide reductions in Section 10 of House Bill 2

The judicial branch of state government, which includes the supreme court, state district courts, district attorneys and related agencies, receives a general fund appropriation in House Bill 2 of \$191.6 million for FY 2011, down about 1.5% from FY 2011. House Bill 2 includes \$1 million from liquor excise tax revenues for statewide drug court programs and includes funding for an additional judgeship in the eighth judicial district, which covers a large portion of northeastern New Mexico.

The general government portion of the state government includes the legislature and state agencies dealing with commerce and industry; agriculture, energy and natural resources; and overall administration of state government. As shown in Table 2 in Appendix B, a wide array of elected officials' offices and state agencies are contained in this category. House Bill 2 appropriates \$266.7 million for the operation of these functions in FY 2012, down \$30 million, or 10%, from the FY 2011 budget of \$296.6 million.

Special and supplemental general fund appropriations in Sections 5 and 6 of House Bill 2 total \$20.9 million, including \$7 million in additional funds for medicaid, \$4.5 million to implement and maintain public education reforms and \$5.5 million for child care programs and programs for the

developmentally disabled.

Section 10 of House Bill 2 includes across-the-board spending *reductions* totaling \$52.7 million, which have been incorporated into the FY 2012 appropriations presented above. The lion's share of these reductions, \$49.7 million, comes from an extension of a 1.5 percentage point increase in the employee share of the contribution to the state retirement funds, first enacted in 2009 for FY 2010 and FY 2011, and adds an additional 1.75 percentage point increase in the employee share for FY 2012 with corresponding decreases in the state's share. (See the *Public Officers and Employees* section for a full description of House Appropriations and Finance Committee Substitute for House Bill 628, which enacts these contribution changes.) General fund appropriations for state agencies are reduced across the board by another \$3 million due to a decrease in state agencies' unemployment compensation assessments.

Section 12 of House Bill 2 increases the revenue available for expenditure in FY 2011 and FY 2012 by sweeping balances from various state funds or accounts into the general fund. A total of \$26 million from 11 state funds is transferred to the general fund for the purpose of meeting general fund appropriations for FY 2011 and beyond. Section 10 also directs that, during FY 2012, \$11.4 million be transferred to the general fund from the college affordability endowment fund (\$10 million) and certain transportation revenue bond administrative fee accounts of the New Mexico finance authority (NMFA) (\$1.4 million). A detailed accounting of these transfers appears in Table 2 of *Appendix B*.

Special Appropriations Bills

In addition to House Bill 2, two special appropriations bills that make substantial appropriations of general fund revenue were signed into law.

House Bill 1 (Chapter 1), commonly known as the "feed bill", appropriates \$10.8 million for FY 2011 and \$14.1 million for FY 2012 from the general fund and cash balances to various legislative agencies. The FY 2011 appropriation funds expenses of the 2011 legislature, legal and technical support related to redistricting in FY 2011 through FY 2013 and an extensible markup language database. The FY 2012 appropriation funds legislative offices and interim activities, including FY 2012 operating budgets of the legislative council service, legislative finance committee, legislative education study committee and the house and senate chief clerks' offices. Other FY 2012 appropriations include legislative session preparation, the statewide legislative internship program, expenses of the senate rules committee and the legislative information system.

House Bill 8 (Chapter 62) contains the annual appropriation for in-plant training. This year, the law makes an appropriation of \$1.25 million from the general fund for expenditure in FY 2011 and subsequent fiscal years.

Recurring General Fund Revenue Enhancement or Reduction Bills

Two bills passed that provide additional recurring general fund revenue necessary to balance the FY 2012 budget. House Taxation and Revenue Committee Substitute for House Bills 607 and 622, which is discussed fully in the *Taxation* section, limits to \$50 million the annual outflow of money from the

general fund to film production companies that can claim the film production tax credit, saving the state an estimated \$23.3 million in general fund revenue in FY 2012. Senate Finance Committee Substitute for Senate Bill 626, which is discussed in the *Health and Human Services* section, delays the previously scheduled increases in distributions from the fire protection fund to the fire protection grant fund. This increased distribution has been frozen since FY 2009. The effect of the delay is to increase recurring general fund revenue by \$1.3 million during FY 2012.

Four bills passed that provide tax breaks to New Mexico businesses and, therefore, reduce general fund revenue available to balance the FY 2012 budget or the budget in later years. (Full descriptions of these bills appear in the *Taxation* section.) Senate Finance Committee Substitute for Senate Corporations and Transportation Committee Substitute for Senate Bill 179 and House Taxation and Revenue Committee Substitute for House Bill 523 provide gross receipts tax and compensating tax deductions for certain locomotive fuel. This tax deduction, although potentially substantial, would not go into effect until FY 2014 and, therefore, has no effect on FY 2012 general revenue. Senate Bill 233 amends the definitions of the Alternative Energy Product Manufacturers Tax Credit Act to include products directly secreted by a single cell photosynthetic organism as eligible alternative energy sources. This tax credit is estimated to reduce FY 2012 general revenue by as much as \$500,000. House Bill 273 creates a new eligibility period between July 1, 2011 and June 30, 2015 for an existing research and development small business tax credit, while limiting the amount of credit that may be claimed to the sum of all gross receipts taxes or 50% of withholding taxes paid on behalf of employees and owners with no more than 5% ownership in the business. The extension of this tax credit is estimated to reduce general fund revenue by \$100,000 in FY 2012.

Senate Bill 326, also discussed in the *Taxation* section, authorizes the secretary of taxation and revenue to accept alternative evidence of the nontaxable status of a sale of tangible personal property, as specified by rule. This legislation is estimated to reduce general fund revenue by \$200,000 in FY 2012.

House Bill 47, which is discussed in the *Education* section, amends the Public School Finance Act to allow school districts and charter schools to carry forward all cash balances from the previous year, rather than limiting the amount a school district or charter school is able to carry forward to a percentage of the school district or charter school's budgeted expenditures. Cash balances revert to the general fund, and it is estimated that passage of this bill will result in a \$500,000 decrease in these reversions during FY 2012.

Capital Finance

Capital asset financing by the legislature is a combination of cash funding of brick and mortar projects across the state through the direct appropriation of state general fund balances; general obligation and severance tax bond proceeds; the provision of state matching funds to federally funded loan programs operated by state agencies; and the authorization for state or local governmental entities to borrow from the NMFA or authorization for the NMFA, the New Mexico renewable energy transmission authority, the

New Mexico mortgage finance authority or another state entity to issue bonds to finance projects from their own revenue streams. Projects typically include a wide array of facility and infrastructure projects, such as school and municipal buildings, libraries, recreation facilities and water and sewer projects.

► **Capital Outlay**

Cash-funded projects are typically referred to as "capital outlay" and are authorized in one or more pieces of legislation that appropriate project funding from general revenue balances or from the proceeds of New Mexico general obligation bonds or bonds backed by the state's severance tax collections.

The bill that would have been the sole capital outlay appropriation bill for the session, Senate Finance Committee Substitute for Senate Bill 218, did not pass; it died in the final minutes on the senate floor awaiting senate concurrence with house amendments. The bill would have funded \$238 million in projects across the state, including road repairs, critical infrastructure at higher education institutions, Indian water rights settlements, economic development projects under the Local Economic Development Act, new technology for the human services department to ensure the department can meet health care reform requirements and water and wastewater project completion to address the environment and public safety.

The only capital bill that passed both houses was **Senate Finance Committee Substitute for Senate Bill 373 (Chapter 183)**, which is not an appropriation of additional funds for capital projects but reauthorization of previously appropriated funds. The bill contains 123 reauthorizations, of which more than half are time extensions on project appropriations that would have expired in June of this year. More than one-third of the reauthorizations written were for entirely new projects. The remainder of the reauthorizations were written either to expand an original purpose or change the administering agency for the project. There were fewer overall reauthorizations in this bill than in the past, as many projects have been voided in bills signed into law since 2009, for which the funds were redirected to balance the state's operating budget.

► **New Mexico Finance Authority**

Three bills were signed into law that authorize the NMFA to finance certain projects around the state. **House Bill 53 (Chapter 23)** authorizes the NMFA to make loans from the public project revolving fund to specified entities for 142 public projects; **Senate Bill 20 (Chapter 18)** authorizes the NMFA, pursuant to the Statewide Economic Development Finance Act, to provide financing assistance from the economic development revolving fund for 13 specified private projects; and **House Bill 143 (Chapter 24)** authorizes the NMFA to make loans or grants from the water project fund for 49 projects. Lists of all projects receiving authorization in these bills appear in Tables 7, 8 and 9 in *Appendix B*.

House Bill 13 (Chapter 37) appropriates \$2 million from the public project revolving fund to the drinking water state revolving loan fund. This appropriation provides state matching funds for the federal Safe Drinking Water Act to carry out the purposes of the Drinking Water State Revolving Loan Fund Act and will generate approximately \$12.6 million in federal funding. The funds will capitalize a low-interest

loan program to finance water projects for eligible political subdivisions of the state.

Intercommunity water or natural gas supply associations or corporations organized pursuant to Chapter 3, Article 28 NMSA 1978 will now qualify for financing through the Water Project Finance Act with the passage of **House Bill 16 (Chapter 64)**. The bill expands the types of governmental entities that may receive funding and also clarifies that regional or local public water utility authorities created by statute and certain land grants-mercedes may also obtain funding from the water project fund.

The legislature took steps to make the economic development revolving fund a more useful economic development tool. Under current law, legislative authorization is needed before qualified entities can be considered for financial assistance from the economic development revolving fund. According to the NMFA, this requirement for prior legislative authorization reduces the effectiveness of the fund and inhibits the NMFA's ability to use the fund to advance economic development goals. **Senate Bill 454 (Chapter 150)** creates a temporary two-year suspension of the required legislative authorization and increases the reporting requirements by the NMFA to the NMFA oversight committee during the interim.

► **New Mexico Renewable Energy Transmission Authority**

Senate Bill 60 (Chapter 33) allows the New Mexico renewable energy transmission authority to issue bonds above, below and at par value rather than just at par; create separate accounts for individual projects; and move its funds from the state treasurer's office to a bank. These changes will provide the authority with more of the tools it needs in order to issue debt in the most advantageous manner to get renewable energy projects developed.

General Finance Provisions

Under current law, nonprofit organizations that donate money to governmental agencies must meet certain financial requirements, including, if the organization's gross annual income exceeds \$100,000, having an annual audit that meets generally accepted governmental auditing standards by an independent professional auditor. Because this sort of audit is quite expensive for smaller nonprofits, and because the \$100,000 threshold has not been revised since the law's original enactment in 1992, **House Bill 428 (Chapter 174)** raises the threshold amount to \$250,000 to adjust for inflation over the past 20 years and allow for some future inflation.

The current standard for investment of the tobacco settlement permanent fund is the same as for the land grant permanent funds pursuant to Chapter 6, Article 8 NMSA 1978. **House Bill 52 (Chapter 167)** changes the investment standard to that "in accordance with limitations in Article 12, Section 7 of the constitution of New Mexico". This change requires that the tobacco settlement permanent fund be invested with the same statutory limitations that currently exist on the investment of the land grant permanent funds under the Uniform Prudent Investor Act, but it does not require the tobacco settlement permanent fund to be invested in a mirror image of the land grant permanent funds. The tobacco settlement permanent fund is a reserve fund and is smaller than the land grant permanent funds, so

certain types of long-term investments made in the land grant permanent funds, such as private equity, real estate and hedge funds, may not be prudent for the tobacco settlement permanent fund.

Related Bills

House Bill 47 - school district nonreversion of cash balances - see *Education*

House Bill 122 - veterans' enterprise fund - see *Military and Veterans' Affairs*

House Bill 235 - veterans' national cemetery fund - see *Military and Veterans' Affairs*

House Bill 301 - New Mexico unit fund for federal water settlement - see *Water*

House Bill 322 - border project fund - see *Economic Development*

House Bill 353 - higher education endowment funds investment - see *Education*

House Bill 411 - state agency financial reports - see *State Government*

HAFC/House Bill 628 - public employee pension contribution increase - see *Public Officers and Employees*

Senate Bill 82 - state investment officer duties - see *State Government*

Senate Bill 86 - state investment council contingency fee attorney contracts - see *State Government*

SJC/Senate Bill 269 - educational retirement board investments - see *Public Officers and Employees*

Senate Bill 275 - local government investment pool - see *Local Government and Special Districts*

Senate Bill 278 - state treasurer duties - see *State Government*

Senate Bill 367 - local government permanent fund investments - see *Local Government and Special Districts*

Senate Bill 424 - New Mexico 9000 program enterprise fund - see *Economic Development*

Senate Bill 505 - fire protection fund use - see *Health and Human Services*

Senate Bill 520 - municipal corporation bond bid requirements - see *Local Government and Special Districts*

BUSINESS, FINANCIAL INSTITUTIONS AND INSURANCE

The legislature considered an assortment of bills related to the areas of business and consumer law, mindful of the importance of creating a business-friendly economic climate to create and retain more New Mexico jobs, while also protecting the interests of consumers.

Automobile retailers should benefit from the passage of **House Business and Industry Committee Substitute for House Bill 123 (Chapter 111)** and **Senate Judiciary Committee Substitute for Senate Bill 36 (Chapter 118)**, which set forth how manufacturers and distributors are required to reimburse automobile dealers for labor, parts and other expenses for warranty repairs. Dealership obligations to perform warranty work on a manufacturer's products as well as a schedule of compensation to be paid to the dealer for any warranty work must be specified, and the manufacturer's rate of compensation for warranty claims cannot be less than the rates charged by the dealer for similar service to retail customers for non-warranty service and repairs. The law also provides deadlines for invoicing by dealerships and payment by manufacturers.

Two bills passed relating to real estate. Although **Senate Public Affairs Committee Substitute for Senate Bill 54 (Chapter 19)** started out to add members to the real estate appraisal board, in its final form, membership on the board remains at seven. Instead, the law clarifies that appointment of members is by the governor and that a member may be in the business of appraisal management. A temporary provision creates a staggered term for an appraisal management company member. The Uniform

Assignment of Rents Act, enacted in **House Bill 199 (Chapter 141)**, answers the question of who should receive rent payments when a creditor takes a mortgage or deed of trust on real property. The act provides a statutory procedure for a creditor to take a security interest in proceeds from real property. It also provides for notice to tenants clarifying to whom rent payments should be made and will help avoid a problem with tenants paying the wrong party and being required to make double payments.

Two bills affecting the construction industry were signed into law. **House Bill 64 (Chapter 28)** requires that litigation or alternative dispute resolution proceedings arising from construction contracts for work in New Mexico occur in New Mexico. **House Bill 167 (Chapter 169)** prohibits the construction industries commission from adopting any rule that would require fire suppression systems, or indoor sprinkler systems, in detached one- and two-family dwellings and multiple single-family dwellings under three stories in height.

The legislature also passed a bill to allow for better oversight of consumer lending practices. In 2007, the legislature passed legislation that limited interest rates and fees for payday loans. Since that time, some small loan companies have changed their business model to enable them to continue making small loans at annual interest rates exceeding 1,400%. **House Business and Industry Committee Substitute for House Bill 337 (Chapter 105)** requires a small loan licensee to submit annually to the financial institutions division of the regulation and licensing department a report describing all of the licensee's loan products and aggregated data regarding loans made during the calendar year. The division, in turn, is required to submit an annual report to the legislature regarding the small loan industry in New Mexico. This information may then establish whether additional restrictions should be imposed on the small loan industry in order to protect New Mexico residents from predatory loan practices.

The legislature acted to update the New Mexico Insurance Code with a number of technical and "clean-up" bills. **Senate Bill 198 (Chapter 127)** amends several sections of the code concerning hearing procedures, examinations for licensure, a new fee structure for certain licenses, the types of insurance regulated under the code and related matters. **Senate Bill 393 (Chapter 136)** updates the code by expanding the scope of consumer electronic products that are covered by the limited license agent provision so that limited license agents can now sell insurance on any portable electronic device. **Senate Bill 41 (Chapter 120)** amends the Public School Insurance Authority Act to allow liability insurance coverage for health care student interns currently enrolled in health care instructional programs. **Senate Bill 260 (Chapter 128)** prohibits dental insurance plans from requiring participating network dentists from accepting negotiated fee allowances on noncovered dental services.

Senate Corporations and Transportation Committee Substitute for Senate Bill 250 (Chapter 156) is New Mexico's response to the federal Nonadmitted and Reinsurance Reform Act, which is part of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act. The bill contains amendments to the New Mexico Insurance Code that are necessary to comply with the new federal law concerning how premium taxes are collected from surplus lines brokers and insurers, which provide

property and casualty insurance primarily to businesses that cannot find insurance in the standard insurance markets, and how the taxes are allocated among the states. The bill also enacts the Surplus Lines Insurance Multistate Compliance Compact, which is authorized by the federal law for the purpose of allocating the premium taxes collected from surplus lines brokers and insurers.

Related Bills

House Bill 273 - research and development small business tax credit - see *Taxation*

House Bill 315 - New Mexico wine facilities production - see *Alcohol and Gaming*

Senate Bill 11 - pet dogs permitted in restaurants - see *Animals and Livestock*

SPAC/Senate Bill 89 - employer health insurance purchasing cooperatives - see *Health and Human Services*

SJC/SPAC/Senate Bills 208 and 499 - health insurance rate review - see *Health and Human Services*

Senate Bill 326 - nontaxable transaction certificate alternative evidence - see *Taxation*

SPAC/Senate Bill 385 - oral anticancer medication copayments - see *Health and Human Services*

Senate Bill 424 - New Mexico 9000 program enterprise fund - see *Economic Development*

SCORC/Senate Bill 546 - Domestic Winery and Small Brewery Act amendments - see *Alcohol and Gaming*

CHILDREN AND FAMILIES

Four bills were signed into law this session that increase protections for children and families. Senate Public Affairs Committee Substitute for Senate Bill 574, which is discussed in the *Public Officers and Employees* section, requires background checks for certain state employees and supervisors who have direct contact with children. House Bill 196, which is discussed in the *Courts* section, provides alternative means by which child witnesses may testify for court proceedings, and Senate Bill 284, also discussed in the *Courts* section, provides New Mexico courts a basis for enforcing family support orders from certain foreign countries.

Senate Bill 285 (Chapter 130) amends the Child Placement Agency Licensing Act to differentiate between and clarify the appeal rights of foster homes and the child placement agencies that license foster homes. It codifies in statute the ability of the children, youth and families department and child placement agencies to deny, revoke, suspend or refuse to renew a license to operate as a foster home and identifies appeal rights that are currently only found in regulation. Because the act had not been updated since its enactment in 1981, the bill also brings the law into alignment with current practices at the children, youth and families department.

Related Bills

House Bill 196 - Uniform Child Witness Protective Measures Act - see *Courts*

SJC/Senate Bill 9 - under 18 driver's license instructional permit requirements - see *Motor Vehicles and Transportation*

Senate Bill 77 - law enforcement child abuse incident training - see *Law Enforcement and Public Safety*

Senate Bill 284 - Uniform Interstate Family Support Act - see *Courts*

SPAC/Senate Bill 574 - direct child contact employee background checks - see *Public Officers and Employees*

CONSTITUTIONAL AMENDMENTS

Although 35 joint resolutions proposing amendments to the constitution of New Mexico were introduced during the session, only one managed to pass both houses of the legislature, and the amendment it proposes will appear on the 2012 general election ballot. The legislative council service publishes an analysis of, and arguments for and against, proposed constitutional amendments prior to the election in which they appear on the ballot. The publication will be available in the summer of 2012.

House Joint Resolution 18 (C.A. 1) proposes the addition of a municipal judge and a citizen who is not a justice, judge or lawyer to the judicial standards commission. The proposed amendment would increase the size of the commission from 11 to 13 members. House Bill 285, which was vetoed by the governor, would have implemented this change if the voters approve the constitutional amendment.

CORRECTIONS

Two of four bills relating to corrections that passed the legislature survived a veto. One provides that the local government corrections fee is paid to counties to assist with jail costs, and the other updates the obligation of local governments to visit and inspect their jails.

Local government corrections fees collected from persons convicted in metropolitan or magistrate court will now be distributed only to counties to be used for costs associated with jail and detention facilities. **House Bill 417 (Chapter 173)** eliminates provisions that allowed a municipality in a county with a metropolitan court to receive payment from those fees. The bill addresses a problem in Bernalillo county, where the city of Albuquerque was receiving the majority of the fees collected in the county and yet was contributing nothing toward the costs of the metropolitan detention center, which is funded by the county.

An 1865 law regarding inspections of jails by local governing bodies is repealed in **House Judiciary Committee Substitute for House Bill 426 (Chapter 142)** and replaced with a new law that requires governing bodies of counties and municipalities to conduct an annual site visit to jails and detention centers in their respective jurisdictions and to inspect overall conditions. The repealed law required detailed reports to the district court at least twice a year and information on each inmate, and it allowed the district attorney to sue the jail facility.

COURTS

A new judgeship in the eighth judicial district was created during the session, and more flexibility in determining how to cover a less populated county was provided to the ninth judicial district. A uniform bill that protects child witnesses when they testify was also enacted, and the Uniform Interstate Family Support Act was amended to allow recognition and enforcement of foreign support orders from

countries that are parties to the Hague Convention. Three bills that were designed to assist the courts with the costs of operation were vetoed: House Bill 151, allowing enforcement of district court judgments that include fines, fees and costs in the same manner as civil judgments; Senate Bill 166, increasing docket fees in appellate courts to help pay the costs of appellate transcripts in some indigent cases; and Senate Bill 277, increasing a fee imposed on traffic citations that supports the operations of magistrate courts.

Despite a shortage of judges statewide, only one new judgeship is created in **House Bill 188 (Chapter 41)**. This additional judgeship in the eighth judicial district is deemed critical for a district operating at less than half the number of judges needed to meet constitutional and statutory duties. **Senate Bill 56 (Chapter 20)** provides more flexibility to the ninth judicial district by allowing a judge, designated by the court, to maintain a principal office in Roosevelt county rather than requiring the judge of division three to do so.

The Uniform Child Witness Protective Measures Act, enacted in **House Bill 196 (Chapter 98)**, gives judges authority to allow a child to testify other than in an open courtroom to protect the child witness from the emotional trauma that may be associated with giving testimony. If a judge determines in a criminal case that an alleged victim would suffer serious emotional trauma that would substantially impair the ability to communicate or, in a noncriminal case, that it would be in the best interest of the child, the child may testify in an alternative manner, and the testimony may be taken by alternative means, such as videotaping. The act mirrors New Mexico Supreme Court Rule 5-504, which protects the constitutional rights of the accused in criminal cases.

The Uniform Interstate Family Support Act was enacted in 1994 to provide a basis in New Mexico for courts to recognize, modify and enforce child support orders issued by courts in other states. In 2007, the United States signed the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance, which was ratified by the United States in 2010. **Senate Bill 284 (Chapter 159)** amends the Uniform Interstate Family Support Act to provide a basis in New Mexico for the registration, recognition, enforcement and modification of foreign support orders from countries that are parties to the Hague Convention.

Related Bills

House Bill 181 - deceased service members removed from jury list - see *Military and Veterans' Affairs*

House Joint Resolution 18 - judicial standards commission membership increase - see *Constitutional Amendments*

Senate Bill 146 - uniform acts omnibus bill - see *Probate and Guardianship*

CRIMINAL LAW

"Katie's Law", enacted in 2006, was expanded during the session to include collection of DNA samples from all persons arrested for the commission of a felony, but a finding of probable cause is now required before a sample may be analyzed. Synthetic drugs that purportedly emulate the effects of

marijuana and methamphetamine are now illegal, and domestic violence victims are not required to pay the costs of photographic evidence relating to the abuse. House Judiciary Committee Substitute for House Bill 298, a sex offender registration bill that required, among other things, the registration of sex offenders convicted in other nations, the addresses of locations where a sex offender spends at least 30 days a year, the disclosure of emails and monikers used on social networking sites and the registration of additional crimes, was vetoed, despite its unanimous passage through both houses of the legislature.

Katie's Law requires the collection of DNA samples from persons arrested for the commission of certain felonies. **Senate Bill 365 (Chapter 84)** expands the law to include collection of DNA samples from persons arrested for the commission of any felony. During its passage through the legislature, there was considerable debate on the validity of an arrest that would require collection of a sample and on the expungement of certain criminal records. Members of the house and senate formed a conference committee to address these issues and agreed to include a requirement that DNA samples be analyzed only if there is a finding of probable cause for the arrest, the arrest was made upon a warrant for the commission of a felony or the defendant was released and failed to appear for a scheduled hearing.

There has been a recent nationwide influx of synthetic drugs that are advertised as emulating the effects of marijuana and methamphetamine. These drugs have been shown to have detrimental health effects on users, especially minors. With the passage of **Senate Bill 134 (Chapter 16)**, these drugs are now controlled substances in New Mexico. The law adds the chemical components of these synthetic drugs to the list of hallucinogenic substances in Schedule I of the Controlled Substances Act. It also makes the distribution and possession of these substances a crime, and if the person in possession is a minor, the minor is punished by a fine or community service for the first two offenses and subject to the Children's Code as a delinquent offender for a third or subsequent offense.

Under current law, victims of domestic abuse do not pay filing fees or other costs relating to the prosecution of domestic abuse. **Senate Bill 110 (Chapter 8)** provides further that costs associated with photographic evidence of domestic abuse cannot be charged to the victim.

ECONOMIC DEVELOPMENT

In an effort to support New Mexico industry and develop new job opportunities, the legislature enacted laws to protect the integrity of New Mexico Chile and gave new powers to the border authority so that it can better finance projects and perform its duties. The economic development department was provided with a dedicated fund with which to operate a program to provide a business certification that is a basic requirement for many international and government contracts, thus helping local businesses compete in an increasingly global economy.

House Judiciary Committee Substitute for House Bill 485 (Chapter 57) enacts the New Mexico Chile Advertising Act, which makes it unlawful for a person to knowingly advertise, describe, label or offer

for sale chile peppers or products containing chile peppers as being or containing New Mexico chile peppers unless the chile peppers were grown in New Mexico. "Chile pepper" is defined as the fruit from *Capsicum annuum*. The board of regents of New Mexico state university is authorized to enforce the act, through the New Mexico department of agriculture, and to adopt rules, issue cease and desist orders and inspect and audit purchase and sales records of businesses involving chile peppers. In addition to any other remedy at law, which could include the Unfair Practices Act, the board of regents is authorized to seek injunctive relief in district court.

The border authority assumes additional powers and duties relating to projects under amendments to the Border Development Act in **House Bill 322 (Chapter 59)**. The law creates the border project fund and allows the authority to make grants and loans from the fund to political subdivisions for projects. The authority also may enter into agreements with the federal government for the operation, expansion and improvement of federal border facilities and may enter into joint ventures with private entities for the operation of projects.

Senate Bill 424 (Chapter 79) authorizes the creation of the New Mexico 9000 program enterprise fund to support and maintain the New Mexico 9000 program, which helps New Mexico businesses obtain international organization for standardization certification. Money in the fund, including fees paid by program participants, appropriations, gifts, grants and donations, is appropriated to the economic development department to implement and maintain the program. The fund is to be used for expenses associated with training, auditing and certification, as well as expenses associated with administering the program and supporting participating New Mexico businesses as they obtain and maintain their certification.

Related Bills

Senate Bill 20 - NMFA economic development revolving fund projects - see *Appropriations and Finance*

Senate Bill 454 - economic development revolving fund project authorization requirement - see *Appropriations and Finance*

EDUCATION

Consideration of bills related to public education and higher education always take a central role in each legislative session, even during years with scarce resources and few bills introduced. Of the record low number of bills, approximately 200, or 16.5%, could be described as "education related". Also, the new governor brought her perspective to the legislature's deliberations about education.

The new administration had three primary education reform bills it supported during the 2011 session. Two of the bills, House Education Committee Substitute for House Bills 21 and 100, which would have limited further social promotion, and Senate Finance Committee Substitute for Senate Education Committee Substitute for Senate Bill 502, which would have instituted a process for teacher and principal evaluations, died on their opposite floors when the session ended. The bill that passed

requires the public education department to rate schools on an A through F grading system.

Early Childhood Education

Recognizing the link between early childhood education and student success, the United States congress in 2007 enacted the federal Improving Head Start for School Readiness Act, which requires states to fulfill certain duties related to early childhood care and education in order to qualify for federal funding. To use the available federal funding fully, better coordinate New Mexico's various early childhood care and education systems and provide funding to early childhood care and education providers, the legislature passed **Senate Bill 120 (Chapter 123)**, the Early Childhood Care and Education Act. The act establishes a state early learning advisory council, designates it as the council required pursuant to the federal act and sets forth its duties, including making recommendations on the most efficient and effective way to spend federal and state money on early childhood care and education and making future recommendations on how to coordinate and align the early childhood care and education in the state to better provide services to New Mexico families.

Two bills from the session address pre-kindergarten programs. **Senate Bill 167 (Chapter 126)** enacts a new section of the Pre-Kindergarten Act to require that any money appropriated for pre-kindergarten programs be divided equally between the public education department and the children, youth and families department. The equal funding split seeks to maintain a mixed delivery system that uses both private providers and public school settings for pre-kindergarten programs. **Senate Education Committee Substitute for Senate Bill 605 (Chapter 140)** amends the act to expand the number of private providers eligible to offer pre-kindergarten services by removing the requirement limiting services to those communities with the highest percentage of schools not meeting the federal adequate yearly progress (AYP) requirement. The amendment allows pre-kindergarten services to be provided by public schools or eligible private providers in communities with public elementary schools that are designated as Title I schools and that have at least 66% of the children being served living within the school's attendance zone.

Currently, if a child who receives services from the department of health's family infant toddler (FIT) program has a third birthday during the school year, the parent has the option of having the child complete the school year in the FIT program or enrolling the child in a public school's preschool program. **Senate Bill 330 (Chapter 166)** eliminates that option. The federal Individuals with Disabilities Education Act (IDEA) funds children with disabilities through IDEA part C; once they reach the age of three, they transition to preschool special education, which is IDEA part B. While the FIT program provides early intervention to children over three, IDEA part C pays only until the child's third birthday. The department of health has been using ARRA money to serve children over the age of three who remain in the FIT program, but that funding will run out in September 2011. Currently, the majority of three-year-olds who transition out of the FIT program enter IDEA part B preschool programs in the fall; with the change in law, they will be transitioning throughout the year. This change may have a significant impact on school district budgets as well as the classroom. Chapter 166 is estimated to reduce general fund

expenditures for the FIT program by approximately \$1.6 million; however, the fiscal impact reports indicate it may negatively affect public school funding by approximately \$7.7 million.

Public Education

According to national experts, low reading achievement, more than any other factor, is the root cause of chronically low-performing students and schools. The ability to read is the fundamental skill upon which formal education depends, and it is therefore vital that teachers be trained properly to teach reading. Over the last several years, the legislative education study committee has endorsed several measures aimed at improving teacher quality and student success, particularly in reading. One of the outcomes of the committee's work, **House Bill 74 (Chapter 95)**, requires that beginning January 1, 2013, candidates for a level one or alternative level one license to teach elementary school must pass a rigorous assessment of the candidate's knowledge of the science of teaching reading.

New Mexico law provides that if a public school has failed to make AYP for five consecutive years, the school district may recommend that the school be reopened as a state-chartered charter school. **House Bill 97 (Chapter 66)** gives enrollment preference in that situation to those students in the newly converted charter school, as well as their siblings who were enrolled at the time of the school's conversion. Another law that changes provisions of New Mexico law relative to the federal No Child Left Behind Act of 2001 (NCLB) is **House Bill 115 (Chapter 32)**. NCLB requires each Title I school that has failed to make AYP for three consecutive years to use a portion of its Title I funds to provide supplemental educational services to Title I-eligible students. Services may be provided by the school district or by private providers, and the NCLB requires that the services be high quality, research-based and specifically designed to increase student academic achievement. Some school districts have expressed concern about the lack of consistency between their instructional programs and the tutoring services offered by providers, even though public education department rules require them to be consistent. Chapter 32 requires that documentation be included in provider applications that the tutoring service is consistent with school district instructional programming. The department must adopt rules to specify what documentation will be acceptable. The law also requires the department to establish a range of rates that supplemental educational services providers may charge.

Corporal punishment and bullying were both topics of successful legislation this year. **House Bill 172 (Chapter 97)** prohibits corporal punishment as a disciplinary sanction in all public schools, and with the enactment of **Senate Bill 78 (Chapter 50)**, the public education department must establish guidelines for bullying prevention policies, which local school boards must promulgate by August 2011. Every public school must implement a bullying prevention program by August 2012.

Senate Bill 141 (Chapter 87) eliminates the requirement that the public education department approve school district independent auditors. The department retains approval for state-chartered charter schools because both the governmental accounting standards board and the state auditor consider them to be a component part of the department.

In 2009, the legislature changed the school year and length of school day statute to a flat 180 instructional days, exclusive of any release time for in-service training. Days or parts of days lost to weather or other causes had to be made up so that students were given a full instructional year. The next year, the legislature suspended the law as part of its response to the fiscal crisis. Passed and signed into law this year, **Senate Bill 145 (Chapter 154)** returns the school year and length of school day back to its pre-2009 requirement of 1,080 hours per year for grades seven through 12. This change means that a school district can offer the required hours in a calendar consisting of less or more than 180 days.

To provide consistency in grading for students beyond the primary years, **Senate Bill 272 (Chapter 54)** amends the Public School Code to add grades three and four to the standardized, A-B-C-D-F grading system currently required for grades five through 12.

Senate Bill 290 (Chapter 146) amends the Compulsory School Attendance Law to clarify the definition of an "habitual truant" as a student who has accumulated the equivalent of 10 days or more of unexcused absences. The clarification, however, does not affect current practice because the public education department collects and reports truancy data based on days, not singular absences.

Reflecting advances in educational technology that have occurred since the act first became law in 1994, **Senate Bill 331 (Chapter 149)** amends the Education Technology Equipment Act to expand and modernize the definition of "education technology equipment" and to include a general obligation lease among the types of debt that a school district may incur to acquire education technology equipment pursuant to the act.

House Bill 310 (Chapter 114) requires publishers of instructional materials on the multiple list to provide the materials in both written and electronic formats.

Introduced as a financial solvency measure, **Senate Bill 360 (Chapter 161)** suspends the requirement that school districts administer certain student assessments for the 2011-2012 school year. The major assessment that will be suspended is the high school graduation examination, which means next year's graduates will not have to be tested for the state's new, more rigorous "diploma of excellence".

Senate Bill 361 (Chapter 36) allows for a subject-area examination as an alternative to subject-area credit hours for an alternative level one license. An alternative licensee is allowed two years from the time the licensee begins teaching to complete at least 12 semester hours of instruction in teaching principles in a program approved by the public education department.

The school reform supported by the new administration that did pass and was signed into law, **Senate Bill 427 (Chapter 10)**, the A-B-C-D-F Schools Rating Act, is modeled on a similar Florida law. The act provides that beginning with the 2011-2012 school year, public schools will be rated annually by the public education department and given a letter grade of A, B, C, D or F based on criteria established by the department after consultation with the secretary's superintendents' council. For all grade levels in public schools, factors must include student proficiency and student growth in reading and mathematics, including growth of the lowest twenty-fifth percentile of students. High school factors include additional

academic indicators.

If a public school has been rated D or F for two consecutive years, the department must ensure that a local school board or governing body of a charter school is prioritizing its resources toward proven programs and methods linked to student achievement until the public school earns a grade of C or better for two consecutive years.

Enactment of Chapter 10 meets the General Appropriation Act of 2011 contingency to release a \$2.5 million special appropriation "[f]or the governor's educational reforms and initiatives", which was "contingent on enactment of House Bill 21 or similar legislation [for] providing technical assistance to low performing schools...".

Education bills received their share of this year's vetoes, but one bill in particular deserves special mention because the governor indicated she would essentially implement the provisions of the bill administratively. Senate Bill 314 proposed to amend the Public School Code to require that school districts and charter schools that evaluate students with disorders consider 11 factors specific to autism spectrum disorder when developing the student's special education program. The bill also added to the Public School Code a definition of "autism spectrum disorder" in the section listing special education definitions.

In her veto message, the governor expressed concerns that the bill's definition of autism spectrum disorder does not align with the federal definition and indicated that she will require the public education department to codify in rule by July 2011 that school districts and state-chartered charter schools must use the 11 areas outlined in the bill to evaluate and develop an individual education plan for a student with autism spectrum disorder. She also pledged to collaborate to develop legislation for consideration by the 2012 legislature to be certain that the state's definition of autism spectrum disorder aligns with federal definitions and is broad enough to ensure that these students are diagnosed properly and receive the education services they need.

Public School Finance

House Bill 47 (Chapter 39) allows school districts to keep their cash balances for emergencies or operational expenses. Before 2003, school districts were allowed to keep their cash balances for such things as opening new schools; improving library collections; augmenting purchase costs for expensive adoptions of instructional materials, such as language arts and science; and emergencies. That year, at the behest of the new governor, the law was changed to require that cash balances revert to the general fund. The section has been amended several times since to increase the amount of cash balances a school district may retain. Chapter 39 returns the law to its pre-2003 state. As introduced, the bill would have applied to FY 2012 and beyond, but the house education committee amended the bill to change the applicability to FY 2011 and subsequent school years; the committee also added an emergency clause, which was sustained through both houses.

To provide increased financial oversight of school districts and charter schools, **House Bill 252 (Chapter 12)** requires school district superintendents and financial managers of charter schools to report

quarterly on the financial position of their school district or charter school to their local school board or governing body, as applicable. Under the new law, the public education department must establish standardized reporting forms and must post the quarterly reports on the school district or charter school web page. In addition to the reporting requirement, the bill provides additional financial oversight of New Mexico's public schools by directing the public education department to promulgate rules governing the use of credit cards for procurement, travel and gas by school districts and charter schools.

House Bill 289 (Chapter 70) amends the Public School Finance Act to change the December school district reporting date from the second Wednesday of December to December 1 or the first working day in December and defines the term "working day" to mean every calendar day excluding Saturdays, Sundays and legal holidays.

To ensure that New Mexico receives all federal funding to which it is entitled for providing free and reduced-fee meals to students and, more importantly, to be certain that students begin the school day prepared to learn, **Senate Bill 144 (Chapter 35)** requires school districts and charter schools to establish a free breakfast program for all students attending elementary schools in which 85% or more of the students are eligible for the free or reduced-fee lunch program under the federal National School Lunch Act of 1946, unless the school or district can demonstrate that the establishment and operation of such a program will result in undue financial hardship. Schools that fall below the 85% level may establish a free school breakfast program if they so choose. The bill also establishes priorities for reimbursement under the program and clarifies that time used to serve and eat the breakfast is part of the school day, provided that instruction occurs simultaneously.

Charter Schools

House Bill 113 (Chapter 11) responds to concerns brought to the public school capital outlay oversight task force and the legislative education study committee during the 2010 interim. This measure amends the Public School Capital Improvements Act, sometimes called "SB 9" or "the two-mill levy", and the Public School Buildings Act, sometimes called "HB 33", to require charter schools that receive their respective share of a local district's levy or levies to report anticipated and actual expenditure of distributions made pursuant to those statutes to the public education department. The bill also requires the department to review the report, advise the charter school if, in its opinion, the proposed expenditure is consistent with the law and provide a copy of the report to the local district.

Another bill endorsed by both the public school capital outlay oversight task force and the legislative education study committee, **House Education Committee Substitute for House Bill 283 (Chapter 69)**, amends current statute to allow school districts to lease school facilities to charter schools without requiring state board of finance approval to encourage school district-charter school cooperation. The bill also requires that, after July 1, 2011, a new charter school may not open and an existing charter school may not relocate unless the facilities of the new or relocated charter school have a New Mexico condition index score equal to or better than the average condition for all New Mexico public schools for

that year or the charter school demonstrates the way in which the facilities will achieve such a rating within 18 months of occupancy. In addition, the bill requires public school facilities authority approval for a lease-purchase agreement and prohibits a school district or charter school from applying for lease payment assistance to pay for a lease-purchase agreement unless it has such approval.

Because the number of charter schools in New Mexico has risen dramatically in the past decade, thus increasing the need for additional oversight of charter schools and clarity in the chartering process, the legislature passed and the governor signed into law several bills related to charter school oversight issues. One of those bills, **Senate Bill 446 (Chapter 14)**, amends and enacts new sections in the Charter Schools Act requiring a new form of charter school contract between the charter school and its chartering authority, delineating more clearly the roles and responsibilities of both the schools and the chartering authority, establishing conflict-of-interest procedures for charter school governing bodies and creating an annual evaluation process for charter schools. To clarify the chartering process, the bill sets forth the contents of a charter school application, requires inclusion of specific performance indicators in the charter contract and provides time frames for submittal of the charter school application, as well as approval of the now-required contract. The bill also sets forth the chartering authority's responsibilities and duties, including establishment of a charter school closure protocol, and mandates annual reporting by the public education department's charter schools division to the governor and the legislative education and legislative finance committees.

Higher Education

In 2009, the state adopted the Uniform Prudent Management of Institutional Funds Act, which applies not only the prudent investor rule but also additional investment standards to institutional funds. Endowments for higher educational purposes fall within the coverage of that act. **House Bill 353 (Chapter 44)** amends statutes pertaining to the higher education endowment fund and to the investment of endowment funds to update investment standards to include the Uniform Prudent Management of Institutional Funds Act standards.

Senate Bill 133 (Chapter 76) requires the health sciences center at the university of New Mexico to study the feasibility of creating a program to allow recipients of bachelor of arts degrees to matriculate directly to dental school to work toward a doctorate in dental science or dental surgery. This program would be similar to the existing "BA-MD" program that allows recipients of bachelor of arts degrees to matriculate directly to medical school. The bill directs the vice president of the university of New Mexico's health sciences center to present the results of that study to the interim legislative health and human services committee by September 1, 2011.

Related Bills

House Bill 14 - military children enrollment priority - see *Military and Veterans' Affairs*

House Bill 129 - return-to-work educational retiree contributions - see *Public Officers and Employees*

House Bill 394 - student organization raffles - see *Alcohol and Gaming*

Senate Bill 41 - health care student intern liability insurance coverage - see *Business, Financial Institutions*

and Insurance

Senate Bill 327 - sunshine portal school district information - see *Open Records*

Senate Bill 329 - educational retirement board ex-officio member designees - see *Public Officers and Employees*

Senate Joint Resolution 11 - Los Lunas public school district property transfer - see *State Government*

ELECTIONS

Election-related legislation that passed during the session and was signed into law addressed issues ranging from conservancy district elections to redistricting for statewide and national offices and included significant amendments to the Election Code.

A major cleanup of several articles of the Election Code was enacted into law with the passage of **Senate Bill 403 (Chapter 137)**. In addition to standardizing language and election procedures, the bill addresses several inconsistencies in the law, clarifies who can be an election observer and changes the date of primary elections to the first Tuesday after the first Monday in June of even-numbered years. Also of note is the formation of the interim redistricting committee, which is created by **Senate Bill 408 (Chapter 185)** and will begin the process of redistricting the state's congressional, public regulation commission, public education commission, senate and house of representatives districts in the summer of 2011. **Senate Bill 337 (Chapter 131)** allows the consolidation of precincts into one polling place, or "vote center", for primary and general elections. Like early voting sites, consolidated precincts will allow a voter to vote at any polling location in the county.

In addition to increasing the maximum size of certain conservancy districts from 140,000 acres to 145,000 acres, **House Bill 358 (Chapter 72)** cleans up antiquated language regarding wives of electors, deletes the requirement for the conservancy district secretary to mail out statements showing the number of irrigable acres owned by each landowner in each voting precinct, changes the entitlement to vote for district precinct elections to landowners owning irrigable property for at least five months preceding the election and, for at-large directors, changes the ownership period from one month to a minimum of two months. It also eliminates a provision that allows candidates to run without having a nominating petition if no other person files to run within the time prescribed for filing. The bill gives the board of directors the ability to determine compensation of directors, provided that no director receives an increase during the term for which the director was elected.

Related Bill

House Bill 42 - rural electric cooperative proxy and mail-in ballots - see *Utilities*

EMPLOYMENT AND LABOR

The state continues to suffer the effects of a global and national recession and revenue shortfalls. With shortages projected, the legislature tried to increase revenue for the funds that help workers through

periods of unemployment.

In order to address an impending critical shortage in the state's unemployment compensation fund, **House Consumer and Public Affairs Committee Substitute for House Bill 59 (Chapter 184, p.v.)**, as passed, would have raised the employer contribution rate from Schedule 1 to Schedule 3 for calendar year 2012, an increase of about 70% for the average employer. The governor line-item vetoed that provision in the bill but left others intact, including a reduction in the dependency benefit; a prohibition against full-time students collecting unemployment benefits unless they are actively looking for employment; and a provision that extended benefits, which are 100% federally funded, will no longer be available when the federal law that currently provides those benefits expires. The governor's partial veto, however, makes it unclear what contribution schedule is applicable to employers.

Related Bills

House Bill 8 - in-plant training special appropriation - see *Appropriations and Finance*

SPAC/Senate Bill 89 - employer health insurance purchasing cooperatives - see *Health and Human Services*

ENERGY, ENVIRONMENT AND NATURAL RESOURCES

While the session started out looking like it might be an active one for alternative energy bills, those measures failed; what was eventually passed and signed into law were bills to bring New Mexico into compliance with federal surface mining policy and to tweak permit provisions in the Solid Waste Act.

Amendments to the Abandoned Mine Reclamation Act in **House Bill 40 (Chapter 65)** bring the act into conformance with changes to the federal Surface Mining Control and Reclamation Act of 1977. The abandoned mine land program at the energy, minerals and natural resources department is funded entirely from the U.S. department of the interior, and the state's abandoned mine lands program must be approved by the secretary of the interior in order to receive that federal financing.

Senate Bill 155 (Chapter 125) amends the Solid Waste Act to increase the maximum permit term for privately owned and operated solid waste facilities, or landfills, from 10 years to 20 years, matching the permit term for publicly owned and operated solid waste facilities.

Related Bills

HTRC/House Bill 440 - advanced electrical energy generation gross receipts tax deduction - see *Taxation*

Senate Bill 60 - New Mexico renewable energy transmission authority bonds - see *Appropriations and Finance*

Senate Bill 233 - photosynthetic organism alternative energy tax credit - see *Taxation*

Senate Bill 436 - oil and gas nonresident income tax withholding report - see *Taxation*

Senate Bill 549 - renewable energy procurement charge exemption - see *Utilities*

GAME AND FISH

The legislature gave quite a bit of attention to access to hunting opportunities. Of the bills

enacted, one provides liability protection for landowners who allow hunters to land private airplanes on their land to hunt, and another increases the number of resident draws for hunting on public land.

Recognizing the benefit of encouraging private landowners to open their lands to use by others for outdoor recreational purposes, the legislature enacted a law in 1967 that limited landowner liability for use of private lands for certain recreational uses. Due to the vastness of the state, those wanting to use such private lands often choose to fly to the location and use the private landowner's airstrip; however, current law does not include operation of an aircraft as a recreational purpose for which landowner liability is limited. **House Judiciary Committee Substitute for House Bill 12 (Chapter 63)** adds the operation of aircraft to the list of activities that qualify as recreational use in the law and, accordingly, protects landowners from liability if those seeking to use the lands fly in and use the landowner's private airstrip.

Senate Finance Committee Substitute for Senate Bill 196 (Chapter 186) restructures the department of game and fish hunting and fishing licensing program. It changes the percentage of resident and nonresident licenses drawn for each hunt code for public land big game hunt opportunities issued through the annual lottery process from the current 78% for residents and 22% for nonresidents to 84% for residents, 6% for nonresidents not using a registered outfitter and 10% for applicants using a registered New Mexico resident outfitter. The bill reduces license fees for resident deer hunting licenses, small game hunting licenses and combination licenses that permit both fishing and small game hunting, and it eliminates combination licenses that include a deer hunting privilege. It also reduces the fee for nonresident small game licenses and renames all small game licenses as "game hunting" licenses. Finally, the bill provides that anyone wishing to purchase a big game or wild turkey license must first purchase a game hunting license, which entitles the applicant to be eligible for the big game lotteries and other big game hunting opportunities.

Related Bills

House Bill 180 - military fishing and small game licenses - see *Military and Veterans' Affairs*

House Bill 362 - nonresident disabled military and veterans hunting licenses - see *Military and Veterans' Affairs*

HEALTH AND HUMAN SERVICES

With the passage of federal health care reform in March 2010, a number of bills were introduced during the session in reaction to the federal legislation, including bills to change the New Mexico Insurance Code, bills regarding the state's health care work force and bills to establish a health benefits exchange. Of this legislation, only a few bills were signed into law. One health benefits exchange bill, Senate Corporations and Transportation Committee Substitute for Senate Bills 38 and 370, was passed by the legislature but vetoed by the governor. Many bills were introduced regarding behavioral health services and treatment for substance abuse and addiction, and of those, three bills relating to behavioral

health were enacted. Prescription drugs were again an area of concern, and two bills were enacted in this category. Several bills were enacted relating to health care professional licensure or scope of practice and are discussed in the *Professional and Occupational Licensure* section.

House Bill 432 (Chapter 5) instructs the interagency behavioral health purchasing collaborative to consider implementing a pilot project for the provision of behavioral health services through a risk-bearing entity owned in major part by a network of behavioral health providers. The project's implementation is contingent upon receiving federal approval and would run from July 1, 2013 through June 30, 2015, with a readiness review to be conducted by November 1, 2012. Under current statute, the collaborative's arrangement for providing behavioral health services is through a contract with a single statewide managed-care entity – currently OptumHealth, an affiliate of United HealthCare. If the pilot project is implemented, the network would provide behavioral health services to about 40% of the recipients, and OptumHealth would remain the provider for the remainder of the recipients.

A person who has filled a prescription for medication and who later has no use for the medication may donate the unused drug to a clinic or participating practitioner pursuant to rules adopted by the board of pharmacy to implement the drug donation program set forth in **Senate Public Affairs Committee Substitute for Senate Bill 37 (Chapter 119)**. The participating practitioner may redistribute the drug or provide it to one of the practitioner's patients.

Certain groups of employers may now form cooperatives for purchasing health insurance. **Senate Public Affairs Committee Substitute for Senate Bill 89 (Chapter 34)** allows a group of employers with an aggregate of 50 or more full-time-equivalent employees to join together as a health insurance purchasing cooperative registered as a nonprofit corporation for the purposes of purchasing group health insurance benefits, provided that none of the employers are insurance carriers themselves. The health insurance benefits would be purchased pursuant to the group and blanket insurance provisions of Article 23 of the New Mexico Insurance Code. The cooperative would collect premiums and administrative costs from its member employers and contract for group benefits with a health insurance carrier that meets statutory criteria. Risk would be pooled among the members, with the objective of distributing risk among a larger group; thus, such cooperatives may bring down premium costs for their members.

Senate Judiciary Committee Substitute for Senate Public Affairs Committee Substitute for Senate Bills 208 and 499 (Chapter 144) provides explicit criteria and procedures for health insurance rate review. The bill requires an insurer to make a number of disclosures to the insurance division of the public regulation commission and to the public when filing a rate change, including an explanation of the rate change; the insurer's financial information; information on how the insurer administers the block of business subject to the rate change; and information on the insurer's overall insurance operations, including the amount it spends on medical care versus administration. A new standard of review set forth in the bill requires that health insurance rates be actuarially sound and reasonable and not excessive, inadequate or unfairly discriminatory. The public will have greater input into the rate review process. An

insurer, covered individual or other aggrieved party may appeal a rate review decision by the superintendent of insurance by first asking the superintendent to reconsider, then appealing to the public regulation commission and, thereafter, appealing to the state supreme court. Regarding policies or groups of policies that an insurer no longer markets or sells, that have fewer than 500 contracts in force in the state or for which enrollment has decreased by more than 12% since the last rate filing relating to that block of business, the bill provides that the superintendent of insurance may specify how risk is pooled. Though the federal Patient Protection and Affordable Care Act of 2010 provides that the federal government may regulate insurance rate review – long the province of the states – the U.S. department of health and human services recently issued interim guidelines for health insurance rate review that set forth criteria according to which states may retain control of the health insurance rate review process. According to those criteria, New Mexico's rate review regime under this legislation will likely remain in the state's control.

Cancer patients often have to choose to receive intravenous anticancer therapy in a clinical setting over taking oral anticancer medication in the comfort of their homes because their health insurance requires them to pay a much higher copayment for the oral chemotherapy medication. Many states have passed laws removing any copayment differential between oral cancer medication and intravenous medication. **Senate Public Affairs Committee Substitute for Senate Bill 385 (Chapter 55)** amends Articles 22 and 23 of the New Mexico Insurance Code, the Health Maintenance Organization Law and the Nonprofit Health Care Plan Law to require that a health coverage plan, policy or contract offer orally administered anticancer medications on a basis "no less favorable" than intravenously administered or injected cancer medications that are covered as medical benefits by the plan, policy or contract. It also bans any plan, policy or contract from applying any prior authorization, dollar limit, copayment, deductible or coinsurance provision that does not apply to intravenously administered or injected anticancer medication.

Senate Bill 283 (Chapter 145) requires health care providers that perform breast mastectomies, lumpectomies or lymph node dissection surgeries to inform their patients of the option of breast reconstruction surgery. The information will be provided to the patient in advance of obtaining consent for the surgery and will include descriptions of the advantages and disadvantages of each surgery option; the availability of health care coverage for costs related to the surgery pursuant to the New Mexico Insurance Code and the federal Women's Health and Cancer Rights Act of 1998; and patient access to the reconstructive surgery services.

Health care workers who are hired to provide "direct care", as the term is defined by the department of health, to patients in state health care facilities must now be tested for illicit and prescription drug and alcohol abuse pursuant to **Senate Public Affairs Committee Substitute for Senate Bill 295 (Chapter 90)**. The bill requires testing prior to employment and random testing thereafter.

Senate Bill 505 (Chapter 162) allows local governments to use the fire protection fund, which

currently may be used solely for expenses related to fighting fires, to pay for fire department emergency medical services, excluding salaries. This act is an attempt to address the concerns raised about chronic underfunding of emergency medical services in the state, especially those in rural and frontier areas of the state.

According to the federal Indian health service, suicide is the second-leading cause of death behind unintentional injuries among Native American children and young adults, and statistics show that young Native Americans commit suicide at a rate more than three times the national average. Native American high school students who participated in the New Mexico youth risk and resiliency survey reported significantly higher rates of seriously considering suicide in the previous 12 months compared to non-Indian youth. If existing funding sources permit, **Senate Bill 417 (Chapter 15)** directs the interagency behavioral health purchasing collaborative, in consultation with the Indian affairs department, to establish programs to provide prevention, intervention and post-event assistance to Native American persons and entities living with suicide, attempted suicide or the risk of suicide. It requires the collaborative to establish a statewide clearinghouse and technical assistance program called the "New Mexico clearinghouse for Native American suicide prevention" to provide culturally appropriate assistance to Native Americans affected by suicide and to establish three culturally based Native American youth suicide prevention initiatives, each focused on a continuum of assistance in rural, frontier and urban communities.

Related Bills

House Bill 187 - dental auxiliaries supervision - see *Professional and Occupational Licensure*

Senate Bill 14 - health care work force data collection - see *Professional and Occupational Licensure*

Senate Bill 110 - domestic abuse victim filing charges exemption - see *Criminal Law*

Senate Bill 133 - dental school matriculation program - see *Education*

Senate Bill 140 - blood donor special registration plate - see *Motor Vehicles and Transportation*

Senate Bill 146 - uniform acts omnibus bill - see *Probate and Guardianship*

Senate Bill 260 - dental insurance negotiated fee allowances - see *Business, Financial Institutions and Insurance*

Senate Bill 282 - cancer clinical trial income tax credit - see *Taxation*

HOUSING

As the national housing industry continues to struggle and the foreclosure rate remains at historically high levels, the legislature had plenty of housing and real property topics to examine during the session. In line with these national concerns, the legislature focused on the foreclosure process and consumer protection, passing several bills to protect consumers when purchasing real property and to provide greater control over associations that govern real property. The only bill to be signed into law, however, provides certain protections related to the foreclosure process.

House Bill 220 (Chapter 171) shortens the time frame in which the state can exercise the right of redemption after a judicial sale in a foreclosure action by a private person on property for which the state

also has a lien. Under current law, the state has nine months to exercise the right of redemption; with the passage of House Bill 220, the time period drops to one month, with the proviso that a court can extend it to nine months upon a showing by the state that it intends to exercise the right. The current law has apparently resulted in foreclosed homes remaining vacant for the full nine months until the redemption period expires.

Related Bill

House Bill 199 - Uniform Assignment of Rents Act - see *Business, Financial Institutions and Insurance*

LAW ENFORCEMENT AND PUBLIC SAFETY

Qualifications for state police officers were modified during the session, and child abuse incident training became a required component of law enforcement training. Also, municipal police officers may now enforce traffic regulations on a community college campus pursuant to a written agreement with the college. While one public safety measure that was signed into law concerned updates on criminal records, another concerned this winter's widespread gas outages, which sparked the passage of two memorials, creation of an investigative task force and enactment of a law to provide training for relighting gas pilot lights in an emergency.

A community college or technical and vocational institute that does not have campus police officers may enter into a written agreement with the municipality in which the institution is located to allow municipal police officers to enforce traffic regulations and applicable laws. **Senate Bill 267 (Chapter 53)** further allows campus security personnel of the college or institution to enforce traffic regulations in the absence of an agreement with a municipality and provides for fees and jurisdiction in the municipal court.

Child abuse incident training is now required as part of basic law enforcement training with the passage of **Senate Bill 77 (Chapter 49)** enacting a new section of the Law Enforcement Training Act, which also requires child abuse training in the annual in-service training for certified police officers.

Numerous officer-involved shootings took place throughout the state in 2010, and several involved the fatal shooting of military veterans suffering from posttraumatic stress disorder. In an effort to reduce the number of officer-involved shootings and protect human life, the legislature passed **House Judiciary Committee Substitute for House Judiciary Committee Substitute for House Bill 93 (Chapter 180)**. As part of current law enforcement training, this bill requires an additional 40 hours of basic police officer training and two hours of yearly in-service training for certified police officers and one hour of biennial in-service training for telecommunication personnel in crisis management. Crisis management includes training in a confrontation de-escalation practicum and proper interaction with persons suffering from mental illness, developmental disability, posttraumatic stress disorder, dual diagnosis, autism, mental crisis or traumatic brain injury.

A person may now qualify to become a New Mexico state police officer without attending college. **Senate Bill 476 (Chapter 91)** provides, as an alternative to 60 hours of college credits, two years of service in the military or as a law enforcement officer for another agency.

Agencies authorized by law to receive criminal history records may now subscribe to an update service. **House Bill 527 (Chapter 83)** requires the department of public safety to maintain an electronic subscription service and to provide notice of any updates or dispositions to an agency authorized by law to receive information on a particular criminal history record.

Two measures were enacted in response to the loss of natural gas service to several communities and more than 28,000 customers during a cold spell while the legislature was in session. **House Labor and Human Resources Committee Substitute for House Bill 652 (Chapter 104)** enacts the Emergency Gas Pilot Relighting Act, which provides for training in relighting gas pilots for residential equipment and appliances and a five-year certification. In the event that the governor declares an emergency or disaster, journeyman plumbers or gas fitters may employ up to five gas pilot relighting technicians to service equipment and appliances. The act also provides that the state may pay for gas pilot relighting services during a period of emergency or disaster. **House Energy and Natural Resources Committee Substitute for House Bill 452 (Chapter 2)** creates a task force to investigate the causes, response to and consequences of the loss of gas service and recommend any legislation necessary to avert such a catastrophe in the future.

Related Bills

House Bill 414 - motor transportation officer enforcement authority - see *Motor Vehicles and Transportation*
HJC/House Bill 500 - pipeline excavation damage notification - see *Utilities*

LOCAL GOVERNMENT AND SPECIAL DISTRICTS

Bills affecting local government covered a wide range of issues this session, including notification provisions for the issuance of industrial revenue bonds, local certification of building inspectors, investment of local permanent funds and the recording and inspection of public documents.

Industrial revenue bonds are an economic development tool and can be used by a county to build or purchase facilities that are then leased for use by industries or businesses. As state property, these facilities are not subject to property taxation, so property tax revenue is reduced during the period of lease. **Senate Bill 523 (Chapter 80)** and **House Bill 558 (Chapter 82)** expand the notice requirements before a county can issue industrial revenue bonds to include notification of industrial revenue bond issuance to all property taxing entities within that county. Prior to enactment of these measures, counties were only required to notify the largest municipality located in the county.

Of all the counties in the state, only Santa Fe county still elects its county surveyor. This will no longer be the case with the passage of **Senate Bill 429 (Chapter 56)**, which changes the position of county surveyor from an elected post to a position appointed by the board of county commissioners.

The Governmental Conduct Act is expanded to cover local governments by **Senate Bill 432 (Chapter 138)**. Previously, the provisions of that act applied only to state public officers and employees.

Senate Bill 262 (Chapter 129) removes the state's exclusive authority to certify local government building inspectors and eliminates state oversight of local government construction inspection programs.

With the passage of **Senate Bill 275 (Chapter 158)**, the state treasurer's office will be able to increase the overall size of the local government investment pool (LGIP), thereby decreasing the percentage participation of local bodies and increasing the efficiencies of management of these funds. The bill allows the state treasurer to deposit bond proceeds investment pool funds in the LGIP and also increases the maximum deposit of the general fund and the bond proceeds investment pools in the LGIP from 5% to 35%.

Senate Bill 367 (Chapter 133) allows for additional investments for local government permanent funds that exceed \$40 million if the funds are managed by an investment advisor who is registered with the federal securities and exchange commission and manages assets with a value of at least \$500 million. The additional investments include corporate debt securities, commercial paper and asset-backed securities, mortgage-backed securities, collateralized mortgage obligations and commercial mortgage-backed securities.

Senate Bill 520 (Chapter 92) eliminates the requirement that all bids for municipal corporation bonds be accompanied by deposits and requires only that the best bidder make the required deposit prior to acceptance of the bid. Proponents of the law believe that the change will attract more bidders to a bond sale, which may result in a lower interest rate for the state or local government.

Several statutes relating to the inspection and recording of public records are updated and reorganized in **Senate Bill 369 (Chapter 134)**. The bill clarifies the duties of county clerks in recording documents, collecting fees and protecting and redacting personal information; it moves statutory exemptions for applications for college presidents and veterans' discharge papers from the Inspection of Public Records Act to statutes governing higher education institutions and county clerks; and it adds a new definition for "protected personal identifier information" to the act.

Senate Bill 45 (Chapter 153) extends the statute of limitations for actions against municipalities to recover damages for personal injury or death from one to two years.

Three bills affecting land grants were signed into law this session. **House Bill 81 (Chapter 96)** provides that the common lands owned by land grants governed as political subdivisions of the state shall not be considered to be or treated as state lands and authorizes the boards of trustees of such land grants to enter into agreements with other political entities, including the governments of Indian nations, tribes or pueblos, for the protection of cultural resources located within the common lands of a community land grant. Land grant board of trustee election procedures are clarified in **House Bill 170 (Chapter 112)**, which gives land grants the option of providing staggered terms for board members. **House Bill 278 (Chapter 68)** grants the town of Atrisco land grant-merced recognition as a political subdivision of the

state, and the land grant-merced will now be governed pursuant to the provisions of Chapter 49, Article 1 NMSA 1978.

House Voters and Elections Committee Substitute for House Bill 306 (Chapter 100) represents a compromise among various residents of the eastern Sandoval county arroyo flood control authority. It excludes a portion of Sandoval county east of interstate 25 from the authority and divides the remaining area within the authority into three single-member districts. The excluded property remains subject to property taxes at a rate of up to one-half mill for district operating expenses for the 2011 tax year and to property taxes necessary to pay the debt service on authorized general obligation bonds.

Related Bills

HJC/House Bill 426 - jail inspections by local governing bodies - see *Corrections*

Senate Bill 520 - municipal corporation bond bid requirements - see *Appropriations and Finance*

MILITARY AND VETERANS' AFFAIRS

Military veterans and members of the military received significant attention during the session, and several bills, ranging from increased veteran and military benefits to technical corrections of the Veterans' Services Department Act passed and were signed into law.

A national cemetery fund was in existence until the Veterans' Services Department Act was enacted in 2004, and the statute that created the fund was repealed. Though the fund has been in suspense since that time, the fund continued to provide for an allocation of voluntary tax refunds to the veterans' national cemetery fund. **House Bill 235 (Chapter 42)** rectifies that inconsistency by creating the veterans' national cemetery fund in statute and providing for its administration by the veterans' services department and for distribution of allocated funds.

The veterans' services department was given responsibility for the administration of another fund this session as well. **House Bill 122 (Chapter 40)** creates the "veterans' enterprise fund" within the department, consisting of appropriations, gifts, grants, donations, bequests, fees, interest and proceeds from the sale of publications. The fund is nonreverting and allows the department to pursue private and public money to fund various projects, such as the New Mexico veterans museum, the veterans' wellness project and other such programs, without having to rely solely on general fund revenue.

Children of members of the military also received attention this session. **House Bill 14 (Chapter 21)** amends the open enrollment provisions in the Public School Code to expand the first priority for enrollment of certain students. Children of military parents who had resided in the attendance area of a school before their active duty military parent was deployed and who, because of the parent's deployment, had to relocate outside the attendance area for custodial care will continue to receive first priority for enrollment.

The legislature continued to provide additional recreational benefits for veterans and members of the military in this session. **House Bill 180 (Chapter 25)** creates a new temporary five-day fishing license

and a new temporary four-day small game hunting license for resident active duty military members. To be eligible, the buyer must provide proof of New Mexico residency and active duty status with the armed forces of the United States or national guard stationed outside of New Mexico and proof that the buyer is currently on leave for 30 days or less.

House Bill 362 (Chapter 45) allows nonresident disabled active members or nonresident disabled veterans of the armed forces of the United States who are undergoing a rehabilitation program that is related to the sport of hunting and is sponsored by the federal government or a nonprofit organization authorized by the federal government to purchase certain hunting licenses for deer, antelope, elk, javelina and turkey at the established resident fee.

Because of delayed casualty reports from the United States department of defense, the families of some service members who have died in combat have been unable to produce death certificates to the courts when the service member is called to jury duty. **House Bill 181 (Chapter 26)** requires the secretary of veterans' services and the adjutant general of the department of military affairs to notify the administrative office of the courts every six months of service members killed or missing in action. The administrative office of the courts will then remove the names of the service members from the master juror database that produces the random jury list for state courts.

House Bill 15 (Chapter 22) authorizes the person designated on a department of defense record of emergency data form to provide for and determine disposition arrangements for the remains of a person who dies while serving in the United States military. Prior to the passage of this law, only specific persons were allowed to determine the means of disposition, unless the decedent had left written instructions, regardless of the decedent's election on a department of defense record of emergency data form.

The legislature responded to voter-approved amendments to the constitution of New Mexico by passing **House Bill 437 (Chapter 102)**, the implementing legislation for constitutional amendment number 4 on the general election ballot in November 2010. The law provides that the property of a veterans' organization chartered by the United States congress that is used primarily for the benefit of veterans and their families is exempt from property taxation. The bill outlines the procedures that veterans' organizations must use to claim the exemption.

Related Bills

Senate Bill 146 - uniform acts omnibus bill - see *Probate and Guardianship*

Senate Bill 302 - disabled veteran special registration plate - see *Motor Vehicles and Transportation*

MOTOR VEHICLES AND TRANSPORTATION

Legislation related to motor vehicles and transportation resulted in six bills becoming law. The signed bills involve creating special permits for commercial vehicles, the placement of certain signs for parking spaces, special registration plates and increasing the time period for instructional permits or

provisional licenses of minors who receive traffic violations. Significant debate took place regarding House Floor Substitute for House Bill 78, which would have limited the issuance of driver's licenses and identification cards to foreign nationals who prove that they have an authorized presence in the United States, with those licenses and identification cards valid only for an individual's authorized period of admission. Senate amendments to the bill would have continued to allow foreign nationals who are unable to demonstrate an authorized presence in the United States to obtain driver's licenses; the amendments also would have increased the residency requirement for foreign nationals to obtain a driver's license to six months, shortened the validity period of those licenses to two years, required fingerprinting and increased the penalty for fraudulently obtaining a driver's license or conspiring to do so. On the last day of session, a conference committee failed to reach an agreement, and no version of the bill was passed.

Senate Judiciary Committee Substitute for Senate Bill 9 (Chapter 143) modifies the requirements for issuance of a driver's license to a person under 18 years of age by increasing the time period for driving with an instructional permit or a provisional license by an additional 30 days for each traffic violation committed by the minor while driving with the permit or provisional license. What constitutes a traffic violation for these purposes is a limited list of offenses that is now expanded to include not using a seat belt, using a cell phone while driving and buying, possessing or being served with alcoholic beverages.

Some vehicles with commercial reducible loads, such as construction tile or other building products, must be partially offloaded before crossing New Mexico ports of entry from Mexico because commercial vehicles in Mexico operate under different weight limits than vehicles operating in New Mexico. The offloaded product is then reloaded onto a second commercial vehicle in Mexico before shipment across the border. The offloading and reloading and the use of additional transport add significant costs for both Mexican producers and U.S. buyers. **House Bill 24 (Chapter 58)** eliminates the offloading and reloading process and associated costs by authorizing special permits for the overweight operation of commercial vehicles with a gross vehicle weight of less than 96,000 pounds for reducible loads entering New Mexico from Mexico within a six-mile radius of a New Mexico commercial border crossing.

House Bill 414 (Chapter 101) provides motor transportation officers additional authority to enforce the Motor Transportation Act and the Motor Carrier Act in the field, as well as at ports of entry. Prior to this measure, the U.S. district court ruled in evidence-suppression hearings that motor transportation officers do not have the authority to conduct roadside inspections, so evidence of illegal contraband found by motor transportation officers was suppressed.

Current law governing accessible parking spaces for persons with significant mobility limitations provides that the words "NO PARKING" be placed at the rear of the parking space. This is an error because the same statute also requires a wheelchair symbol to be provided at the rear of the parking space. **Senate Bill 286 (Chapter 78)** corrects this error by specifying that the words "NO PARKING" be placed in

the access aisle next to the parking space.

Senate Bill 302 (Chapter 147) amends the Motor Vehicle Code provision for the disabled veterans special registration plate to allow veterans who are 50% or more disabled to qualify for the plate, rather than requiring 100% disability. It also provides a definition for "veteran" that is consistent with other provisions in law. Another measure concerning registration plates, **Senate Bill 140 (Chapter 7)**, authorizes a special recognition plate for blood donors. A portion of the proceeds from the sale of the plates goes to the department of health to fund blood donation outreach and education programs.

Related Bills

HBIC/House Bill 123 - automobile warranty work - see *Business, Financial Institutions and Insurance*

HTRC/House Bill 523 - railroad locomotive fuel gross receipts tax deduction - see *Taxation*

SJC/Senate Bill 36 - automobile warranty work - see *Business, Financial Institutions and Insurance*

SFC/SCORC/Senate Bill 179 - railroad locomotive fuel gross receipts tax deduction - see *Taxation*

OPEN RECORDS

The last few years have brought increasing public pressure for transparency in state government. Two years ago, the legislature amended the Open Meetings Act to require that its conference committees be open to the public, and last year it created the state's "sunshine portal", a public web site that details the state's financial operations. The push for transparency continued this session. House Bill 113 and House Bill 252, both of which are discussed in the *Education* section, expand financial reporting requirements for school districts and charter schools, while Senate Bill 369, discussed in the *Local Government and Special Districts* section, amends and clarifies statutes pertaining to inspection and recording of public records. Though they were vetoed by the governor, House Bill 161, Senate Bill 47 and House Taxation and Revenue Committee Substitute for House Bill 166 would have required the state to evaluate and report on the effectiveness of tax credits and develop a budget for tax expenditures.

Senate Bill 327 (Chapter 13) amends the Sunshine Portal Transparency Act to include information relating to public schools. Each school district and charter school is required to begin submitting the information to the public education department no later than July 1, 2012, and the department is to begin posting the information on the state's sunshine portal no later than October 1, 2012. The bill also requires the sunshine portal to include state revenue forecasts, contract information for state contracts with a value greater than \$20,000, a link to the regulation and licensing department web site for accessing information relating to occupational licenses and a link to the state auditor's web site for accessing financial audits.

House Consumer and Public Affairs Committee Substitute for House Bill 160 (Chapter 182) requires state agencies to provide copies of public records in electronic format if specifically requested and the records are viable in electronic format. Exempt information in an electronic document is removed along with corresponding metadata by using methods or redaction tools that prevent the recovery of

exempt information. Costs and royalties are allowed for downloading to or providing a storage medium and for transmitting the records by mail, email or fax.

Related Bills

House Bill 113 - charter school financial reporting - see *Education*

House Bill 252 - school district financial reporting - see *Education*

Senate Bill 369 - inspection of public records - see *Local Government and Special Districts*

PROBATE AND GUARDIANSHIP

One measure enacted this year was a bit of an omnibus bill dealing with various uniform codes, primarily related to probate and guardianship matters. **Senate Bill 146 (Chapter 124)** enacts the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act as a part of the Uniform Probate Code; amends the Uniform Probate Code, the Uniform Trust Code and the Uniform Principal and Income Act; and recompiles the Uniform Disclaimer of Property Interests Act and the Uniform Power of Attorney Act as parts of the Uniform Probate Code. The Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act has been enacted in 23 states, and legislation to enact it is pending in 11 other states. It provides a road map for addressing multistate jurisdiction issues and prevents "granny snatching". The Uniform Probate Code is modified to define terms and to provide comprehensive, modern and fair inheritance rights and rules relating to adoption, to divorce and to children born as a result of assisted reproduction. A person who is 18 years old and on active duty with the military may now make a will. The law makes many technical changes to clarify, modernize and simplify provisions in the Uniform Probate Code and the Uniform Trust Code. Amendments to the Uniform Principal and Income Act conform that act to recent rulings of the internal revenue service governing deferred compensation, annuities and income taxes.

PROFESSIONAL AND OCCUPATIONAL LICENSURE

The legislature continued to take an active role in regulating professions and occupations, providing remedies for the unauthorized practice of law and directing the department of health to collect data regarding the state's health care work force. The New Mexico medical board gained new powers and duties and will now oversee the licensure of naprapaths. Licensure requirements for psychologists and real estate brokers were revised, and sunset dates were extended for various licensing boards and commissions.

House Bill 413 (Chapter 107) provides both private and public remedies for the unauthorized practice of law. A person likely to be damaged by such unauthorized practice can bring a private action for injunctive relief, and the plaintiff need not prove damages or loss of profit; however, if the plaintiff does suffer damages, that person may bring an action for actual damages or \$1,000, whichever is greater, and for restitution. Treble damages would be recoverable in the event of a willful violation. The bill also

authorizes the attorney general, the state bar or a local bar authorized by the state bar to prosecute actions for the unauthorized practice of law or for aiding and abetting such an unauthorized practice, if such action would be in the public interest. The prosecuting entity can seek both a civil penalty and injunctive relief. Resolution of such an action through a written assurance of discontinuance is also possible, and the agreement may include restitution, although a person who has been harmed is not required to accept the restitution. Finally, the bill repeals existing law providing for a fine and imprisonment up to six months for conviction of engaging in the unauthorized practice of law.

In order to assess the state's health care work force capacity and its needs and to respond to the expected increase in demand for health care workers with the passage of the 2010 federal health care reform legislation, **Senate Bill 14 (Chapter 152)** directs the department of health to collect data on the state's health care work force from data supplied by the state's health care professional licensing and regulatory boards. Those boards are directed to require applicants for licensure or renewal of licensure to provide demographic information; information on practice status; education or training received; hours worked; time spent providing direct patient care; and practice plans for the next five years, including retirement, moving out of state or changed work hours. The act directs the department of health to convene a work group to make recommendations for meeting the state's work force needs through a short-term plan and a five-year plan for recruiting and retaining professionals.

House Bill 187 (Chapter 113) attempts to address New Mexico's shortage of dental health care providers by allowing expanded-function dental auxiliaries to work under the direct supervision of a dentist, allowing community dental health coordinators to function under the general supervision of a dentist and expanding the scope of practice of dental hygienists. It considerably expands the scope of practice of dental hygienists, allowing them to administer local anesthesia, prescribe or apply certain substances, make certain assessments and perform a greater number of procedures than previously allowed. It also expands the places where dentists may take qualifying exams and the circumstances under which temporary licensure may be granted.

The duties of the naprapathic practice board are now assigned to the New Mexico medical board pursuant to **House Bill 107 (Chapter 31)**, which creates a naprapathic task force to advise the board regarding licensure of naprapaths, approval of naprapathy curricula and any other matters necessary to ensure proper training and licensure of naprapaths.

Senate Bill 101 (Chapter 121) amends the Review Organization Immunity Act to require health care review organizations to respond to New Mexico medical board subpoenas for information, documents or records that were not generated exclusively for, but were presented during, a review organization's proceedings. The new law is in response to a recent court case that ruled in favor of withholding documents of health care providers who had been disciplined or terminated by the board, citing the confidentiality provision in New Mexico's medical peer review law.

Senate Bill 377 (Chapter 135) amends the Professional Psychologist Act to change the experience

requirements for licensure. It removes the current requirements for internships and supervised training for applicants for licensure and substitutes alternatives that include supervised predoctoral practicum hours, internships or postdoctoral psychological work.

Several significant changes to statutes relating to real estate broker licensure appear in **Senate Bill 105 (Chapter 85)**. The bill clarifies certain definitions, removes the sunset provision that terminates the act on July 1, 2012, requires national criminal background checks for licensing, reduces the statutory minimum amount that must be kept in the real estate recovery fund, increases the penalty for unlicensed real estate brokerage activity, provides that the civil penalty for violation of the act is the amount of the commissions received illegally, amends certain fees and amends the statutory cap for insurance coverage. Significantly, the law removes the exception from continuing education requirements for brokers over the age of 65 with 20 years of licensure, but it continues the exemption for brokers already exempt from continuing education on the bill's effective date.

Senate Bill 246 (Chapter 77) provides that administrative complaints filed with the real estate appraisers board be governed by federal statute, regulation or policy.

House Bill 106 (Chapter 30) extends the sunset date to July 1, 2017 for the following boards and commissions: the New Mexico athletic commission; the board of veterinary medicine; the board of examiners for architects; the state board of licensure for professional engineers and professional surveyors; the interior design board; the New Mexico public accountancy board; the New Mexico real estate commission; and the real estate appraisers board. In addition, **House Bill 211 (Chapter 4)** extends the sunset date of the board of thanatopractice until July 1, 2017, **House Bill 234 (Chapter 172)** extends the sunset date of the animal sheltering board to July 1, 2013 and **House Bill 462 (Chapter 48)** extends the sunset date of the private investigations advisory board to July 1, 2017.

Related Bills

House Bill 74 - science of teaching reading requirement for teacher license - see *Education*

HLC/House Bill 652 - Emergency Gas Pilot Relighting Act - see *Law Enforcement and Public Safety*

Senate Bill 361 - teacher license subject area examination - see *Education*

PUBLIC OFFICERS AND EMPLOYEES

Retirement programs for public employees have been the subject of intense discussion across the country. The view that these programs overburden taxpayers, and the lack of benefits and job security in the private sector compared to the public sector, have made the programs attractive targets as state budgets need to be cut.

The fear of inadequate funds to support retirement fund solvency based on actuarial projections often grows during periods of economic decline or stagnation; as investment earnings decline, the possibility of default at some point in the future becomes a real concern. Due to the recent downturn in the economy, the potential insolvency of the public employees retirement fund and, especially, the

educational retirement fund has prompted discussions about changes needed to ensure fund solvency. One solvency measure, House Appropriations and Finance Committee Substitute for House Bill 644, would have set a minimum retirement age and tied cost-of-living adjustments to inflation. The bill, however, failed to pass.

New Mexico has shifted the employer share of retirement program contributions more and more to the employee over the last three years, and this year brings an additional reallocation of retirement contributions. As discussed below, House Appropriations and Finance Committee Substitute for House Bill 628 sets forth the latest round of shifting retirement contributions to employees.

House Bill 58 would have made judicial and magistrate retirement contributions a percentage of salary, and although public employees retirement association (PERA) actuaries have consistently recommended that all employer contributions for both the judicial and magistrate retirement funds be related to payroll, House Bill 58 was vetoed. In the past, judicial and magistrate retirement was funded in part by docket fees; House Bill 58 provided that the portion of docket fees that had directly funded judicial retirement would be distributed instead to the general fund, and judicial and magistrate retirement would be funded as a percentage of salary.

Although retirement fund solvency issues dominated the bills that concerned public employees and officers during the session, the legislature also addressed issues surrounding the administrative needs of agencies administering retirement programs, the designation of survivor beneficiaries and background checks for certain state employees and supervisors who have contact with children.

One of the measures designed to address declining revenues, **House Appropriations and Finance Committee Substitute for House Bill 628 (Chapter 178)**, focuses on contributions made to state pension plans. It temporarily provides for higher employee contributions and lower employer contributions, thereby decreasing expenditures from the state general fund. Employees with annual salaries greater than \$20,000 will contribute an additional 1.5% of their salaries during FY 2012 and FY 2013, plus an additional 1.75% during FY 2012. The additional 1.75% contribution from employees may be automatically extended through FY 2013 if projected general fund revenues do not exceed a level specified in the bill.

House Bill 129 (Chapter 6) amends the Educational Retirement Act to require that both retired members who return to work and their employers make nonrefundable contributions to the educational retirement fund. Current law requires that when a retired member returns to work, the member's employer shall contribute an amount equal to the employer's and the employee's share; therefore, with the returning employee now making a contribution, the effect of the new law is a reduction in the state's general fund expenditures.

Last year, the legislature implemented recommendations to improve governance of the state investment council by authorizing the council to select its own custodial bank. This year, **House Bill 38 (Chapter 27)** extends that power to the PERA, authorizing it to select its own custodial bank rather than

use the services of a custodial bank selected by the state board of finance. Authorization to select and contract for the services of one or more custodial banks to hold the investment funds for the educational retirement board is granted by **Senate Judiciary Committee Substitute for Senate Bill 269 (Chapter 157)**. The bill also authorizes the board to enter into contingent fee contracts with private attorneys to conduct litigation on behalf of the board and requires that contingent fee contracts be reviewed by the attorney general and that the contractors disclose political contributions. It also creates a suspense account for receiving and distributing money collected pursuant to the contingent fee contracts. **Senate Bill 329 (Chapter 160)** allows the educational retirement board's ex-officio members, who are the secretary of public education and the state treasurer, to appoint designees to represent them on the board. The bill specifies qualifications for the designees and provides that the designees shall have the same rights and responsibilities as other board members. It also provides qualifications for the two board members appointed by the governor and provides that their appointment is subject to confirmation by the senate.

Senate Bill 119 (Chapter 122) addresses the right of a retired member under the Public Employees Retirement Act or the Educational Retirement Act who is being paid a pension or an adjusted annuity and whose designated beneficiary has died to designate, in compliance with stated conditions, another individual as the survivor beneficiary. Also, a retired member under the Educational Retirement Act who has designated a person other than the member's spouse as the designated beneficiary may, in compliance with stated conditions, exercise a one-time irrevocable option to deselect that beneficiary and designate another beneficiary or have no designated beneficiary.

Senate Public Affairs Committee Substitute for Senate Bill 574 (Chapter 163) requires the children, youth and families department to fingerprint and conduct nationwide criminal history record searches on all department employees, staff members and volunteers, as well as their superiors, whose jobs involve direct contact with department clients. A new section of the Children, Youth and Families Department Act prohibits the employment of a prospective or current employee, staff member or volunteer, or a superior of employees, staff members or volunteers, who has direct unsupervised contact with children and has been the subject of a substantiated allegation of child abuse or neglect or is a convicted felon. For a current department employee, staff member or superior, the personnel board may consider an allegation of child abuse or neglect that has been substantiated by the department as "just cause" for disciplinary action.

Related Bills

Senate Bill 429 - Santa Fe county surveyor - see *Local Government and Special Districts*

Senate Bill 476 - state police officer college credit requirement eliminated - see *Law Enforcement and Public Safety*

STATE GOVERNMENT

The government restructuring task force, created during the 2010 regular session, included 17 legislators, five public members, 10 meetings, 17 meeting days, staff from four agencies and one facilitator.

The final report was well over 200 pages not counting the second volume, which consisted of meeting agendas and minutes. More than 20 legislative initiatives were introduced; however, only two bills passed, neither of which amounted to any significant restructuring of state government. While the report indicated that task force members were repeatedly frustrated because agencies and other presenters were unable or unwilling to offer practical solutions, it also mentioned that, perhaps with new gubernatorial leadership, the chokehold of the vested interests would be severed or, at least, loosened. Another area of significant interim effort was the work of the Administrative Procedures Act task force, the regulatory process subcommittee and the economic and rural development committee. Senate Bill 30 would have enhanced uniformity of the agency rule adoption processes, increased public participation earlier in the rulemaking process and, thus, increased transparency and responsiveness without slowing or further complicating an already cumbersome process. The bill, however, never made it out of the senate. Additionally, the governor vetoed Senate Bill 187, which would have created a new division within the legislative finance committee to conduct program evaluations of state agencies, including instrumentalities of the state, to determine their effectiveness. These failed efforts aside, there were a few measures affecting state government that did succeed.

Legislature

The house and senate expanded their webcasting operations from single, stationary cameras at the rear of each chamber to three cameras in each chamber positioned to show the faces of the members who are debating. Each chamber adopted substantively identical rules to allow the change, the senate doing so on the opening day of the session and without any of the controversy that has historically surrounded the issue in that chamber.

The house decided in 2010 to offer a more robust webcast, including video streams from standing committee meetings, but it lacked the money to do so until 2011, when sufficient funding was included in **House Bill 1 (Chapter 1)**. The house adopted **House Resolution 3**, which, like the senate rule, sets parameters for the images captured by the cameras. Cameras were not installed in the committee rooms in time to offer video images of house committee meetings during the session, however.

The senate adopted **Senate Resolution 4**, similar to action the house took in 2009, to formalize the practice of allowing anyone to photograph, record or transmit committee proceedings with the permission of the chair and ranking member after the governor's office began videotaping certain committee hearings and posting excerpts on a video-sharing site, with links from the office of the governor's official web site.

Partly in recognition of the closeness of its political balance, the house adopted **House Resolution 2** to make technical corrections to its rules to clarify that a tie vote on an appeal of a decision of the speaker upholds the speaker's decision. Before the adoption of this resolution, there was an internal conflict in the rules of the house in the case of a tie vote on an appeal.

Operations

Two bills passed that amend the Inspection of Public Records Act. **Senate Bill 349 (Chapter 132)** amends the act to allow the state commission of public records to accept financial or other donations from private sources for support of specific agency functions if the donations are so designated. **Senate Public Affairs Committee Substitute for Senate Bill 52 (Chapter 181)** amends the act to require a custodian to provide a copy of a public record in electronic format if the record is available in electronic format and if an electronic copy is specifically requested.

The state auditor is required to notify the secretary of finance and administration of the failure of state agencies and local public bodies to submit timely audits and financial reports under **House Bill 411 (Chapter 106)**. The bill grants the secretary of finance and administration the discretion to take pecuniary sanctions against a state agency or local public body for failing to submit timely audits or financial reports to the state auditor.

The duties of the state treasurer are clarified under **Senate Bill 278 (Chapter 88)** by providing that the term "treasury" be limited to cash held at the state's fiscal agent bank and administered by the office of the state treasurer, unless the context clearly indicates otherwise. The bill also requires county treasurers to remit property taxes collected on behalf of the state to the department of finance and administration, not the state treasurer, on or before the tenth day of the next month following collection.

A number of bills passed that relate to the state investment council, continuing the effort to improve governance and effectiveness of the council. Under **Senate Bill 82 (Chapter 51)**, the state investment officer is allowed to devote more time to the work of managing the funds under the council's control by removing the state investment officer from membership on the boards of the NMFA, small business investment corporation and New Mexico renewable energy transmission authority and from the education trust board. **Senate Bill 86 (Chapter 9)** grants authority to the state investment council to enter into contingency fee agreements with private counsel to pursue state investment losses. With the passage of this measure, the council will be able to proceed in its efforts to recover and return tens of millions of dollars in recoverable assets to the state's permanent funds.

The state is required to publish legal notices in both English and Spanish. The law lists official Spanish language newspapers in which these notices may be published, and *El Semanario de Nuevo Mexico* is now included as an official Spanish newspaper pursuant to **House Bill 307 (Chapter 43)**.

Organization

Introduced on behalf of the government restructuring task force, **House Bill 87 (Chapter 29)** enacts the Organic Production Act and provides the New Mexico department of agriculture, under the direction of the board of regents of New Mexico state university, with the authority to regulate the production, handling and certification of organic agricultural products in the state. The legislation eliminates the five-member governor-appointed organic commodity commission and transfers its functions, funding, contractual obligations and statutory references to the New Mexico department of

agriculture.

The only other bill introduced on behalf of the government restructuring task force was House Bill 47, which concerns school district cash balances and is discussed in the *Education* section. The remaining two dozen initiatives, mostly bills plus two memorials, did not pass the legislature.

Property and Procurement

The legislature approved the sale, donation or transfer of three state properties to other government entities. **Senate Joint Resolution 1** authorizes the donation of a commercial building and real estate in downtown Las Cruces for economic development purposes. **Senate Joint Resolution 11** authorizes the transfer of property currently leased to the Los Lunas public school district for a public school. In both cases, if in the future the local entities have no further use for the properties, the state retains the option to take possession of the properties at no expense to the state. **House Voters and Elections Committee Substitute for House Joint Resolution 9** ratifies and approves the donation or sale of vacant land situated on the former college of Santa Fe campus to Santa Fe community college for construction of a higher education center. This property was recently acquired by the state for expansion of the college's west capitol campus in Santa Fe.

Pursuant to the Public Works Minimum Wage Act, in order to be considered for a public works contract, a contractor or subcontractor must annually register with the labor relations division of the workforce solutions department and pay an annual registration fee of \$200. **Senate Judiciary Committee Substitute for Senate Bill 617 (Chapter 94)** provides that registration will now be biennial, at a cost of \$400, and that no less than 30 days before the expiration of a registration, the division shall remind the registrant by mail or email of the approaching expiration date.

Symbols

Aside from the official state seal and flag, New Mexico has more than two dozen official state songs or symbols. The list gets longer with the passage of **Senate Bill 109 (Chapter 52)**, in which the state adopts the Native American squash blossom necklace as the official necklace of New Mexico.

Related Bills

House Bill 1 - feed bill - see *Appropriations and Finance*

HAFC/House Bill 2, et al. - General Appropriation Act of 2011 - see *Appropriations and Finance*

HCPAC/House Bill 160 - public records in electronic format - see *Open Records*

House Bill 220 - state right of redemption in foreclosure action - see *Housing*

House Bill 432 - behavioral health services purchasing - see *Health and Human Services*

Senate Bill 327 - school district information on sunshine portal - see *Open Records*

Senate Bill 408 - interim redistricting committee - see *Elections*

TAXATION

After two fiscal years of budget reductions and signs that the economy is possibly moving in a positive direction, legislators began to hope that tax credits would again be considered and adopted. Tax

benefits, therefore, comprise the greatest number of tax bills that became law during the session. The new administration's pledge to oppose any tax increase resulted in the veto of Senate Bill 397, which concerned tobacco sales, potentially setting the stage for litigation to force certain nonparticipating tobacco product manufacturers to pay into an escrow fund as they are required to do. If the state fails to be successful in that lawsuit, the participating manufacturers that are part of the Master Settlement Agreement from the tobacco death and disease liability cases joined by most states during the 1990s could stop paying New Mexico approximately \$40 million per year, and the state could be required to repay some of the money already received. Another vetoed bill, House Bill 343, would have allowed a community that qualified to impose certain local option taxes to continue to do so after it fell out of the limits of the category that allowed it to impose the tax.

It has been lamented for many years that there is insufficient data available to the legislature to evaluate the effectiveness of the tax credits that are in law. The focus of the interim revenue stabilization and tax policy committee in 2010 was on obtaining information so that tax credits already available to taxpayers could be objectively evaluated to see if they actually provide the benefits to the state that they were enacted to provide. House Taxation and Revenue Committee Substitute for House Bill 166, which would have provided taxpayer and taxation and revenue department reporting mechanisms so that tax credits could be assessed for effectiveness, failed due to a gubernatorial veto, as did two tax expenditure budget bills, Senate Bill 47 and House Bill 161.

The film production tax credit came under scrutiny, and two bills discussed below, House Taxation and Revenue Committee Substitute for House Bills 607 and 622 and Senate Bill 44, became law. Another film-related bill that was not a tax bill, House Business and Industry Committee Substitute for House Bill 415, encouraging investment in small budget films made in New Mexico, was vetoed.

Administration

House Bill 470 (Chapter 116) increases the threshold at which the penalty for underpayment of estimated personal income tax is applied from \$500 to \$1,000.

A seller or lessor is required by Section 7-9-43 NMSA 1978 to have a nontaxable transaction certificate on file for all nontaxable transactions pursuant to the Gross Receipts and Compensating Tax Act claimed at the time that a report claiming the nontaxable transaction is due. The deduction of gross receipts for the transaction is disallowed if, upon receiving notice from the taxation and revenue department, the taxpayer does not have in its possession a required nontaxable transaction certificate within 60 days of the notice. **Senate Bill 326 (Chapter 148)** authorizes the secretary of taxation and revenue to accept alternative evidence of the nontaxable status of a sale of tangible personal property, as specified by rule, if the taxpayer is unable to provide a nontaxable transaction certificate within the 60-day period prior to the issuance of an audit assessment or, if the audit assessment is protested, prior to either the taxpayer's withdrawal of the protest or the formal protest hearing, provided that the protest is acknowledged prior to December 31, 2011.

Changes made to the compensating tax in Laws 2010 (2nd S.S.), Chapter 7 proved to be incomplete, and **House Bill 429 (Chapter 175)** makes the needed amendments to correct problems that arose after addressing taxpayers that have nexus with New Mexico for purposes of the compensating tax.

Credits, Deductions, Exemptions and Reporting

In order to encourage the construction, renovation, maintenance and operation of railroad locomotive refueling facilities and related activities in New Mexico, the legislature passed duplicate bills, **House Taxation and Revenue Committee Substitute for House Bill 523 (Chapter 60)** and **Senate Finance Committee Substitute for Senate Corporations and Transportation Committee Substitute for Senate Bill 179 (Chapter 61)**. Contingent on the construction of a railroad locomotive refueling facility in Doña Ana county, a deduction in computing the compensating tax due on the value of certain fuel or deduction of receipts from the sale of certain fuel from gross receipts may be taken beginning on July 1, 2013. The construction of a railroad locomotive refueling facility project in Doña Ana county must commence by July 1, 2012. To be eligible for the deductions, the fuel must be loaded or used in a locomotive engine at the railroad locomotive refueling facility in which a common carrier, after July 1, 2011, made a capital investment of \$100 million or more in new construction or renovations. Additionally, the common carrier must deliver an appropriate nontaxable transaction certificate to the seller in order for the seller to deduct the receipts from gross receipts. The deductions conform to the requirements in Section 9-15-56 NMSA 1978 as an economic development tax incentive.

The research and development small business tax credit expired on June 30, 2009. Faced with a slow economic climate and high unemployment rates, the legislature saw the need to bring back this tool for economic development. **House Bill 273 (Chapter 67)** creates a new eligibility period between July 1, 2011 and June 30, 2015 for the research and development small business tax credit while limiting the amount of credit that may be claimed to the sum of all gross receipts taxes or 50% of withholding taxes paid on behalf of employees and owners with no more than 5% ownership in the business.

The rate of the gross receipts and compensating tax deductions allowed in Sections 7-9-83 and 7-9-84 NMSA 1978 for consumers of jet fuel in New Mexico was scheduled to decrease after June 30, 2012 from 55% to 40% of the receipts from fuel specially prepared for turbo-prop and jet engine use. **Senate Bill 84 (Chapter 74)** postpones the date of the decrease and maintains the 55% deduction currently allowed through July 30, 2017.

Senate Bill 552 (Chapter 81) creates a definition of "livestock" for the purpose of a gross receipts tax exemption for the sale of agricultural products to include domestic or domesticated animals that are used or raised on a farm or ranch, including horses, asses, mules, cattle, sheep, goats, swine, bison, poultry, ostriches, emus, rheas, camelids and farmed cervidae upon any land in New Mexico.

An oncologist who participates in certain cancer clinical trials may claim a cancer clinical trial income tax credit pursuant to **Senate Bill 282 (Chapter 89)**. The credit of \$1,000 per patient, not to exceed \$4,000 per taxable year, may be claimed for performing cancer clinical trials in "rural New Mexico",

which the bill defines as a "class B county in which no municipality has a population of sixty thousand or more". The tax credit is effective for three years beginning in the taxable years beginning on or after January 1, 2012 and ending before January 1, 2015.

Senate Bill 233 (Chapter 108) amends definitions in the Alternative Energy Product Manufacturers Tax Credit Act to include products directly secreted by a single cell photosynthetic organism as eligible alternative energy sources. This tax credit is intended to provide an incentive for businesses to expand existing operations, relocate out-of-state operations to New Mexico and create new businesses that produce fuel from photosynthetic organisms.

In 2009, an advanced electrical energy generation gross receipts tax deduction was enacted and compiled as Section 7-9-114 NMSA 1978. **House Taxation and Revenue Committee Substitute for House Bill 440 (Chapter 115)** amends the deduction to allow deduction of tangible property or equipment that is leased. The deduction is subject to a \$60 million limit per facility for all tax benefits claimed from the deduction. The sunset for claims is increased from 10 years in statute to 25 years, but only for leases of tangible property; the sunset for sales remains at 10 years. Additionally, the deduction conforms to the requirements in Section 9-15-56 NMSA 1978 as an economic development tax incentive.

Senate Bill 436 (Chapter 139) amends the Oil and Gas Proceeds and Pass-Through Entity Withholding Tax Act to require the taxation and revenue department to report annually to the legislature the amount of income taxes withheld during the previous calendar year from royalty and other oil and gas payments to nonresidents. The measure also requires the department to report the amount of withheld taxes that were actually credited against income taxes.

The film production tax credit drew a great deal of scrutiny during the 2011 legislative session. **Senate Joint Memorial 15** calls for the creation of an interim committee to review the tax credit and investments in film. **Senate Bill 44 (Chapter 165)** requires that enhanced documentation from film production companies be provided to the economic development department and the taxation and revenue department to allow for greater scrutiny of the bases for awarding film production tax credits to those companies. The most debated matter, however, was **House Taxation and Revenue Committee Substitute for House Bills 607 and 622 (Chapter 177)**, which was one of the measures designed to address declining revenues by reducing the annual outflow of money from the general fund to film production companies that can claim the film production tax credit. While it tightens oversight of film production tax credit recipients, mainly it authorizes the state to make payments over multiple years to recipients of \$2 million or more from the tax credit due, possibly saving the state \$15 million to \$25 million in the first fiscal year of implementation. The aggregate maximum of all film production tax credits that can be paid out in any year is now \$50 million, a cap that, hopefully, is set at a level that will allow most credits to be authorized for payment in the taxable year in which they are claimed. Taxpayers whose claims cause the aggregate to exceed the maximum in a year are to be first in the queue in the following year to receive their credit refund. Both authorized carried-over credits and credits in excess of

the prior year's aggregate maximum are considered as part of the aggregate maximum for the fiscal year in which they are paid out. For determining direct production expenditures on which the amount of a film production tax credit will be based, vehicle leases are restricted to no more than \$100 per day, and only the first \$150 of lodging expenses per individual per day may be included in the claim. Limits are also set on the expenditures that may be claimed for purposes of the credit on the value of gifts, jewelry, art, entertainment, amusement or recreation. The bill requires that vendors have a physical presence in New Mexico to be considered a New Mexico vendor. In addition, personal services businesses that receive payments for the services of a performing artist for purposes of the credit are included in the Oil and Gas Proceeds and Pass-Through Entity Withholding Tax Act and are required to withhold taxes due from the payments received for the services of a performing artist.

Racetrack Daily Capital Outlay Tax

Revenue from the daily capital outlay tax found in Section 60-1A-20 NMSA 1978 is pledged to secure \$5.6 million in bonds for capital improvements to the New Mexico state fairgrounds. Those bonds were issued for a 10-year term, with final payment scheduled for November 2014; however, under current law, the capital outlay tax is set to expire in 2012. **Senate Bill 114 (Chapter 75)** extends the sunset date of the state racing commission and the capital outlay tax through 2018 and provides for a delayed change in distribution of daily capital outlay tax from the state fairgrounds to the general fund beginning January 1, 2015, once the fairground's capital improvement bonds are paid off.

Related Bills

HVEC/House Bill 306 - eastern Sandoval county arroyo flood control authority - see *Local Government and Special Districts*

House Bill 558 - industrial revenue bond notice for taxing authorities - see *Local Government and Special Districts*

Senate Bill 146 - uniform acts omnibus bill - see *Probate and Guardianship*

Senate Bill 523 - industrial revenue bond notice for taxing authorities - see *Local Government and Special Districts*

UTILITIES

Utility services and their regulation received much attention this session. The six bills that were enacted address utility governance and regulation, rate setting, public hearing exemptions, recovery of certain utility costs, exemption of certain customers from the burden of cost recovery and avoidance of excavation damage to utility lines. Two measures that were enacted following a loss of natural gas service to several communities while the legislature was in session are discussed in the *Law Enforcement and Public Safety* section.

Rural electric cooperatives provide electricity to a large number of New Mexico residents, and the cooperatives are governed by members who have certain voting rights. Due to the size of their service areas, some of the cooperatives are divided into voting districts. However, due to distance and other

factors, members are not always able to vote in person at the district meetings and, under current law, are prohibited from voting by proxy or mail-in ballot. **House Bill 42 (Chapter 38)** eliminates the prohibition on proxy and mail-in ballots and allows cooperatives to provide for such voting in their bylaws if they so choose.

House Bill 215 (Chapter 170) provides that when an out-of-state distribution cooperative files with the public regulation commission a schedule proposing new rates, the rates will become effective without a hearing. If protests are filed with the commission by 1%, or 25 members, of a customer rate class, whichever is less, and if the commission determines there is just cause based on the grounds of the filed protests, the commission shall suspend the new rates and conduct a hearing.

Amendments to the Municipal Code in **House Judiciary Committee Substitute for House Bill 478 (Chapter 117)** authorize the Albuquerque-Bernalillo county water utility authority to require a reasonable payment in advance of, or a deposit for, utility services, as municipal utilities already can do. The bill also adds the Albuquerque-Bernalillo county water utility authority to provisions that allow for placement of a lien upon a tract or parcel of land being served for nonpayment.

House Judiciary Committee Substitute for House Bill 500 (Chapter 103) addresses the notification procedures used to prevent excavation damage to pipeline and underground facilities. It amends Section 62-14-2 NMSA 1978 to add a definition of "master meter system and operators" and to clarify that the definitions of "pipeline" and "underground utility line" do not include master meter systems and operators. The bill amends other sections to require, in the event of damage to any underground facility, that the person responsible for the excavation shall immediately notify the one-call system operating in the area in the form prescribed by the public regulation commission. Master meter operators and homeowners who have private underground facilities are exempt from having to be members of a one-call notification system. The legislation also amends the administrative penalty provision in Section 62-14-8 NMSA 1978 to remove the requirement of proving damage to an underground facility as part of being willfully noncompliant for purposes of an administrative penalty.

The legislature addressed the cost of water resources and how that cost is passed on to consumers in **Senate Bill 209 (Chapter 155)**. The bill allows water utilities, as defined in the Public Utility Act, to recover the cost of the acquisition of water resources through an adjustment clause rather than through a rate change hearing with the public regulation commission, provided that the acquisition does not include the purchase or other permanent acquisition of water rights. Adjustment clauses are currently allowed for increases in cost due to tax, fuel, gas and purchased power costs, but they did not previously include the cost of water resources. The public regulation commission will have to enact rules governing such adjustment clauses and monitor the adjustment clauses used under the provision to ensure that the costs are reasonable.

Senate Bill 549 (Chapter 93) provides an exemption for any political subdivision that consumes over 20 million kilowatt hours per year and that owns renewable energy generation from all charges by a

utility for renewable energy procurement required by the Renewable Energy Act. To qualify, the political subdivision must spend 2.5% of its annual electricity charges to develop, within 24 months, customer-owned renewable energy generation.

Related Bills

HENRC/House Bill 452 - gas service emergency task force - see *Law Enforcement and Public Safety*

HLC/House Bill 652 - Emergency Gas Pilot Relighting Act - see *Law Enforcement and Public Safety*

WATER

The one water-related bill enacted this year addresses the disposition of federal money for Gila river projects. As part of the overall settlement of water rights and use issues involving the Colorado and Gila rivers and the central Arizona project, the federal government in the Arizona Water Settlements Act agreed to pay to New Mexico potentially well over \$100 million for the New Mexico unit, which involves construction of improvements in the Gila river drainage in New Mexico. The federal money will be deposited into the New Mexico unit fund, which is created in **House Bill 301 (Chapter 99)** as a nonreverting fund to be administered by the interstate stream commission. Because the fund is created for a federally earmarked purpose, money in the fund cannot be transferred to any other fund or be used for any other purpose than that expressed in the federal law. The law requires the interstate stream commission to report annually to the legislature on the status of the fund, distributions of money from the fund and projections for expenditures in the following year.

Related Bills

House Bill 13 - NMFA drinking water state revolving loan fund projects - see *Appropriations and Finance*

House Bill 143 - NMFA water project fund projects - see *Appropriations and Finance*

House Bill 358 - conservancy district election provision - see *Elections*

HJC/House Bill 478 - utility services deposit and advance payment - see *Utilities*

Senate Bill 209 - water resource acquisition cost recovery - see *Utilities*

APPENDICES

DATA ON LEGISLATION
Fiftieth Legislature, First Session, 2011

TOTAL LEGISLATION^{1,2}	HOUSE	SENATE	TOTAL
Bills	708	686	1,394
Joint Resolutions	27	19	46
Joint Memorials	51	38	89
Memorials	88	85	173
Concurrent Resolutions	0	1	1
Resolutions	5	4	9
TOTAL:	879	833	1,712
INTRODUCTIONS³			
Bills and Dummies Substituted	612	591	1,203
Joint Resolutions	24	19	43
Joint Memorials	51	38	89
Memorials	82	84	166
Concurrent Resolutions	0	1	1
Resolutions	5	4	9
TOTAL:	774	737	1,511
PASSAGE			
Bills	129	155	284
Joint Resolutions	2	2	4
Joint Memorials	22	13	35
Memorials	72	62	134
Concurrent Resolutions	N/A	0	0
Resolutions	2	1	3
TOTAL:	227	233	460
PERCENTAGE OF INTRODUCTIONS PASSED			
Bills	21.1%	26.2%	23.6%
Joint Resolutions	8.3%	10.5%	9.3%
Joint Memorials	43.1%	34.2%	39.3%
Memorials	87.8%	73.8%	80.7%
Concurrent Resolutions	N/A	0%	0%
Resolutions	40%	25%	33.3%
TOTAL:	29.3%	31.6%	30.4%
ENACTED			
Signed by Governor (not including partial vetoes)	86	98	184
Signed by Governor with Partial Vetoes	2	0	2
TOTAL:	88	98	186
VETOED			
Vetoed by Governor's Message	17	18	35
Pocket Vetoed ⁴	24	39	63
TOTAL:	41	57	98
PERCENTAGE OF PASSED BILLS VETOED			
	31.8%	36.8%	34.5%

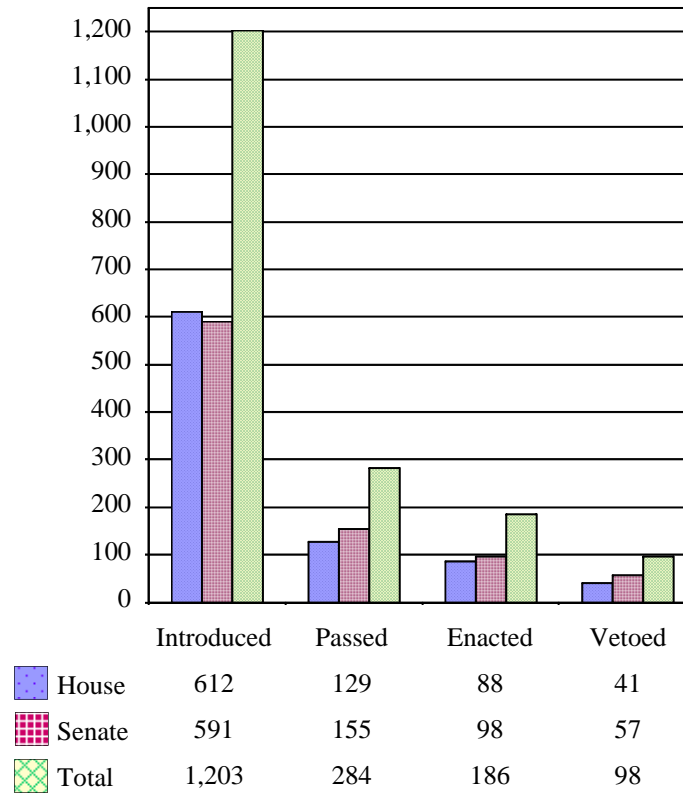
¹There were 49 dummy bills introduced in the house and 49 in the senate; however, if they were not substituted into substantive bills, they are not counted in these statistics.

²Includes substitutes counted as separate bills.

³Does not count substitutes, with the exception of dummy substitutes.

⁴Pursuant to Article IV, Section 22 of the Constitution of New Mexico.

**BILL ACTION SUMMARY
Regular Session, 2011**



**ALL INTRODUCED LEGISLATION - PERCENTAGE PASSED
Regular Session, 2011**

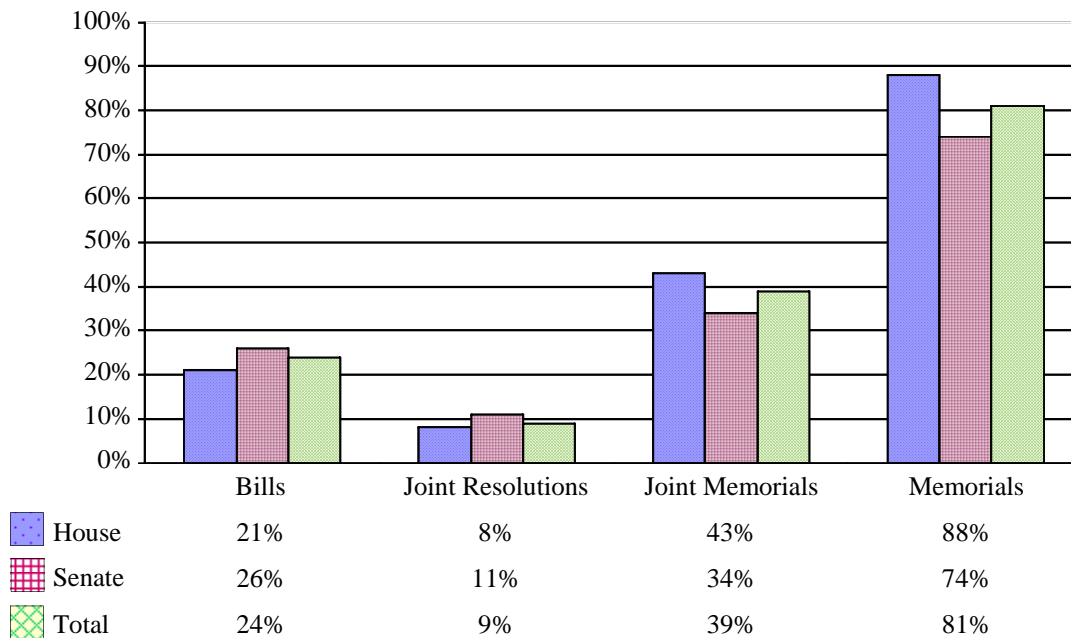


TABLE 1
SUMMARY OF GENERAL FUND APPROPRIATIONS
FIFTIETH LEGISLATURE
FIRST SESSION, 2011
(in thousands)

	Fiscal Year 2011	Fiscal Year 2012
GENERAL APPROPRIATION ACT (GAA) OF 2011 (Ch. 179, p.v.)		
Section 4. Operating Expenses		
A. Legislative		3,919.2
B. Judicial		192,537.0
C. General Control		157,973.2
D. Commerce and Industry		43,635.3
E. Agriculture, Energy and Natural Resources		62,413.3
F. Health, Hospitals and Human Services		1,528,369.0
G. Public Safety		356,280.2
H. Transportation		-
I. Other Education		27,793.2
J. Higher Education		730,877.8
K. Public School Support		2,365,586.4
Subtotal for Fiscal Year 2012 Operating Expenses		\$5,469,384.6
Section 5. Special Appropriations	13,450.0	
Subtotal for Special Appropriations (Nonrecurring)	\$13,450.0	
Section 6. Supplementals and Deficiencies	\$7,471.3	
Subtotal for Supplementals and Deficiencies (Nonrecurring)	\$7,471.3	
Section 10. Appropriation Reductions		
Lower ERB and PERA Employer Contribution Rates		(\$49,700.0)
Reduced GSD Unemployment Compensation Assessments		(\$3,000.0)
Subtotal for Appropriation Reductions		(\$52,700.0)
FISCAL YEAR TOTALS - GENERAL APPROPRIATION ACT	\$20,921.3	\$5,416,684.6
FISCAL YEARS 2011 AND 2012 - GAA		5,437,605.9
SPECIAL APPROPRIATION BILLS		
HB 1 (Ch. 1) Feed Bill	10,407.9	\$14,092.8
HB 8 (Ch. 62) Development Training Programs	\$1,250.0	\$1,250.0
TOTAL - SPECIAL APPROPRIATION BILLS	\$11,657.9	\$15,342.8
FISCAL YEAR TOTALS - GAA AND SPECIAL APPROPRIATIONS	\$32,579.2	\$5,432,027.4
FISCAL YEARS 2011 AND 2012 - GAA AND SPECIALS		\$5,464,606.6

TABLE 2
GENERAL APPROPRIATION ACT OF 2011
CHAPTER 179 (p.v.)
GENERAL FUND
(in thousands)

	Fiscal Year 2011	Fiscal Year 2012
SECTION 4 - OPERATING EXPENSES		
Legislative		
Energy Council Dues		32.0
Legislative Building Services		3,887.2
Total Legislative		\$3,919.2
Judicial		
Supreme Court Law Library		1,490.8
New Mexico Compilation Commission		0.0
Judicial Standards Commission		713.4
Court of Appeals		5,395.6
Supreme Court		2,813.7
Administrative Office of the Courts		38,498.3
Supreme Court Building Commission		783.3
First Judicial District Court		5,951.1
Second Judicial District Court		20,357.1
Third Judicial District Court		5,896.8
Fourth Judicial District Court		1,966.5
Fifth Judicial District Court		5,718.9
Sixth Judicial District Court		2,919.0
Seventh Judicial District Court		2,086.5
Eighth Judicial District Court		2,580.3
Ninth Judicial District Court		3,004.4
Tenth Judicial District Court		725.0
Eleventh Judicial District Court		5,588.5
Twelfth Judicial District Court		2,864.3
Thirteenth Judicial District Court		6,065.7
Bernalillo County Metropolitan Court		21,269.2
First Judicial District Attorney		4,525.8
Second Judicial District Attorney		16,077.8
Third Judicial District Attorney		4,239.7
Fourth Judicial District Attorney		2,882.0
Fifth Judicial District Attorney		4,124.3
Sixth Judicial District Attorney		2,382.6
Seventh Judicial District Attorney		2,212.0
Eighth Judicial District Attorney		2,370.0
Ninth Judicial District Attorney		2,563.5
Tenth Judicial District Attorney		940.4
Eleventh Judicial District Attorney, Div I		3,024.8
Eleventh Judicial District Attorney, Div II		2,413.4
Twelfth Judicial District Attorney		4,352.6
Thirteenth Judicial District Attorney		1,807.2
Administrative Office of the District Attorneys		1,932.5
Total Judicial		\$192,537.0

General Control

Attorney General	8,323.7
State Auditor	2,233.4
Taxation and Revenue Department	53,633.9
State Investment Council	0.0
Department of Finance and Administration	13,345.7
Department of Finance and Administration-Special Appropriations	0.0
Public School Insurance Authority	0.0
Retiree Health Care Authority	8,779.3
General Services Department	12,897.9
Educational Retirement Board	0.0
New Mexico Sentencing Commission	529.8
Public Defender Department	39,148.4
Governor	3,394.6
Lieutenant Governor	680.1
Department of Information Technology	484.7
Public Employees Retirement Association	0.0
State Commission of Public Records	2,428.2
Secretary of State	4,397.5
Personnel Board	3,901.1
Public Employees Labor Relations Board	214.8
State Treasurer	3,580.1
Total General Control	\$157,973.2

Commerce and Industry

Board of Examiners for Architects	0.0
Border Authority	337.6
Tourism Department	8,314.0
Economic Development Department	6,520.6
Regulation and Licensing Department	12,767.9
Public Regulation Commission	7,882.0
New Mexico Medical Board	0.0
Board of Nursing	0.0
New Mexico State Fair	0.0
State Board of Engineers and Land Surveyors	0.0
Gaming Control Board	5,227.2
State Racing Commission	1,878.2
Board of Veterinary Medicine	0.0
Cumbres and Toltec Scenic Railroad Commission	87.0
Office of Military Base Planning	120.8
Spaceport Authority	500.0
Total Commerce and Industry	\$43,635.3

Agriculture, Energy and Natural Resources

Cultural Affairs Department	27,246.5
New Mexico Livestock Board	470.2
Department of Game and Fish	0.0
Energy, Minerals and Natural Resources Department	19,826.1
New Mexico Youth Conservation Corps	0.0
Intertribal Ceremonial Office	30.0

Agriculture, Energy and Natural Resources (cont)

Commissioner of Public Lands	0.0
State Engineer	14,840.5
Organic Commodity Commission	0.0
Total Agriculture, Energy and Natural Resources	\$62,413.3

Health, Hospitals and Human Services

Commission on the Status of Women	0.0
Office on African American Affairs	699.8
Commission for Deaf and Hard-of-Hearing Persons	300.0
Martin Luther King, Jr. Commission	176.5
Commission for the Blind	1,898.0
Indian Affairs Department	2,413.2
Aging and Long-Term Services Department	40,845.1
Human Services Department	967,886.7
Workforce Solutions Department	3,300.0
Workers' Compensation Administration	0.0
Vocational Rehabilitation Division	5,383.4
Governor's Commission on Disability	658.0
Developmental Disabilities Planning Council	4,150.0
Miners' Hospital of New Mexico	0.0
Department of Health	290,087.0
Department of Environment	11,503.7
Office of Natural Resources Trustee	89.7
New Mexico Health Policy Commission	5.0
Veterans' Services Department	2,672.8
Children, Youth and Families Department	196,300.1
Total Health, Hospitals and Human Services	\$1,528,369.0

Public Safety

Department of Military Affairs	6,371.6
Parole Board	449.4
Juvenile Parole Board	24.1
Corrections Department	258,382.7
Crime Victims Reparation Commission	1,684.1
Department of Public Safety	86,881.7
Homeland Security and Emergency Management	2,486.6
Total Public Safety	\$356,280.2

Transportation

Department of Transportation	0.0
Total Transportation	\$0.0

Other Education

Public Education Department	10,737.4
Public Education Department Special Appropriations	17,055.8
Regional Education Cooperatives	0.0
Public School Facilities Authority	0.0
Total Other Education	\$27,793.2

Higher Education

Higher Education Department	35,857.3
University of New Mexico	274,603.0
New Mexico State University	178,967.5
New Mexico Highlands University	27,953.1
Western New Mexico University	16,802.5
Eastern New Mexico University	40,008.0
New Mexico Institute of Mining and Technology	35,047.4
Northern New Mexico College	10,271.6
Sante Fe Community College	12,469.7
Central New Mexico Community College	44,216.7
Luna Community College	7,585.2
Mesalands Community College	4,220.8
New Mexico Junior College	6,041.1
San Juan College	22,256.8
Clovis Community College	8,561.4
New Mexico Military Institute	1,818.6
New Mexico School for the Blind and Visually Impaired	679.3
New Mexico School for the Deaf	3,517.8
Total Higher Education	\$730,877.8

Public School Support

Public School Support	2,365,586.4
Public School ERB	0.0
Total Public School Support	\$2,365,586.4

Total Section 4 - 2011 Appropriations**\$5,469,384.6****SECTION 5 - SPECIAL APPROPRIATIONS**

Administrative Office of the Courts	200.0
Taxation and Revenue Department	250.0
Department of Finance and Administration	50.0
Secretary of State	250.0
Aging and Long-Term Services Department	200.0
Human Services Department	7,000.0
Department of Health	500.0
Public Education Department	4,500.0
Higher Education Department	500.0
Total Section 5 - 2011 Appropriations (Nonrecurring)	\$13,450.0

SECTION 6 - SUPPLEMENTALS and DEFICIENCIES

Administrative Office of the Courts	100.0
Department of Finance and Administration	750.0
Secretary of State	300.0
Department of Health	3,094.4
Children, Youth and Families Department	2,409.2
Homeland Security and Emergency Management	817.7
Total Section 6 - 2011 Appropriations (Nonrecurring)	\$7,471.3

SECTION 10 - APPROPRIATION REDUCTIONS

Appropriations to the economic development department, the regulation and licensing department, the border authority, the department of finance and administration, the personnel board, the homeland security and emergency management department, the gaming control board, the state racing commission, the department of environment, the governor's commission on disability, the aging and long-term services department and the tourism department are reduced by up to \$2.5 million to reflect returns to administrative reforms, restructuring, improved program efficiencies and reduction in duplication of governmental functions, subject to allocation of the reduction among the agencies by the department of finance and administration.

Lower employer contribution rates to certain retirement plans under the Public Employees Retirement Act and the Educational Retirement Act	-49,700.0
Reduced GSD unemployment compensation assessments	-3,000.0
Total Section 10 - Appropriations (Recurring)	-52,700.0

SECTION 11 - FUND TRANSFERS

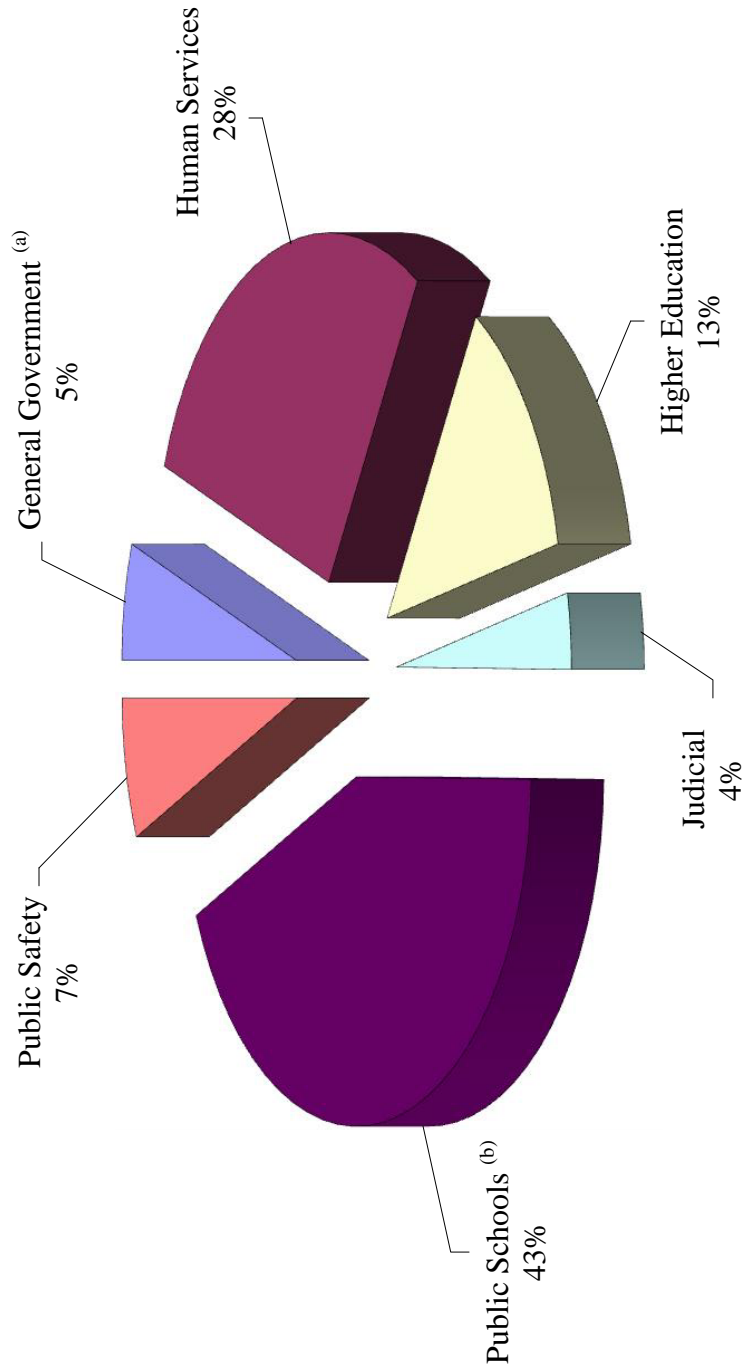
The following amounts from the following funds or accounts are transferred to the general fund for purposes of meeting appropriations from the general fund. These are revenues to the general fund and not appropriations and, therefore, are not included in totals:

College Affordability Fund	5,000.0	
Workers' Compensation Administration Fund	1,900.0	
Trail Safety Fund	500.0	
Water and Wastewater Project Grant Fund	1,700.0	
Economic Development Revolving Fund	1,900.0	
Primary Care Capital Fund	2,810.0	
Child Care Facility Revolving Loan Fund	200.0	
New Mexico Finance Authority Transportation Bond Administration Fee Account	3,400.0	
Local Government Transportation Fund	3,400.0	
Local Transportation Infrastructure Fund	4,900.0	
Emergency Drought Relief Fund	290.0	
College Affordability Endowment Fund		10,000.0
New Mexico Finance Authority Transportation Bond Administration Fee Account		1,400.0
Total Section 11 - Fund Transfers to General Fund (Nonrecurring)	26,000.0	11,400.0

FISCAL YEAR TOTALS - GAA GENERAL FUND	\$20,921.3	\$5,416,684.6
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FISCAL YEARS 2009 AND 2010 - GAA GENERAL FUND	\$5,437,605.9
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Chart 1
GENERAL FUND APPROPRIATIONS
Fiscal Years 2011 and 2012
\$5,464,606,600
Fiftieth Legislature



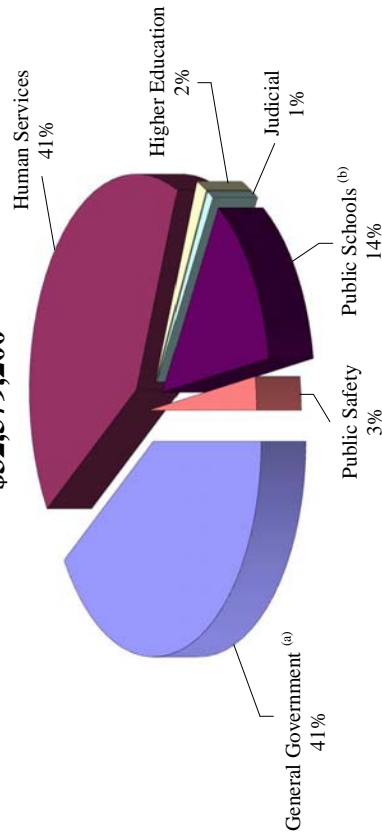
^(a) Legislature, General Control, Commerce and Industry, Agriculture, Energy and Natural Resources

^(b) Other Education, Public School Support

All appropriations adjusted for estimated impact of government-wide reductions in Section 10 of House Bill 2

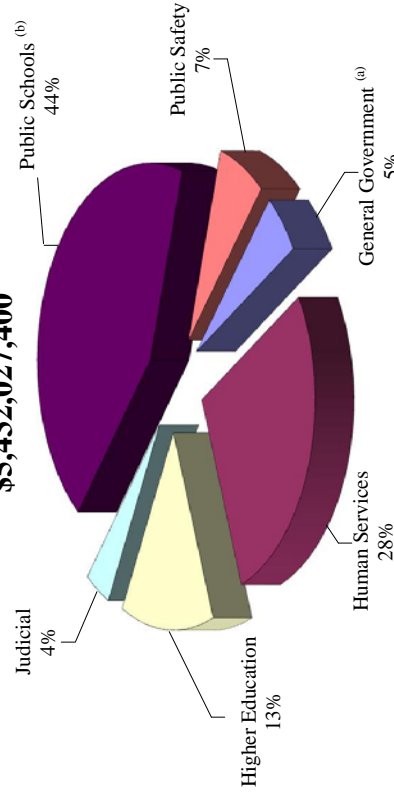
**CHART 2 AND CHART 3
GENERAL FUND APPROPRIATIONS
Fiscal Years 2011 and 2012
Fiftieth Legislature, First Session**

**Chart 2
GENERAL FUND APPROPRIATIONS
Fiscal Year 2011
\$32,579,200**



^(a) Legislature, General Control, Commerce and Industry, Agriculture, Energy and Natural Resources
^(b) Other Education, Public School Support
 All appropriations adjusted for estimated impact of government-wide reductions in Section 10 of House Bill 2

**Chart 3
GENERAL FUND APPROPRIATIONS
Fiscal Year 2012
\$5,432,027,400**



^(a) Legislature, General Control, Commerce and Industry, Agriculture, Energy and Natural Resources
^(b) Other Education, Public School Support
 All appropriations adjusted for estimated impact of government-wide reductions in Section 10 of House Bill 2

TABLE 3
GENERAL APPROPRIATION ACT VETOES
Fiftieth Legislature, First Session
House Appropriations and Finance Committee Substitute for
House Bills 2, 3, 4, 5 and 6 (Chapter 179, p.v.)

Page	Agency	Description
<u>Section 3 – General Provisions</u>		
4	n/a	DFA to consult with LFC on FY 2012 revenue and for DFA to present plan to LFC if a deficit is anticipated
4-6	n/a	FY 2012 federal funds subject to review, appropriation or BAR; FTE limitations
<u>Section 4 – Fiscal Year 2012 Appropriations</u>		
10-11	AOC	funds to avoid furloughs and layoffs in judiciary
43	DFA	LFC review of critical emergency funding from DFA to BOF
44	DFA	conversion of BOF's loan to Tajique mutual domestic water consumers association from a loan to a grant
60	Personnel Board	non-reversion of unexpended balances in employees' career development conference fund at end of FY 2012
64	Tourism Dept.	designation of tourism marketing and promotion funds for state parks, cultural affairs and golf tourism
90	State Fair	all general fund appropriations for operational expenses of state fair; including operational expenses and one FTE for African American performing arts center and exhibit hall
95-96	Cultural Affairs Dept.	funding specific to the Taylor Reynolds Barela Mesilla state monument and for national history day
99	Cultural Affairs Dept.	non-reversion of unexpended balances in department at end of FY 2012
115	Commission on the Status of Women	all general fund appropriations; eight FTEs; and non-reversion of revenue collected in other state funds for conferences, awards, seminars and various events
127	Human Services Dept.	requirement to provide LFC with quarterly reports on TANF block grant and MOE expenditures
140	Developmental Disabilities Planning Council	non-reversion of unexpended balances in the office of guardianship from general fund appropriations
142	Dept. of Health	operational support of women's health services in Santa Fe county

145	Dept. of Health	language clarifying that appropriations to the developmental disabilities support program of DOH for the <i>Jackson v. Ft. Stanton</i> lawsuit are limited to \$100,000 and no other appropriations or BAR authority are available
146	Dept. of Health	appropriation to the developmental disabilities support program of DOH for autism summer camp in Torrance county
156	Children, Youth and Families Dept.	requirement for CYFD to develop plan regarding childcare program's waiting list and report to DFA and LFC
174	Public Education Dept.	restrictions on appropriation to PED for prekindergarten program and kindergarten-three-plus program
175	Public Education Dept.	appropriation to PED for budget management system and STARS contingent on PED granting access to LFC and LESC to those systems
177	Higher Education Dept.	requirement for HED to identify funded and completed student hours at each educational institution under the funding formula and report to LFC
177	Higher Education Dept.	requirement that the new funding formula provide certain incentives, including cost-effectiveness, greater course completion and on-time degree completion
178	Higher Education Dept.	requirement that part of the funding for HED's student financial aid program include 10 students to attend college of veterinary medicine at Kansas state university
178	Higher Education Dept.	requirement that part of the funding for HED's student financial aid program include money for the student choice program
199	Northern New Mexico College	general fund appropriations for the Northern pueblos institute and faculty salary adjustments
201	Luna Community College	appropriation for special projects expansion and flexibility

Section 5 – Special Appropriations

212	Legislative Council Service	appropriation for pre-session expenses (of HAFC and SFC) for the 2012 legislative session
212	Legislative Council Service	appropriation for the legislative redistricting committee
214	Dept. of Finance and Administration	appropriation (partially vetoed, but possibly unconstitutional) for MFA oversight of regional housing authorities
214	Economic Development Dept.	appropriation of ARRA funds for the job training incentive program
214	Cultural Affairs Dept.	appropriation for the New Mexico centennial
217	Public Education Dept.	Reporting deadline and continued quarterly reporting to the LFC and LESC as part of a contingency for an appropriation for the governor's educational reforms and initiatives

217 Higher Education Dept. appropriation from the computer systems enhancement fund for system replacements and enhancements

Section 6 – Supplemental and Deficiency Appropriations

217 n/a requirement for certification by the agency to the LFC that no other funds available

Section 7 – Data Processing Appropriations

219 Administrative Office of the Courts appropriation for electronic filing and document and content management at district courts

219-220 Dept. of Information Technology appropriation to configure SHARE for benefits and federal COBRA requirements, including data integrity issues

220 State Commission of Public Records appropriation for a centralized electronic records repository

Section 10 – Appropriation Reductions

231-232 n/a general fund savings associated with administrative reforms and restructuring, improved efficiencies and elimination of duplicate government functions in various agencies

Section 12 – Authority to Reduce Allotments

235-236 n/a requirement for DFA to consult with LFC and reduce allotments if revenue estimates fall below appropriations, including definition of "general fund consensus revenue forecast"

TABLE 4
BILLS AFFECTING GENERAL FUND REVENUE
(in thousands)
(all amounts are recurring unless noted)

Bill No.	Chap.	Subject	Fiscal Year			
			2012	2013	2014	
HB 47	Ch. 39	School District Cash Balances	(500.0)			1
HB 273	Ch. 67	Research and Business Small Business Tax Credit	(106.0)	(120.0)	(120.0)	2
HB 391	Ch. 46	Livestock Code Penalty for Open Gates	5.0	5.0	5.0	2, 3
HB 470	Ch. 116	Underpayment of Estimated Tax Penalty Changes	(50.0)	(50.0)	(50.0)	2
CS/HB 500	Ch. 103	Utility Pipeline Notice Penalty Changes	32.0	32.0	32.0	2
CS/HB 523; CS/SB 179	Ch. 60, 61	Locomotive Fuel Tax Gross Receipts Tax Deduction			(5,887.0)	4
CS/HB 607	Ch. 177	Film Production Tax Credit Act	23,300.0	22,000.0	22,000.0	2
SB 44	Ch. 165	Film Production Tax Credit Tracking	200.0	200.0	200.0	2
SB 84	Ch. 74	Jet Fuel GRT Deduction		118.0	118.0	2
SB 114	Ch. 75	Distribution of Daily Capital Outlay Tax Imposed on Racetracks				5
CS/SB 233	Ch. 108	Photosynthetic Energy Tax Credit		Indeterminate		
SB 282	Ch. 89	Income Tax Credit for Certain Cancer Treatment		(35.0)	(35.0)	2, 3
SB 326	Ch. 148	Acceptance of Alternative Evidence for Gross Receipts Tax Deductions	(220.0)	(55.0)	(55.0)	2
SB 445	Ch. 109	Direct Wine Shipment Permits	20.0	20.0	20.0	2
SB 552	Ch. 81	Tax Definition of Livestock	5.0	5.0	5.0	
CS/SB 546	Ch. 110	Craft Microdistiller Licensure	10.0	10.0	10.0	2
CS/SB 626	Ch. 164	Fire Protection Fund Delayed Distributions	1,300.0	1,300.0	1,300.0	2
Totals			\$24,647.0	\$23,595.0	\$17,708.0	

Notes:

- 1 No fiscal impact given for subsequent years
- 2 FY 2014 estimated from 2013 figures
- 3 FIR averages were used
- 4 This estimate assumes the facility would have been completed without enactment of the legislation
- 5 Distribution to begin in FY 2015, with \$1,190.0 increase to General Fund

TABLE 5
BILLS AFFECTING OTHER STATE REVENUE
(in thousands)
(all amounts are recurring unless noted)

Bill No.	Chap.	Subject	Fiscal Year			
			2012	2013	2014	
HB 24	Ch. 58	Special Overweight Vehicle Permits	8.0	16.0	16.0	1,2
CS/HB 59	Ch. 184	Unemployment Contribution Temporary Schedule			nonrecurring	3,4
HB 79	Ch. 3	Additional Tobacco Settlement Permanent Fund Distribution	19,776.0	19,776.0	nonrecurring	5
HB 79	Ch. 3	Additional Tobacco Settlement Permanent Fund Distribution	(19,776.0)	(19,776.0)	nonrecurring	6
HB 87	Ch. 29	Transfer Organic Certification Responsibilities to the NM Department of Agriculture	198.0	230.0	230.0	1,7
HB 107	Ch. 31	Consolidate Naprapathy Under NM Medical Board	6.0	7.0	7.0	1,8
CS/HB 160; CS/SB 52	Ch. 181, 182	Electronic Copies of Public Records	(234.0)	(234.0)	(234.0)	1,9
HB 180	Ch. 25	Military Discount for Game and Fish Licenses	7.0	7.0	7.0	1,10
HB 187	Ch. 113	Expanded-Function Dental Auxiliaries		Indeterminate		11
HB 235	Ch. 42	Creation of Veterans' National Cemetery Fund	125.8	125.8	125.8	1,12
HB 301	Ch. 99	Create New Mexico Unit Fund for Arizona Water Settlements Act Distribution	6,600.0	6,600.0	6,600.0	13
HB 362	Ch. 45	Certain Military Hunting License Discounts	2.5	2.5	2.5	1,10
HB 417	Ch. 173	Local Government Corrections Fee Increase	770.0	829.0	829.0	1,14
CS/HB 628	Ch. 178	Contribution Rate Changes in Retirement Plans	(20,100.0)	(40,200.0)	20,100.0	15
SB 84	Ch. 74	Jet Fuel Gross Receipts Tax Deduction		(609.0)	(609.0)	1,16
SB 119	Ch. 122	Retirement Beneficiary Designation of Spouse	5.0	5.0	5.0	1,17, 18, 19
SB 132	Ch. 86	State Agency Uniform Credit Card Use Fee		Indeterminate		20
SB 140	Ch. 7	Blood Donor License Plate		Indeterminate		9,21
SB 155	Ch. 125	Private Landfill Permit Terms	(14.7)	(14.7)	(14.7)	1,22
CS/SB 196	Ch. 186	Hunting License Fee Structure Changes	600.0	600.0	600.0	1,10, 18
SB 302	Ch. 147	Registration Plate for Disabled Veterans	(290.0)	(290.0)	(290.0)	1,2, 9,23, 24, 25
SB 365	Ch. 84	DNA Samples from Persons in Felony Arrest	250.0	250.0	250.0	1,26
Totals			(12,074.4)	(32,691.4)	27,608.6	

Notes:

- | | |
|--|--|
| <p>1 FY 2014 amount estimated from FY 2013 figures</p> <p>2 State Road Fund</p> <p>3 Unemployment Trust Fund</p> <p>4 Governor's partial veto left no contribution on schedule for calendar year 2012</p> <p>5 Tobacco Settlement Program Fund</p> <p>6 Tobacco Settlement Permanent Fund</p> <p>7 Transfer of revenue source of Organic Market Development Fund to NM Department of Agriculture Operating Fund</p> <p>8 New Mexico Medical Board Fund</p> <p>9 Motor Vehicle Division Operating Funds</p> <p>10 Game Protection Fund</p> <p>11 Board of Dental Health Care Fund</p> <p>12 Veterans' National Cemetery Fund</p> <p>13 New Mexico Unit Fund</p> | <p>14 Local Government Corrections Fund</p> <p>15 Educational Retirement Fund</p> <p>16 State Aviation Fund</p> <p>17 Educational Retirement Fund</p> <p>18 FIR averages were used</p> <p>19 Public Employees Retirement Association Funds</p> <p>20 Any State Agency Accepting Credit Card Payments</p> <p>21 Department of Health</p> <p>22 Department of Environment Operating Funds</p> <p>23 Litter Control and Beautification Fund</p> <p>24 Recycling and Illegal Dumping Fund</p> <p>25 Highway Infrastructure Fund</p> <p>26 DNA Identification System Fund</p> |
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TABLE 6
BILLS AFFECTING LOCAL GOVERNMENT REVENUE
(in thousands)
(all amounts are recurring unless noted)

Bill No.	Chap.	Subject	Fiscal Year			
			2012	2013	2014	
HB 273	Ch. 67	Research and Business Small Business Tax Credit	(44.0)	(50.0)	(50.0)	¹
CS/HB 523; CS/SB 179	Ch. 60, 61	Locomotive Fuel Tax Gross Receipts Tax Deduction			(1,972.0)	^{1,2}
SB 84	Ch. 74	Jet Fuel Gross Receipts Tax Deduction		(390.0)	(390.0)	^{1,3}
SB 267	Ch. 53	Law Enforcement Contracts with Colleges		Indeterminate		⁴
SB 302	Ch. 147	Registration Plate for Disabled Veterans	(94.0)	(94.0)	(94.0)	^{1,3}
SB 326	Ch. 148	Acceptance of Alternative Evidence for Gross Receipts Tax Deductions	(180.0)	(45.0)	(45.0)	^{1,3}
SB 367	Ch. 133	Local Government Permanent Funds Investment		Indeterminate		
SB 552	Ch. 81	Tax Definition of Livestock	5.0	5.0	5.0	

Notes:

- 1 Includes revenue impact to municipalities and counties
- 2 This estimate assumes the facility would have been completed without enactment of the legislation
- 3 FY 2014 amount estimated from FY 2013 figures
- 4 Municipalities

TABLE 7
Legislative Authorization for New Mexico Finance Authority
Public Project Revolving Fund Projects
House Bill 53 (Chapter 23)

County	Entity	Project Description
Bernalillo	Albuquerque	water rights, land, road, special assessment district and rail spur projects
Bernalillo	Bernalillo county metropolitan court	building, equipment, infrastructure and debt refinancing projects
Bernalillo	Isleta, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Bernalillo	Los Ranchos de Albuquerque	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Catron	Reserve	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Chaves	Chaves county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
Chaves	Dexter	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Chaves	Hagerman	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Chaves	Lake Arthur	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Chaves	Lake Arthur municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Chaves	Roswell	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Chaves	Roswell independent school district	building, equipment, infrastructure and debt refinancing projects
Cibola	Acoma, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Cibola	Bluewater water and sanitation district	building, equipment, infrastructure, debt refinancing, water, wastewater and water rights projects
Cibola	Cibola general hospital	building, infrastructure, equipment, debt refinancing and land projects
Cibola	Milan	debt refinancing, water rights and road projects

Cibola	Ramah chapter of the Navajo Nation	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Colfax	Angel Fire	road and water rights projects
Colfax	Cimarron	building, equipment, infrastructure, debt refinancing, road, land acquisition, water, water rights, wastewater and solid waste projects
Colfax	Eagle Nest	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Colfax	Raton public school district	building, equipment, infrastructure, land and debt refinancing projects
Colfax	Springer	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Curry	Clovis	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Curry	Clovis community college	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Curry	Clovis municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Curry	Melrose public school district	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Curry and Roosevelt	Texico municipal school district	building, equipment, infrastructure and debt refinancing projects
De Baca	Fort Sumner	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Dona Ana	Camino Real regional water utility authority	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Dona Ana	Gadsden independent school district	building, equipment, infrastructure, debt refinancing and land projects
Dona Ana	La Union MDWCA	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Dona Ana	Las Cruces public school district	building, equipment, infrastructure, debt refinancing and land projects
Dona Ana	Mesquite MDWC&MSWA	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Dona Ana	New Mexico state university	debt refinancing projects
Dona Ana	Rio Grande natural gas association	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Dona Ana	South Central solid waste authority	building, equipment, infrastructure, debt refinancing, roads, land, water, water rights, wastewater and solid waste projects

Eddy	Artesia	water, wastewater and solid waste projects
Eddy	Artesia public school district	building, equipment, infrastructure and debt refinancing projects
Eddy	Carlsbad	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Eddy	Carlsbad municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Eddy	Hope	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Grant	Bayard	building, equipment, infrastructure, debt refinancing, water, water rights, wastewater, solid waste, road and land projects
Grant	Gila regional medical center	building, equipment, infrastructure and land projects
Grant	Santa Clara	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Grant	Silver consolidated public school district	building, equipment, infrastructure and debt refinancing projects
Guadalupe	Santa Rosa	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Hidalgo	Animas public school district	building, equipment, infrastructure and debt refinancing projects
Hidalgo	Hidalgo county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
Hidalgo	Virden	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Lea	Hobbs	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Lea	New Mexico junior college	building, equipment, infrastructure, debt refinancing and land projects
Lincoln	Capitan	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Lincoln	Capitan municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Lincoln	Hondo Valley public school district	building, equipment, infrastructure, debt refinancing and land projects
Lincoln	Lincoln county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste, public improvement district and special assessment district projects
Lincoln	Lincoln county solid waste authority	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects

Los Alamos	Los Alamos public school district	building, equipment, infrastructure, debt refinancing and land projects
Los Alamos	Los Alamos county	water rights, road, public improvement district and special assessment district projects
Luna	Columbus	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Luna	Deming	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
Luna	Luna county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
McKinley	McKinley county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste, public improvement district and special assessment district projects
McKinley	Rehoboth McKinley Christian hospital	building, equipment, infrastructure, debt refinancing, water, wastewater, solid waste, road and land projects
McKinley and San Juan	Navajo Nation	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Mora	Mora county	building, equipment, infrastructure, debt refinancing, road, water, water rights, wastewater, solid waste, public improvement district and special assessment district projects
Mora	Mora independent school district	building, equipment, infrastructure and debt refinancing projects
Otero	Alamogordo	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
Otero	Alamogordo public school district	building, equipment, infrastructure and debt refinancing projects
Otero	Cloudcroft	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Otero	Cloudcroft municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Otero	Timberon water and sanitation district	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Otero	Tularosa	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Quay	House	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Quay	Mesalands community college	building, equipment, infrastructure, debt refinancing and land projects

Rio Arriba	Arroyo de Agua MDWCA	building, equipment, infrastructure, debt refinancing, water, wastewater and solid waste projects
Rio Arriba	Chama	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Rio Arriba	East Rio Arriba SWCD	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Rio Arriba	El Rito MDWCA	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Rio Arriba	Espanola public school district	building, equipment, infrastructure, debt refinancing and land projects
Rio Arriba	Santa Clara, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Rio Arriba and Sandoval	Jicarilla Apache Nation	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Rio Arriba and Santa Fe	Greater Chimayo MDWCA	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Rio Arriba and Santa Fe	North Central solid waste authority	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Roosevelt	Elida	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Roosevelt	Roosevelt county special hospital district	building, infrastructure, equipment, debt refinancing and land projects
San Juan	Aztec	road and water rights projects
San Juan	Farmington	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
San Juan	San Juan regional medical center	building, infrastructure, equipment, debt refinancing and land projects
San Miguel	Pecos independent school district	building, equipment, infrastructure and debt refinancing projects
San Miguel	Tierra y Montes SWCD	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
San Miguel	West Las Vegas public school district	building, equipment, infrastructure, debt refinancing and land projects
Sandoval	Bernalillo	road and water rights projects
Sandoval	Bernalillo public school district	building, equipment, infrastructure, debt refinancing, water, wastewater, solid waste, road and land projects
Sandoval	Corrales	building, equipment, infrastructure and land projects
Sandoval	Cuba SWCD	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects

Sandoval	Hidden Valley MDWCA	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Sandoval	Jemez, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sandoval	Jemez Springs	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sandoval	Jemez Valley public school district	building, equipment, infrastructure, debt refinancing and land projects
Sandoval	Rio Rancho	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste and special assessment district projects
Sandoval	Rio Rancho public school district	building, equipment, infrastructure and debt refinancing projects
Sandoval	San Felipe, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sandoval	San Ysidro	building, equipment, infrastructure, debt refinancing water, wastewater, water rights, solid waste, road and land projects
Sandoval	Sandoval county	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater, solid waste, public improvement district and special assessment district projects
Sandoval	Santo Domingo, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sandoval	Zia, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Santa Fe	Agua Fria	building, equipment, infrastructure, debt refinancing, land, water, water rights, wastewater and solid waste projects
Santa Fe	Eldorado water and sanitation district	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Santa Fe	Pojoaque Valley public school district	building, equipment, infrastructure and debt refinancing projects
Santa Fe	San Ildefonso, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Santa Fe	Santa Fe	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road, special assessment district and land projects
Santa Fe	Santa Fe county	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road, special assessment district, public improvement district and land projects
Santa Fe	Santa Fe public school district	building, equipment, infrastructure and debt refinancing projects

Santa Fe	Santa Fe solid waste management authority	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Santa Fe	Tesuque, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sierra	Elephant Butte	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sierra	Truth or Consequences	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Sierra	Williamsburg	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Socorro	Magdalena municipal school district	building, equipment, infrastructure, debt refinancing and land projects
Taos	El Valle de Los Ranchos water and sanitation district	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights and land projects
Taos	Penasco independent school district	building, equipment, infrastructure and debt refinancing projects
Taos	Picuris, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Taos	Questa	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Taos	Questa independent school district	building, equipment, infrastructure and debt refinancing projects
Taos	Red River	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Taos	Taos municipal landfill	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Taos	Taos, Pueblo of	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Torrance	Estancia	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Torrance	Mountainair	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Torrance	Willard	building, equipment, infrastructure, debt refinancing, water, wastewater, water rights, solid waste, road and land projects
Union	Clayton public school district	building, equipment, infrastructure, debt refinancing and land projects
Union	Des Moines municipal school district	building, equipment, infrastructure, debt refinancing and land projects

Valencia	Bosque Farms	building, equipment, infrastructure, debt refinancing, road, land, water, water rights, wastewater and solid waste projects
Valencia	Los Lunas public school district	building, equipment, infrastructure, debt refinancing and land projects

TABLE 8
Legislative Authorization for New Mexico Finance Authority
Economic Development Revolving Fund Projects
Senate Bill 20 (Chapter 18)

County	Project Description
Catron	behavioral health industry project for health and wellness facility
Cibola	manufacturing industry project for facility manufacturing oil filters
Curry	hospitality industry project for hotel
Dona Ana	community development industry project for after-school arts program facility
Dona Ana	manufacturing industry project for expansion of solar parts manufacturing facility
Grant	behavioral health industry project for facility to operate and provide service to families at risk
Hidalgo	food processing industry project for pecan farming and shelling facility
San Miguel	food processing industry project to create certified area and space for food preparation and storage
San Miguel	manufacturing industry project for aviation manufacturing facility
Taos	community development industry project for community development and business incubation center
Union	health service industry project for health and wellness facility
Union	hospitality industry project for hotel
Union	service industry project for truck stop and restaurant

TABLE 9
Legislative Authorization for New Mexico Finance Authority
Water Project Fund Projects
House Bill 143 (Chapter 24)

County	Entity	Project Description
Bernalillo	Albuquerque-Bernalillo county water utility authority	water storage, conveyance and delivery projects
Bernalillo	Cedar Crest mutual domestic water consumers and sewage works association	water storage, conveyance and delivery project
Bernalillo	Pueblo of Isleta	watershed restoration and management project
Bernalillo	Sierra Vista mutual domestic association	water storage, conveyance and delivery project
Colfax	Cimarron	water conservation, treatment, recycling or reuse project
Curry	Clovis	water conservation, treatment, recycling or reuse project
Curry	Eastern New Mexico water utility authority	water storage, conveyance and delivery project
Dona Ana	Anthony	water storage, conveyance and delivery project
Dona Ana	Dona Ana mutual domestic water consumers association	water storage, conveyance and delivery project
Dona Ana	Las Cruces	water storage, conveyance and delivery project
Dona Ana	Lower Rio Grande public water works authority	water conservation, treatment, recycling or reuse project
Dona Ana	Mesilla	water storage, conveyance and delivery project
Guadalupe	Santa Rosa	water storage, conveyance and delivery project
Harding	Ute Creek soil and water conservation district	watershed restoration and management project
Hidalgo	Lordsburg	water conservation, treatment, recycling or reuse project
Lea	Hobbs	water conservation, treatment, recycling or reuse project

Lincoln	Carrizozo soil and water conservation district	watershed restoration and management project
Lincoln	Ruidoso	water storage, conveyance and delivery project
Lincoln	Upper Hondo soil and water conservation district	watershed restoration and management project
Los Alamos	Los Alamos county	flood prevention project
Los Alamos	Los Alamos county	water conservation, treatment, recycling or reuse project
Luna	Deming	water storage, conveyance and delivery project
McKinley	Gallup	water storage, conveyance and delivery project
McKinley	McKinley county	water storage, conveyance and delivery project
McKinley	Thoreau water and sanitation district	water storage, conveyance and delivery project
Quay	Canadian River soil and water conservation district	watershed restoration and management project
Rio Arriba	La asociacion de Agua de los Brazos	water storage, conveyance and delivery project
Rio Arriba	Rio Embudo mutual domestic water consumers association	water storage, conveyance and delivery project
San Juan	Bloomfield	water storage, conveyance and delivery project
San Miguel	El Valle water alliance	water storage, conveyance and delivery project
San Miguel	Las Vegas	water conservation, treatment, recycling or reuse project
San Miguel	Las Vegas	water storage, conveyance and delivery project
Sandoval	Jemez Springs mutual domestic water association	water storage, conveyance and delivery project water storage, conveyance and delivery project
Sandoval	Rio Rancho	water conservation, treatment, recycling or reuse project
Sandoval	San Ysidro	water storage, conveyance and delivery project
Santa Fe	Acequia del Rincon	upgrade and cleanup project
Santa Fe	Eldorado area water and sanitation district	water storage, conveyance and delivery project

Santa Fe	Santa Fe	watershed restoration and management project
Santa Fe	Santa Fe county	water storage, conveyance and delivery project
Santa Fe	Santa Fe county	watershed restoration and management project
Sierra	Truth or Consequences	water storage, conveyance and delivery project
Taos	Acequia del Monte del Rio Chiquito	flood prevention project
Taos	El Valle de los Ranchos water and sanitation district	water storage, conveyance and delivery project
Taos	Questa	water storage, conveyance and delivery project
Taos	Taos	water conservation, treatment, recycling or reuse project
Taos	Taos	water storage, conveyance and delivery project
Torrance	Claunch-Pinto soil and water conservation district	watershed restoration and management project
Union	Clayton	water conservation, treatment, recycling or reuse project
Valencia	Los Lunas	water storage, conveyance and delivery project

TABLE 10
2011 CAPITAL OUTLAY REAUTHORIZATIONS
Senate Finance Committee Substitute for Senate Bill 373 (Chapter 183)

by category:

CHILDREN AND FAMILIES	4 projects
COMMUNITY FACILITIES	6 projects
CORRECTIONS FACILITIES	5 projects
CULTURAL FACILITIES	2 projects
HEALTH FACILITIES	7 projects
HIGHER EDUCATION	6 projects
HIGHWAYS, ROADS AND BRIDGES	8 projects
JUDICIAL FACILITIES	1 project
LAW ENFORCEMENT AND PUBLIC SAFETY	3 projects
MILITARY AND VETERANS	4 projects
MISCELLANEOUS	8 projects
PARKS AND RECREATION	6 projects
PUBLIC BUILDINGS	18 projects
SCHOOLS	16 projects
SENIOR CITIZENS	4 projects
UTILITY AND WASTE	15 projects
WATER AND IRRIGATION	10 projects

Grand Total

123 projects

by county:

BERNALILLO	24 projects
CHAVES	1 project
CIBOLA	5 projects
COLFAX	2 projects
CURRY	1 project
DONA ANA	18 projects
GRANT	1 project
LEA	1 project
LINCOLN	1 project
MCKINLEY	14 projects
MORA	2 projects
MULTIPLE	1 project
OTERO	1 project

RIO ARRIBA	<i>11 projects</i>
SAN JUAN	<i>7 projects</i>
SAN MIGUEL	<i>4 projects</i>
SANDOVAL	<i>3 projects</i>
SANTA FE	<i>9 projects</i>
SIERRA	<i>3 projects</i>
SOCORRO	<i>1 project</i>
STATEWIDE	<i>5 projects</i>
TAOS	<i>7 projects</i>
VALENCIA	<i>1 project</i>

Grand Total *123 projects*

by agency:

AGING AND LONG-TERM SERVICES DEPARTMENT	<i>4 projects</i>
ARMORY BOARD, STATE	<i>1 project</i>
CAPITAL PROGRAM FUND	<i>17 projects</i>
COURT, THIRD JUDICIAL DISTRICT	<i>1 project</i>
CULTURAL AFFAIRS DEPARTMENT	<i>1 project</i>
DEAF AND HARD-OF-HEARING PERSONS, COMMISSION FOR	<i>1 project</i>
ECONOMIC DEVELOPMENT DEPARTMENT	<i>2 projects</i>
EDUCATION DEPARTMENT, PUBLIC	<i>15 projects</i>
ENERGY, MINERALS AND NATURAL RESOURCES DEPT	<i>1 project</i>
ENGINEER, OFFICE OF THE STATE	<i>3 projects</i>
ENVIRONMENT, DEPARTMENT OF	<i>9 projects</i>
FAIR COMMISSION, STATE	<i>3 projects</i>
FINANCE AUTHORITY, NEW MEXICO	<i>3 projects</i>
GENERAL SERVICES DEPARTMENT	<i>1 project</i>
HIGHLANDS UNIVERSITY, NEW MEXICO	<i>1 project</i>
INDIAN AFFAIRS DEPARTMENT	<i>17 projects</i>
INTERSTATE STREAM COMMISSION	<i>6 projects</i>
LOCAL GOVERNMENT DIVISION, DFA	<i>24 projects</i>
MINERS' HOSPITAL	<i>1 project</i>
NEW MEXICO STATE UNIVERSITY	<i>1 project</i>
TRANSPORTATION, DEPARTMENT OF	<i>6 projects</i>
UNIVERSITY OF NEW MEXICO	<i>5 projects</i>

Grand Total *123 projects*

TABLE 11
2011 CAPITAL OUTLAY REAUTHORIZATIONS
Senate Finance Committee Substitute for Senate Bill 373
(Chapter 183)

Please note: The reauthorizations that follow contain their full text and are organized first by county and then by section number as they appear in the bill. Sometimes a project begins its history in one county and, via the reauthorization language, ends up in a new county; for purposes of this list, all reauthorized projects are organized under the new county rather than the original county. Historical cites appear in italics following the text of each reauthorization and show the laws citations affected by the reauthorization.

SECTION 3. FISHER AND SMITH MEMORIAL GYMNASIUM AT VISTA GRANDE COMMUNITY CENTER--EXPAND PURPOSE--EXTEND TIME--SEVERANCE TAX BONDS.--The local government division project in Subsection 1 of Section 23 of Chapter 42 of Laws 2007 to plan, design and construct the Fisher and Smith memorial gymnasium at the Vista Grande community center in Bernalillo county may include equipping and furnishing that center. The time of expenditure is extended through fiscal year 2013.

Subsection 1 of Section 23 of Chapter 42 of Laws 2007

SECTION 4. CHRISTINE DUNCAN COMMUNITY SCHOOL--CHANGE TO AFRICAN AMERICAN PERFORMING ARTS CENTER--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Twenty thousand dollars (\$20,000) of the unexpended balance of the appropriation to the public education department in Subsection 52 of Section 55 of Chapter 42 of Laws 2007 for a facility for Christine Duncan community school in the Albuquerque public school district in Bernalillo county shall not be expended for the original purpose but is appropriated to the state fair commission to construct and equip the multipurpose room at the African American performing arts center on the state fairgrounds in Albuquerque. The time of expenditure is extended through fiscal year 2013.

Subsection 52 of Section 55 of Chapter 42 of Laws 2007

SECTION 5. HILAND THEATER CONSTRUCTION AND RENOVATION--CHANGE TO AFRICAN AMERICAN PERFORMING ARTS CENTER MULTIPURPOSE ROOM--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Ninety-two thousand nine hundred twenty-seven dollars (\$92,927) of the unexpended balance of the appropriation to the local government division in Subsection 14 of Section 68 of Chapter 42 of Laws 2007 to construct and renovate the Hiland theater in Albuquerque in Bernalillo county shall not be expended for the original purpose but is appropriated to the state fair commission to construct and equip the multipurpose room at the African American performing arts center at the state fairgrounds in Albuquerque. The time of expenditure is extended through fiscal year 2013.

Subsection 14 of Section 68 of Chapter 42 of Laws 2007

SECTION 6. ALBUQUERQUE BURTON PARK IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the local government division project in Subsection 60 of Section 68 of Chapter 42 of Laws 2007 for improvements to Burton park in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection 60 of Section 68 of Chapter 42 of Laws 2007

SECTION 7. ALAMOSA PARK RENOVATIONS--CHANGE TO TOWER PARK-WEST GATE LITTLE LEAGUE IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation originally made in Subsection 14 of Section 52 of Chapter 347 of Laws 2005 and reappropriated in Laws 2007, Chapter 341, Section 20 to the local government division to plan, design and renovate Alamosa park in

Albuquerque shall not be expended for the original or reappropriated purpose but is changed to make improvements for Tower Park-West Gate little league in Albuquerque. The time of expenditure is extended through fiscal year 2013.

Subsection 14 of Section 52 of Chapter 347 of Laws 2005 and reappropriated in Laws 2007, Chapter 341, Section 20

SECTION 8. YOUTH DIAGNOSTIC AND DEVELOPMENT CENTER IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 1 of Section 6 of Chapter 42 of Laws 2007 for fire suppression improvements, roof repairs, upgrades to comply with the Americans with Disabilities Act of 1990 and kitchen and other renovations at the youth diagnostic and development center in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection 1 of Section 6 of Chapter 42 of Laws 2007

SECTION 9. CHRISTINE DUNCAN COMMUNITY SCHOOL--CHANGE TO BERNALILLO COUNTY SOUTH VALLEY POOL--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Thirty thousand dollars (\$30,000) of the unexpended balance of the appropriation to the public education department in Subsection 52 of Section 55 of Chapter 42 of Laws 2007 for a facility for Christine Duncan community school in the Albuquerque public school district in Bernalillo county shall not be expended for the original purpose but is appropriated to the local government division to plan, design, equip, construct and redevelop the south valley pool facility and grounds in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 52 of Section 55 of Chapter 42 of Laws 2007

SECTION 10. ALBUQUERQUE DEAF CULTURE MULTIPURPOSE CENTER--EXPAND PURPOSE--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The local government division project in Subsection 37 of Section 59 of Chapter 92 of Laws 2008 to purchase land for and plan, design and construct a deaf culture multipurpose center in Albuquerque in Bernalillo county may include purchasing, improving, renovating, furnishing and equipping a building and is appropriated to the commission for deaf and hard-of-hearing persons. The time of expenditure is extended through fiscal year 2013.

Subsection 37 of Section 59 of Chapter 92 of Laws 2008

SECTION 11. CENTRAL-HIGHLAND UPPER NOB HILL REDEVELOPMENT AREA IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the local government division project in Subsection 122 of Section 68 of Chapter 42 of Laws 2007 for public infrastructure and street and streetscape improvements to the Central-Highland upper Nob Hill redevelopment area in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection 122 of Section 68 of Chapter 42 of Laws 2007

SECTION 12. LA PAZ AND PARADISE BOULEVARD TRAFFIC SIGNALS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of transportation project in Subsection 62 of Section 75 of Chapter 42 of Laws 2007 to plan, design, construct, purchase and install traffic signals at La Paz boulevard and Paradise boulevard in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection 62 of Section 75 of Chapter 42 of Laws 2007

SECTION 13. HIGHLAND HIGH SCHOOL INFRASTRUCTURE, FACILITY AND SECURITY IMPROVEMENTS--CHANGE TO CONSTRUCTING THE MULTIPURPOSE ROOM AT THE AFRICAN AMERICAN PERFORMING ARTS CENTER--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the public education department in Subsection 108 of Section 55 of Chapter 42 of Laws 2007 for infrastructure, facility and security improvements at Highland high school in the Albuquerque public school district in Bernalillo county shall not be expended for the original purpose but is appropriated to the state fair commission to construct and equip the multipurpose room at the African American

performing arts center on the state fairgrounds in Albuquerque. The time of expenditure is extended through fiscal year 2013.

Subsection 108 of Section 55 of Chapter 42 of Laws 2007

SECTION 14. STATE LABORATORY SERVICES BUILDING--EXTEND TIME--GENERAL FUND.--

The time of expenditure for the capital program fund project originally appropriated in Subsection 3 of Section 41 of Chapter 126 of Laws 2004 and reappropriated in Laws 2009, Chapter 128, Section 77 for a state laboratory services building in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection 3 of Section 41 of Chapter 126 of Laws 2004 and reappropriated in Laws 2009, Chapter 128, Section 77

SECTION 15. HIGHLAND HIGH SCHOOL ON-SITE STREET VACATION INFRASTRUCTURE--CHANGE TO UNIVERSITY OF NEW MEXICO CHEMISTRY BUILDING--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--

The unexpended balance of the appropriation to the public education department made in Subsection 112 of Section 55 of Chapter 42 of Laws 2007 for on-site street vacation infrastructure at Highland high school in the Albuquerque public school district shall not be expended for the original purpose but is appropriated to the board of regents of the university of New Mexico to renovate the chemistry building at the university of New Mexico in Albuquerque in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 112 of Section 55 of Chapter 42 of Laws 2007

SECTION 16. HILAND THEATER RENOVATION--CHANGE TO UNIVERSITY OF NEW MEXICO CHEMISTRY BUILDING--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--

One hundred sixty thousand eight hundred fifty-three dollars (\$160,853) of the unexpended balance of the appropriation to the local government division in Subsection 14 of Section 68 of Chapter 42 of Laws 2007 for renovating the Hiland theater in Albuquerque shall not be expended for the original purpose but is appropriated to the board of regents of the university of New Mexico to renovate and repair the chemistry building at the university of New Mexico in Albuquerque in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 14 of Section 68 of Chapter 42 of Laws 2007

SECTION 17. ALBUQUERQUE TRANSIT SYSTEM FEEDER ROUTE IMPROVEMENTS--CHANGE TO UNIVERSITY OF NEW MEXICO CHEMISTRY BUILDING--EXTEND TIME--GENERAL FUND.--

The unexpended balance of the appropriation to the department of transportation in Subsection 48 of Section 75 of Chapter 42 of Laws 2007 for improvements to the transit system feeder routes in Albuquerque shall not be expended for the original purpose but is appropriated to the board of regents of the university of New Mexico to renovate the chemistry building at the university of New Mexico in Albuquerque in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 48 of Section 75 of Chapter 42 of Laws 2007

SECTION 18. GOLD AVENUE STREETScape IMPROVEMENTS--CHANGE TO UNIVERSITY OF NEW MEXICO CHEMISTRY BUILDING--EXTEND TIME--GENERAL FUND.--

The unexpended balance of the appropriation to the department of transportation in Subsection 53 of Section 75 of Chapter 42 of Laws 2007 for streetscape improvements on Gold avenue from Yale boulevard to Sycamore street in Albuquerque shall not be expended for the original purpose but is appropriated to the board of regents of the university of New Mexico to renovate the chemistry building at the university of New Mexico in Albuquerque in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 53 of Section 75 of Chapter 42 of Laws 2007

SECTION 19. ZUNI ROAD STREET LIGHTING--CHANGE TO UNIVERSITY OF NEW MEXICO CHEMISTRY BUILDING--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--

The unexpended balance of the appropriation to the department of transportation in Subsection 70 of Section 75 of Chapter 42 of Laws 2007

for street lighting on Zuni road between Louisiana boulevard and Central avenue in Albuquerque shall not be expended for the original purpose but is appropriated to the board of regents of the university of New Mexico to renovate the chemistry building at the university of New Mexico in Albuquerque in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 70 of Section 75 of Chapter 42 of Laws 2007

SECTION 20. CHRISTINE DUNCAN COMMUNITY SCHOOL--CHANGE TO BOOK PURCHASE FOR SCHOOLS IN HOUSE DISTRICT 25 IN THE ALBUQUERQUE PUBLIC SCHOOL DISTRICT--EXTEND TIME--GENERAL FUND.--Five thousand dollars (\$5,000) of the unexpended balance of the appropriation to the public education department in Subsection 52 of Section 55 of Chapter 42 of Laws 2007 for a facility for the Christine Duncan community school shall not be expended for the original purpose but is changed to purchase books and software to be divided equally among Jefferson and McKinley middle schools and Bel-Air, Hodgin and Montezuma elementary schools in the Albuquerque public school district in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 52 of Section 55 of Chapter 42 of Laws 2007

SECTION 21. CHRISTINE DUNCAN COMMUNITY SCHOOL--CHANGE TO WESTSIDE FOOTBALL STADIUM--EXTEND TIME--GENERAL FUND.--Forty thousand dollars (\$40,000) of the unexpended balance of the appropriation to the public education department in Subsection 52 of Section 55 of Chapter 42 of Laws 2007 for a facility for Christine Duncan community school in the Albuquerque public school district in Bernalillo county shall not be expended for the original purpose but is changed to plan, design, construct and equip the westside football stadium in that school district. The time of expenditure is extended through fiscal year 2013.

Subsection 52 of Section 55 of Chapter 42 of Laws 2007

SECTION 22. LA LUZ ELEMENTARY SCHOOL ELECTRICAL UPGRADES--CHANGE TO MISSION AVENUE ELEMENTARY SCHOOL INFORMATION TECHNOLOGY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the public education department in Subsection 140 of Section 55 of Chapter 42 of Laws 2007 for electrical upgrades at La Luz elementary school shall not be expended for the original purpose but is changed to purchase and install information technology, including related equipment, furniture and infrastructure, at Mission Avenue elementary school in the Albuquerque public school district in Bernalillo county. The time of expenditure is extended through fiscal year 2013.

Subsection 140 of Section 55 of Chapter 42 of Laws 2007

SECTION 23. ALBUQUERQUE GARFIELD PARK RECONSTRUCTION--CHANGE TO MISSION AVENUE ELEMENTARY SCHOOL INFORMATION TECHNOLOGY--CHANGE AGENCY--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 53 of Section 59 of Chapter 92 of Laws 2008 to plan, design and reconstruct Garfield park in Albuquerque shall not be expended for the original purpose but is appropriated to the public education department to purchase and install information technology, including related equipment, furniture and infrastructure, at Mission Avenue elementary school in the Albuquerque public school district in Bernalillo county.

Subsection 53 of Section 59 of Chapter 92 of Laws 2008

SECTION 24. ALBUQUERQUE RANCHO ENCANTADO PARK--CHANGE TO MISSION AVENUE ELEMENTARY SCHOOL SECURITY CAMERAS--CHANGE AGENCY--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 87 of Section 59 of Chapter 92 of Laws 2008 to plan and design Rancho Encantado park in Albuquerque shall not be expended for the original purpose but is appropriated to the public education department for security cameras at Mission Avenue elementary school in the Albuquerque public school district in Bernalillo county.

Subsection 87 of Section 59 of Chapter 92 of Laws 2008

SECTION 25. ROOSEVELT MIDDLE SCHOOL TRACK--EXTEND TIME--GENERAL FUND.--The time of expenditure for the public education department project originally appropriated in Subsection 23 of Section 2 of Chapter 2 of Laws 2007 and reappropriated in Subsection B of Section 99 of Chapter 42 of Laws 2007 to plan, design and construct a track at Roosevelt middle school in the Albuquerque public school district in Bernalillo county is extended through fiscal year 2013.

Subsection 23 of Section 2 of Chapter 2 of Laws 2007 and reappropriated in Subsection B of Section 99 of Chapter 42 of Laws 2007

SECTION 26. WHITTIER ELEMENTARY SCHOOL LANDSCAPING--EXTEND TIME--GENERAL FUND.--The time of expenditure for the public education department project in Subsection 271 of Section 55 of Chapter 42 of Laws 2007 for landscaping at Whittier elementary school in the Albuquerque public school district in Bernalillo county is extended through fiscal year 2013.

Subsection 271 of Section 55 of Chapter 42 of Laws 2007

SECTION 27. SOUTHERN NEW MEXICO REHABILITATION CENTER--EXTEND TIME--REVENUE BONDS.--The time of expenditure for the revenue bond project originally authorized in Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 1 of Section 94 of Chapter 42 of Laws 2007 for improvements at the southern New Mexico rehabilitation center is extended through fiscal year 2013.

Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 1 of Section 94 of Chapter 42 of Laws 2007

SECTION 28. THIRTEENTH JUDICIAL DISTRICT ATTORNEY OFFICE RENOVATIONS--CHANGE TO CIBOLA COUNTY MOTOR GRADER PURCHASE--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 239 of Section 68 of Chapter 42 of Laws 2007 for renovations and additions to the district attorney's office in the thirteenth judicial district in Cibola county shall not be expended for the original purpose but is changed to purchase and equip a motor grader for Cibola county. The time of expenditure is extended through fiscal year 2013.

Subsection 239 of Section 68 of Chapter 42 of Laws 2007

SECTION 29. CIBOLA COUNTY FACILITY RENOVATIONS--CHANGE TO MOTOR GRADER PURCHASE--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 242 of Section 68 of Chapter 42 of Laws 2007 to plan, design, renovate and expand a facility in Cibola county shall not be expended for the original purpose but is changed to purchase and equip a motor grader for the road department in Cibola county. The time of expenditure is extended through fiscal year 2013.

Subsection 242 of Section 68 of Chapter 42 of Laws 2007

SECTION 30. CIBOLA COUNTY PLAZA AND COURTHOUSE IMPROVEMENTS--CHANGE TO ROAD DEPARTMENT MOTOR GRADER--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 159 of Section 59 of Chapter 92 of Laws 2008 for the plaza, courthouse and courthouse complex in Grants in Cibola county shall not be expended for the original purpose but is changed to purchase and equip a motor grader for the Cibola county road department. The time of expenditure is extended through fiscal year 2013.

Subsection 159 of Section 59 of Chapter 92 of Laws 2008

SECTION 31. PUEBLO OF ACOMA SKYLINE LAGOON SYSTEM--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 13 of Section 66 of Chapter 42 of Laws 2007 to plan, design, construct and renovate the skyline lagoon system at the Pueblo of Acoma in Cibola county is extended through fiscal year 2013.

Subsection 13 of Section 66 of Chapter 42 of Laws 2007

SECTION 32. GRANTS WATER WELL--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of environment project originally appropriated in Subsection 9 of Section 45 of Chapter 111 of Laws 2006 and reappropriated in Laws 2007, Chapter 341, Section 82 to drill and equip a water well in Grants in Cibola county is extended through fiscal year 2013.

Subsection 9 of Section 45 of Chapter 111 of Laws 2006 and reappropriated in Laws 2007, Chapter 341, Section 82

SECTION 33. EAGLE NEST DAM AND RESERVOIR DIVERSION STRUCTURES--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the office of the state engineer project in Subsection 1 of Section 15 of Chapter 42 of Laws 2007 to plan, design and renovate diversion structures below Eagle Nest dam and reservoir in Colfax county is extended through fiscal year 2013.

Subsection 1 of Section 15 of Chapter 42 of Laws 2007

SECTION 34. MINERS' COLFAX MEDICAL CENTER DISPENSING SYSTEM--CHANGE TO FLOORING--EXTEND TIME--MINERS' TRUST FUND.--The unexpended balance of the appropriation from the miners' trust fund to the miners' hospital in Laws 2009, Chapter 125, Section 44 to purchase and install a dispensing system shall not be expended for the original purpose but is changed to replace flooring at the long-term care facility at miners' hospital, also known as miners' Colfax medical center, in Raton in Colfax county. The time of expenditure is extended through fiscal year 2013.

Laws 2009, Chapter 125, Section 44

SECTION 35. CLOVIS MOTOR VEHICLE DIVISION FIELD OFFICE IMPROVEMENTS--EXPAND PURPOSE TO INCLUDE RENOVATION, FURNISHINGS, INSTALLATION AND EQUIPMENT--SEVERANCE TAX BONDS.--The capital program fund project in Subsection 5 of Section 4 of Chapter 4 of Laws 2010 (2nd S.S.) for improvements, including mold remediation and structural and plumbing repairs, at the motor vehicle division's Clovis field office in Curry county may include renovation, furnishings and purchase and installation of equipment at that facility.

Subsection 5 of Section 4 of Chapter 4 of Laws 2010 (2nd S.S.)

SECTION 36. J. PAUL TAYLOR JUVENILE JUSTICE CENTER EXPANSION--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 2 of Section 6 of Chapter 42 of Laws 2007 to plan and design a gymnasium and weight room and construct vocational classrooms and bathrooms at the J. Paul Taylor juvenile justice center in Dona Ana county is extended through fiscal year 2013.

Subsection 2 of Section 6 of Chapter 42 of Laws 2007

SECTION 37. SAN MIGUEL ELEMENTARY SCHOOL PURCHASE FOR COMMUNITY CENTER--CHANGE TO SAN MIGUEL ELEMENTARY SCHOOL RENOVATIONS--CHANGE AGENCY--EXTEND TIME--SEVERANCE TAX BONDS.--One hundred twenty-two thousand five hundred thirty-one dollars (\$122,531) of the unexpended balance of the appropriation to the local government division in Subsection 10 of Section 11 of Chapter 92 of Laws 2008 and reauthorized in Laws 2009, Chapter 128, Section 236 for purchasing San Miguel elementary school for a community center in Dona Ana county shall not be expended for the original or reauthorized purpose but is appropriated to the public education department to renovate the San Miguel school for use by the Gadsden independent school district in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 10 of Section 11 of Chapter 92 of Laws 2008 and reauthorized in Laws 2009, Chapter 128, Section 236

SECTION 38. SAN MIGUEL ELEMENTARY SCHOOL PURCHASE FOR COMMUNITY CENTER--CHANGE TO SAN MIGUEL ELEMENTARY SCHOOL RENOVATIONS--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 186 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section

238 for purchasing San Miguel elementary school for a community center in Dona Ana county shall not be expended for the original or reappropriated purpose but is appropriated to the public education department to renovate the San Miguel elementary school for use by the Gadsden independent school district in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 186 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section 238

SECTION 39. SAN MIGUEL MULTIPURPOSE COMPLEX--CHANGE TO SAN MIGUEL ELEMENTARY SCHOOL RENOVATIONS--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 234 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section 242 for San Miguel multipurpose center property acquisition and improvements shall not be expended for the original or reappropriated purpose but is appropriated to the public education department to renovate the San Miguel elementary school for use by the Gadsden independent school district in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 234 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section 242

SECTION 40. SAN MIGUEL MULTIPURPOSE COMPLEX--CHANGE TO SAN MIGUEL ELEMENTARY SCHOOL RENOVATIONS--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 235 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section 243 for San Miguel multipurpose center property acquisition and improvements shall not be expended for the original or reappropriated purpose but is appropriated to the public education department to renovate the San Miguel elementary school for use by the Gadsden independent school district in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 235 of Section 59 of Chapter 92 of Laws 2008 and reappropriated in Laws 2009, Chapter 128, Section 243

SECTION 41. SAN MIGUEL MULTIPURPOSE CENTER--CHANGE TO SAN MIGUEL ELEMENTARY SCHOOL RENOVATIONS--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the local government division in Subsection 352 of Section 68 of Chapter 42 of Laws 2007 and reappropriated in Laws 2009, Chapter 128, Section 244 for San Miguel multipurpose center property acquisition and improvements shall not be expended for the original or reappropriated purpose but is appropriated to the public education department to renovate the San Miguel elementary school for use by the Gadsden independent school district in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 352 of Section 68 of Chapter 42 of Laws 2007 and reappropriated in Laws 2009, Chapter 128, Section 244

SECTION 42. MCNUTT ROAD AND CRISTO REY ROAD LANE EXTENSIONS--CHANGE TO ANTHONY DRAINAGE IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the department of transportation in Subsection 7 of Section 24 of Chapter 92 of Laws 2008 for lane extensions to McNutt road and Cristo Rey road in Sunland Park in Dona Ana county shall not be expended for the original purpose but is changed to plan, design and construct drainage improvements in Anthony in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 7 of Section 24 of Chapter 92 of Laws 2008

SECTION 43. RINCON VICTOR DURAN STREET RUNOFF DETENTION POND--CHANGE TO DONA ANA CAMINO REAL REVITALIZATION--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the department of transportation in Subsection 124 of Section 75 of

Chapter 42 of Laws 2007 for a detention pond on Victor Duran street in Rincon in Dona Ana county shall not be expended for the original purpose but is appropriated to the local government division to purchase land and equipment for and to plan, design and construct revitalization improvements to El Camino Real in Dona Ana in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 124 of Section 75 of Chapter 42 of Laws 2007

SECTION 44. LA UNION MUTUAL DOMESTIC SEWER AND WATER ASSOCIATION WATER SYSTEM IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the department of environment project in Subsection 3 of Section 16 of Chapter 42 of Laws 2007 for water system improvements for La Union mutual domestic sewer and water association in La Union in Dona Ana county is extended through fiscal year 2013.

Subsection 3 of Section 16 of Chapter 42 of Laws 2007

SECTION 45. J. PAUL TAYLOR CENTER VOCATIONAL ROOMS AND BASKETBALL GYMNASIUM--EXPAND PURPOSE TO INCLUDE FURNISHINGS, INSTALLATIONS AND EQUIPMENT--SEVERANCE TAX BONDS.--The capital program fund project in Subsection 4 of Section 5 of Chapter 92 of Laws 2008 for construction of vocational rooms and an indoor basketball gymnasium, including a weight room, showers and bleachers, at the J. Paul Taylor center in Las Cruces in Dona Ana county may include furnishings, installation and equipment at that facility.

Subsection 4 of Section 5 of Chapter 92 of Laws 2008

SECTION 46. YOUTH DIAGNOSTIC AND DEVELOPMENT CENTER AND CAMINO NUEVO SITE SECURITY SYSTEMS UPGRADES--EXPAND PURPOSE TO INCLUDE J. PAUL TAYLOR JUVENILE JUSTICE CENTER SECURITY SYSTEM UPGRADES--SEVERANCE TAX BONDS.--The capital program fund project authorized in Subsection 3 of Section 4 of Chapter 4 of Laws 2010 (2nd S.S.) for upgrades to the security systems at the youth diagnostic and development center and the Camino Nuevo site in Albuquerque in Bernalillo county may include security system upgrades at the J. Paul Taylor juvenile justice center in Las Cruces in Dona Ana county.

Subsection 3 of Section 4 of Chapter 4 of Laws 2010 (2nd S.S.)

SECTION 47. SAN MIGUEL ELEMENTARY SCHOOL PURCHASE FOR COMMUNITY CENTER--CHANGE TO LAS CRUCES JUVENILE JUSTICE TRACKING SYSTEM AND INFORMATION TECHNOLOGY--CHANGE AGENCY--EXTEND TIME--SEVERANCE TAX BONDS.--Fifteen thousand dollars (\$15,000) of the unexpended balance of the appropriation to the local government division in Subsection 10 of Section 11 of Chapter 92 of Laws 2008 and reauthorized in Laws 2009, Chapter 128, Section 236 for purchasing San Miguel elementary school for a community center in Dona Ana county shall not be expended for the original or reauthorized purpose but is appropriated to the third judicial district court to plan, design, purchase and install a tracking system, including information technology and related equipment, furniture and infrastructure, for the juvenile justice system in Dona Ana county. The time of expenditure is extended through fiscal year 2013.

Subsection 10 of Section 11 of Chapter 92 of Laws 2008 and reauthorized in Laws 2009, Chapter 128, Section 236

SECTION 48. NEW MEXICO FARM AND RANCH HERITAGE MUSEUM RETRACTABLE COURTYARD COVER--EXPAND PURPOSE TO INCLUDE TORTUGAS ROOM AND KITCHEN EQUIPMENT--SEVERANCE TAX BONDS.--The cultural affairs department project in Subsection 10 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.) to plan, design and construct a retractable cover for the courtyard at the New Mexico farm and ranch heritage museum in Las Cruces in Dona Ana county may include the purchase and installation of equipment for the Tortugas room and kitchen at that facility.

Subsection 10 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.)

SECTION 49. NEW MEXICO STATE POLICE DISTRICT OFFICE IN LAS CRUCES--EXTEND

TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 4 of Section 6 of Chapter 42 of Laws 2007 for land acquisition and to plan, design, construct and renovate a New Mexico state police district office in Las Cruces in Dona Ana county is extended through fiscal year 2013.

Subsection 4 of Section 6 of Chapter 42 of Laws 2007

SECTION 50. SOUTHERN NEW MEXICO CORRECTIONAL FACILITY AND JP TAYLOR JUVENILE JUSTICE CENTER REAL PROPERTY PURCHASE--EXTEND TIME--PROPERTY CONTROL RESERVE FUND.--The time of expenditure for the capital program fund project in Laws 2009, Chapter 71, Section 1 to purchase from the federal bureau of land management the real property occupied by the southern New Mexico correctional facility and the JP Taylor juvenile justice center is extended through fiscal year 2013.

Laws 2009, Chapter 71, Section 1

SECTION 51. SANTA TERESA PORT OF ENTRY EMERGENCY RESPONSE--CHANGE AGENCY--SEVERANCE TAX BONDS.--The capital program fund project in Subsection 6 of Section 7 of Chapter 125 of Laws 2009 to plan, design, construct and equip a county emergency response station to provide hazmat and other emergency response at the Santa Teresa port of entry and surrounding areas in Dona Ana county is appropriated to the local government division for that purpose.

Subsection 6 of Section 7 of Chapter 125 of Laws 2009

SECTION 52. SANTA TERESA SAFETY INSPECTION FACILITY--CHANGE AGENCY--SEVERANCE TAX BONDS.--The local government division project in Subsection 149 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.) to plan, design and construct improvements to a safety inspection facility in Santa Teresa in Dona Ana county is appropriated to the general services department for that purpose.

Subsection 149 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.)

SECTION 53. SANTA TERESA SAFETY INSPECTION STATION--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the project authorized in Subsection 3 of Section 23 of Chapter 42 of Laws 2007 to the local government division and reauthorized in Subsection B of Section 279 of Chapter 83 of Laws 2008 to the capital program fund for a safety inspection station at Santa Teresa in Dona Ana county is extended through fiscal year 2013.

Subsection 3 of Section 23 of Chapter 42 of Laws 2007 and reauthorized in Subsection B of Section 279 of Chapter 83 of Laws 2008

SECTION 54. HACHITA DOMESTIC MUTUAL WATER CONSUMERS ASSOCIATION WATER SYSTEM--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of environment project in Subsection 63 of Section 59 of Chapter 42 of Laws 2007 for a water system for the Hachita domestic mutual water consumers association in Grant county is extended through fiscal year 2013.

Subsection 63 of Section 59 of Chapter 42 of Laws 2007

SECTION 55. JAL WASTEWATER TREATMENT PLANT--CLARIFY LANGUAGE AND EXPAND PURPOSE--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the department of environment in Subsection 59 of Section 48 of Chapter 92 of Laws 2008 for improvements to the business incubator wastewater treatment plant in Jal in Lea county shall not be expended for the original purpose but is changed to plan, design, construct and equip improvements at the wastewater plant in Jal in Lea county. The time of expenditure is extended through fiscal year 2013.

Subsection 59 of Section 48 of Chapter 92 of Laws 2008

SECTION 56. HONDO VALLEY PUBLIC SCHOOL DISTRICT SCHOOL-BASED HEALTH CLINIC--EXTEND TIME--GENERAL FUND.--The time of expenditure for the public education department project in Subsection 373 of Section 55 of Chapter 42 of Laws 2007 for a school-based health clinic for the Hondo Valley

public school district in Lincoln county is extended through fiscal year 2013.
Subsection 373 of Section 55 of Chapter 42 of Laws 2007

SECTION 57. FORT DEFIANCE CHAPTER COALMINE AREA BATHROOM ADDITIONS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 27 of Section 66 of Chapter 42 of Laws 2007 for bathroom additions in the Coalmine area of the Fort Defiance chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.
Subsection 27 of Section 66 of Chapter 42 of Laws 2007

SECTION 58. CROWNPOINT WELLNESS CENTER--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 43 of Section 66 of Chapter 42 of Laws 2007 for a wellness center in Crownpoint in McKinley county is extended through fiscal year 2013.
Subsection 43 of Section 66 of Chapter 42 of Laws 2007

SECTION 59. EASTERN NAVAJO ADMINISTRATION COMPLEX--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 48 of Section 66 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish the eastern Navajo administration complex and retail center in the Crownpoint chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.
Subsection 48 of Section 66 of Chapter 42 of Laws 2007

SECTION 60. ALLISON ROAD IN GALLUP--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of transportation project in Subsection 150 of Section 75 of Chapter 42 of Laws 2007 to acquire rights of way for, plan, design, construct and improve Allison road in Gallup in McKinley county is extended through fiscal year 2013.
Subsection 150 of Section 75 of Chapter 42 of Laws 2007

SECTION 61. GALLUP LOW-INCOME APARTMENT FACILITY--EXTEND TIME--GENERAL FUND.--The time of expenditure for the local government division project in Subsection 468 of Section 68 of Chapter 42 of Laws 2007 to purchase, plan, design, construct and renovate a facility for low-income apartments in Gallup in McKinley county, with contingency language, is extended through fiscal year 2013.
Subsection 468 of Section 68 of Chapter 42 of Laws 2007

SECTION 62. IYANBITO CHAPTER SWEETWATER ROAD IMPROVEMENTS--CHANGE TO DAKOTA ROAD IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the department of transportation in Subsection 103 of Section 61 of Chapter 92 of Laws 2008 for improvements to Sweetwater road in the Iyanbito chapter of the Navajo Nation in McKinley county shall not be expended for the original purpose but is changed to plan, design and construct improvements to Dakota road in that chapter. The time of expenditure is extended through fiscal year 2013.
Subsection 103 of Section 61 of Chapter 92 of Laws 2008

SECTION 63. LAKE VALLEY CHAPTER SENIOR CENTER IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the aging and long-term services department project in Subsection 14 of Section 4 of Chapter 42 of Laws 2007 to make improvements, including purchase and installation of equipment, to the Lake Valley chapter senior center on the Navajo Nation in McKinley county is extended through fiscal year 2013.
Subsection 14 of Section 4 of Chapter 42 of Laws 2007

SECTION 64. LITTLEWATER CHAPTER HEAD START FACILITY--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 54 of Section 66 of Chapter 42 of Laws 2007 for a head start facility in the Littlewater chapter of the Navajo Nation in McKinley county is

extended through fiscal year 2013.

Subsection 54 of Section 66 of Chapter 42 of Laws 2007

SECTION 65. TOHATCHI CHAPTER HOUSE KITCHEN PLUMBING SYSTEM--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 68 of Section 66 of Chapter 42 of Laws 2007 for a plumbing system in the kitchen area of the chapter house in the Tohatchi chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.

Subsection 68 of Section 66 of Chapter 42 of Laws 2007

SECTION 66. TOHATCHI CHAPTER PARKS AND PLAYGROUNDS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the project originally appropriated in Subsection 154 of Section 26 of Chapter 2 of Laws 2007 and reappropriated in Laws 2009, Chapter 128, Section 312 to the Indian affairs department to plan, design, construct, renovate and equip a skateboard park, volleyball park, picnic area, playground area, trails and landscaping in the Tohatchi chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.

Subsection 154 of Section 26 of Chapter 2 of Laws 2007 and reappropriated in Laws 2009, Chapter 128, Section 312

SECTION 67. TOHATCHI CHAPTER POWERLINE EXTENSION--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the Indian affairs department project originally authorized in Subsection 18 of Section 115 of Chapter 126 of Laws 2004 for a powerline extension project in the Tohatchi chapter of the Navajo Nation in McKinley county and reauthorized for a time extension in Laws 2009, Chapter 128, Section 311 is extended through fiscal year 2013.

Subsection 18 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 311

SECTION 68. TWIN LAKES CHAPTER GOVERNMENT OFFICE COMPLEX--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 71 of Section 66 of Chapter 42 of Laws 2007 to construct a government office complex in the Twin Lakes chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.

Subsection 71 of Section 66 of Chapter 42 of Laws 2007

SECTION 69. WHITE HORSE LAKE CHAPTER WATER LINE--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the Indian affairs department project originally authorized in Subsection 34 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 317 to plan, design and construct a water line for the White Horse Lake chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.

Subsection 34 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 317

SECTION 70. WHITEHORSE LAKE CHAPTER SENIOR CENTER CONSTRUCTION--EXTEND TIME--GENERAL FUND.--The time of expenditure for the aging and long-term services department project in Subsection 14 of Section 2 of Chapter 2 of Laws 2007 to plan, design, purchase or construct a senior center at the Whitehorse Lake chapter of the Navajo Nation in McKinley county is extended through fiscal year 2013.

Subsection 14 of Section 2 of Chapter 2 of Laws 2007

SECTION 71. CAMP SIERRA BLANCA, EAGLE NEST, MALOOF AND YOUTH DIAGNOSTIC AND DEVELOPMENT CENTER FACILITIES IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 7 of Section 6 of Chapter 42 of Laws 2007 for grounds and security improvements at Camp Sierra Blanca, Eagle Nest, Maloof and youth diagnostic and development center facilities in multiple counties is extended through fiscal year 2013.

Subsection 7 of Section 6 of Chapter 42 of Laws 2007

SECTION 72. TWIN FORKS MUTUAL DOMESTIC WATER CONSUMERS ASSOCIATION WATER SYSTEM IMPROVEMENTS AND EQUIPMENT--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of environment project in Subsection 104 of Section 59 of Chapter 42 of Laws 2007 for improvements to a water system, including purchasing and installing equipment and water rights, for the Twin Forks mutual domestic water consumers association in Otero county is extended through fiscal year 2013.

Subsection 104 of Section 59 of Chapter 42 of Laws 2007

SECTION 73. LAS ACEQUIAS DE EL RITO IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 33 of Section 67 of Chapter 42 of Laws 2007 for improvements to las acequias de El Rito in Rio Arriba county is extended through fiscal year 2013.

Subsection 33 of Section 67 of Chapter 42 of Laws 2007

SECTION 74. SALAZAR AND HERNANDEZ DITCH ACCESS ROAD--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 34 of Section 67 of Chapter 42 of Laws 2007 for access road improvements for the Salazar and Hernandez ditches for the Salazar ditch association in Rio Arriba county is extended through fiscal year 2013.

Subsection 34 of Section 67 of Chapter 42 of Laws 2007

SECTION 75. SANTA CRUZ SITE 1 FLOOD CONTROL DAM UPGRADES--EXTEND TIME--GENERAL FUND.--The time of expenditure for the board of regents of New Mexico state university project in Subsection 33 of Section 81 of Chapter 42 of Laws 2007 for upgrades to the Santa Cruz site 1 flood control dam in the Santa Fe-Pojoaque soil and water conservation district in Rio Arriba county is extended through fiscal year 2013.

Subsection 33 of Section 81 of Chapter 42 of Laws 2007

SECTION 76. WEST VALLECITOS COMMUNITY ACEQUIA IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 35 of Section 67 of Chapter 42 of Laws 2007 for improvements to the West Vallecitos community acequia in Rio Arriba county is extended through fiscal year 2013.

Subsection 35 of Section 67 of Chapter 42 of Laws 2007

SECTION 77. CANJILON MUTUAL DOMESTIC WATER CONSUMERS AND MUTUAL SEWAGE WORKS ASSOCIATION WATER SYSTEM IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of environment project in Subsection 123 of Section 59 of Chapter 42 of Laws 2007 for water system improvements for the Canjilon mutual domestic water consumers and mutual sewage works association in Canjilon in Rio Arriba county is extended through fiscal year 2013.

Subsection 123 of Section 59 of Chapter 42 of Laws 2007

SECTION 78. EL PINABETAL ACEQUIA WATER CONSERVATION TECHNOLOGY AND EQUIPMENT--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 13 of Section 25 of Chapter 2 of Laws 2007 for water conservation technology and equipment for El Pinabetal acequia in Canjilon in Rio Arriba county is extended through fiscal year 2013.

Subsection 13 of Section 25 of Chapter 2 of Laws 2007

SECTION 79. CHAMA SEWER TREATMENT PLANT CONSTRUCTION--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of environment project in Subsection 124 of Section 59 of Chapter 42 of Laws 2007 for a sewer treatment plant in Chama in Rio Arriba county is extended through fiscal year 2013.

Subsection 124 of Section 59 of Chapter 42 of Laws 2007

SECTION 80. ACEQUIA DEL RINCON REPAIRS AND IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 14 of Section 25 of Chapter 2 of Laws 2007 for repairs and improvements to the acequia del Rincon in Dixon in Rio Arriba county is extended through fiscal year 2013.

Subsection 14 of Section 25 of Chapter 2 of Laws 2007

SECTION 81. ACEQUIA DE OJO SARCO IMPROVEMENTS--CHANGE TO OJO SARCO COMMUNITY CENTER RENOVATION--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Fifty thousand dollars (\$50,000) of the unexpended balance of the appropriation to the interstate stream commission in Subsection 31 of Section 67 of Chapter 42 of Laws 2007 for improvements to the acequia de Ojo Sarco in Rio Arriba county shall not be expended for the original purpose but is appropriated to the local government division to plan, design, repair, renovate and equip the Ojo Sarco community center in Rio Arriba county. The time of expenditure is extended through fiscal year 2013.

Subsection 31 of Section 67 of Chapter 42 of Laws 2007

SECTION 82. TIERRA AMARILLA SENIOR CENTER CONSTRUCTION--EXTEND TIME--GENERAL FUND.--The time of expenditure for the aging and long-term services department project in Subsection 32 of Section 36 of Chapter 42 of Laws 2007 for a senior center in Tierra Amarilla in Rio Arriba county is extended through fiscal year 2013.

Subsection 32 of Section 36 of Chapter 42 of Laws 2007

SECTION 83. ACEQUIA DE OJO SARCO IMPROVEMENTS--CHANGE TO RIO ARRIBA COUNTY SUBSTANCE ABUSE AND DETOXIFICATION FACILITY IMPROVEMENTS IN VELARDE--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Thirty-three thousand three hundred sixteen dollars (\$33,316) of the unexpended balance of the appropriation to the interstate stream commission in Subsection 31 of Section 67 of Chapter 42 of Laws 2007 for improvements to the acequia de Ojo Sarco in Rio Arriba county shall not be expended for the original purpose but is appropriated to the local government division to design, renovate and upgrade buildings at a county-owned substance abuse treatment facility in Velarde in Rio Arriba county. The time of expenditure is extended through fiscal year 2013.

Subsection 31 of Section 67 of Chapter 42 of Laws 2007

SECTION 84. NAGEEZI CHAPTER POWERLINE EXTENSIONS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the Indian affairs department project originally authorized in Subsection 65 of Section 21 of Chapter 429 of Laws 2003 and Subsection 21 of Section 115 of Chapter 126 of Laws 2004 for a helicopter pad in the Nageezi chapter of the Navajo Nation in San Juan county and reauthorized in Laws 2007, Chapter 341, Section 257 for powerline extensions in that chapter is extended through fiscal year 2013.

Subsection 65 of Section 21 of Chapter 429 of Laws 2003 and Subsection 21 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2007, Chapter 341, Section 257

SECTION 85. NEWCOMB CHAPTER HOUSE ADDITION--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 100 of Section 66 of Chapter 42 of Laws 2007 for an addition to the chapter house in the Newcomb chapter of the Navajo Nation in San Juan county is extended through fiscal year 2013.

Subsection 100 of Section 66 of Chapter 42 of Laws 2007

SECTION 86. SHIPROCK HOME FOR WOMEN AND CHILDREN--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the Indian affairs department project originally authorized in Subsection 20 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 393 to make

site improvements and to construct, equip and furnish the home for women and children in Shiprock in San Juan county is extended through fiscal year 2013.

Subsection 20 of Section 115 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 393

SECTION 87. SHIPROCK HOME FOR WOMEN AND CHILDREN--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the project originally authorized in Subsection 40 of Section 15 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 394 to the Indian affairs department to make site improvements and to construct, equip and furnish the home for women and children in Shiprock in San Juan county is extended through fiscal year 2013.

Subsection 40 of Section 15 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 394

SECTION 88. SHIPROCK HOME FOR WOMEN AND CHILDREN--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the Indian affairs department project originally authorized in Subsection 43 of Section 20 of Chapter 110 of Laws 2002 and reauthorized in Laws 2006, Chapter 107, Section 101 and again in Laws 2009, Chapter 128, Section 395 to make site improvements and to construct, equip and furnish the home for women and children in Shiprock in San Juan county is extended through fiscal year 2013.

Subsection 43 of Section 20 of Chapter 110 of Laws 2002 and reauthorized in Laws 2006, Chapter 107, Section 101 and again in Laws 2009, Chapter 128, Section 395

SECTION 89. T'IISTOH SIKAAD CHAPTER VETERANS' MULTICOMPLEX BUILDING--EXTEND TIME--GENERAL FUND.--The time of expenditure for the project originally appropriated to the aging and long-term services department in Subsection 121 of Section 23 of Chapter 347 of Laws 2005 for a senior center in the Burnham, or T'iistoh Sikaad, chapter of the Navajo Nation in San Juan county and reappropriated to the Indian affairs department in Laws 2007, Chapter 341, Section 251 for a veterans' multicomplex building in that chapter is extended through fiscal year 2013.

Subsection 121 of Section 23 of Chapter 347 of Laws 2005 and reappropriated in Laws 2007, Chapter 341, Section 251

SECTION 90. WHITE ROCK CHAPTER POWERLINE--EXTEND TIME--GENERAL FUND.--The time of expenditure for the Indian affairs department project in Subsection 112 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a powerline in scattered home sites in the White Rock chapter of the Navajo Nation in San Juan county is extended through fiscal year 2013.

Subsection 112 of Section 66 of Chapter 42 of Laws 2007

SECTION 91. NEW MEXICO STATE POLICE DISTRICT OFFICE IN LAS VEGAS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 11 of Section 6 of Chapter 42 of Laws 2007 for land acquisition and to plan, design, construct, renovate, furnish and equip a New Mexico state police district office in Las Vegas in San Miguel county is extended through fiscal year 2013.

Subsection 11 of Section 6 of Chapter 42 of Laws 2007

SECTION 92. NEW MEXICO HIGHLANDS UNIVERSITY HALL OF HONOR--CHANGE TO ATHLETIC PROGRAM CONSTRUCTION AND EQUIPMENT--EXTEND TIME--GENERAL FUND.--Fourteen thousand ninety-eight dollars (\$14,098) of the unexpended balance of the appropriation to the board of regents of New Mexico highlands university in Subsection 2 of Section 78 of Chapter 42 of Laws 2007 for a hall of honor at New Mexico highlands university in Las Vegas in San Miguel county shall not be expended for the original purpose but is changed to plan, design, construct, equip and furnish athletics program facilities at that university. The time of expenditure is extended through fiscal year 2013.

Subsection 2 of Section 78 of Chapter 42 of Laws 2007

SECTION 93. NEW MEXICO HIGHLANDS UNIVERSITY HALL OF HONOR--CHANGE TO WEST LAS VEGAS PUBLIC SCHOOL DISTRICT EQUIPMENT--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Fourteen thousand ninety-eight dollars (\$14,098) of the unexpended balance of the appropriation to the board of regents of New Mexico highlands university in Subsection 2 of Section 78 of Chapter 42 of Laws 2007 for a hall of honor at New Mexico highlands university in Las Vegas in San Miguel county shall not be expended for the original purpose but is appropriated to the public education department for bus equipment, computers to check buses and tools and other equipment for the shop in the west Las Vegas public school district in San Miguel county. The time of expenditure is extended through fiscal year 2013.

Subsection 2 of Section 78 of Chapter 42 of Laws 2007

SECTION 94. LORDSBURG PORT OF ENTRY--CHANGE TO LAS VEGAS STATE POLICE DISTRICT OFFICE AND GARAGE--EXTEND TIME--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the capital program fund in Subsection 8 of Section 5 of Chapter 92 of Laws 2008 for the port of entry at Lordsburg in Hidalgo county shall not be expended for the original purpose but is changed to construct the New Mexico state police district office, including the garage, in Las Vegas in San Miguel county. The time of expenditure is extended through fiscal year 2013.

Subsection 8 of Section 5 of Chapter 92 of Laws 2008

SECTION 95. BERNALILLO VETERANS' MEMORIAL--EXPAND PURPOSE--EXTEND TIME--GENERAL FUND.--The local government division project in Subsection 593 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a veterans' memorial in Bernalillo in Sandoval county may include improvements. The time of expenditure is extended through fiscal year 2013.

Subsection 593 of Section 68 of Chapter 42 of Laws 2007

SECTION 96. COCHITI LAKE ROAD AND HIGHWAY IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of transportation project in Subsection 189 of Section 75 of Chapter 42 of Laws 2007 for road and highway improvements in Cochiti Lake in Sandoval county is extended through fiscal year 2013.

Subsection 189 of Section 75 of Chapter 42 of Laws 2007

SECTION 97. UNSER AND MONTANO BOULEVARDS SOUND BARRIER WALLS--CHANGE TO CORRALES WASTEWATER COLLECTION SYSTEM--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the department of transportation in Subsection 67 of Section 75 of Chapter 42 of Laws 2007 for sound barrier walls in the area of Unser boulevard and Montano boulevard in Albuquerque in Bernalillo county shall not be expended for the original purpose but is appropriated to the department of environment to design and construct a wastewater collection system, including connection to the Albuquerque-Bernalillo county water utility authority system, in Corrales in Sandoval county. The time of expenditure is extended through fiscal year 2013.

Subsection 67 of Section 75 of Chapter 42 of Laws 2007

SECTION 98. AGUA FRIA WATER DISTRIBUTION AND SEWER SYSTEMS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the appropriation originally made in Subsection 193 of Section 26 of Chapter 2 of Laws 2007 and reappropriated to the department of environment in Subsection AA of Section 99 of Chapter 42 of Laws 2007 for acquiring water rights, including needed applications and transfers, for improvements to the water distribution system and wells and for planning a sewer system in Agua Fria in Santa Fe county is extended through fiscal year 2013.

Subsection 193 of Section 26 of Chapter 2 of Laws 2007 and reappropriated in Subsection AA of Section 99 of Chapter 42 of Laws 2007

SECTION 99. CERRILLOS MULTIPURPOSE CENTER CONSTRUCTION--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the local government division project originally

authorized in Subsection 280 of Section 18 of Chapter 111 of Laws 2006 for a multipurpose center in Cerrillos in Santa Fe county and reauthorized to the energy, minerals and natural resources department in Laws 2007, Chapter 341, Section 289 for that purpose is extended through fiscal year 2013.

Subsection 280 of Section 18 of Chapter 111 of Laws 2006 and reauthorized in Laws 2007, Chapter 341, Section 289

SECTION 100. POJOAQUE VALLEY SENIOR AND COMMUNITY CENTER--CHANGE TO NAMBE SENIOR AND COMMUNITY CENTER--EXTEND TIME--GENERAL FUND.--The unexpended balance of the appropriation to the aging and long-term services department in Subsection 19 of Section 2 of Chapter 2 of Laws 2007 for a senior and community center in the Pojoaque valley area in Santa Fe county shall not be expended for the original purpose but is changed to purchase land for, plan, design, construct, equip and furnish the Nambe senior and community center and grounds in Santa Fe county. The time of expenditure is extended through fiscal year 2013.

Subsection 19 of Section 2 of Chapter 2 of Laws 2007

SECTION 101. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DEPARTMENT CENTER NORTH OFFICE ADDITION AND RENOVATIONS--EXPAND PURPOSE TO INCLUDE FURNISHINGS, INSTALLATION AND EQUIPMENT--CHANGE AGENCY--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the capital program fund in Subsection 17 of Section 7 of Chapter 125 of Laws 2009 to plan, design and construct an addition and renovations to the north office for the homeland security and emergency management department center in Santa Fe in Santa Fe county is appropriated to the homeland security and emergency management department for that purpose and may include furnishings, installation and equipment at that facility.

Subsection 17 of Section 7 of Chapter 125 of Laws 2009

SECTION 102. MANUEL LUJAN BUILDING HEATING, VENTILATION AND AIR CONDITIONING SYSTEM--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 12 of Section 6 of Chapter 42 of Laws 2007 to plan, design and improve the heating, ventilation and air conditioning system at the Manuel Lujan building in Santa Fe in Santa Fe county is extended through fiscal year 2013.

Subsection 12 of Section 6 of Chapter 42 of Laws 2007

SECTION 103. MANUEL LUJAN BUILDING IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the capital program fund project originally appropriated in Subsection 17 of Section 64 of Chapter 111 of Laws 2006 and reappropriated in Paragraph (2) of Subsection A of Section 346 of Chapter 128 of Laws 2009 to plan, design, purchase, install and upgrade the interior and heating, ventilation and air conditioning system and make related improvements at the Manuel Lujan building in Santa Fe in Santa Fe county is extended through fiscal year 2013.

Subsection 17 of Section 64 of Chapter 111 of Laws 2006 and reappropriated in Paragraph (2) of Subsection A of Section 346 of Chapter 128 of Laws 2009

SECTION 104. OLD SANTA FE TRAIL MULTIMODAL TRANSIT ROAD IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the department of transportation project originally appropriated in Subsection 56 of Section 30 of Chapter 2 of Laws 2007 and reappropriated in Laws 2008, Chapter 83, Section 383 to purchase land for, plan, design, construct and equip road improvements for multimodal transit along Old Santa Fe trail, including El Gancho way, in Santa Fe in Santa Fe county is extended through fiscal year 2013.

Subsection 56 of Section 30 of Chapter 2 of Laws 2007 and reappropriated in Laws 2008, Chapter 83, Section 383

SECTION 105. SITE SANTA FE MUSEUM IMPROVEMENTS--CHANGE TO GENOVEVA CHAVEZ CENTER--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the local government

division in Subsection 183 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.) for Site Santa Fe museum in Santa Fe shall not be expended for the original purpose but is changed to plan, design, construct, equip and furnish the Genoveva Chavez center in Santa Fe in Santa Fe county.

Subsection 183 of Section 3 of Chapter 7 of Laws 2009 (1st S.S.)

SECTION 106. EL MUSEO CULTURAL FACILITY RENOVATIONS--CHANGE TO SANTA FE ACADEMY FOR TECHNOLOGY AND THE CLASSICS KITCHEN AND CAFETERIA--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Ninety-five thousand dollars (\$95,000) of the unexpended balance of the appropriation to the local government division in Subsection 644 of Section 68 of Chapter 42 of Laws 2007 for improvements to el museo cultural's facility in Santa Fe shall not be expended for the original purpose but is appropriated to the public education department to construct and equip a kitchen and cafeteria at the academy for technology and the classics, a charter school in the Santa Fe public school district in Santa Fe county. The time of expenditure is extended through fiscal year 2013.

Subsection 644 of Section 68 of Chapter 42 of Laws 2007

SECTION 107. SIERRA COUNTY HOSPITAL--EXPAND PURPOSE--EXTEND TIME--GENERAL FUND.--The local government division project in Subsection 685 of Section 68 of Chapter 42 of Laws 2007 to acquire land for, plan, design, construct, furnish and equip a hospital in Sierra county may include refurbishing the hospital and conducting road assessments in proximity to that hospital. The time of expenditure is extended through fiscal year 2013.

Subsection 685 of Section 68 of Chapter 42 of Laws 2007

SECTION 108. SIERRA COUNTY HOSPITAL LAND, CONSTRUCTION AND REFURBISHING--EXTEND TIME--SEVERANCE TAX BONDS.--The local government division project in Subsection 24 of Section 23 of Chapter 42 of Laws 2007 to acquire land for, plan, design, construct, furnish and equip a hospital in Sierra county may include refurbishing that hospital. The time of expenditure is extended through fiscal year 2013.

Subsection 24 of Section 23 of Chapter 42 of Laws 2007

SECTION 109. NEW MEXICO VETERANS' HOME ALZHEIMER'S UNIT AND EXPANSION--EXTEND TIME--REVENUE BONDS.--The time of expenditure for the revenue bond project originally authorized in Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 3 of Section 94 of Chapter 42 of Laws 2007 to plan, design, construct and expand a facility for an Alzheimer's unit and make other improvements at the New Mexico veterans' home in Truth or Consequences in Sierra county is extended through fiscal year 2013.

Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 3 of Section 94 of Chapter 42 of Laws 2007

SECTION 110. SOCORRO CONVENTION CENTER AND RODEO AND RECREATION FACILITIES--EXTEND TIME--GENERAL FUND.--The time of expenditure for the local government division project in Subsection 696 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a convention center, including rodeo and recreation facilities, in Socorro in Socorro county is extended through fiscal year 2013.

Subsection 696 of Section 68 of Chapter 42 of Laws 2007

SECTION 111. CORRECTIONS FACILITIES STATEWIDE RENOVATION AND REPAIR--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the capital program fund project in Subsection 14 of Section 6 of Chapter 42 of Laws 2007 for repairs, maintenance and equipment at state-owned corrections facilities statewide is extended through fiscal year 2013.

Subsection 14 of Section 6 of Chapter 42 of Laws 2007

SECTION 112. DEPARTMENT OF HEALTH FACILITIES UPGRADES AND SEQUOYAH MEDICAL AND DENTAL UNIT--EXTEND TIME--REVENUE BONDS.--The time of expenditure for the revenue bond

project originally authorized in Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 2 of Section 94 of Chapter 42 of Laws 2007 for upgrades at department of health facilities statewide and to plan, design, construct, renovate, equip and furnish a medical and dental unit at Sequoyah in Albuquerque in Bernalillo county is extended through fiscal year 2013.

Subsection C of Section 8 of Chapter 320 of Laws 2005 and reauthorized in Subsection 2 of Section 94 of Chapter 42 of Laws 2007

SECTION 113. LOCAL ECONOMIC DEVELOPMENT ACT GRANTS FOR INFRASTRUCTURE IMPROVEMENTS TO ATTRACT BUSINESSES STATEWIDE--CHANGE AGENCY--SEVERANCE TAX BONDS.--The department of finance and administration project authorized in Subsection 6 of Section 22 of Chapter 125 of Laws 2009 to provide grants to political subdivisions of the state for infrastructure improvements necessary to attract new companies or expand existing businesses to achieve job growth pursuant to the Local Economic Development Act statewide is appropriated to the economic development department for that purpose.

Subsection 6 of Section 22 of Chapter 125 of Laws 2009

SECTION 114. SANTA FE AVIATION READINESS CENTER RENOVATION--CHANGE TO ARMORY REPAIRS STATEWIDE--CHANGE AGENCY--EXTEND TIME--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the department of military affairs in Laws 2008, Chapter 92, Section 22 to renovate the Santa Fe aviation readiness center in Santa Fe county shall not be expended for the original purpose but is appropriated to the state armory board to renovate and repair armories statewide. The time of expenditure is extended through fiscal year 2013.

Laws 2008, Chapter 92, Section 22

SECTION 115. TAOS ELEMENTARY SCHOOL RENOVATIONS--CHANGE TO ACEQUIA DEL MONTE DEL RIO CHIQUITO IMPROVEMENTS--CHANGE AGENCY--GENERAL FUND.--The unexpended balance of the appropriation to the public education department in Subsection 433 of Section 44 of Chapter 92 of Laws 2008 to renovate Taos elementary school shall not be expended for the original purpose but is appropriated to the interstate stream commission for improvements to the acequia del Monte del Rio Chiquito in Talpa in Taos county.

Subsection 433 of Section 44 of Chapter 92 of Laws 2008

SECTION 116. CABRESTO DAM REPAIRS AND IMPROVEMENTS--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the office of the state engineer project authorized in Subsection 10 of Section 14 of Chapter 92 of Laws 2008 for repairs and improvements to Cabresto dam in Taos county is extended through fiscal year 2013.

Subsection 10 of Section 14 of Chapter 92 of Laws 2008

SECTION 117. CABRESTO LAKE AND LLANO COMMUNITY DITCH IMPROVEMENTS--EXTEND TIME--GENERAL FUND.--The time of expenditure for the interstate stream commission project in Subsection 24 of Section 25 of Chapter 2 of Laws 2007 for acequia improvements for the Cabresto Lake community ditch association and the Llano ditch association in Questa in Taos county is extended through fiscal year 2013.

Subsection 24 of Section 25 of Chapter 2 of Laws 2007

SECTION 118. ACEQUIA DE OJO SARCO IMPROVEMENTS--CHANGE TO TAOS COUNTY ECONOMIC DEVELOPMENT CORPORATION FACILITY, SLAUGHTER UNIT AND PROCESSING FACILITY REPAIRS AND RENOVATION--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Thirty-three thousand three hundred seventeen dollars (\$33,317) of the unexpended balance of the appropriation to the interstate stream commission in Subsection 31 of Section 67 of Chapter 42 of Laws 2007 for improvements to the acequia de Ojo Sarco in Rio Arriba county shall not be expended for the original purpose but is appropriated to the local government division to renovate and repair the Taos county economic development corporation facility,

mobile livestock slaughter unit and processing facilities, including cooling units, in Taos county. The time of expenditure is extended through fiscal year 2013.

Subsection 31 of Section 67 of Chapter 42 of Laws 2007

SECTION 119. ACEQUIA DE OJO SARCO IMPROVEMENTS--CHANGE TO CRISTOBAL DE LA SERNA LAND GRANT RENOVATION--CHANGE AGENCY--EXTEND TIME--GENERAL FUND.--Thirty-three thousand three hundred sixteen dollars (\$33,316) of the unexpended balance of the appropriation to the interstate stream commission in Subsection 31 of Section 67 of Chapter 42 of Laws 2007 for improvements to the acequia de Ojo Sarco in Rio Arriba county shall not be expended for the original purpose but is appropriated to the local government division to purchase land, plan, design, construct, equip and furnish an office building for La Merced in the Cristobal de la Serna land grant in Taos county. The time of expenditure is extended through fiscal year 2013.

Subsection 31 of Section 67 of Chapter 42 of Laws 2007

SECTION 120. QUESTA ECONOMIC DEVELOPMENT PROJECT FACILITY--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the local government division project originally authorized in Subsection 178 of Section 16 of Chapter 347 of Laws 2005 for infrastructure improvements in Questa in Taos county and reauthorized in Laws 2007, Chapter 341, Section 320 for an economic development project facility in Questa is extended through fiscal year 2013.

Subsection 178 of Section 16 of Chapter 347 of Laws 2005 and reauthorized in Laws 2007, Chapter 341, Section 320

SECTION 121. QUESTA SOLAR ECONOMIC DEVELOPMENT PROJECT FACILITY--EXTEND TIME--SEVERANCE TAX BONDS.--The time of expenditure for the local government division project originally authorized in Subsection 284 of Section 16 of Chapter 347 of Laws 2005 for a spire solar project in Questa in Taos county and reauthorized in Laws 2007, Chapter 341, Section 322 for a solar economic development project facility in Questa is extended through fiscal year 2013.

Subsection 284 of Section 16 of Chapter 347 of Laws 2005 and reauthorized in Laws 2007, Chapter 341, Section 322

SECTION 122. BELEN SOLAR EQUIPMENT ECONOMIC DEVELOPMENT PROJECT--CHANGE TO LOCAL ECONOMIC DEVELOPMENT ACT PROJECTS--CHANGE AGENCY--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation to the department of finance and administration in Subsection 7 of Section 22 of Chapter 125 of Laws 2009 for a solar equipment economic development project in Belen in Valencia county pursuant to the Local Economic Development Act shall not be expended for the original purpose but is appropriated to the economic development department for local economic development projects statewide pursuant to that act.

Subsection 7 of Section 22 of Chapter 125 of Laws 2009

SECTION 123. LOS LUNAS SUBSTANCE ABUSE TREATMENT CENTER CONSTRUCTION AND RENOVATION--EXPAND PURPOSE TO INCLUDE FURNISHINGS AND INSTALLATION--SEVERANCE TAX BONDS.--The capital program fund project in Paragraph (1) of Subsection B of Section 2 of Chapter 5 of Laws 2009 to plan, design, construct, renovate and equip a substance abuse treatment center in Los Lunas in Valencia county may include furnishings and installation at that facility.

Paragraph (1) of Subsection B of Section 2 of Chapter 5 of Laws 2009

SECTION 124. MORA COUNTY COURTHOUSE--CHANGE TO MORA COUNTY GOVERNMENT-OWNED FACILITIES--EXTEND TIME--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation originally made in Subsection 76 of Section 12 of Chapter 347 of Laws 2005 and reauthorized in Laws 2009, Chapter 128, Section 323 to the local government division to plan, design and construct a courthouse complex

in Mora county shall not be expended for the original or reauthorized purpose but is changed to plan, design, renovate, expand, furnish and equip existing Mora county government-owned facilities, including portable buildings, or to continue construction of the new Mora county government facility. The time of expenditure is extended through fiscal year 2013.

Subsection 76 of Section 12 of Chapter 347 of Laws 2005 and reauthorized in Laws 2009, Chapter 128, Section 323

SECTION 125. MORA COUNTY COURTHOUSE--CHANGE TO MORA COUNTY GOVERNMENT-OWNED FACILITIES--EXTEND TIME--SEVERANCE TAX BONDS.--The unexpended balance of the appropriation originally made to the local government division in Subsection 208 of Section 18 of Chapter 111 of Laws 2006 and reauthorized in Laws 2007, Chapter 341, Section 203 and further reauthorized in Laws 2009, Chapter 128, Section 326 to plan, design and construct a courthouse complex in Mora county shall not be expended for the original or reauthorized purposes but is changed to plan, design, renovate, expand, furnish and equip existing Mora county government-owned facilities, including portable buildings, or to continue construction of the new Mora county government facility. The time of expenditure is extended through fiscal year 2013.

Subsection 208 of Section 18 of Chapter 111 of Laws 2006 and reauthorized in Laws 2007, Chapter 341, Section 203 and further reauthorized in Laws 2009, Chapter 128, Section 326

EFFECTIVE DATES OF LAWS 2011 — Regular Session
by Bill Number

Bill	Sponsor/s	Title	Chapter	Effective Date	Other Dates and Notes
(An asterisk indicates a bill with an emergency clause.)					
HB 001	Rep. W. Ken Martinez, Rep. Thomas C. Taylor	Feed Bill	1 *	1/27/2011	
HB 002, 3,4,5 & 6	HAFC	General Appropriation Act of 2011	179	6/17/2011	
HB 008	Rep. Ben Lujan, Rep. Thomas C. Taylor, Rep. W. Ken Martinez	Development Training Programs	62 *	4/5/2011	
HB 012	HJC	Owner Duties for Recreational Use of Land	63	6/17/2011	
HB 013	Rep. Anna Crook	Drinking Water System Financing	37	4/4/2011	
HB 014	Rep. Eliseo Lee Alcon	School Priority for Military Children	21	6/17/2011	
HB 015	Rep. Eliseo Lee Alcon	Disposition of Remains for Military Personnel	22	6/17/2011	
HB 016	Rep. Roberto "Bobby" J. Gonzales	Water Project Financing Eligibility	64	6/17/2011	
HB 024	Rep. Mary Helen Garcia, Sen. Mary Kay Papen	Special Overweight Vehicle Permit Issuance	58	7/1/2011	
HB 038	Rep. Jim R. Trujillo, Sen. Steven P. Neville	PERA Custodian Bank and Attorney Fees	27	6/17/2011	
HB 040	Rep. Jim R. Trujillo, Sen. David Ulibarri	Abandoned Mine Reclamation Act Jurisdiction	65	6/17/2011	
HB 042	Rep. Don L. Tripp	Rural Electric Co-Op Member Voting	38	6/17/2011	
HB 047	Rep. Paul C. Bandy	School District Cash Balances for Emergency	39 *	4/4/2011	

HB 052	Rep. Luciano "Lucky" Varela	Tobacco Fund Investment Practices	167	7/1/2011
HB 053	Rep. Luciano "Lucky" Varela	NMFA Public Project Fund Projects	23 *	4/1/2011
HB 059	HCPAC	Unemployment Contribution Temporary Schedule	184	7/1/2011
HB 064	Rep. Larry A. Larrañaga, Sen. Timothy M. Keller	Construction Contract Litigation Location	28	7/1/2011
HB 074	Rep. Mimi Stewart, Rep. Jimmie C. Hall	Science of Teaching Reading Requirement	95	6/17/2011
HB 079	Rep. Don L. Tripp	Additional Tobacco Fund Distribution	3	6/17/2011
HB 081	Rep. Miguel P. Garcia	No Land Grants as State Land	96 *	4/6/2011
HB 087	Rep. Paul C. Bandy	Organic Production Act	29	7/1/2011
HB 093	HJC	Police Training for Mental Impairments	180	7/1/2011
HB 097	Rep. Jimmie C. Hall	Charter School Conversion Attendance	66	6/17/2011
HB 106	Rep. Jeannette O. Wallace	Extend Certain Board & Commission Sunsets	30	6/17/2011
HB 107	Rep. Jeannette O. Wallace	Naprapathic Board Duties to Medical Board	31	7/1/2011
HB 113	Rep. Jimmie C. Hall	Charter School Expenditure Reports	11	6/17/2011
HB 115	Rep. Eleanor Chavez	Title-1 Supplemental Education Services	32	6/17/2011
HB 122	Rep. Thomas A. Anderson	Veterans' Enterprise Fund	40	7/1/2011
HB 123	HBIC	Compensation for Parts Under Warranty	111	7/1/2011
HB 129	Rep. Luciano "Lucky" Varela	Returning Educational Retiree Payments	6	7/1/2011
HB 137	Rep. Rick Miera	Continued Educational Assistance Debt Service	168	6/17/2011

HB 143	Rep. Andy Nuñez	NMFA Water Project Fund Projects	24 *	4/1/2011
HB 160	HCPAC	Public Records Availability and Procedures	182	6/17/2011
HB 167	Rep. David L. Doyle	Fire Prevention Ordinances and Code Changes	169	6/17/2011
HB 170	Rep. Debbie A. Rodella	Land Grant Trustee Election Changes	112 *	4/7/2011
HB 172	Rep. Rick Miera	No Corporal Punishment as School Discipline	97	6/17/2011
HB 180	Rep. George Dodge, Jr., Rep. Thomas A. Garcia	Military Discount for Game and Fish Licenses	25	4/1/2012
HB 181	Rep. George Dodge, Jr., Rep. Thomas A. Garcia	Remove Certain Service Members from Jury List	26	6/17/2011
HB 187	Rep. Edward C. Sandoval	Expanded-Function Dental Auxiliaries	113	6/17/2011
HB 188	Rep. Henry Kiki Saavedra, Rep. W. Ken Martinez, Rep. Thomas A. Garcia	Additional 8th District Judgeship	41	7/1/2011
HB 196	Rep. Bill B. O'Neill	Uniform Child Witness Protective Measures Act	98	7/1/2012
HB 199	Rep. Zachary J. Cook	Uniform Assignment of Rents Act	141	1/1/2012
HB 211	Rep. Jeannette O. Wallace	Thanatopractic Board Sunset Date	4	6/17/2011
HB 215	Rep. George Dodge, Jr.	Implementation of Utility Rates without Hearing	170	7/1/2011
HB 220	Rep. Zachary J. Cook	Time Period for Right of Redemption	171	6/17/2011
HB 234	Rep. Jeannette O. Wallace	Animal Sheltering Board Sunset Date Extension	172	6/17/2011

HB 235	Rep. Edward C. Sandoval, Rep. Luciano "Lucky" Varela, Rep. Jim R. Trujillo	Create Veterans' National Cemetery Fund	42	6/17/2011
HB 252	Rep. Rhonda S. King, Sen. John M. Sapien, Rep. Jimmie C. Hall	District and Charter School Financial Reporting	12	6/17/2011
HB 273	Rep. Jim R. Trujillo	Small Business Tax Credit Eligibility Period	67	7/1/2011
HB 278	Rep. Dianne Miller Hamilton	Include Atrisco Land Grant-Merced	68	6/17/2011
HB 283	HEC	School Lease and Lease-Purchase Requirements	69	7/1/2011
HB 289	Rep. Alonzo Baldonado	Public School Standardized Reporting Dates	70	6/17/2011
HB 301	Rep. Rodolpho S. Martinez, Rep. Larry A. Larranaga	Create New Mexico Unit Fund	99	6/17/2011
HB 306	HVEC	ESCAFCA District Authority Elections	100 *	4/6/2011
HB 307	Rep. Miguel P. Garcia	Certain Legal Notice Published in Spanish	43	7/1/2011
HB 310	Rep. Joseph Cervantes	Electronic Instructional Materials for School	114	6/17/2011
HB 315	Rep. Andy Nuñez, Rep. Dona G. Irwin	Use of Winegrower Facilities	71	6/17/2011
HB 322	Rep. Mary Helen Garcia	Additional Powers to Border Authority	59	7/1/2011
HB 337	HBIC	Fee and Term Limit on Loans; Requiring Database	105	6/17/2011
HB 353	Rep. Larry A. Larrañaga	Higher Education Institution Endowment Fund Standards	44	6/17/2011
HB 358	Rep. Dennis J. Roch	Conservancy District Elections Requirements	72	6/17/2011

HB 362	Rep. Thomas A. Garcia	Certain Military Hunting License Discounts	45	4/1/2012
HB 391	Rep. Dona G. Irwin	Livestock Code Penalty for Open Gates	46	6/17/2011
HB 394	Rep. Rick Miera	Bingo and Raffle Act Organization Definitions	73	6/17/2011
HB 411	Rep. Luciano "Lucky" Varela	State Agency Submission of Timely Audits	106	7/1/2012
HB 413	Rep. Al Park	Unauthorized Practice of Law	107	7/1/2011
HB 414	Rep. Richard D. Vigil	Commercial Motor Carrier Inspections	101	6/17/2011
HB 417	Rep. Al Park	Local Government Corrections Fee and Fund	173	7/1/2011
HB 426	HJC	Inspection of Jails	142	6/17/2011
HB 428	Rep. Cathrynn N. Brown, Rep. Bill B. O'Neill	Raise Organization Income Subject to Audit	174	6/17/2011
HB 429	Rep. Ben Lujan	Compensating Tax Transaction Requirements	175	6/17/2011
HB 432	Rep. Zachary J. Cook	Behavioral Health Purchasing Pilot Project	5	6/17/2011
HB 437	Rep. Thomas A. Garcia	Veterans' Property Tax Exemption	102	6/17/2011
HB 440	HTRC	Advanced Energy Tax Deduction for Some Leases	115	7/1/2011
HB 452	HENRC	Natural Gas Shut-Down Task Force	2 *	3/16/2011
HB 458	HJC	Address Box In Uniform Traffic Citation	47	7/1/2011
HB 462	Rep. Jeannette O. Wallace	Private Investigation Board Sunset Date	48	6/17/2011
HB 470	Rep. Candy Spence Ezzell	Underpayment of Estimated Tax Penalty Changes	116	7/1/2011

HB 478	HJC	Water Utilities Payments In Advance	117	6/17/2011	
HB 485	HJC	New Mexico Chile Advertising Act	57	6/17/2011	
HB 500	HJC	Excavation Notices and Utility Pipelines	103	6/17/2011	
HB 523	HTRC	Locomotive Fuel Tax Gross Receipts Deduction	60	7/1/2013	Sec. 5: Effective date contingent on whether the economic development department begins a railroad locomotive refueling station in Dona Ana county by July 1, 2012
HB 527	Rep. Yvette Herrell	Criminal History Record Check Updates	83	6/17/2011	
HB 536	Rep. Zachary J. Cook, Rep. W. Ken Martinez	Games of Chance at Liquor Control Premises	176	6/17/2011	
HB 558	Rep. Rhonda S. King, Sen. Pete Campos	Industrial Revenue Bonds Taxing Entity Notice	82	6/17/2011	
HB 607 & 622	HTRC	Film Production Tax Credit Act	177	7/1/2011	
HB 628	HAFC	Contribution Rate Changes in Retirement Plans	178	7/1/2011	
HB 652	HLC	Emergency Gas Pilot Relighting Act	104	6/17/2011	
SB 009	SJC	License Requirements for Drivers Under 18	143	6/17/2011	
SB 011	Sen. Peter Wirth	Dogs in Certain Outdoor Restaurant Areas	151	7/1/2011	
SB 014	Sen. Dede Feldman, Rep. Danice Picraux	Health Care Work Force Data Collection	152	7/1/2011	
SB 020	Sen. Mary Kay Papen	NMFA Economic Development Fund Projects	18 *	4/1/2011	
SB 037	SPAC	Prescription Drug Donations	119	6/17/2011	
SB 041	Sen. Phil A. Griego	Health Care Student Intern Liability Coverage	120	6/17/2011	

SB 044	Sen. Timothy M. Keller	Film Production Tax Credit Tracking and Review	165	6/17/2011
SB 045	Sen. Phil A. Griego	Actions Against Cities Statute of Limitations	153	6/17/2011
SB 052	SPAC	Electronic Copies of Public Records	181	6/17/2011
SB 054	SPAC	Add Real Estate Appraisers Board Members	19	7/1/2011
SB 056	Sen. Clinton D. Harden, Jr.	9th District Judge Office in Roosevelt County	20	6/17/2011
SB 060	Sen. Clinton D. Harden, Jr., Rep. Sheryl Williams Stapleton	Renewable Energy Transmission Bond Sales	33	7/1/2011
SB 077	Sen. Mary Jane M. Garcia	Child Abuse Incident Training for Police	49	7/1/2011
SB 078	Sen. Mary Jane M. Garcia, Rep. Rick Miera	School District Bullying Prevention Programs	50	6/17/2011
SB 082	Sen. John M. Sapien	Remove State Investment Officer from Boards	51	7/1/2011
SB 084	Sen. Phil A. Griego	Jet Fuel Gross Receipts Credit	74	7/1/2011
SB 086	Sen. George K. Munoz	Investment Council Legal Service Contracts	9 *	3/17/2011
SB 089	SPAC	Private Health Insurance Purchasing Co-Op Act	34	6/17/2011
SB 101	Sen. Sander Rue	Require Responses to Medical Board Subpoenas	121	6/17/2011
SB 102	Sen. Sander Rue	Require Palm Prints for Arrested	17	6/17/2011
SB 105	Sen. Tim Eichenberg	Broker Licensure and Education Requirements	85	7/1/2011
SB 109	Sen. George K. Munoz	Official State Necklace	52	6/17/2011
SB 110	Sen. Mary Jane M. Garcia	Domestic Abuse Victim Photo Costs	8	6/17/2011

SB 114	Sen. Mary Kay Papen	Racing Commission Sunset and Fair Tax Delay	75	7/1/2011	
SB 119	Sen. John M. Sapien, Rep. Jim R. Trujillo	Retirement Beneficiary Designation of Spouse	122	7/1/2011	
SB 120	Sen. John M. Sapien	Early Childhood Care and Education Act	123	6/17/2011	
SB 132	Sen. Pete Campos	State Agency Uniform Credit Card Use Fee	86	6/17/2011	
SB 133	Sen. Pete Campos	Study UNM Students Directly to Dental School	76	6/17/2011	
SB 134	Sen. Sue Wilson Beffort	Prohibit Synthetic Cannabinoids	16 *	3/31/2011	
SB 140	Sen. Cynthia Nava, Sen. Nancy Rodriguez	Blood Donor Recognition License Plates	7	7/1/2011	
SB 141	Sen. Cynthia Nava, Rep. Jimmie C. Hall	No Education Dept. Auditor Approval	87	6/17/2011	
SB 144	Sen. Cynthia Nava, Sen. Mary Jane M. Garcia	Require School Free Breakfast Programs	35	6/17/2011	
SB 145	Sen. Gay G. Kernan, Sen. Howie C. Morales	Clarify School Year and Day Length	154	6/17/2011	
SB 146	Sen. William H. Payne	Update Uniform Acts Relating to Property	124	1/1/2012	
SB 155	Sen. Phil A. Griego	Private Landfill Term of Permits	125	6/17/2011	
SB 167	Sen. Sue Wilson Beffort	Equal Pre-K Program Appropriations	126	6/17/2011	
SB 179	SFC	Locomotive Fuel Gross Receipts	61	7/1/2013	Sec. 5: Effective date contingent on whether the economic development department begins a railroad locomotive refueling station in Dona Ana county by July 1, 2012
SB 196	SFC	Hunting Licenses for Residents and Nonresidents	186	4/1/2012	

SB 198	Sen. Carroll H. Leavell, Sen. John M. Sapien	Insurance Code Fees and Changes	127	7/1/2011	
SB 208 & 499	SJC	Health Insurance Rate Increase Review	144	1/1/2012	
SB 209	Sen. Clinton D. Harden, Jr.	Adjust Water Utility Rates Without Notice	155	7/1/2011	
SB 233	Sen. Carroll H. Leavell	Plant Photosynthesis as Alternative Energy	108	6/17/2011	
SB 246	Sen. Phil A. Griego	Real Estate Appraiser Board Actions	77	6/17/2011	
SB 250	SCORC	Surplus Lines Insurance Multistate Compact	156	6/17/2011	
SB 260	Sen. Kent L. Cravens	Fees in Dental Insurance Plans	128 *	4/7/2011	
SB 262	Sen. Bernadette M. Sanchez	Construction Commission Inspector Authority	129	6/17/2011	
SB 267	Sen. Steven P. Neville	Law Enforcement Contacts with Colleges	53	7/1/2011	
SB 269	SJC	Educational Retirement Board Bank and Attorneys	157	6/17/2011	
SB 272	Sen. Sue Wilson Beffort	3rd and 4th Grade Added to PED Grading System	54	6/17/2011	
SB 275	Sen. Linda M. Lopez	Increase Deposit into Govt Investment Fund	158	7/1/2011	
SB 278	Sen. Linda M. Lopez	Clarify State Treasurer Duties	88	7/1/2011	
SB 282	Sen. Timothy Z. Jennings	Tax Liability Credit for Certain Physicians	89	1/1/2012	
SB 283	Sen. Timothy Z. Jennings	Reconstructive Surgery Option Notification	145	6/17/2011	
SB 284	Sen. Cisco McSorley	Amend Uniform Interstate Family Support Act	159	1/1/2012	Sec. 70: Effective date contingent on whether the USA deposits the instrument of ratification for the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance

SB 285	Sen. Gerald Ortiz y Pino	Amend Child Placement Agency Licensing Act	130	6/17/2011
SB 286	Sen. Gerald Ortiz Y Pino	Defining "Access Aisle" in Motor Vehicle Code	78	6/17/2011
SB 290	Sen. Cynthia Nava	Defining "Habitual Truant"	146	6/17/2011
SB 295	SPAC	Health Care Provider Dependency Task Force	90	6/17/2011
SB 302	Sen. Richard C. Martinez	Registration Plate for Disabled Veterans	147	6/17/2011
SB 326	Sen. Stuart Ingle	TRD Secretary Approve Certain Evidence	148 *	4/7/2011
SB 327	Sen. Sander Rue	Certain Public School Info on Sunshine Portal	13	7/1/2011
SB 329	Sen. Cynthia Nava	ERB Members to Appoint Designees	160	6/17/2011
SB 330	Sen. Cynthia Nava	Family, Infant, Toddler Program Enrollment	166	7/1/2012
SB 331	Sen. Cynthia Nava	Amend Definitions in Ed. Tech Equipment Act	149 *	4/7/2011
SB 337	Sen. Howie C. Morales, Rep. Conrad D. James	Precinct Consolidation for Certain Elections	131	7/1/2011
SB 349	Sen. Richard C. Martinez	Allow Donations from Private Sources	132	6/17/2011
SB 360	Sen. Cynthia Nava	Student Assessment Requirements Suspension	161	6/17/2011
SB 361	Sen. Cynthia Nava	Level One Teacher Licensure Alternatives	36	6/17/2011
SB 365	Sen. Vernon D. Asbill, Sen. Mary Kay Papen	DNA Samples from Persons in Felony Arrests	84	7/1/2011
SB 367	Sen. Timothy Z. Jennings	Local Govt. Perm. Fund, Additional Investment	133	6/17/2011
SB 369	Sen. David Ulibarri, Rep. James R.J. Strickler	Public Records Provisions Reorganization	134	7/1/2011
SB 373	SFC	Capital Outlay Reauthorizations	183 *	4/8/2011

SB 377	Sen. Gerald Ortiz y Pino	Professional Psych Licensure Requirements	135	7/1/2011	
SB 385	SPAC	Orally Administered Anticancer Medications	55	6/17/2011	
SB 393	Sen. Phil A. Griego	Insurance for Electronic Devices	136	6/17/2011	
SB 403	Sen. Linda M. Lopez, Sen. Rod Adair, Rep. Mary Helen Garcia	Election Code Language Standardization	137	7/1/2011	
SB 408	Sen. Linda M. Lopez	Create Interim Redistricting Committee	185	6/17/2011	
SB 417	Sen. Lynda M. Lovejoy, Sen. George K. Munoz	Native American Suicide Prevention	15	6/17/2011	
SB 424	Sen. Bernadette Sanchez, Sen. Vernon D. Asbill, Sen. David Ulibarri	Create New Mexico 9000 Program Fund	79	6/17/2011	
SB 427	Sen. Vernon D. Asbill	A-B-C-D-F Schools Rating System	10	6/17/2011	
SB 429	Sen. Stuart Ingle	Eliminate Elected County Surveyor Position	56		Sec. 1, 23, and 24 effective 7/1/2011 and Sec. 2-22 and 25-28 effective 12/31/2012
SB 432	Sen. Tim Eichenberg, Sen. Michael S. Sanchez	Governmental Conduct and Contracts	138	7/1/2011	
SB 436	Sen. Stuart Ingle	Oil and Gas Withholding Info to Legislature	139	6/17/2011	
SB 445	Sen. Phil A. Griego	Direct Wine Shipment Permits	109	7/1/2011	
SB 446	Sen. John M. Sapien, Rep. Rhonda S. King	Charter School Contracts	14	7/1/2012	
SB 454	Sen. George K. Munoz, Sen. Mary Kay Papen	Economic Development Fund Project Reporting	150		Sec. 1 effective 7/1/2011; Sec. 2 effective 7/1/2013
SB 476	Sen. Phil A. Griego	No College Credits Needed for State Police	91	6/17/2011	

SB 505	Sen. Stuart Ingle	Expand Fire Protection Fund Uses	162	7/1/2011
SB 520	Sen. Sue Wilson Beffort	Municipal Corporation Bond Deposits	92	6/17/2011
SB 523	Sen. Pete Campos	Industrial Revenue Bonds Taxing Entity Notice	80	6/17/2011
SB 546	SCORC	Alcohol Microdistiller License	110	7/1/2011
SB 549	Sen. Bernadette M. Sanchez	Renewable Energy Utility and Customer Costs	93	6/17/2011
SB 552	Sen. Pete Campos	Tax Definition of Livestock	81	6/17/2011
SB 574	SPAC	CYFD Employees of Good Moral Character	163	6/17/2011
SB 605	SEC	Expand Eligible Pre-K Providers	140	6/17/2011
SB 617	SJC	Public Works Contractor Registration	94	6/17/2011
SB 626	SFC	Fire Fund Distribution Increase Delay	164	6/17/2011

CONCORDANCE
Fiftieth Legislature, First Session, 2011

BILL TO CHAPTER

Legislation	Chapter	Short Title	Sponsor	
(An asterisk indicates a bill with an emergency clause.)				
* H	1	1	FEED BILL	(Martinez K.)
CS/ H	2	179 (pv)	GENERAL APPROPRIATION ACT OF 2011	(Saavedra)
* H	8	62	DEVELOPMENT TRAINING PROGRAMS	(Lujan B.)
H	11	Veto	MOTOR SCOOTER DEFINITION & OPERATION	(Stewart)
CS/ H	12	63	OWNER DUTIES FOR RECREATIONAL USE OF LAND	(Trujillo) (Cisneros)
* H	13	37	DRINKING WATER SYSTEM FINANCING	(Crook)
H	14	21	SCHOOL PRIORITY FOR MILITARY CHILDREN	(Alcon)
H	15	22	DISPOSITION OF REMAINS FOR MILITARY PERSONNEL	(Alcon)
H	16	64	WATER PROJECT FINANCING ELIGIBILITY	(Gonzales)
H	24	58	SPECIAL OVERWEIGHT VEHICLE PERMIT ISSUANCE	(Garcia MH)
H	34	Pk Veto	HEALTH INSURANCE MEDICAL HOME REQUIREMENTS	(Picraux) (Feldman)
H	35	Veto	HIDALGO COUNTY HEALTH DEMONSTRATION PROJECT	(Picraux) (Feldman)
H	38	27	PERA CUSTODIAN BANK & ATTORNEY FEES	(Trujillo)
H	40	65	ABANDONED MINE RECLAMATION ACT JURISDICTION	(Trujillo) (Ulibarri)
H	42	38	RURAL ELECTRIC CO-OP MEMBER VOTING	(Tripp)
H	43	Pk Veto	DEVELOP DIPLOMA STAMPS SYSTEM	(Stapleton) (Keller)
* H	47	39	SCHOOL DISTRICT CASH BALANCES FOR EMERGENCY	(Bandy)
H	52	167	TOBACCO FUND INVESTMENT PRACTICES	(Varela)
* H	53	23	NMFA PUBLIC PROJECT FUND PROJECTS	(Varela)
H	58	Veto	JUDICIAL RETIREMENT CONTRIBUTIONS	(Stewart)
CS/ H	59	184 (pv)	UNEMPLOYMENT CONTRIBUTION TEMPORARY SCHEDULE	(Stewart)
H	64	28	CONSTRUCTION CONTRACT LITIGATION LOCATION	(Larrañaga) (Keller)
H	74	95	SCIENCE OF TEACHING READING REQUIREMENT	(Stewart)
H	79	3	ADDITIONAL TOBACCO FUND DISTRIBUTION	(Tripp)
* H	81	96	NO LAND GRANTS AS STATE LAND	(Garcia MP)
H	87	29	ORGANIC PRODUCTION ACT	(Bandy)
*CS/CS/ H	93	180	POLICE TRAINING FOR MENTAL IMPAIRMENTS	(Sandoval) (Ulibarri)
H	97	66	CHARTER SCHOOL CONVERSION ATTENDANCE	(Hall)
H	106	30	EXTEND CERTAIN BOARD & COMMISSION SUNSETS	(Wallace)
H	107	31	NAPRAPATHIC BOARD DUTIES TO MEDICAL BOARD	(Wallace)
H	113	11	CHARTER SCHOOL EXPENDITURE REPORTS	(Hall)
H	115	32	TITLE-1 SUPPLEMENTAL EDUCATION SERVICES	(Chavez E.)
H	116	Pk Veto	NM POISON & DRUG INFO CENTER	(Gutierrez)
H	122	40	VETERANS' ENTERPRISE FUND	(Anderson)
CS/ H	123	111	COMPENSATION FOR PARTS UNDER WARRANTY	(Park)
H	129	6	RETURNING EDUCATIONAL RETIREE PAYMENTS	(Varela)
H	137	168	CONTINUED EDUCATIONAL ASSISTANCE DEBT SERVICE	(Miera)
* H	143	24	NMFA WATER PROJECT FUND PROJECTS	(Nuñez)
H	151	Pk Veto	CERTAIN COURT FINES & FEES AS MONEY JUDGMENT	(Rehm)
CS/ H	160	182	PUBLIC RECORDS AVAILABILITY AND PROCEDURES	(Chavez E.)
H	161	Veto	TAX EXPENDITURE BUDGET DEVELOPMENT AND REPORT	(Chavez E.)
CS/ H	166	Veto	REVIEW CERTAIN TAX CREDITS	(Sandoval)
H	167	169	FIRE PREVENTION ORDINANCES & CODE CHANGES	(Doyle)
H	169	Pk Veto	INCREASE ALCOHOL SERVER TRAINING FREQUENCY	(Rodella)
* H	170	112	LAND GRANT TRUSTEE ELECTION CHANGES	(Rodella)

	H 172	97	NO CORPORAL PUNISHMENT AS SCHOOL DISCIPLINE	(Miera)	
CS/	H 174	Pk Veto	FORECLOSURE FAIRNESS ACT	(Egolf)	
	H 180	25	MILITARY DISCOUNT FOR GAME & FISH LICENSES	(Dodge)	
	H 181	26	REMOVE CERTAIN SERVICE MEMBERS FROM JURY LIST	(Dodge)	
CS/	H 182	Veto	PENALTIES FOR SERVING ALCOHOL TO MINORS	(Maestas)	
	H 187	113	EXPANDED-FUNCTION DENTAL AUXILIARIES	(Sandoval)	
	H 188	41	ADDITIONAL 8TH DISTRICT JUDGESHIP	(Saavedra)	
	H 196	98	UNIFORM CHILD WITNESS PROTECTIVE MEASURES ACT	(O'Neill)	
	H 199	141	UNIFORM ASSIGNMENT OF RENTS ACT	(Cook)	
	H 211	4	THANATOPRACTICE BOARD SUNSET DATE	(Wallace)	
	H 215	170	IMPLEMENTATION OF UTILITY RATES W/O HEARING	(Dodge)	
	H 220	171	TIME PERIOD FOR RIGHT OF REDEMPTION	(Cook)	
*	H 226	Pk Veto	SOIL & WATER DISTRICT ASSESSMENT EXTENSION	(Crook)	
	H 234	172	ANIMAL SHELTERING BOARD SUNSET DATE EXTENSION	(Wallace)	
	H 235	42	CREATE VETERANS' NATIONAL CEMETERY FUND	(Sandoval)	
CS/	H 241	Veto	TEACHER LOAN REPAYMENT ACT	(Stapleton)	
	H 252	12	DISTRICT & CHARTER SCHOOL FINANCIAL REPORTING	(King) (Sapien)	
CS/	H 267	Veto	AMEND MEDICAL MALPRACTICE ACT	(Trujillo)	
	H 268	Pk Veto	RECYCLE PLANS IN SCHOOL DISTRICTS	(Maestas)	
	H 273	67	SMALL BUSINESS TAX CREDIT ELIGIBILITY PERIOD	(Trujillo)	
*	CS/	H 275	Pk Veto	MAGISTRATE QUALIFICATIONS	(Nuñez)
	H 278	68	INCLUDE ATRISCO LAND GRANT-MERCED	(Hamilton)	
CS/	H 283	69	SCHOOL LEASE & LEASE-PURCHASE REQUIREMENTS	(Martinez K.)	
	H 285	Pk Veto	ADD MEMBERS TO JUDICIAL STANDARDS COMMISSION	(Martinez K.)	
	H 289	70	PUBLIC SCHOOL STANDARDIZED REPORTING DATES	(Baldonado)	
	H 294	Veto	STATE TREASURER TO DESIGNATE BOARD DESIGNEES	(Maestas)	
CS/	H 298	Veto	SEX OFFENDER REGISTRATION REQUIREMENTS	(Maestas)	
CS/	H 299	Pk Veto	RETROACTIVE CHILD SUPPORT NOT EXCEED 3 YEARS	(Brown)	
	H 301	99	CREATE NEW MEXICO UNIT FUND	(Martinez R.)	
*	CS/	H 306	100	ESCAFCA DISTRICT AUTHORITY & ELECTIONS	(Smith)
	H 307	43	CERTAIN LEGAL NOTICE PUBLISHED IN SPANISH	(Garcia MP)	
	H 310	114	ELECTRONIC INSTRUCTIONAL MATERIALS FOR SCHOOL	(Cervantes)	
CS/	H 311	Veto	UNIFORM CONSEQUENCES CONVICTION ACT	(Cervantes)	
	H 315	71	USE OF WINEGROWER FACILITIES	(Nuñez)	
	H 321	Pk Veto	EDUCATIONAL DATA SYSTEM REVISIONS	(Madalena)	
	H 322	59	ADDITIONAL POWERS TO BORDER AUTHORITY	(Garcia MH)	
	H 328	Veto	SURCHARGES IMPOSED ON COMMUNICATION SERVICES	(Gonzales)	
CS/	H 337	105	FEE & TERM LIMIT ON LOANS; REQUIRING DATABASE	(Lundstrom)	
	H 343	Veto	POLITICAL SUBDIVISION QUALIFICATIONS TO TAX	(Lujan B.)	
	H 344	Pk Veto	ALL-INCLUSIVE ELDERLY CARE	(Gutierrez)	
	H 347	Veto	JUVENILE DETENTION REQUIREMENTS MODIFICATIONS	(Miera)	
	H 353	44	HIGHER ED. INST. ENDOWMENT FUND STANDARDS	(Larrañaga)	
	H 358	72	CONSERVANCY DISTRICT ELECTIONS REQUIREMENTS	(Roch)	
	H 362	45	CERTAIN MILITARY HUNTING LICENSE DISCOUNTS	(Garcia T.)	
CS/	H 373	Pk Veto	HSD SEC. SUBMIT FIR WHEN CHANGING MEDICAID	(King)	
	H 382	Pk Veto	PHOTOSYNTHETIC ENERGY TAX CREDIT	(Sandoval)	
	H 391	46	LIVESTOCK CODE PENALTY FOR OPEN GATES	(Irwin)	
	H 393	Pk Veto	HOISTING OPERATOR LICENSURE REQUIREMENTS	(Martinez R.)	
	H 394	73	BINGO & RAFFLE ACT ORGANIZATION DEFINITIONS	(Miera)	
CS/	H 402	Pk Veto	STATUS OF WATER RIGHTS UNDER LEASE	(Gonzales)	
	H 411	106	STATE AGENCY SUBMISSION OF TIMELY AUDITS	(Varela)	
	H 413	107	UNAUTHORIZED PRACTICE OF LAW	(Park)	
	H 414	101	COMMERCIAL MOTOR CARRIER INSPECTIONS	(Vigil)	
CS/	H 415	Veto	INVEST IN SMALL-BUDGET NEW MEXICO FILMS	(Maestas)	
	H 417	173	LOCAL GOVERNMENT CORRECTIONS FEE & FUND	(Park)	

	H 418	Pk Veto	GOLF TOURISM LICENSE PLATES	(Hall)
	H 420	Pk Veto	WEST LAS VEGAS HIGH SCHOOL LICENSE PLATES	(Vigil)
	CS/ H 426	142	INSPECTION OF JAILS	(James)
	H 428	174	RAISE ORGANIZATION INCOME SUBJECT TO AUDIT	(Brown)
	H 429	175	COMPENSATING TAX TRANSACTION REQUIREMENTS	(Lujan B.)
	H 432	5	BEHAVIORAL HEALTH PURCHASING PILOT PROJECT	(Cook)
	H 437	102	VETERANS' PROPERTY TAX EXEMPTION	(Garcia T.)
	CS/ H 440	115	ADVANCED ENERGY TAX DEDUCTION FOR SOME LEASES	(Garcia MH)
*	CS/ H 452	2	NATURAL GAS SHUT-DOWN TASK FORCE	(Gonzales) (Cisneros)
	CS/ H 458	47	ADDRESS BOX IN UNIFORM TRAFFIC CITATION	(King)
	H 462	48	PRIVATE INVESTIGATION BOARD SUNSET DATE	(Wallace)
	H 469	Veto	TECHNICAL VIOLATION OF PROBATION RELEASE	(Chasey)
	H 470	116	UNDERPAYMENT OF ESTIMATED TAX PENALTY CHANGES	(Ezzell)
	H 475	Pk Veto	SPEECH & HEARING THERAPIST REVISIONS	(Alcon)
	CS/ H 478	117	WATER UTILITIES PAYMENTS IN ADVANCE	(Larrañaga)
	CS/ H 485	57	NEW MEXICO CHILE ADVERTISING ACT	(Nuñez)
	H 487	Pk Veto	CREATE DIRECT WINE SHIPMENT PERMIT	(Martinez K.)
	FL/ H 496	Pk Veto	SCHOOL DISTRICT ELECTION NOTIFICATION	(Sandoval)
	CS/ H 500	103	EXCAVATION NOTICES & UTILITY PIPELINES	(King)
	CS/ H 523	60	LOCOMOTIVE FUEL TAX GROSS RECEIPTS DEDUCTION	(Powdrell-Culbert)
	H 527	83	CRIMINAL HISTORY RECORD CHECK UPDATES	(Herrell)
	H 536	176	GAMES OF CHANCE AT LIQUOR CONTROL PREMISES	(Cook)
	H 555	Pk Veto	DELAY SCHOOL DAY & YEAR LENGTH CHANGES	(King)
	H 558	82	INDUSTRIAL REVENUE BONDS TAXING ENTITY NOTICE	(King) (Campos)
*	H 575	Pk Veto	SCHOOL BUS FUEL COSTS FROM TRANS. EMERG. FUND	(Miera)
	CS/ H 607	177	FILM PRODUCTION TAX CREDIT ACT	(Lujan B.)
	CS/ H 628	178	CONTRIBUTION RATE CHANGES IN RETIREMENT PLANS	(Bratton)
	CS/ H 652	104	EMERGENCY GAS PILOT RELIGHTING ACT	(Gonzales)
*	CS/ H 653	Veto	REMEDIES FOR REAL PROPERTY FALSE DOCUMENTS	(Gonzales)
	S 8	Pk Veto	CONDO DECLARATION COMPLIANCE WITH LOCAL LAWS	(Wirth)
	CS/ S 9	143	LICENSE REQUIREMENTS FOR DRIVERS UNDER 18	(Wirth)
	S 11	151	DOGS IN CERTAIN OUTDOOR RESTAURANT AREAS	(Wirth)
	S 12	Pk Veto	DENTAL AMALGAM WASTE REDUCTION ACT	(Wirth)
	S 14	152	HEALTH CARE WORK FORCE DATA COLLECTION	(Feldman) (Picraux)
*	CS/ S 17	Veto	REMOVE GOVERNOR FROM STATE INVESTMENT COUNCIL	(Keller)
	CS/ S 19	Veto	IN-STATE BUSINESS PROCUREMENT ADVANTAGE	(Keller) (Larrañaga)
*	S 20	18	NMFA ECONOMIC DEVELOPMENT FUND PROJECTS	(Papen)
	S 23	Veto	CORINNE WOLF CHILDREN'S LAW CENTER	(Ortiz y Pino)
	CS/ S 25	Veto	PRIVATE EQUITY INVESTMENT COMMITTEE DUTIES	(Keller)
	CS/ S 36	118	COMPENSATION FOR PARTS UNDER WARRANT	(Asbill)
	CS/ S 37	119	PRESCRIPTION DRUG DONATIONS	(Feldman)
*	CS/ S 38	Veto	NEW MEXICO HEALTH INSURANCE EXCHANGE ACT	(Feldman)
	S 40	Veto	LIVESTOCK CRIME STOPPERS ACT	(Griego P.)
	S 41	120	HEALTH CARE STUDENT INTERN LIABILITY COVERAGE	(Griego P.)
	S 44	165	FILM PRODUCTION TAX CREDIT TRACKING & REVIEW	(Keller)
	S 45	153	ACTIONS AGAINST CITIES STATUTE OF LIMITATIONS	(Griego P.)
	CS/ S 47	Veto	TAX & REV. DEPT. TAX EXPENDITURE BUDGET	(Keller)
	CS/ S 52	181	ELECTRONIC COPIES OF PUBLIC RECORDS	(Fischmann)
	CS/ S 54	19	ADD REAL ESTATE APPRAISERS BOARD MEMBERS	(Cisneros)
	S 56	20	9TH DISTRICT JUDGE OFFICE IN ROOSEVELT COUNTY	(Harden)
	S 58	Pk Veto	LIVESTOCK PRODUCT MANUFACTURER REGISTRATION	(Harden)
	S 60	33	RENEWABLE ENERGY TRANSMISSION BOND SALES	(Harden) (Stapleton)
	S 63	Pk Veto	GOVERNMENT FOOD PURCHASING REQUIREMENTS	(Keller)
	S 77	49	CHILD ABUSE INCIDENT TRAINING FOR POLICE	(Garcia)

	S	78	50	SCHOOL DISTRICT BULLYING PREVENTION PROGRAMS	(Garcia) (Miera)
	S	82	51	REMOVE STATE INVESTMENT OFFICER FROM BOARDS	(Sapien)
	S	84	74	JET FUEL GROSS RECEIPTS CREDIT	(Griego P.)
*	S	86	9	INVESTMENT COUNCIL LEGAL SERVICE CONTRACTS	(Munoz)
CS/	S	89	34	PRIVATE HEALTH INSURANCE PURCHASING CO-OP ACT	(Munoz) (Ulibarri)
CS/	S	96	Pk Veto	ALLOW INMATE TELECOMM USE FEES	(Adair)
	S	101	121	REQUIRE RESPONSES TO MEDICAL BOARD SUBPOENAS	(Rue)
	S	102	17	REQUIRE PALM PRINTS FOR ARRESTED	(Rue)
	S	105	85	BROKER LICENSURE & EDUCATION REQUIREMENTS	(Eichenberg)
	S	109	52	OFFICIAL STATE NECKLACE	(Munoz)
	S	110	8	DOMESTIC ABUSE VICTIM PHOTO COSTS	(Garcia)
	S	114	75	RACING COMMISSION SUNSET & FAIR TAX DELAY	(Papen)
	S	118	Pk Veto	OPTIONAL TAX CONTRIBUTION TO SCHOOL FUND	(Sapien)
	S	119	122	RETIREMENT BENEFICIARY DESIGNATION OF SPOUSE	(Sapien) (Trujillo)
	S	120	123	EARLY CHILDHOOD CARE & EDUCATION ACT	(Sapien) (King)
	S	124	Veto	5 FEET FOR CARS TO PASS BICYCLES	(Wirth)
	S	130	Pk Veto	LEA COUNTY ENERGYPLEX LICENSE PLATES	(Leavell)
	S	132	86	STATE AGENCY UNIFORM CREDIT CARD USE FEE	(Campos)
	S	133	76	STUDY UNM STUDENTS DIRECTLY TO DENTAL SCHOOL	(Campos)
*	S	134	16	PROHIBIT SYNTHETIC CANNABINOIDS	(Beffort)
	S	140	7	BLOOD DONOR RECOGNITION LICENSE PLATES	(Nava)
	S	141	87	NO EDUCATION DEPT. AUDITOR APPROVAL	(Nava) (Hall)
	S	144	35	REQUIRE SCHOOL FREE BREAKFAST PROGRAMS	(Nava)
	S	145	154	CLARIFY SCHOOL YEAR & DAY LENGTH	(Kernan)
	S	146	124	UPDATE UNIFORM ACTS RELATING TO PROPERTY	(Payne)
*	S	154	Pk Veto	TRANSFER LAND GRANT REGISTRY	(Martinez)
	S	155	125	PRIVATE LANDFILL TERM OF PERMITS	(Griego P.)
	S	166	Veto	CREATE APPELLATE TRANSCRIPTION FUND	(Lopez)
	S	167	126	EQUAL PRE-K PROGRAM APPROPRIATIONS	(Beffort)
	S	175	Pk Veto	MENTAL HEALTH IN HOSPITAL FREEDOM OF CHOICE	(Sanchez B.)
	S	176	Pk Veto	USE OF FUNDS TO ASSIST CERTAIN LAND GRANTS	(Sanchez B.)
CS/CS/	S	179	61	LOCOMOTIVE FUEL GROSS RECEIPTS	(Nava)
	S	183	Pk Veto	CONDOMINIUM BOARD MEMBER REQUIREMENTS	(McSorley)
	S	187	Veto	LFC REVIEW OF STATE FUNDING RECIPIENTS	(Keller) (Bandy)
	S	193	Pk Veto	STATE AGENCY 5-YEAR FACILITY MASTER PLANS	(Ingle)
CS/	S	196	186	HUNTING LICENSES FOR RESIDENTS & NONRESIDENTS	(Munoz)
	S	198	127	INSURANCE CODE FEES & CHANGES	(Leavell)
	S	201	Pk Veto	FIRE PREVENTION ORDINANCES & CODE CHANGES	(Munoz)
	S	202	Pk Veto	STUDENT TEACHER ALTERNATIVE CURRICULUM	(Nava)
	S	203	Pk Veto	SCHOOL BUSINESS OFFICIAL LICENSURE	(Nava) (Hall)
CS/CS/	S	208	144	HEALTH INSURANCE RATE INCREASE REVIEW	(Feldman)
	S	209	155	ADJUST WATER UTILITY RATES WITHOUT NOTICE	(Harden)
SFL/	S	210	Pk Veto	HYDROGEN FUEL PRODUCTION TAX CREDITS	(Cisneros)
CS/	S	228	Pk Veto	PENALTIES FOR SERVING ALCOHOL TO MINORS	(Harden)
	S	232	Pk Veto	BUPRENORPHINE TREATMENT FOR OPIOID ADDICTION	(Sanchez B.)
	S	233	108	PLANT PHOTOSYNTHESIS AS ALTERNATIVE ENERGY	(Leavell)
	S	237	Pk Veto	"COLLEGES IN ENERGY EFFICIENCY & BONDING ACT"	(Keller)
	S	246	77	REAL ESTATE APPRAISER BOARD ACTIONS	(Griego P.)
CS/	S	250	156	SURPLUS LINES INSURANCE MULTISTATE COMPACT	(Leavell)
*	S	260	128	FEES IN DENTAL INSURANCE PLANS	(Cravens)
	S	262	129	CONSTRUCTION COMMISSION INSPECTOR AUTHORITY	(Sanchez B.)
	S	266	Pk Veto	ENERGY CONSERVATION BONDS	(Wirth)
	S	267	53	LAW ENFORCEMENT CONTRACTS WITH COLLEGES	(Neville)
CS/	S	269	157	EDUCATIONAL RETIREMENT BOARD BANK & ATTORNEYS	(Sapien)
	S	272	54	3RD AND 4TH GRADE ADDED TO PED GRADING SYSTEM	(Beffort)

	S	273	Pk Veto	RECOVERY OF ENFORCEMENT COSTS FROM EMPLOYERS	(Lopez)	
	S	274	Pk Veto	QUALIFICATION OF WORKERS' COMP JUDGES	(Lopez)	
	S	275	158	INCREASE DEPOSIT INTO GOVT INVESTMENT FUND	(Lopez)	
	S	277	Veto	INCREASE MAGISTRATE COURTS OPERATIONS FEE	(Sanchez M.)	
	S	278	88	CLARIFY STATE TREASURER DUTIES	(Lopez)	
SFL/	S	280	Pk Veto	ELEVATOR SAFETY ACT	(Griego P.)	
	S	282	89	TAX LIABILITY CREDIT FOR CERTAIN PHYSICIANS	(Jennings)	
	S	283	145	RECONSTRUCTIVE SURGERY OPTION NOTIFICATION	(Jennings)	
	S	284	159	AMEND UNIFORM INTERSTATE FAMILY SUPPORT ACT	(McSorley)	
	S	285	130	AMEND CHILD PLACEMENT AGENCY LICENSING ACT	(Ortiz y Pino)	
	S	286	78	DEFINING "ACCESS AISLE" IN MOTOR VEHICLE CODE	(Ortiz y Pino)	
	S	290	146	DEFINING "HABITUAL TRUANT"	(Nava)	
CS/	S	295	90	HEALTH CARE PROVIDER DEPENDENCY TASK FORCE	(Ulibarri)	
	S	297	Pk Veto	REMOVE BENEFIT CAPS FOR CERTAIN COVERAGES	(Ortiz y Pino)	
	S	298	Pk Veto	SPECIAL BIG GAME HUNTING REGISTRATION PLATE	(Sapient)	
	S	300	Pk Veto	ENACT "NEW MEXICO CHILE ADVERTISING ACT"	(Munoz)	
	S	302	147	REGISTRATION PLATE FOR DISABLED VETERANS	(Martinez)	
	S	304	Pk Veto	FULL-SERVICE COMMUNITY SCHOOLS ACT	(Nava)	
	S	314	Veto	AUTISM EDUCATION PLAN DEVELOPMENT	(Harden)	
	S	321	Veto	"SUBSTANCE ABUSE AND CRIME PREVENTION ACT"	(Martinez) (Maestas)	
*	S	326	148	TRD SECRETARY APPROVE CERTAIN EVIDENCE	(Ingle)	
	S	327	13	CERTAIN PUBLIC SCHOOL INFO ON SUNSHINE PORTAL	(Rue)	
	S	329	160	ERB MEMBERS TO APPOINT DESIGNEES	(Nava)	
	S	330	166	FAMILY, INFANT, TODDLER PROGRAM ENROLLMENT	(Nava)	
*	S	331	149	AMEND DEFINITIONS IN ED. TECH EQUIPMENT ACT	(Nava)	
CS/CS/	S	333	Veto	AMEND MEDICAL MALPRACTICE ACT	(Jennings)	
	S	337	131	PRECINCT CONSOLIDATION FOR CERTAIN ELECTIONS	(Morales) (James)	
*	S	341	Pk Veto	TIMELY PAYMENT PROVISIONS INCLUSIONS	(Nava)	
	S	349	132	ALLOW DONATIONS FROM PRIVATE SOURCES	(Martinez)	
	S	354	Pk Veto	SUBSTANCE ABUSE AND PREGNANT WOMEN SERVICES	(Lopez)	
	S	360	161	STUDENT ASSESSMENT REQUIREMENTS SUSPENSION	(Nava)	
	S	361	36	LEVEL ONE TEACHER LICENSURE ALTERNATIVES	(Nava)	
	S	365	84	DNA SAMPLES FROM PERSONS IN FELONY ARRESTS	(Asbill)	
	S	367	133	LOCAL GOVT. PERM. FUND, ADDITIONAL INVESTMENT	(Jennings)	
	S	369	134	PUBLIC RECORDS PROVISIONS REORGANIZATION	(Ulibarri) (Strickler)	
*	CS/	S	373	183	CAPITAL OUTLAY REAUTHORIZATION	(Cisneros)
	S	377	135	PROFESSIONAL PSYCH LICENSURE REQUIREMENTS	(Ortiz y Pino)	
CS/	S	385	55	ORALLY ADMINISTERED ANTICANCER MEDICATIONS	(Jennings)	
	S	393	136	INSURANCE FOR ELECTRONIC DEVICES	(Griego P.)	
	S	395	Pk Veto	MARRIAGE LICENSE PROCEDURES	(Martinez) (Cook)	
*	S	397	Veto	CIGARETTE STAMP TO DETERMINE ESCROW PAYMENTS	(Lovejoy)	
	S	403	137	ELECTION CODE LANGUAGE STANDARDIZATION	(Lopez)	
	S	408	185	CREATE INTERIM REDISTRICTING COMMITTEE	(Lopez)	
	S	417	15	NATIVE AMERICAN SUICIDE PREVENTION	(Lovejoy)	
	S	418	Pk Veto	DEFINE SCHOOL DISCIPLINARY RISKS	(Ortiz y Pino)	
	S	422	Veto	E911 SURCHARGE ON COMMUNICATIONS SERVICES	(Rodriguez)	
	S	424	79	CREATE NEW MEXICO 9000 PROGRAM FUND	(Sanchez B.)	
	S	426	Pk Veto	SMALL WATER & WASTEWATER SYSTEM ASSISTANCE	(Cisneros)	
	S	427	10	A-B-C-D-F SCHOOLS RATING SYSTEM	(Asbill)	
	S	429	56	ELIMINATE ELECTED COUNTY SURVEYOR POSITION	(Ingle)	
	S	432	138	GOVERNMENTAL CONDUCT & CONTRACTS	(Eichenberg)	
	S	436	139	OIL & GAS WITHHOLDING INFO TO LEGISLATURE	(Ingle)	
	S	438	Pk Veto	SAFE HOUSE ACT	(Ortiz y Pino)	
	S	444	Pk Veto	THANATOPRACTICE & ORGAN TISSUE PROCUREMENT	(Campos)	
	S	445	109	DIRECT WINE SHIPMENT PERMITS	(Griego P.)	

	S 446	14	CHARTER SCHOOL CONTRACTS	(Sapien) (King)
	S 449	Veto	RLD SUPERINTENDENT CONFIRMED BY SENATE	(Lopez)
	S 450	Pk Veto	BEHAVIORAL HEALTH PURCHASING COLLABORATIVE	(Papen)
CS/	S 451	Pk Veto	DRUG SCREENING & TREATMENT FOR CERTAIN WOMEN	(Lopez)
	S 454	150	ECONOMIC DEVELOPMENT FUND PROJECT REPORTING	(Munoz)
	S 476	91	NO COLLEGE CREDITS NEEDED FOR STATE POLICE	(Griego P.)
	S 483	Pk Veto	TAXATION OF POLITICAL SUBDIVISIONS	(Munoz)
	S 492	Pk Veto	GOLF TOURISM REGISTRATION PLATE	(Asbill)
CS/	S 496	Pk Veto	WATER UTILITY PAYMENTS IN ADVANCE	(Sanchez B.)
	S 505	162	EXPAND FIRE PROTECTION FUND USES	(Ingle)
*	S 509	Veto	NO CAR INTERLOCK FOR CERTAIN CONVICTIONS	(Cravens)
	S 520	92	MUNICIPAL CORPORATION BOND DEPOSITS	(Beffort)
	S 523	80	INDUSTRIAL REVENUE BONDS TAXING ENTITY NOTICE	(Campos)
CS/	S 546	110	ALCOHOL MICRODISTILLER LICENSE	(Griego P.)
	S 549	93	RENEWABLE ENERGY UTILITY & CUSTOMER COSTS	(Sanchez B.)
	S 552	81	TAX DEFINITION OF LIVESTOCK	(Campos)
CS/	S 574	163	CYFD EMPLOYEES OF GOOD MORAL CHARACTER	(Rodriguez)
CS/	S 605	140	EXPAND ELIGIBLE PRE-K PROVIDERS	(Nava)
CS/	S 617	94	PUBLIC WORKS CONTRACTOR REGISTRATION	(Martinez)
CS/	S 626	164	FIRE FUND DISTRIBUTION INCREASE DELAY	(Smith)

CHAPTER TO BILL

Chapter	Date Signed	Legislation	Short Title	Sponsor
1	Jan. 27 *	H 1	FEED BILL	(Martinez K.)
2	Mar. 16 *	CS/ H 452	NATURAL GAS SHUT-DOWN TASK FORCE	(Gonzales) (Cisneros)
3	Mar. 16	H 79	ADDITIONAL TOBACCO FUND DISTRIBUTION	(Tripp)
4	Mar. 16	H 211	THANATOPRACTICE BOARD SUNSET DATE	(Wallace)
5	Mar. 17	H 432	BEHAVIORAL HEALTH PURCHASING PILOT PROJECT	(Cook)
6	Mar. 16	H 129	RETURNING EDUCATIONAL RETIREE PAYMENTS	(Varela)
7	Mar. 18	S 140	BLOOD DONOR RECOGNITION LICENSE PLATES	(Nava)
8	Mar. 18	S 110	DOMESTIC ABUSE VICTIM PHOTO COSTS	(Garcia)
9	Mar. 18 *	S 86	INVESTMENT COUNCIL LEGAL SERVICE CONTRACTS	(Munoz)
10	Mar. 29	S 427	A-B-C-D-F SCHOOLS RATING SYSTEM	(Asbill)
11	Mar. 30	H 113	CHARTER SCHOOL EXPENDITURE REPORTS	(Hall)
12	Mar. 30	H 252	DISTRICT & CHARTER SCHOOL FINANCIAL REPORTING	(King) (Sapien)
13	Mar. 30	S 327	CERTAIN PUBLIC SCHOOL INFO ON SUNSHINE PORTAL	(Rue)
14	Mar. 30	S 446	CHARTER SCHOOL CONTRACTS	(Sapien) (King)
15	Mar. 31	S 417	NATIVE AMERICAN SUICIDE PREVENTION	(Lovejoy)
16	Mar. 31 *	S 134	PROHIBIT SYNTHETIC CANNABINOIDS	(Beffort)
17	Mar. 31	S 102	REQUIRE PALM PRINTS FOR ARRESTED	(Rue)
18	Apr. 2 *	S 20	NMFA ECONOMIC DEVELOPMENT FUND PROJECTS	(Papen)
19	Apr. 1	CS/ S 54	ADD REAL ESTATE APPRAISERS BOARD MEMBERS	(Cisneros)
20	Apr. 1	S 56	9TH DISTRICT JUDGE OFFICE IN ROOSEVELT COUNTY	(Harden)
21	Apr. 1	H 14	SCHOOL PRIORITY FOR MILITARY CHILDREN	(Alcon)
22	Apr. 1	H 15	DISPOSITION OF REMAINS FOR MILITARY PERSONNEL	(Alcon)
23	Apr. 1 *	H 53	NMFA PUBLIC PROJECT FUND PROJECTS	(Varela)
24	Apr. 1 *	H 143	NMFA WATER PROJECT FUND PROJECTS	(Nuñez)
25	Apr. 1	H 180	MILITARY DISCOUNT FOR GAME & FISH LICENSES	(Dodge)
26	Apr. 1	H 181	REMOVE CERTAIN SERVICE MEMBERS FROM JURY LIST	(Dodge)
27	Apr. 2	H 38	PERA CUSTODIAN BANK & ATTORNEY FEES	(Trujillo)
28	Apr. 2	H 64	CONSTRUCTION CONTRACT LITIGATION LOCATION	(Larrañaga) (Keller)

29	Apr. 2	H	87	ORGANIC PRODUCTION ACT	(Bandy)	
30	Apr. 2	H	106	EXTEND CERTAIN BOARD & COMMISSION SUNSETS	(Wallace)	
31	Apr. 2	H	107	NAPRAPATHIC BOARD DUTIES TO MEDICAL BOARD	(Wallace)	
32	Apr. 2	H	115	TITLE-1 SUPPLEMENTAL EDUCATION SERVICES	(Chavez E.)	
33	Apr. 2	S	60	RENEWABLE ENERGY TRANSMISSION BOND SALES	(Harden) (Stapleton)	
34	Apr. 2	CS/ S	89	PRIVATE HEALTH INSURANCE PURCHASING CO-OP ACT	(Munoz) (Ulibarri)	
35	Apr. 2	S	144	REQUIRE SCHOOL FREE BREAKFAST PROGRAMS	(Nava)	
36	Apr. 2	S	361	LEVEL ONE TEACHER LICENSURE ALTERNATIVES	(Nava)	
37	Apr. 4	*	H	13	DRINKING WATER SYSTEM FINANCING	(Crook)
38	Apr. 4		H	42	RURAL ELECTRIC CO-OP MEMBER VOTING	(Tripp)
39	Apr. 4	*	H	47	SCHOOL DISTRICT CASH BALANCES FOR EMERGENCY	(Bandy)
40	Apr. 4		H	122	VETERANS' ENTERPRISE FUND	(Anderson)
41	Apr. 4		H	188	ADDITIONAL 8TH DISTRICT JUDGESHIP	(Saavedra)
42	Apr. 4		H	235	CREATE VETERANS' NATIONAL CEMETERY FUND	(Sandoval)
43	Apr. 4		H	307	CERTAIN LEGAL NOTICE PUBLISHED IN SPANISH	(Garcia MP)
44	Apr. 4		H	353	HIGHER ED. INST. ENDOWMENT FUND STANDARDS	(Larrañaga)
45	Apr. 4		H	362	CERTAIN MILITARY HUNTING LICENSE DISCOUNTS	(Garcia T.)
46	Apr. 4		H	391	LIVESTOCK CODE PENALTY FOR OPEN GATES	(Irwin)
47	Apr. 4	CS/	H	458	ADDRESS BOX IN UNIFORM TRAFFIC CITATION	(King)
48	Apr. 4		H	462	PRIVATE INVESTIGATION BOARD SUNSET DATE	(Wallace)
49	Apr. 4		S	77	CHILD ABUSE INCIDENT TRAINING FOR POLICE	(Garcia)
50	Apr. 4		S	78	SCHOOL DISTRICT BULLYING PREVENTION PROGRAMS	(Garcia) (Miera)
51	Apr. 4		S	82	REMOVE STATE INVESTMENT OFFICER FROM BOARDS	(Sapien)
52	Apr. 4		S	109	OFFICIAL STATE NECKLACE	(Munoz)
53	Apr. 4		S	267	LAW ENFORCEMENT CONTRACTS WITH COLLEGES	(Neville)
54	Apr. 4		S	272	3RD AND 4TH GRADE ADDED TO PED GRADING SYSTEM	(Beffort)
55	Apr. 4	CS/ S	385	ORALLY ADMINISTERED ANTICANCER MEDICATIONS	(Jennings)	
56	Apr. 4		S	429	ELIMINATE ELECTED COUNTY SURVEYOR POSITION	(Ingle)
57	Apr. 5	CS/	H	485	NEW MEXICO CHILE ADVERTISING ACT	(Nuñez)
58	Apr. 5		H	24	SPECIAL OVERWEIGHT VEHICLE PERMIT ISSUANCE	(Garcia MH)
59	Apr. 5		H	322	ADDITIONAL POWERS TO BORDER AUTHORITY	(Garcia MH)
60	Apr. 5	CS/	H	523	LOCOMOTIVE FUEL TAX GROSS RECEIPTS DEDUCTION	(Powdrell-Culbert)
61	Apr. 5	CS/CS/	S	179	LOCOMOTIVE FUEL GROSS RECEIPTS	(Nava)
62	Apr. 5	*	H	8	DEVELOPMENT TRAINING PROGRAMS	(Lujan B.)
63	Apr. 5	CS/	H	12	OWNER DUTIES FOR RECREATIONAL USE OF LAND	(Trujillo) (Cisneros)
64	Apr. 5		H	16	WATER PROJECT FINANCING ELIGIBILITY	(Gonzales)
65	Apr. 5		H	40	ABANDONED MINE RECLAMATION ACT JURISDICTION	(Trujillo) (Ulibarri)
66	Apr. 5		H	97	CHARTER SCHOOL CONVERSION ATTENDANCE	(Hall)
67	Apr. 5		H	273	SMALL BUSINESS TAX CREDIT ELIGIBILITY PERIOD	(Trujillo)
68	Apr. 5		H	278	INCLUDE ATRISCO LAND GRANT-MERCED	(Hamilton)
69	Apr. 5	CS/	H	283	SCHOOL LEASE & LEASE-PURCHASE REQUIREMENTS	(Martinez K.)
70	Apr. 5		H	289	PUBLIC SCHOOL STANDARDIZED REPORTING DATES	(Baldonado)
71	Apr. 5		H	315	USE OF WINEGROWER FACILITIES	(Nuñez)
72	Apr. 5		H	358	CONSERVANCY DISTRICT ELECTIONS REQUIREMENTS	(Roch)
73	Apr. 5		H	394	BINGO & RAFFLE ACT ORGANIZATION DEFINITIONS	(Miera)
74	Apr. 5		S	84	JET FUEL GROSS RECEIPTS CREDIT	(Griego P.)
75	Apr. 5		S	114	RACING COMMISSION SUNSET & FAIR TAX DELAY	(Papen)
76	Apr. 5		S	133	STUDY UNM STUDENTS DIRECTLY TO DENTAL SCHOOL	(Campos)
77	Apr. 5		S	246	REAL ESTATE APPRAISER BOARD ACTIONS	(Griego P.)
78	Apr. 5		S	286	DEFINING "ACCESS AISLE" IN MOTOR VEHICLE CODE	(Ortiz y Pino)
79	Apr. 5		S	424	CREATE NEW MEXICO 9000 PROGRAM FUND	(Sanchez B.)

80	Apr. 5	S	523	INDUSTRIAL REVENUE BONDS TAXING ENTITY NOTICE	(Campos)
81	Apr. 5	S	552	TAX DEFINITION OF LIVESTOCK	(Campos)
82	Apr. 5	H	558	INDUSTRIAL REVENUE BONDS TAXING ENTITY NOTICE	(King) (Campos)
83	Apr. 5	H	527	CRIMINAL HISTORY RECORD CHECK UPDATES	(Herrell)
84	Apr. 6	S	365	DNA SAMPLES FROM PERSONS IN FELONY ARRESTS	(Asbill)
85	Apr. 6	S	105	BROKER LICENSURE & EDUCATION REQUIREMENTS	(Eichenberg)
86	Apr. 6	S	132	STATE AGENCY UNIFORM CREDIT CARD USE FEE	(Campos)
87	Apr. 6	S	141	NO EDUCATION DEPT. AUDITOR APPROVAL	(Nava) (Hall)
88	Apr. 6	S	278	CLARIFY STATE TREASURER DUTIES	(Lopez)
89	Apr. 6	S	282	TAX LIABILITY CREDIT FOR CERTAIN PHYSICIANS	(Jennings)
90	Apr. 6	CS/	S 295	HEALTH CARE PROVIDER DEPENDENCY TASK FORCE	(Ulibarri)
91	Apr. 6	S	476	NO COLLEGE CREDITS NEEDED FOR STATE POLICE	(Griego P.)
92	Apr. 6	S	520	MUNICIPAL CORPORATION BOND DEPOSITS	(Beffort)
93	Apr. 6	S	549	RENEWABLE ENERGY UTILITY & CUSTOMER COSTS	(Sanchez B.)
94	Apr. 6	CS/	S 617	PUBLIC WORKS CONTRACTOR REGISTRATION	(Martinez)
95	Apr. 6	H	74	SCIENCE OF TEACHING READING REQUIREMENT	(Stewart)
96	Apr. 6	*	H 81	NO LAND GRANTS AS STATE LAND	(Garcia MP)
97	Apr. 6	H	172	NO CORPORAL PUNISHMENT AS SCHOOL DISCIPLINE	(Miera)
98	Apr. 6	H	196	UNIFORM CHILD WITNESS PROTECTIVE MEASURES ACT	(O'Neill)
99	Apr. 6	H	301	CREATE NEW MEXICO UNIT FUND	(Martinez R.)
100	Apr. 6	*	CS/ H 306	ESCAFCA DISTRICT AUTHORITY & ELECTIONS	(Smith)
101	Apr. 6	H	414	COMMERCIAL MOTOR CARRIER INSPECTIONS	(Vigil)
102	Apr. 6	H	437	VETERANS' PROPERTY TAX EXEMPTION	(Garcia T.)
103	Apr. 6	CS/	H 500	EXCAVATION NOTICES & UTILITY PIPELINES	(King)
104	Apr. 6	CS/	H 652	EMERGENCY GAS PILOT RELIGHTING ACT	(Gonzales)
105	Apr. 6	CS/	H 337	FEE & TERM LIMIT ON LOANS; REQUIRING DATABASE	(Lundstrom)
106	Apr. 6	H	411	STATE AGENCY SUBMISSION OF TIMELY AUDITS	(Varela)
107	Apr. 6	H	413	UNAUTHORIZED PRACTICE OF LAW	(Park)
108	Apr. 6	S	233	PLANT PHOTOSYNTHESIS AS ALTERNATIVE ENERGY	(Leavell)
109	Apr. 6	S	445	DIRECT WINE SHIPMENT PERMITS	(Griego P.)
110	Apr. 6	CS/	S 546	ALCOHOL MICRODISTILLER LICENSE	(Griego P.)
111	Apr. 7	CS/	H 123	COMPENSATION FOR PARTS UNDER WARRANTY	(Park)
112	Apr. 7	*	H 170	LAND GRANT TRUSTEE ELECTION CHANGES	(Rodella)
113	Apr. 7	H	187	EXPANDED-FUNCTION DENTAL AUXILIARIES	(Sandoval)
114	Apr. 7	H	310	ELECTRONIC INSTRUCTIONAL MATERIALS FOR SCHOOL	(Cervantes)
115	Apr. 7	CS/	H 440	ADVANCED ENERGY TAX DEDUCTION FOR SOME LEASE	(Garcia MH)
116	Apr. 7	H	470	UNDERPAYMENT OF EST. TAX PENALTY CHANGE	(Ezzell)
117	Apr. 7	CS/	H 478	WATER UTILITIES PAYMENTS IN ADVANCE	(Larrañaga)
118	Apr. 7	CS/	S 36	COMPENSATION FOR PARTS UNDER WARRANTY	(Asbill)
119	Apr. 7	CS/	S 37	PRESCRIPTION DRUG DONATIONS	(Feldman)
120	Apr. 7	S	41	HEALTH CARE STUDENT INTERN LIABILITY COVERAGE	(Griego P.)
121	Apr. 7	S	101	REQUIRE RESPONSES TO MEDICAL BOARD SUBPOENAS	(Rue)
122	Apr. 7	S	119	RETIREMENT BENEFICIARY DESIGNATION OF SPOUSE	(Sapient) (Trujillo)
123	Apr. 7	S	120	EARLY CHILDHOOD CARE & EDUCATION ACT	(Sapient) (King)
124	Apr. 7	S	146	UPDATE UNIFORM ACTS RELATING TO PROPERTY	(Payne)
125	Apr. 7	S	155	PRIVATE LANDFILL TERM OF PERMITS	(Griego P.)
126	Apr. 7	S	167	EQUAL PRE-K PROGRAM APPROPRIATIONS	(Beffort)
127	Apr. 7	S	198	INSURANCE CODE FEES & CHANGES	(Leavell)
128	Apr. 7	*	S 260	FEES IN DENTAL INSURANCE PLANS	(Cravens)
129	Apr. 7	S	262	CONSTRUCTION COMMISSION INSPECTOR AUTHORITY	(Sanchez B.)
130	Apr. 7	S	285	AMEND CHILD PLACEMENT AGENCY LICENSING ACT	(Ortiz y Pino)
131	Apr. 7	S	337	PRECINCT CONSOLIDATION FOR CERTAIN ELECTIONS	(Morales) (James)
132	Apr. 7	S	349	ALLOW DONATIONS FROM PRIVATE SOURCES	(Martinez)
133	Apr. 7	S	367	LOCAL GOVT. PERM. FUND, ADDITIONAL INVESTMENT	(Jennings)

134	Apr. 7	S	369	PUBLIC RECORDS PROVISIONS REORGANIZATION	(Ulibarri)
135	Apr. 7	S	377	PROFESSIONAL PSYCH LICENSURE REQUIREMENTS	(Strickler)
136	Apr. 7	S	393	INSURANCE FOR ELECTRONIC DEVICES	(Ortiz y Pino)
137	Apr. 7	S	403	ELECTION CODE LANGUAGE STANDARDIZATION	(Griego P.)
138	Apr. 7	S	432	GOVERNMENTAL CONDUCT & CONTRACTS	(Lopez)
139	Apr. 7	S	436	OIL & GAS WITHHOLDING INFO TO LEGISLATURE	(Eichenberg)
140	Apr. 7	CS/ S	605	EXPAND ELIGIBLE PRE-K PROVIDERS	(Ingle)
141	Apr. 7	H	199	UNIFORM ASSIGNMENT OF RENTS ACT	(Nava)
142	Apr. 7	CS/ H	426	UNIFORM ASSIGNMENT OF RENTS ACT	(Cook)
143	Apr. 7	CS/ S	9	INSPECTION OF JAILS	(James)
144	Apr. 7	CS/CS/ S	208	LICENSE REQUIREMENTS FOR DRIVERS UNDER 18	(Wirth)
145	Apr. 7	S	283	HEALTH INSURANCE RATE INCREASE REVIEW	(Feldman)
146	Apr. 7	S	290	RECONSTRUCTIVE SURGERY OPTION NOTIFICATION	(Jennings)
147	Apr. 7	S	290	DEFINING "HABITUAL TRUANT"	(Nava)
147	Apr. 7	S	302	REGISTRATION PLATE FOR DISABLED VETERANS	(Martinez)
148	Apr. 7	*	S 326	TRD SECRETARY APPROVE CERTAIN EVIDENCE	(Ingle)
149	Apr. 7	*	S 331	AMEND DEFINITIONS IN ED. TECH EQUIPMENT ACT	(Nava)
150	Apr. 7	S	454	ECONOMIC DEVELOPMENT FUND PROJECT REPORTING	(Munoz)
151	Apr. 8	S	11	DOGS IN CERTAIN OUTDOOR RESTAURANT AREAS	(Wirth)
152	Apr. 8	S	14	HEALTH CARE WORK FORCE DATA COLLECTION	(Feldman)
					(Picraux)
153	Apr. 8	S	45	ACTIONS AGAINST CITIES STATUTE OF LIMITATIONS	(Griego P.)
154	Apr. 8	S	145	CLARIFY SCHOOL YEAR & DAY LENGTH	(Kernan)
155	Apr. 8	S	209	ADJUST WATER UTILITY RATES WITHOUT NOTICE	(Harden)
156	Apr. 8	CS/ S	250	SURPLUS LINES INSURANCE MULTISTATE COMPACT	(Leavell)
157	Apr. 8	CS/ S	269	EDUCATIONAL RETIREMENT BD BANK & ATTORNEYS	(Sapien)
158	Apr. 8	S	275	INCREASE DEPOSIT INTO GOVT INVESTMENT FUND	(Lopez)
159	Apr. 8	S	284	AMEND UNIFORM INTERSTATE FAMILY SUPPORT ACT	(McSorley)
160	Apr. 8	S	329	ERB MEMBERS TO APPOINT DESIGNEES	(Nava)
161	Apr. 8	S	360	STUDENT ASSESSMENT REQUIREMENTS SUSPENSION	(Nava)
162	Apr. 8	S	505	EXPAND FIRE PROTECTION FUND USES	(Ingle)
163	Apr. 8	CS/ S	574	CYFD EMPLOYEES OF GOOD MORAL CHARACTER	(Rodriguez)
164	Apr. 8	CS/ S	626	FIRE FUND DISTRIBUTION INCREASE DELAY	(Smith)
165	Apr. 8	S	44	FILM PRODUCTION TAX CREDIT TRACKING & REVIEW	(Keller)
166	Apr. 8	S	330	FAMILY, INFANT, TODDLER PROGRAM ENROLLMENT	(Nava)
167	Apr. 8	H	52	TOBACCO FUND INVESTMENT PRACTICES	(Varela)
168	Apr. 8	H	137	CONTINUED EDUCATIONAL ASSISTANCE DEBT SERVICE	(Miera)
169	Apr. 8	H	167	FIRE PREVENTION ORDINANCES & CODE CHANGES	(Doyle)
170	Apr. 8	H	215	IMPLEMENTATION OF UTILITY RATES W/O HEARING	(Dodge)
171	Apr. 8	H	220	TIME PERIOD FOR RIGHT OF REDEMPTION	(Cook)
172	Apr. 8	H	234	ANIMAL SHELTERING BD SUNSET DATE EXTENSION	(Wallace)
173	Apr. 8	H	417	LOCAL GOVERNMENT CORRECTIONS FEE & FUND	(Park)
174	Apr. 8	H	428	RAISE ORGANIZATION INCOME SUBJECT TO AUDIT	(Brown)
175	Apr. 8	H	429	COMPENSATING TAX TRANSACTION REQUIREMENTS	(Lujan B.)
176	Apr. 8	H	536	GAMES OF CHANCE AT LIQUOR CONTROL PREMISES	(Cook)
177	Apr. 8	CS/ H	607	FILM PRODUCTION TAX CREDIT ACT	(Lujan B.)
178	Apr. 8	CS/ H	628	CONTRIBUTION RATE CHANGES IN RETIREMENT PLANS	(Bratton)
179 (pv)	Apr. 8	CS/ H	2	GENERAL APPROPRIATION ACT OF 2011	(Saavedra)
180	Apr. 8	* CS/CS/ H	93	POLICE TRAINING FOR MENTAL IMPAIRMENTS	(Sandoval)
					(Ulibarri)
181	Apr. 8	CS/ S	52	ELECTRONIC COPIES OF PUBLIC RECORDS	(Fischmann)
182	Apr. 8	CS/ H	160	PUBLIC RECORDS AVAILABILITY AND PROCEDURES	(Chavez E.)
183	Apr. 8	*	CS/ S 373	CAPITAL OUTLAY REAUTHORIZATION	(Cisneros)
184 (pv)	Apr. 8	CS/ H	59	UNEMPLOYMENT CONTRIBUTION TEMP SCHEDULE	(Stewart)
185	Apr. 8	S	408	CREATE INTERIM REDISTRICTING COMMITTEE	(Lopez)
186	Apr. 8	CS/ S	196	HUNTING LICENSES FOR RESIDENTS & NONRESIDENTS	(Munoz)

CONSTITUTIONAL AMENDMENTS

Legislation	Const Amend	Short Title	Sponsor
HJR 18	C.A. 1	MEMBERS ON JUDICIAL STANDARDS COMMISSION	(Martinez, K.)

VETOED BILLS

Legislation	Short Title	Sponsor	Action
H 11	MOTOR SCOOTER DEFINITION & OPERATION	(Stewart)	Veto
H 34	HEALTH INSURANCE MEDICAL HOME REQUIREMENTS	(Picraux) (Feldman)	Pocket Veto
H 35	HIDALGO COUNTY HEALTH DEMO PROJECT	(Picraux) (Feldman)	Veto
H 43	DEVELOP DIPLOMA STAMPS SYSTEM	(Stapleton) (Keller)	Pocket Veto
H 58	JUDICIAL RETIREMENT CONTRIBUTIONS	(Stewart)	Veto
H 116	NM POISON & DRUG INFO CENTER	(Gutierrez)	Pocket Veto
H 151	CERTAIN COURT FINES & FEES AS MONEY JUDGMENT	(Rehm)	Pocket Veto
H 161	TAX EXPENDITURE BUDGET DEVELOP AND REPORT	(Chavez E.)	Veto
CS/ H 166	REVIEW CERTAIN TAX CREDITS	(Sandoval)	Veto
H 169	INCREASE ALCOHOL SERVER TRAINING FREQUENCY	(Rodella)	Pocket Veto
CS/ H 174	FORECLOSURE FAIRNESS ACT	(Egolf)	Pocket Veto
CS/ H 182	PENALTIES FOR SERVING ALCOHOL TO MINORS	(Maestas)	Veto
* H 226	SOIL & WATER DISTRICT ASSESSMENT EXTENSION	(Crook)	Pocket Veto
CS/ H 241	TEACHER LOAN REPAYMENT ACT	(Stapleton)	Veto
CS/ H 267	AMEND MEDICAL MALPRACTICE ACT	(Trujillo)	Veto
H 268	RECYCLE PLANS IN SCHOOL DISTRICTS	(Maestas)	Pocket Veto
* CS/ H 275	MAGISTRATE QUALIFICATIONS	(Nuñez)	Pocket Veto
H 285	ADD MEMBERS TO JUDICIAL STANDARDS COMSN	(Martinez K.)	Pocket Veto
H 294	STATE TREASURER TO DESIGNATE BOARD DESIGNEES	(Maestas)	Veto
CS/ H 298	SEX OFFENDER REGISTRATION REQUIREMENTS	(Maestas)	Veto
CS/ H 299	RETROACTIVE CHILD SUPPORT NOT EXCEED 3 YEARS	(Brown)	Pocket Veto
CS/ H 311	UNIFORM CONSEQUENCES CONVICTION ACT	(Cervantes)	Veto
H 321	EDUCATIONAL DATA SYSTEM REVISIONS	(Madalena)	Pocket Veto
H 328	SURCHARGES ON COMMUNICATION SERVICES	(Gonzales)	Veto
H 343	POLITICAL SUBDIVISION QUALIFICATIONS TO TAX	(Lujan B.)	Veto
H 344	ALL-INCLUSIVE ELDERLY CARE	(Gutierrez)	Pocket Veto
H 347	JUVENILE DETENTION REQUIREMENTS MODIFIED	(Miera)	Veto
CS/ H 373	HSD SEC. SUBMIT FIR WHEN CHANGING MEDICAID	(King)	Pocket Veto
H 382	PHOTOSYNTHETIC ENERGY TAX CREDIT	(Sandoval)	Pocket Veto
H 393	HOISTING OPERATOR LICENSURE REQUIREMENTS	(Martinez R.)	Pocket Veto
CS/ H 402	STATUS OF WATER RIGHTS UNDER LEASE	(Gonzales)	Pocket Veto
CS/ H 415	INVEST IN SMALL-BUDGET NEW MEXICO FILMS	(Maestas)	Veto
H 418	GOLF TOURISM LICENSE PLATES	(Hall)	Pocket Veto
H 420	WEST LAS VEGAS HIGH SCHOOL LICENSE PLATES	(Vigil)	Pocket Veto
H 469	TECHNICAL VIOLATION OF PROBATION RELEASE	(Chasey)	Veto
H 475	SPEECH & HEARING THERAPIST REVISIONS	(Alcon)	Pocket Veto
H 487	CREATE DIRECT WINE SHIPMENT PERMIT	(Martinez K.)	Pocket Veto
FL/ H 496	SCHOOL DISTRICT ELECTION NOTIFICATION	(Sandoval)	Pocket Veto
H 555	DELAY SCHOOL DAY & YEAR LENGTH CHANGES	(King)	Pocket Veto
* H 575	SCHOOL BUS FUEL COSTS FROM TRANS. EMER. FUND	(Miera)	Pocket Veto
* CS/ H 653	REMEDIES FOR REAL PROPERTY FALSE DOCUMENTS	(Gonzales)	Veto
S 8	CONDO DECLARATION COMPLIANCE	(Wirth)	Pocket Veto

	S	12	DENTAL AMALGAM WASTE REDUCTION ACT	(Wirth)	Pocket Veto
*	CS/	S 17	REMOVE GOVERNOR FROM STATE INVEST COUNCIL	(Keller)	Veto
	CS/	S 19	IN-STATE BUSINESS PROCUREMENT ADVANTAGE	(Keller) (Larrañaga)	Veto
		S 23	CORINNE WOLF CHILDREN'S LAW CENTER	(Ortiz y Pino)	Veto
	CS/	S 25	PRIVATE EQUITY INVESTMENT COMMITTEE DUTIES	(Keller)	Veto
*	CS/	S 38	NEW MEXICO HEALTH INSURANCE EXCHANGE ACT	(Feldman)	Veto
		S 40	LIVESTOCK CRIME STOPPERS ACT	(Griego P.)	Veto
	CS/	S 47	TAX & REV. DEPT. TAX EXPENDITURE BUDGET	(Keller)	Veto
		S 58	LIVESTOCK PRODUCT MANUFACTURER REGISTER	(Harden)	Pocket Veto
		S 63	GOVERNMENT FOOD PURCHASING REQUIREMENTS	(Keller)	Pocket Veto
	CS/	S 96	ALLOW INMATE TELECOMM USE FEES	(Adair)	Pocket Veto
		S 118	OPTIONAL TAX CONTRIBUTION TO SCHOOL FUND	(Sapient)	Pocket Veto
		S 124	5 FEET FOR CARS TO PASS BICYCLES	(Wirth)	Veto
		S 130	LEA COUNTY ENERGYPLEX LICENSE PLATES	(Leavell)	Pocket Veto
*		S 154	TRANSFER LAND GRANT REGISTRY	(Martinez)	Pocket Veto
		S 166	CREATE APPELLATE TRANSCRIPTION FUND	(Lopez)	Veto
		S 175	MENTAL HEALTH IN HOSPITAL FREEDOM OF CHOICE	(Sanchez B.)	Pocket Veto
		S 176	USE OF FUNDS TO ASSIST CERTAIN LAND GRANTS	(Sanchez B.)	Pocket Veto
		S 183	CONDOMINIUM BOARD MEMBER REQUIREMENTS	(McSorley)	Pocket Veto
		S 187	LFC REVIEW OF STATE FUNDING RECIPIENTS	(Keller) (Bandy)	Veto
		S 193	STATE AGENCY 5-YEAR FACILITY MASTER PLANS	(Ingle)	Pocket Veto
		S 201	FIRE PREVENTION ORDINANCES & CODE CHANGES	(Munoz)	Pocket Veto
		S 202	STUDENT TEACHER ALTERNATIVE CURRICULUM	(Nava)	Pocket Veto
		S 203	SCHOOL BUSINESS OFFICIAL LICENSURE	(Nava) (Hall)	Pocket Veto
SFL/	S	210	HYDROGEN FUEL PRODUCTION TAX CREDITS	(Cisneros)	Pocket Veto
CS/	S	228	PENALTIES FOR SERVING ALCOHOL TO MINORS	(Harden)	Pocket Veto
		S 232	BUPRENORPHINE TREATMENT FOR OPIOID ADDICTS	(Sanchez B.)	Pocket Veto
		S 237	"COLLEGES IN ENERGY EFFICIENCY & BONDING ACT"	(Keller)	Pocket Veto
		S 266	ENERGY CONSERVATION BONDS	(Wirth)	Pocket Veto
		S 273	RECOVER ENFORCEMENT COSTS FROM EMPLOYERS	(Lopez)	Pocket Veto
		S 274	QUALIFICATION OF WORKERS' COMP JUDGES	(Lopez)	Pocket Veto
		S 277	INCREASE MAGISTRATE COURTS OPERATIONS FEE	(Sanchez M.)	Veto
SFL/	S	280	ELEVATOR SAFETY ACT	(Griego P.)	Pocket Veto
		S 297	REMOVE BENEFIT CAPS FOR CERTAIN COVERAGES	(Ortiz y Pino)	Pocket Veto
		S 298	SPECIAL BIG GAME HUNTING REGISTRATION PLATE	(Sapient)	Pocket Veto
		S 300	ENACT "NEW MEXICO CHILE ADVERTISING ACT"	(Munoz)	Pocket Veto
		S 304	FULL-SERVICE COMMUNITY SCHOOLS ACT	(Nava)	Pocket Veto
		S 314	AUTISM EDUCATION PLAN DEVELOPMENT	(Harden)	Veto
		S 321	"SUBSTANCE ABUSE AND CRIME PREVENTION ACT"	(Martinez) (Maestas)	Veto
CS/CS/	S	333	AMEND MEDICAL MALPRACTICE ACT	(Jennings)	Veto
*		S 341	TIMELY PAYMENT PROVISIONS INCLUSIONS	(Nava)	Pocket Veto
		S 354	SUBSTANCE ABUSE & PREGNANT WOMEN SERVICES	(Lopez)	Pocket Veto
		S 395	MARRIAGE LICENSE PROCEDURES	(Martinez) (Cook)	Pocket Veto
*		S 397	CIGARETTE STAMP TO DETERMINE ESCROW	(Lovejoy)	Veto
		S 418	DEFINE SCHOOL DISCIPLINARY RISKS	(Ortiz y Pino)	Pocket Veto
		S 422	E911 SURCHARGE ON COMMUNICATIONS SERVICES	(Rodriguez)	Veto
		S 426	SMALL WATER & WASTEWATER SYSTEM ASSISTANCE	(Cisneros)	Pocket Veto
		S 438	SAFE HOUSE ACT	(Ortiz y Pino)	Pocket Veto
		S 444	THANATOPRACTICE & ORGAN TISSUE PROCUREMENT	(Campos)	Pocket Veto
		S 449	RLD SUPERINTENDENT CONFIRMED BY SENATE	(Lopez)	Veto
		S 450	BEHAVIORAL HEALTH PURCHASING COLLABORATIVE	(Papen)	Pocket Veto
CS/	S	451	DRUG SCREEN & TREATMENT FOR CERTAIN WOMEN	(Lopez)	Pocket Veto
		S 483	TAXATION OF POLITICAL SUBDIVISIONS	(Munoz)	Pocket Veto
		S 492	GOLF TOURISM REGISTRATION PLATE	(Asbill)	Pocket Veto
CS/	S	496	WATER UTILITY PAYMENTS IN ADVANCE	(Sanchez B.)	Pocket Veto
*		S 509	NO CAR INTERLOCK FOR CERTAIN CONVICTIONS	(Cravens)	Veto

INDICES

BILL INDEX

House Bill 1.....	5, 8	House Bill 306, CS/	34, 49
House Bills 2 et al., CS/.....	5, 18	House Bill 307	44
House Bill 8.....	5, 8, 26	House Bill 310.....	21
House Bill 12, CS/.....	12, 24, 27, 34, 37, 41	House Bill 315.....	2, 14
House Bill 13.....	10, 51	House Bill 322.....	12, 18
House Bill 14.....	24, 34, 51	House Bill 337, CS/	13
House Bill 15.....	16, 35	House Bill 353.....	12, 24
House Bill 16.....	11, 46	House Bill 358.....	25, 51
House Bill 24.....	36	House Bill 362.....	27, 35
House Bill 38.....	41	House Bill 391.....	3
House Bill 40.....	26	House Bill 394.....	2, 24
House Bill 42.....	25, 50	House Bill 411.....	12, 44
House Bill 47.....	6, 9, 12, 22, 45	House Bill 413.....	38
House Bill 52.....	11, 32	House Bill 414.....	32, 36
House Bill 53.....	10	House Bill 417.....	15
House Bill 59, CS/.....	26	House Bill 426, CS/	15, 34
House Bill 64.....	13, 41	House Bill 428.....	11
House Bill 74.....	20, 40	House Bill 429.....	47
House Bill 78.....	36	House Bill 432.....	28, 45
House Bill 79.....	5, 6	House Bill 437.....	35
House Bill 81.....	33	House Bill 440, CS/	26, 48
House Bill 87.....	44	House Bill 452, CS/	32, 51
House Bill 93, CS/CS/.....	31	House Bill 462.....	40
House Bill 97.....	20	House Bill 470.....	46
House Bill 106.....	40	House Bill 478, CS/	50, 51
House Bill 107.....	39	House Bill 485, CS/	17
House Bill 113.....	23, 37, 38	House Bill 500, CS/	32, 50
House Bill 115.....	20	House Bill 523, CS/	9, 37, 47
House Bill 122.....	12, 34	House Bill 527.....	32
House Bill 123, CS/.....	12, 37	House Bill 536.....	3
House Bill 129.....	24, 41	House Bill 558.....	32, 49
House Bill 143.....	51	House Bills 607, CS/.....	5, 8, 46, 48
House Bill 160, CS/.....	37, 45	House Bill 628, CS/	8, 12, 41
House Bill 167.....	13	House Bill 652, CS/	32, 40, 51
House Bill 170.....	33	House Joint Resolution 9, CS/	45
House Bill 172.....	20	House Joint Resolution 18	15, 16
House Bill 180.....	27, 34	House Resolution 2	43
House Bill 181.....	16, 35	House Resolution 3	43
House Bill 187.....	30, 39		
House Bill 188.....	16	Senate Bill 9, CS/	14, 36
House Bill 196.....	14, 16	Senate Bill 11.....	14, 42
House Bill 199.....	13, 31	Senate Bill 14.....	30, 39
House Bill 211.....	40	Senate Bill 20.....	10, 18
House Bill 215.....	50	Senate Bill 36, CS/	37, 38
House Bill 220.....	30, 31, 45	Senate Bill 37, CS/	28
House Bill 234.....	40	Senate Bill 41.....	13, 24
House Bill 235.....	12, 34	Senate Bill 44.....	46, 48
House Bill 252.....	22, 37, 38	Senate Bill 45.....	33
House Bill 273.....	6, 9, 14, 47	Senate Bill 52, CS/	44
House Bill 278.....	33	Senate Bill 54, CS/	12
House Bill 283, CS/.....	23	Senate Bill 56.....	16
House Bill 289.....	23	Senate Bill 60.....	11, 26
House Bill 301.....	12, 51	Senate Bill 77.....	14, 31

Senate Bill 78	20	Senate Bill 365.....	17
Senate Bill 82	12, 44	Senate Bill 367.....	12, 33
Senate Bill 84	47	Senate Bill 369.....	33, 37, 38
Senate Bill 86	12, 44	Senate Bill 373, CS/.....	10
Senate Bill 89, CS/	14, 26, 28	Senate Bill 377.....	39
Senate Bill 101	39	Senate Bill 385, CS/.....	14, 29
Senate Bill 105	40	Senate Bill 393.....	13
Senate Bill 109	45	Senate Bill 403.....	25
Senate Bill 110	17, 30	Senate Bill 408.....	25, 45
Senate Bill 114	3, 49	Senate Bill 417.....	30
Senate Bill 119	42	Senate Bill 424.....	12, 14, 18
Senate Bill 120	19	Senate Bill 427.....	21
Senate Bill 133	24, 30	Senate Bill 429.....	32, 42
Senate Bill 134	17	Senate Bill 432.....	33
Senate Bill 140	30, 37	Senate Bill 436.....	26, 48
Senate Bill 141	20	Senate Bill 445.....	2
Senate Bill 144	23	Senate Bill 446.....	24
Senate Bill 145	21	Senate Bill 454.....	11, 18
Senate Bill 146	16, 30, 35, 38, 49	Senate Bill 476.....	32, 42
Senate Bill 155	26	Senate Bill 505.....	12, 29
Senate Bill 167	19	Senate Bill 520.....	12, 33, 34
Senate Bill 179, CS/CS/.....	9, 37, 47	Senate Bill 523.....	32, 49
Senate Bill 196, CS/	27	Senate Bill 546, CS/.....	2, 14
Senate Bill 198	13	Senate Bill 549.....	26, 50
Senate Bills 208 et al., CS/CS/	14, 28	Senate Bill 552.....	3, 47
Senate Bill 209	50, 51	Senate Bill 574, CS/.....	14, 42
Senate Bill 233	6, 9, 26, 48	Senate Bill 605, CS/.....	19
Senate Bill 246	40	Senate Bill 617, CS/.....	45
Senate Bill 250, CS/	13	Senate Bill 626, CS/.....	5, 9
Senate Bill 260	13, 30	Senate Joint Resolution 1	25, 45
Senate Bill 262	33	Senate Joint Resolution 11	25, 45
Senate Bill 267	31	Senate Resolution 4.....	43
Senate Bill 269, CS/	12, 42		
Senate Bill 272	21		
Senate Bill 275	12, 33		
Senate Bill 278	12, 44		
Senate Bill 282	30, 47		
Senate Bill 283	29		
Senate Bill 284	14, 16		
Senate Bill 285	14		
Senate Bill 286	36		
Senate Bill 290	21		
Senate Bill 295, CS/	29		
Senate Bill 302	35, 37		
Senate Bill 326	6, 9, 14, 46		
Senate Bill 327	25, 37, 45		
Senate Bill 329	25, 42		
Senate Bill 330	19		
Senate Bill 331	21		
Senate Bill 337	25		
Senate Bill 349	44		
Senate Bill 360	21		
Senate Bill 361	21, 40		

GENERAL INDEX

Abandoned mine	26	Bullying.....	20
Abandoned Mine Reclamation Act	26	Business	9, 12-14, 17, 24, 28-31, 37, 44, 46, 47
Accounting	8, 20	Cancer.....	14, 29, 30, 47
Adequate yearly progress	19	Cancer clinical trial income tax credit	30, 47
Administrative office of the courts.....	35	Cancer clinical trials	47
Administrative Procedures Act task force	43	Capital outlay.....	4, 10, 23, 49
Adoption	38, 43	Capital projects	10
Advanced electrical energy generation		Capitol	45
gross receipts tax deduction.....	26, 48	Casualty insurance	14
Aging	27, 39, 44, 46	Cell phone	36
Agriculture	7, 18, 44, 45	Central Arizona project	51
Aircraft	27	Charter schools.....	9, 20, 22-24, 37, 38
Albuquerque	15, 50	Charter schools division	24
Albuquerque-Bernalillo county water utility		Chemotherapy	29
authority	50	Child.....	7, 14-16, 19, 20, 31, 42
Alcohol.....	1, 2, 14, 24, 29	Child abuse.....	14, 31, 42
Alcohol server training.....	1	Child abuse incident training.....	14, 31
Alcoholic beverages	1, 36	Child placement agencies	14
Alternative energy.....	9, 26, 48	Child support.....	16
Animal sheltering board.....	40	Child witness	14, 16
Animals	3, 14, 47	Children.....	14, 19, 24, 30, 34, 38, 41, 42
Annuities.....	38	Children, youth and families department	14, 19, 42
Appropriation	5-10, 22, 26, 45	Chile	17, 18
Appropriations ...	3, 5-8, 10, 18, 26, 34, 41, 45, 51	Chile Advertising Act	17
Arizona Water Settlements Act.....	51	Civil penalty.....	39, 40
Armed forces	35	Class B county	48
ARRA.....	4, 6, 7, 10, 12, 17, 19, 28, 35, 37	College	8, 31-33, 42, 45
Arroyo flood control authority.....	34, 49	College affordability endowment fund.....	8
Assisted reproduction.....	38	College of Santa Fe	45
Athletic commission.....	40	College presidents.....	33
Attorney general.....	39, 42	Commercial reducible loads	36
Auditors.....	20	Community college.....	31, 45
Audits	6, 11, 18, 37, 44, 46	Compensating tax.....	9, 46, 47
Autism spectrum disorder.....	22	Conference committees	17, 36, 37
Automobile dealers	12	Conservancy district elections	25
AYP	19, 20	Conservancy districts	25
A-B-C-D-F grading system	21	Constitution	1, 2, 11, 15, 16, 35
Ballots.....	25, 50	Constitutional amendments.....	15, 16
Banks.....	11, 41, 42, 44	Construction.....	3, 13, 29, 33, 36, 45, 47, 51
Behavioral health	27, 28, 30, 45	Construction industries commission.....	13
Behavioral health purchasing collaborative..	28, 30	Consumer electronic products	13
Bernalillo county	15, 50	Consumer protection.....	13, 30
Bingo	2, 3	Consumers.....	1, 2, 12, 30, 47, 50
Bingo and Raffle Act.....	2, 3	Contractors	42, 45
Blood.....	30, 37	Controlled substances.....	17
Blood donors.....	37	Corporal punishment	20
Bonds	10, 11, 26, 32-34, 49	Corrections	7, 15, 34, 43
Border	12, 17, 18, 36	Corrections department.....	7
Border authority.....	17, 18	County.....	15, 16, 25, 32-34, 42, 44, 47-50
Border Development Act	18	County clerks.....	33
Border project fund.....	12, 18	County surveyor.....	32, 42
Breast reconstruction surgery	29	Courts	2, 7, 14-16, 18, 29, 31, 35, 36, 39
Building inspectors.....	32, 33	Craft distiller license	2

Credit cards.....	23	Early intervention	19
Crime	17	Eastern Sandoval county arroyo flood control	
Criminal history records	32	authority.....	34, 49
Criminal law.....	16, 30	Economic and rural development committee ...	43
Custodial banks.....	42	Economic development	1, 10-12, 14, 17,
Daily capital outlay tax	49	18, 32, 45, 47, 48
Dam.....	32, 33, 38, 49, 50	Economic development department.....	17, 18, 48
Death.....	30, 33, 35, 46	Economic development revolving fund.	10, 11, 18
Debt.....	11, 21, 33, 34	Education....	6-10, 12, 18-25, 30, 33, 37-42, 44, 45
Deer.....	27, 35	Education reform.....	18
Deferred compensation.....	38	Education technology	21
Delinquent offender.....	17	Education Technology Equipment Act	21
Dental auxiliaries.....	30, 39	Education trust board.....	44
Dental health coordinators	39	Educational retirement.....	6, 12, 25, 41, 42
Dental hygienists	39	Educational Retirement Act	41, 42
Dental insurance	13, 30	Educational retirement board.....	6, 12, 25, 42
Dental school	24, 30	Educational retirement fund	41
Dental science	24	Eighth judicial district	7, 15, 16
Dental services.....	13	Election observer	25
Dental surgery	24	Elections.....	15, 25, 33-35, 45, 51
Dentist.....	39	Electric cooperatives	49
Department of defense.....	35	Electricity	49, 51
Department of finance and administration	44	Elk.....	35
Department of health.....	19, 29, 37-39	Email.....	38, 45
Department of military affairs.....	35	Emergencies	22
Department of public safety	7, 32	Emergency Gas Pilot Relighting Act.....	32, 40, 51
Detention centers.....	15	Emergency medical services	30
Development training	5	Employee	6, 8, 12, 14, 41, 42
Diploma of excellence	21	Employees ...	8, 9, 12, 14, 24, 25, 28, 33, 40-42, 47
Disabilities.....	19	Employer contribution	26
Disabled.....	8, 27, 35, 37	Employers	14, 26, 28, 41
Disabled veterans	35, 37	Employment.....	4, 25, 26, 29, 42
Disabled veterans special registration plate.....	37	Energy	7, 9, 11, 26, 32, 44, 48, 50, 51
Disaster.....	32	Energy, minerals and natural resources	
Discharge papers	33	department.....	26
District attorneys	7	Engineers	40
District court	7, 15, 16, 18, 36	Environment.....	10, 26
Divorce	38	Environment and natural resources	26
DNA.....	16, 17	Excavation.....	32, 49, 50
Dodd-Frank Wall Street Reform and Consumer		Fairgrounds.....	49
Protection Act.....	13	Families.....	7, 14, 19, 35, 42
Dogs	3, 14	Family infant toddler program.....	19
Domestic violence	17	Family support	14-16
Domestic Winery, Small Brewery and Craft		Federal funds	4-7
Distillery Act.....	2	Feed bill	8, 45
Drinking water state revolving loan fund....	10, 51	Felon	42
Driver's license.....	14, 36	Felony	16, 17
Drug	7, 28, 29	Film.....	9, 46, 48, 49
Drug court.....	7	Film production companies.....	9, 48
Drugs.....	16, 17, 28	Film production tax credit.....	9, 46, 48, 49
Early childhood	19	Financial institutions division	13
Early Childhood Care and Education Act.....	19	Fire.....	9, 12, 13, 29, 30
Early childhood education	19	Fire protection fund.....	9, 12, 29

- Fire protection grant fund.....9
 Fire suppression systems.....13
 Fishing.....27, 34
 Food3
 Food Service Sanitation Act.....3
 Foreclosure30, 45
 Foreign nationals.....36
 Foreign support orders.....15, 16
 Foster homes14
 Fuel..... 9, 37, 47, 48, 50
 Game and fish26, 27
 Gaming.....1-3, 14, 24
 Gaming compacts.....2
 Gas 3, 11, 23, 26, 31, 32, 40, 48-51
 Gas outages.....31
 Gas pilot lights31
 General appropriation act..... 5, 6, 22, 45
 General fund 4-9, 19, 22, 33, 34, 41, 48, 49
 General obligation bonds.....10, 34
 Gila river51
 Government restructuring task force42, 44, 45
 Governmental Conduct Act33
 Governmental entities.....9, 11
 Governor 1, 5, 12, 15, 18, 22, 24, 26, 27,
 32, 37, 42-44
 Graduation21
 Granny snatching.....38
 Grants..... 10, 11, 18, 33, 34, 44
 Gross receipts2, 3, 6, 9, 26, 37, 46-48
 Gross receipts tax 3, 6, 9, 26, 37, 47, 48
 Gross receipts tax deduction 3, 26, 37, 48
 Guardianship 16, 30, 35, 38, 49
 Hallucinogenic substances17
 HB 3323
 Health6, 9, 10, 12-14, 17, 19, 24, 26-30, 37-39, 45
 Health and human services committee24
 Health benefits exchange27
 Health care 10, 13, 24, 27-30, 38, 39
 Health care facilities29
 Health care providers29, 39
 Health care reform10, 27, 39
 Health care review organizations.....39
 Health care student interns.....13
 Health care work force 27, 30, 38, 39
 Health care workers.....29, 39
 Health insurance 14, 26, 28, 29
 Health insurance purchasing cooperative28
 Health insurance rate review 14, 28, 29
 Health sciences center24
 Hedge funds12
 High school21, 30
 High school graduation examination.....21
 Higher education..... 7, 10, 12, 18, 24, 33, 45
 Higher education endowment fund 24
 Horse..... 1
 Horse racing..... 1
 Hospitals 6
 Housing..... 30, 45
 Human services department 10
 Hunting 26, 27, 35
 Income tax 6, 26, 30, 38, 46-48
 Indian affairs..... 30
 Indian affairs department 30
 Indian health service..... 30
 Indian water rights settlements..... 10
 Indigent..... 16
 Individuals with Disabilities Education Act 19
 Industrial revenue bonds 32
 Infrastructure 10
 Inheritance rights..... 38
 Inspection of Public Records Act 33, 44
 Instructional days..... 21
 Instructional materials 21, 22
 Insurance 12-14, 24-31, 37, 40
 Interagency behavioral health purchasing
 collaborative 28, 30
 Interior design board 40
 Internal revenue service 38
 International organization for standardization.. 18
 Interstate stream commission 51
 Investment council 12, 41, 44
 Investment officer 12, 44
 In-plant training..... 8, 26
 Jail 15, 34
 Jet fuel..... 47
 Jobs 4, 12, 42
 Judges 16
 Judicial and magistrate retirement..... 41
 Judicial branch..... 7
 Judicial retirement 41
 Judicial standards commission..... 15, 16
 Jury..... 16, 35
 Jury duty..... 35
 Katie's Law 16, 17
 Kindergarten 19
 Labor..... 12, 25, 32, 45
 Land grant..... 11, 12, 33, 34
 Land grant permanent funds 11, 12
 Land grants-mercedes..... 11, 33
 Landfills 26
 Language arts 22
 Las Cruces..... 45
 Law enforcement 14, 31, 32, 40, 42, 49, 51
 Law enforcement training..... 31
 Lease-purchase agreement..... 24
 Legal notices..... 44

Legislative council service.....	8, 15	Museum	34
Legislative education study committee.....	8, 20, 23	Naprapathic practice board.....	39
Legislative finance committee	8, 43	Naprapathic task force	39
Legislative health and human services committee	24	Naprapaths.....	38, 39
Legislators.....	5, 42, 45	National guard	35
Liability insurance	13, 24	Native American	30, 45
Libraries.....	10, 22	Natural gas	11, 32, 49
Licenses	3, 13, 27, 35-37	Natural resources	7, 26, 32
Licensing	13, 14, 27, 37-40	NCLB.....	20
Licensure	13, 28, 30, 38-40	New Mexico 9000 program enterprise fund.....	12, 14, 18
Lien	31, 50	New Mexico Chile Advertising Act	17
Liquor Control Act	1-3	New Mexico condition index.....	23
Liquor excise tax.....	7	New Mexico department of agriculture .	18, 44, 45
Livestock.....	3, 14, 47	New Mexico finance authority.....	8, 10
Local government.....	9, 12, 15, 29, 32, 33, 37,	New Mexico medical board	38, 39
Local government investment pool.....	12, 33	New Mexico mortgage finance authority.....	10
Local government permanent funds	33	New Mexico public accountancy board	40
Locomotive fuel.....	9, 37	New Mexico real estate commission	40
Locomotive refueling facilities	47	New Mexico state university	18, 44
Lottery	27	New Mexico unit fund.....	12, 51
Magistrate	15, 16, 41	Ninth judicial district.....	15, 16
Magistrate court.....	15	No Child Left Behind Act.....	20
Mastectomies.....	29	Nonadmitted and Reinsurance Reform Act.....	13
Master meter systems.....	50	Nonprofit corporation	28
Master settlement agreement	46	Nonprofit organization	11, 35
Medicaid.....	7	Nontaxable transaction certificate	14, 46, 47
Medical board.....	38, 39	Official necklace	45
Medical school.....	24	Oil.....	3, 26, 48, 49
Medical services	30	Oil and Gas Proceeds and Pass-Through Entity Withholding Tax Act	48, 49
Mental illness	31	Oil prices.....	3
Methamphetamine	17	One-call notification system.....	50
Metropolitan court.....	15	Open Meetings Act.....	37
Microbrewery.....	1	OptumHealth	28
Microdistillery	1	Organic commodity commission.....	44
Military	12, 16, 24, 27, 31, 32, 34, 35, 38	Organic Production Act.....	44
Military and veterans' affairs	12, 16, 24, 27, 34	Patient Protection and Affordable Care Act	29
Military children.....	24	Payday loans	13
Military parents	34	Penalty.....	1, 3, 36, 39, 40, 46, 50
Mill levy	23	Pension plans.....	41
Mine	17, 26, 30	Permanent funds.....	11, 12, 32, 33, 44
Minimum wage.....	45	Personal property.....	9, 46
Mining.....	26	Personal services.....	49
Mortgage.....	10, 13, 33	Personnel board	42
Mortgage finance authority	10	Pharmacy.....	28
Motor carrier	36	Photosynthetic organism	9, 26, 48
Motor Carrier Act	36	Pipeline	32, 50
Motor Transportation Act.....	36	Police.....	31, 32, 42
Motor transportation officers.....	36	Political subdivision	33, 50
Motor vehicles	14, 30, 32, 35, 37	Posttraumatic stress disorder	31
Municipal corporation bonds	33	Power of attorney.....	38
Municipalities.....	15, 31-33, 48	Prescription drugs	28

- Pre-kindergarten 19
 Pre-Kindergarten Act..... 19
 Primary elections 25
 Private airstrip 27
 Probate 16, 30, 35, 38, 49
 Procurement..... 23, 26, 45, 50
 Professional Psychologist Act 39
 Property tax 32, 35
 Prudent investor rule..... 24
 Psychologists 38, 39
 Public accountancy board 40
 Public education..... 6, 7, 18-25, 37, 42
 Public education commission 25
 Public education department 19-23, 37
 Public employees 12, 40-42
 Public employees retirement association..... 41
 Public money..... 34
 Public officers and employees 8, 12, 14, 24,
 25, 33, 40
 Public project revolving fund 10
 Public records..... 33, 37, 38, 44, 45
 Public regulation commission 25, 28, 29, 50
 Public safety..... 1, 7, 10, 14, 31, 32, 40, 42, 49, 51
 Public School Buildings Act..... 23
 Public School Capital Improvements Act..... 23
 Public school capital outlay 23
 Public school capital outlay oversight task force 23
 Public school facilities authority 24
 Public school finance 9, 22, 23
 Public school insurance authority..... 13
 Public schools..... 5, 6, 9, 13, 19-25, 34, 37, 45
 Public works 45
 Public works contract 45
 Public Works Minimum Wage Act..... 45
 Racetrack 49
 Racing..... 1, 3, 49
 Racing commission 3, 49
 Raffle 2, 3
 Railroad 37, 47
 Reading 3, 20, 21, 40
 Real estate..... 12, 38, 40, 45
 Real estate appraisers..... 40
 Real estate appraisers board 40
 Real estate broker licensure..... 40
 Real estate brokers..... 38
 Real estate commission 40
 Real property..... 13, 30
 Reauthorizations 10
 Records..... 17, 18, 25, 31-33, 37-39, 44, 45
 Recreation 10, 27, 34, 49
 Redistricting 8, 25, 45
 Reducible loads 36
 Registration plates 30, 35, 37
 Regulation and licensing department..... 13, 37
 Regulatory process subcommittee..... 43
 Renewable energy 9, 11, 26, 44, 50, 51
 Renewable Energy Act 50
 Renewable energy transmission
 authority..... 9, 11, 26, 44
 Repeals..... 39
 Research and development small business
 tax credit..... 9, 14, 47
 Retiree..... 24
 Retirement 6, 8, 12, 25, 39-42
 Retirement age 41
 Retirement contributions 41
 Return-to-work..... 24
 Revenue stabilization and tax policy committee 46
 Review Organization Immunity Act 39
 Rural electric cooperatives 49
 SB 9..... 23
 School board 20, 22, 23
 School breakfast program 23
 School buildings 23
 School day..... 21, 23
 School district 9, 12, 19-25, 37, 38, 45
 School district cash balances..... 45
 School district reporting 23
 School year..... 19, 21
 Seat belt 36
 Secretary of public education..... 6, 42
 Secretary of veterans' services..... 35
 Service members 16, 35
 Severance tax..... 9, 10
 Sewer..... 10
 Sex offender 17
 Small business..... 9, 14, 44, 47
 Small business investment corporation 44
 Solid waste 26
 Solid Waste Act 26
 Solid waste facilities 26
 Solvency 21, 40, 41
 Special appropriation..... 5, 22, 26
 Special education 19, 22
 Special registration plates..... 35
 Sprinkler systems 13
 Squash blossom necklace..... 45
 State auditor..... 20, 44
 State board of finance..... 23, 42
 State commission of public records..... 44
 State fairgrounds..... 49
 State government 1, 5, 7, 12, 25, 37, 42, 43
 State investment council..... 12, 41, 44
 State investment officer 12, 44
 State lands..... 33
 State police..... 31, 32, 42

State police officers.....	31	Unemployment compensation fund.....	26
State property	32	Unfair Practices Act.....	18
State racing commission.....	3, 49	Uniform Adult Guardianship	38
State treasurer.....	12, 33, 42, 44	Uniform Child Witness Protective Measures Act.....	14, 16
State treasurer's office.....	11, 33	Uniform codes	38
Statewide Economic Development Finance Act	10	Uniform Disclaimer of Property Interests Act...	38
Statute of limitations.....	33	Uniform Interstate Family Support Act	14-16
Students.....	7, 20-23, 26, 30, 34	Uniform Power of Attorney Act.....	38
Subcontractor.....	45	Uniform Principal and Income Act.....	38
Subdivisions	11, 18, 33	Uniform Probate Code.....	38
Suicide.....	30	Uniform Prudent Investor Act	11
Sunset dates.....	38	Uniform Prudent Management of Institutional Funds Act.....	24
Sunshine portal	25, 37, 45	Uniform Trust Code	38
Sunshine Portal Transparency Act.....	37	United HealthCare.....	28
Supreme court.....	2, 7, 16, 29	University of New Mexico	24
Surface mining	26	Utilities	25, 26, 32, 49-51
Surface Mining Control and Reclamation Act..	26	Vehicle	36, 37, 49
Surplus lines brokers and insurers	13, 14	Veterans	27, 31, 34, 35, 37
Surveyors	40	Veterans museum	34
Survivor beneficiary.....	42	Veterans' affairs.....	12, 16, 24, 27, 34
Synthetic drugs	16, 17	Veterans' discharge papers	33
Tax breaks	5, 9	Veterans' enterprise fund.....	34
Tax credits	9, 14, 26, 30, 37, 46-49	Veterans' national cemetery fund	12, 34
Tax deduction	3, 9, 26, 37, 48	Veterans' organization.....	35
Tax exemption.....	47	Veterans' services department.....	34
Tax refunds	34	Voters.....	15, 25, 34, 35, 45
Taxation and revenue department.....	2, 46, 48	Voting	25, 49, 50
Teachers	18, 20, 40	Wage	45
Technical and vocational institute	31	Warranty repairs	12
Technology.....	10, 21	Wastewater.....	10
Temporary assistance for needy families	7	Water	10-12, 50, 51
Therapy	29	Water Project Finance Act.....	11
Title I.....	19, 20	Water project fund	10, 11, 51
Tobacco	5, 6, 11, 12, 46	Water rights	10, 50, 51
Tobacco settlement permanent fund	11, 12	Webcasting.....	43
Tobacco settlement program fund	5, 6	Wine	1, 2, 14
Town of Atrisco land grant-merced.....	33	Wineries.....	1, 2, 14
Traffic citations	16	Withholding tax.....	48, 49
Transparency.....	37, 43	Withholding Tax Act.....	48, 49
Transportation	2, 8, 9, 13, 14, 27, 30, 32,	Women's Health and Cancer Rights Act.....	29
.....	35, 36, 47	Workers	25, 29, 39
Traumatic brain injury.....	31		
Treasurer	12, 33, 42, 44		
Tribes.....	33		
Truancy	21		
Truant	21		
Trust.....	13, 38, 44		
Tuition	7		
Tutoring	20		
Two-mill levy	23		
Unauthorized practice of law	38, 39		
Unemployment	8, 26, 47		
Unemployment compensation.....	8, 26		

SESSION DATES REFERENCE GUIDE

2010

Forty-ninth legislature, second session

December 15, 2009 - January 15, 2010	Legislation may be prefiled in the House and Senate
January 19	Opening day
February 3	Deadline for introductions
February 18	Session ended
March 10	Legislation not acted upon by governor was pocket vetoed
May 19	Effective date of legislation not a general appropriation bill or a bill carrying an emergency clause or other specified date

2010

Forty-ninth legislature, second special session

March 1	Opening day
March 4	Session ended
March 24	Legislation not acted upon by governor was pocket vetoed
June 2	Effective date of legislation not a general appropriation bill or a bill carrying an emergency clause or other specified date

2011

Fiftieth legislature, first session

December 15, 2010 - January 14, 2011	Legislation may be prefiled in the House and Senate
January 18	Opening day
February 17	Deadline for introductions
March 19	Session ends
April 8	Legislation not acted upon by governor is pocket vetoed
June 17	Effective date of legislation not a general appropriation bill or a bill carrying an emergency clause or other specified date

2012

Fiftieth legislature, second session

December 15, 2011 - January 13, 2012	Legislation may be prefiled in the House and Senate
January 17	Opening day
February 1	Deadline for introductions
February 16	Session ends
March 7	Legislation not acted upon by governor is pocket vetoed
May 16	Effective date of legislation not a general appropriation bill or a bill carrying an emergency clause or other specified date

Acts carrying an emergency clause become effective immediately upon signature by the governor. All other acts passed during a session and approved by the governor become effective 90 days after adjournment of the legislature or at a date specified in the act.



New Mexico Legislative Council Service
Santa Fe, New Mexico