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FISCAL IMPACT REPORT

ORIGINAL DATE 01/21/09
LAST UPDATED 02/12/09 **HB** Chapter 5(HB9)
SPONSOR Chapter 5 (HB9) **SB** _____
SHORT TITLE Capital Outlay Cuts and Reauthorizations **SB** _____
ANALYST Kehoe

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
(\$91,618.0)		Nonrecurring	General Fund
(\$24,637.0)		Nonrecurring	Severance Tax Bond Capacity
\$47,702.2		Nonrecurring	Severance Tax Bond Capacity

(Parenthesis () Indicate Expenditure Decreases)

Relates to various capital bills authorized in previous years (see attached spreadsheets).

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Non-Rec	Fund Affected
FY09	FY10	FY11		
\$91,618.0			Nonrecurring	General Fund

(Parenthesis () Indicate Revenue Decreases)

Companion to HAFCS/House Bill 10, SFC/Senate Bill 79, and Senate Bill 80, as amended, to address FY09 solvency

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of Chapter 5

The House Taxation and Revenue Substitute for House Bill 9, as amended, was signed (partial veto) on February 6, 2009. The effect of the governor's line-item veto averts the voiding of the funds for the following nine projects: domestic violence shelters, Albuquerque senior affairs office, Chichiltah Chapter House improvements, Iyanbito Chapter House building improvements, Manuelito Chapter House building improvements, Navajo Nation road yards

Chapter 5 (HB9) – Page 2

maintenance facility, Tsayatoh Chapter House building improvements, Navajo Veterans' Affairs building, Coyote Canyon Chapter pre-school building, and Sanostee Chapter feasibility study for new chapter house. A spreadsheet reflecting the above table and the governor's action is attached.

Synopsis of HFI#1

House Floor Amendment 1 to HTRC/CS/HB 9 provides the following changes:

Item 1 is a technical amendment to the title allowing for the authorization of severance tax bonds.

Items 2 thru 5 provide technical changes and authorizes the Board of Finance to issue additional severance tax bonds up to the amounts specified for the projects listed in Section 2, subsection B of the bill.

Synopsis of HTRC Substitute

House Taxation and Revenue Substitute for House Bill 9 voids 89 general fund projects totaling approximately \$94.1 million and voids 45 severance tax bond projects totaling approximately \$25.7 million. The voided severance tax bond capacity plus \$23 million of this year's new STB capacity is authorized to continue viable general fund projects.

The attached spreadsheet lists projects identified for "potential" voids or reauthorization. The spreadsheet demonstrates the year of appropriation, reversion date, administering agency, sponsor(s), a description of the project, appropriated amount, unexpended balance, the current status of the project, and action required: void general fund, authorized new severance tax bond to replace general fund, and void severance tax bond authorization.

FISCAL IMPLICATIONS

Section 1 voids general fund projects appropriated in previous years totaling \$94.1 million and reverts the dollars to the general fund.

Section 2, subsection A, voids severance tax bond projects authorized in previous years totaling approximately \$25.7 million and reverts the dollars to severance tax bond capacity.

Section 2, subsection B, authorizes severance tax bond capacity for viable general fund projects.

Section 2, subsection C, provides for the State Board of Finance to determine which proceeds of the bonds issued for projects specified in subsection A shall be allocated to projects specified in subsection B.

Section 2, subsection D, requires the agencies specified in subsection B certify that projects can begin and be completed as provided in Laws 2008, Chapter 92, Section 1.

Section 3, provides for a severability clause in the event any of the projects listed within the bill are held invalid or otherwise cannot be effectuated.

Section 4, provides for an emergency clause.

Chapter 5 (HB9) – Page 3

The voiding of general fund and severance tax bond projects and reauthorization of certain severance tax bond projects proposed in this bill are a non-recurring expense to the general fund.

The proposed bill would increase fiscal year 2009 general fund capacity to address the solvency issue.

SIGNIFICANT ISSUES

The December 2007 consensus revenue estimates supported \$6 billion of appropriations in FY09 without drawing from reserves. There was authority to transfer from other general fund reserves in the event of a shortfall of revenues in FY08 but not for FY09. As the economy has deteriorated and oil and natural gas revenues have fallen significantly, the December 2008 revenue estimate now projects a deficit for FY09 of \$454 million. Since half of the fiscal year has passed, it is necessary that the legislature and the governor move quickly to address this shortfall. LFC has proposed a four-pronged approach that uses other state funds and reserves, a one-time fix to corporate income tax estimated payments, and appropriation reductions that will address the fiscal solvency while maintaining a responsible reserve level of 10 percent at the end of FY09. Maintaining a high reserve level in the current fiscal year is critical as the economy has not shown signs of improving and downside risks to the revenues overwhelm upside risks.

The following criterion was applied by LFC staff in determining the projects within this bill for consideration:

- Inadequate planning or funding to move the project forward
- Funds sitting idle for more than two to three years
- Lack of funding at the local level to support the operational and maintenance costs
- Federal funding needed for the project did not transpire
- No third party agreements in place
- Contingencies could not be met
- Funding declined by the grantee

The majority of projects reviewed for “potential” reversion to the general fund were identified from a listing of projects valued at \$1 million or greater updated by state and local government entities. The projects listed within this bill were further reviewed and verified by staff of both the LFC and Local Government Division. These reviews affirmed no third party obligations for the selected funds.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

There are three other companion bills that are part of a four-pronged solvency solution under consideration by the Legislature. In addition to this bill, the plan is comprised of three other bills, including:

- HAFCS/House Bill 10 that reduces GAA 2008 appropriations by varying amounts for all state agencies, including the judiciary which are reduced by 1.35 percent, Medicaid which is reduced by 1 percent plus \$24.55 million, and the public schools transportation which is reduced by \$4 million

Chapter 5 (HB9) – Page 4

- Senate Bill 80, as amended, that sets an April date for estimated corporate income tax payments, correcting an oversight in a 2003 bill modifying the estimated payment calculation and which accelerates collections that would otherwise be part of the final payment
- SFCS/Senate Bill 79 transfers money from various state funds to the general fund, amends the distribution of the annual tobacco payment to the tobacco settlement program fund, appropriates from the tobacco settlement program fund for Medicaid and other health services, and uses TANF money to pay for the Working Families Tax Credit.

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Attachment

House Taxation Revenue C/S/HB 9

	Year Appropriated	Reversion Date	Agency	Location	Sponsor	Project Description	Citation	Project Status	LFC Recommendation (HB 9)			House Taxation & Revenue C/S/HB 9		
									Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization
1	2008	6/30/2012	CYFD	Statewide	Legislative/ Executive	Domestic Violence Shelters Statewide	2008/ 92/ 54	DFA indicates \$1 million is dedicated to Domestic Violence Shelters. Recommend voiding \$2 million and reauthorizing \$1 million to STB. PROJECT VETOED.	\$ 2,000,000	\$ 1,000,000		\$ 2,000,000	\$ 1,000,000	
2	2007	6/30/2011	CYFD	Statewide	Legislative/ Executive	Public Ed Dept Pre-K Classrooms	2007/ 42/ 61/ 4	CYFD has not awarded general fund monies; funding is uncommitted.	\$ 500,000			\$ 500,000		
3	2007	6/30/2011	CYFD	Statewide	Legislative/ Executive	Public Ed Dept Pre-K Classrooms	2007/ 42/ 18/ 1	\$536,000 remains uncommitted. \$2.0 million has been obligated to 12 projects: City of Albuquerque, Bernalillo County, Village of Carrizozo, Village of T or C, San Juan County, Santa Fe County, Valencia County, Cibola County, New Mexico State University, Gallup/ McKinley Schools, Grants Schools, and Mescalero Apache Schools.			\$ 536,000			\$ 536,000
4	2007	6/30/2011	DOH	Statewide	Legislative/ Executive	Health Clinics Improve Statewide	2007/ 42/ 6/ 16 2007/334/ 4/ A	\$177,000 remains uncommitted. \$1.8 million has been obligated to seven projects: Mora, Socorro, Valencia, Sierra, Taos, McKinley, and DeBaca counties.			\$ 177,000			\$ 177,000
5	2007	6/30/2011	DOH	Bernalillo	Legislative/ Executive	Bernalillo County Public Health Office	2006/111/ 49/ 2 2007/ 42/ 95/ A(1)	This property is currently occupied by the Division of Vocational Rehabilitation. If the county purchases building, DVR will continue paying the county nearly \$60,000/mo. for rent until new DVR facility is ready in 1/20/10. MOU between DOH and Bernalillo County is contingent on purchase of property and contains a termination agreement. Bernalillo County identified a parcel of property to purchase for the health office. However, the property is appraised at \$4.2 million and the county has \$3.4 million available for land purchase. The county reports there is no binding agreement in place.	\$ 2,000,000			\$ 2,000,000		
6	2008	6/30/2012	DoIT	Bernalillo	Legislative/ Executive	NM Computing System	2008/ 92/ 20	The language for this appropriation will not allow purchase of gateways as DoIT intended. DoIT currently has an unspent balance of \$3.1 million from a 2007 \$14 million appropriation for the same project. An analysis conducted by LFC staff indicates \$3.1 million will be sufficient to purchase and install gateways for New Mexico's three research universities (UNM, NMSU, & NM Tech). There is no binding agreement in place.			\$ 1,800,000			\$ 1,800,000
7	2008	6/30/2012	DoIT	Statewide	Legislative/ Executive	DOIT Computing System Purchase - NSF Teragrid	2008/ 92/ 56	Funding was contingent on New Mexico receiving an award from the National Science Foundation; contingency was not met.	\$ 1,000,000			\$ 1,000,000		

House Taxation Revenue C/S/HB 9

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								Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	
8	2007	6/30/2009	DFA	Bernalillo	Governor, Arnold-Jones, Powdrell-Culbert, Stewart, Youngberg, Komadina, Payne, Ryan, Snyder	Alb Anderson-Abruzzo Intl Balloon Museum Equipment	2007/ 42/ 68/ 50	The director of the balloon museum reports there is no third party contract for this funding. The museum is currently in the process of completing other projects by 2010 and is in the planning stages for using other balances, including this funding.	\$ 749,285			\$ 749,285		
9	2004	6/30/2009	DOT	Bernalillo	Governor	Coors & Sequoia Intersection Improvement	2004/126/ 15/ 11	Funding has been idle for four years. The City of Albuquerque and NMDOT report the city will seek to reauthorize funds for a trail crossing project.			\$ 2,000,000			\$ 2,000,000
10	2004	6/30/2009	DFA	Statewide	Governor	Film Production Education and Training	2004/126/ 31/ 3	DFA reports the balance, along with \$3.5 million allocated from the economic development fund in accordance with the Local Economic Development Act (LEDA), will be allocated to Santa Fe County for the Santa Fe Studios project. Other allocations were made to SFCC, NMSU, UNM, NM Tech, IAIA Native American Filmmakers, Department of Cultural Affairs, and Panorama Point Corp. Santa Fe County does not have a third party contract.	\$ 3,445,230			\$ 402,296		
11	2006	6/30/2010	DFA	Statewide	Governor	Film Facilities and Programs Statewide	2006/111/ 47/ 3	DFA reports the balance of \$2.5 million will be allocated to Santa Fe County for the Santa Fe Studios project. Santa Fe County does not have a third party contract.	\$ 2,498,215			\$ 2,498,215	\$ 2,498,215	
12	2007	6/30/2011	DFA	Statewide	Legislative/ Executive	Film/Media Training Facilities	2007/ 42/ 68/704	DFA reports \$958,000 will be allocated to Santa Fe County for the Santa Fe Studios project and \$4.7 million will be allocated to UNM for the Film and Digital Media Center at Mesa del Sol. UNM indicates there is no third party obligation for funds at this time.	\$ 5,700,000			\$ 5,700,000	\$ 5,700,000	
13	2008	6/30/2012	DFA	Statewide	Legislative/ Executive	Film & Media Initiative	2008/ 92/ 50/ 7	DFA reports funding is uncommitted.	\$ 3,000,000			\$ 2,700,000		
14	2008	6/30/2011	DFA	Statewide	Governor	Film & Media Production, Education, Training, and Other Film Initiatives Statewide	2007/ 42/ 23/ 3 2008/ 83/279/ C(1)	DFA reports funding is uncommitted.			\$ 2,000,000			\$ -
15	2006	6/30/2010	DFA to GSD	Statewide	Governor	Equestrian Facility	2006/111/ 47/ 9	Funding was transferred from DFA to GSD-PCD for project administration. GSD reports \$670,778 expended for architectural services to HOK Sport Inc. (Ch. 111, Sec. 47, Subsection 9).	\$ 9,329,222			\$ 9,329,222		
16	2006	6/30/2010	DFA to GSD	Statewide	Governor	Equestrian Facility	2006/111/ 52/653	Funding was transferred from DFA to GSD-PCD for project administration. GSD reports there are no expenditures (Ch. 111, Sec. 52, Subsection 653). Language requires clarification of purpose and can not allow operational funds.	\$ 5,000,000			\$ 5,000,000	\$ 5,000,000	

House Taxation Revenue C/S/HB 9

Year Appropriated	Reversion Date	Agency	Location	Sponsor	Project Description	Citation	Project Status	LFC Recommendation (HB 9)			House Taxation & Revenue C/S/HB 9			
								Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	
17	2007	6/30/2011	DFA to GSD	Statewide	Governor	Equestrian Facility Construct	2007/ 2/ 26/ 5 2007/ 42/ 68/ 35	Funding was transferred from DFA to GSD-PCD for project administration. GSD reports there are no expenditures (Ch. 2, Sec. 26, Subsection 5). Language requires clarification of purpose and can not allow operational funds.	\$ 5,000,000			\$ 5,000,000	\$ 5,000,000	
18	2007	6/30/2011	DFA to GSD	Statewide	Governor	Equestrian Facility Construct	2007/ 2/ 26/ 5 2007/ 42/ 68/ 35	Funding was transferred from DFA to GSD-PCD for project administration. GSD reports there are no expenditures (Ch. 42, Sec. 68, Subsection 35).	\$ 2,025,000			\$ 2,025,000		
19	2008	6/30/2012	DFA	Statewide	Governor	Equestrian Facility Construct	2008/ 92/ 21/ 9	Bonds are sold and funding are awaiting transfer to GSD-PCD.			\$ 2,000,000			\$ -
20	2007	6/30/2011	DFA	Statewide	Governor	Statewide Rodeo Facilities (Local Facilities)	2007/ 42/ 68/702	DFA reports \$490,912 is obligated; \$500,000 remains uncommitted.	\$ 500,000			\$ 500,000		
21	2008	6/30/2012	DFA	Statewide	Governor	Rodeo Initiative Statewide	2008/ 92/ 50/ 9	DFA reports the balance is uncommitted.	\$ 1,000,000			\$ -		
22	2004	6/30/2009	DFA	Statewide	Governor	Water Innovation Matching Funds	2004/126/ 31/ 1	The project has been completed; the remaining balance is \$206,644.	\$ 206,644			\$ 206,644		
23	2007	6/30/2011	DFA	Statewide	Legislative/ Executive	(Water Innovation) Leak & Water Demonstration Projects Statewide	2007/ 42/ 61/ 10	\$2.3 million is uncommitted; \$300,000 is committed to the algae innovative project.	\$ 2,300,000			\$ 2,300,000		
24	2008	6/30/2012	DFA	Statewide	Legislative/ Executive	Water Innovation Projects Statewide	2008/ 92/ 17/ 5	The Request for Information was advertised in June 2008, but did not produce adequate projects to fund.			\$ 2,500,000			\$ 2,500,000
25	2007	6/30/2011	DFA	Statewide	Legislative/ Executive	Energy Savers Facilities & Systems	2007/ 42/ 61/ 9	\$250,000 was rescinded by MFA; the project did not receive anticipated funding.	\$ 250,000			\$ 250,000		
26	2008	6/30/2012	DFA	Statewide	Legislative/ Executive	Energy Savers Program	2008/ 92/ 50/ 6	\$500,000 is uncommitted; there are no third party contracts in place.	\$ 500,000			\$ 500,000		
27	2005	6/30/2010	DFA	Bernalillo	Arnold-Jones, JG Cravens, JG Taylor	Vista Grande Ctr/E Mtn High Schl Gym	2005/347/ 45/ 43	Funds have been idle and are not budgeted; the county has \$1.2 million from 2007 to complete phase II of the project.	\$ 205,000			\$ 205,000		
28	2007	6/30/2009	DFA	Bernalillo	Beffort, JG Taylor	Bern Co. Fisher & Smith Memorial Gym Equip	2007/ 42/ 68/ 10	Funds have been idle and are not budgeted; the county has \$1.2 million from 2007 to complete phase II of the project.	\$ 100,000			\$ 100,000		
29	2008	6/30/2012	DFA	Bernalillo	Beffort	Bern Co. Fisher & Smith Memorial Gym Construct	2008/ 92/ 59/ 13	Funds have been idle and are not budgeted; the county has \$1.2 million from 2007 to complete phase II of the project.	\$ 50,000			\$ 50,000		

House Taxation Revenue C/S/HB 9

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									Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization
30	2007	6/30/2011	DFA	Bernalillo	Legislative/ Executive	Albuquerque Senior Affairs Office	2007/ 42/ 23/ 5	The City of Albuquerque plans to request reauthorization of funds to relocate food services for the elderly at a cost of \$4.6 million. The project lacks adequate funding; the City of Albuquerque will request an additional \$1.3 million from the Legislature in 2009. PROJECT VETOED.			\$ 990,000			\$ 990,000
31	2007	6/30/2011	DFA	Bernalillo	Governor	Bern Co. Gutierrez Canyon Open Space Land	2007/ 42/ 68/ 11	Per the City of Albuquerque, no agreement or third party contract is in place for the funds.	\$ 250,000			\$ 250,000		
32	2007	6/30/2011	DFA	Bernalillo	Legislative/ Executive	Economic Development Auto Assembly Project	2007/ 42/ 68/ 44	Tesla announced it will not relocate to New Mexico.	\$ 3,500,000			\$ 3,500,000		
33	2008	6/30/2012	EDD	Bernalillo	Legislative	Tesla - Bernalillo Co. Automobile Facility	2008/ 92/ 10	Tesla announced it will not relocate to New Mexico.			\$ 4,500,000			\$ 4,500,000
34	2007	6/30/2011	DCA	Dona Ana	Steinborn, Papen, Rawson	Las Cruces Veterans' & Military Tech Museum	2007/ 42/ 23/ 10 2008/ 83/196	The Department of Cultural Affairs reports early cost estimates of \$20 million, not including the purchase of land.			\$ 1,210,000			\$ -
35	2008	6/30/2012	DCA	Dona Ana	Cervantes, Cote, Steinborn, Duran, MJ Garcia, Nava, Papen, Rawson	Las Cruces Veterans' & Military Tech Museum	2008/ 92/ 7/ 5	The Department of Cultural Affairs reports early cost estimates of \$20 million, not including the purchase of land.			\$ 260,000			\$ -
36	2007	6/30/2011	DFA	Grant	Legislative/ Executive	Grant County Health Facility	2006/11/49/2 2007/ 42/ 95/ B(1)	Inquiries into this project determined that Grant County Department of Health and DFA Local Government Division are unaware of the project.	\$ 1,000,000			\$ -		
37	2008	6/30/2010	DFA	Grant	Altamirano/ Morales	Casa Mia Ranch Purchase/Construct	2006/11/18/177 2008/83/222	Reauthorization recommended by DFA						\$ 460,350
38	2008	6/30/2010	DFA	Grant	Governor	Casa Mia Ranch Purchase/Construct	2006/11/52/352 2008/83/223	Reauthorization recommended by DFA				\$ 99,311		
39	2007	6/30/2011	DFA	Grant	Herrera/ Rudy/ Martinez	Grant Co Boys' and Girls' Club Construct	2007/42/68/385	Reauthorization recommended by DFA				\$ 100,000		
40	2007	6/30/2011	DFA	Grant	Herrera/ Rudy/ Martinez	Grant Co Boys' and Girls' Club Construct	2005/347/45/186 2007/341/142	Reauthorization recommended by DFA				\$ 196,020		
41	2007	1/28/2009	DFA	Grant	Hamilton	Cliff-Gila Cemetery Improve, Grant Co.	2007/ 2/ 26/ 138	Reauthorization recommended by DFA				\$ 66,286		

House Taxation Revenue C/S/HB 9

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								Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization			
42	2007	1/28/2009	DFA	Grant	Altamirano/Morales	Grant Co. Cliff Ball Park Construct, Ret.	2007/ 347/ 143	Reauthorization recommended by DFA				\$	100,000			
43	2006	6/30/2010	DFA	Santa Fe	Governor	Santa Fe Bikeways & Horse Trails	2006/111/ 52/637	According to the City of Santa Fe, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$3 million and reauthorizing severance tax bonds for this project (SWAP). The City of Santa Fe submitted draw requests for nearly \$500,000. A \$30 million bond was approved by Santa Fe voters in March 2008 to supplement this and other park and pedestrian pathway projects.	\$	3,000,000	\$	3,000,000	\$	3,000,000	\$	3,000,000
44	2006	6/30/2010	DOT	Bernalillo	Boitano	Interstates 40 & 25 Big I Landscape	2006/111/ 60/ 15	The City of Albuquerque indicated that funds would not be used for project, and a request a reauthorization of funds would be submitted for another project.	\$	500,000			\$	-		
45	2007	6/30/2011	DOT	Dona Ana	Legislative/ Executive	Strauss Access Road	2007/ 42/ 75/127	According to DOT, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$1.5 million and reauthorizing severance tax bonds for this project (SWAP).	\$	1,500,000	\$	1,500,000	\$	1,500,000	\$	1,500,000
46	2008	6/30/2012	EDD	Bernalillo	Governor	Eclipse Aviation Maintenance Ctr Construct - Alb	2008/ 92/ 43/ 4	The project is on hold. EDD plans to request reauthorization of funds for another project.	\$	2,000,000			\$	2,000,000		
47	2005	6/30/2010	EMNRD	Multiple Counties	Governor	Bosque Trail Development - North	2005/347/ 33/ 2	According to EMNRD, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$2.7 million and reauthorizing severance tax bonds for this project (SWAP).	\$	2,700,000	\$	2,700,000	\$	2,700,000	\$	2,700,000
48	2006	6/30/2010	EMNRD	McKinley	Governor	Red Rock State Park Facility Improv	2006/111/ 54/ 10	The City of Gallup has elected to maintain ownership of Red Rock Park; the project will not be pursued.	\$	388,814			\$	388,814		
49	2007	6/30/2011	EMNRD	McKinley	Legislative/ Executive	Red Rock State Park Facilities	2007/ 42/ 14/ 1	The City of Gallup has elected to maintain ownership of Red Rock Park; the project will not be pursued.			\$	742,500			\$	742,500
50	2008	6/30/2012	EMNRD	Statewide	Legislative	Energy Innovation/Clean Energy Projects	2008/ 92/ 12/ 4	EMNRD recommended the balance of \$548,000 be reauthorized.			\$	548,000			\$	548,000
51	2006	6/30/2010	G&F	Grant	Governor	Bear Canyon Dam Spillway Improvement Ph. 1	2006/111/ 48/ 2	The project cannot commence until the Lake Roberts Dam Spillway project is completed.	\$	1,000,000			\$	1,000,000		
52	2006	6/30/2010	G&F	Union	Governor	Clayton Lake Dam Analysis	2006/111/ 48/ 4	No activity has occurred on this project. The dam has been classified as low hazard; remedial work is needed.	\$	1,000,000			\$	1,000,000		
53	2007	6/30/2010	GSD	Bernalillo	Governor	Albuquerque State Gov Ctr	2006/111/ 64/ 1	The Albuquerque State Government Center (Old Metro) is vacant; no third party contracts are in place. Work to date is complete.	\$	903,149			\$	903,149		
54	2007	6/30/2009	GSD	Bernalillo	Legislative/ Executive	State Crime Lab Plan & Design	2007/ 64/ 6/ B	The appropriation language states the crime lab is to be built in Albuquerque; the building location is unknown.	\$	985,000			\$	985,000		

Source: LFC

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House Taxation Revenue C/S/HB 9

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									Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization
55	2007	6/30/2009	GSD	Taos	Legislative/Executive	Taos MVD Field Office - Mary Medina Building	2007/ 42/ 6/ 17	TRD indicated they will lease a building rather than make improvements to an existing facility as stated by the language.			\$ 244,387			\$ 244,387
56	2008	6/30/2012	GSD	Taos	Legislative	Taos MVD Field Office - Mary Medina Building	2008/ 92/ 5/ 19	TRD indicated they will lease a building rather than make improvements to an existing facility as stated by the language.			\$ 495,000			\$ 495,000
57	2008	6/30/2012	GSD	Statewide	Governor	GSD Airplane	2007/42/55/442 2008/ 83/210/ C	GSD purchased a 2006 Beech King Air C90 GF in December 2008; the unspent balance is \$332,000.	\$ 332,000			\$ 332,000		
58	2004	6/30/2009	GSD	Statewide	Legislative/Executive	State Health Office Complex	2004/126/ 44/ B(13)	GSD reports the unspent balance is \$652,875.	\$ 652,875			\$ 652,875		
59	2007	6/30/2011	GSD	Valencia	Legislative/Executive	Los Lunas Substance Abuse Treatment Center	2007/ 2/ 4/ 2 2007/ 42/ 38/ 15	GSD reports this is a viable project. Recommend reauthorizing the general fund appropriation in the amount of \$2,800,000 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 2,800,000	\$ 2,800,000		\$ 2,800,000	\$ 2,800,000	
60	2004	6/30/2009	HED	Statewide	Legislative/Executive	Vocational Education Centers	2004/126/ 38/ A	HED reports a balance of \$234,786; no third party contracts are in place.	\$ 1,050,500			\$ 234,786		
61	2007	6/30/2011	HSD	Statewide	Legislative/Executive	Substance Abuse Facility Southern NM Regional	2007/ 42/ 21	HSD does not currently have a feasible manner to distribute funding to local entities.			\$ 1,000,000			\$ 990,000
62	2007	6/30/2011	IAD	Rio Arriba	Governor	Okay Owingeh Airport Improve	2007/ 42/ 66/ 87	According to IAD and Okay Owingeh tribe, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$1 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 1,000,000	\$ 1,000,000		\$ 1,000,000	\$ 1,000,000	
63	2008	6/30/2012	IAD	Santa Fe	Governor	Pueblo of San Ildefonso Affordable Housing	2008/ 92/ 19/ 27	According to NM State Board of Finance questionnaire, the pueblo rejected the funds.			\$ 200,000			\$ -
64	2008	6/30/2012	LGD	Santa Fe	Governor	Santa Fe Innovation Park	2008/ 92/ 21/ 77	The contingency of land ownership has not been met. The city indicates a timeline has not been established, and additional funds will be needed.			\$ 100,000			\$ 100,000
65	2008	6/30/2012	LGD	Valencia	Governor	Los Lunas Westside Fire Substation and Equipment	2008/ 92/ 21/ 94	Plan and design will not commence until 2009, and construction will not begin until 2010. Additional funding will be needed to complete the project.			\$ 200,000			\$ 200,000
66	2005	6/30/2010	NMED	Santa Fe	Governor (Lujan), Cisneros, Grubestic, Rodriguez	Pojoaque Valley Area Water/Wastewater System	2005/347/ 36/ 63	A preliminary engineering report has not yet been submitted for review. NMED reports it is too early to tell what the project funding shortfall will be until the engineering report is completed and reviewed.	\$ 1,070,000			\$ -		
67	2006	6/30/2010	NMED	Sandoval	Governor	Cochiti Pueblo Water System Leakage Repair	2006/111/ 45/157	According to NMED, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$1 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 1,004,000	\$ 1,004,000		\$ 1,004,000	\$ 1,004,000	

Source: LFC

2/9/2009 12:49 PM

House Taxation Revenue C/S/HB 9

Year Appropriated	Reversion Date	Agency	Location	Sponsor	Project Description	Citation	Project Status	LFC Recommendation (HB 9)			House Taxation & Revenue C/S/HB 9			
								Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	
68	2006	6/30/2010	NMED	Sandoval	Governor	Rio Rancho Water Reuse/Distrib Facilities	2006/11/ 45/143	Prior to proceeding with this project, a well permit is needed. To date, OSE has not approved the well permit. NMED anticipates additional project funding will be needed; cost estimates are unknown.	\$ 3,000,000			\$ 3,000,000	\$ 3,000,000	
69	2007	6/30/2011	NMED	Lincoln	Governor	Ruidoso Downs Regional Wwater Trtmnt Plant	2007/ 42/ 59/ 87	According to NMED, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$2.5 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 2,500,000	\$ 2,500,000		\$ 2,500,000	\$ 2,500,000	
70	2007	6/30/2011	NMED	Dona Ana	Governor	Sunland Park Water/Wwater System Improve	2007/ 42/ 59/ 48	According to NMED, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$1 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 1,000,000	\$ 1,000,000		\$ 1,000,000	\$ 1,000,000	
71	2007	6/30/2011	NMED	Lea	Governor	Lea County Utility Lines Extend	2007/ 42/ 59/ 74	NMED reports this project will not proceed. Lea county returned the grant agreement and asked to revert the funding.	\$ 250,000			\$ 250,000		
72	2001	n/a	NMFA	Statewide	Legislative/ Executive	Water Wastewater Project Grant Fund	2001/345/ 3	NMFA reports the funding is uncommitted as of 1/9/2009.	\$ 3,769,442			\$ 3,769,442		
73	2002	n/a	NMFA	Statewide	Legislative/ Executive	Water Project Finance Act Provisions	2002/110/ 47	NMFA reports the funding is uncommitted as of 1/9/2009.	\$ 294,627			\$ 294,627		
74	2005	6/30/2010	NMFA	Statewide	Legislative/ Executive	Smart Money	2005/347/ 32/ 5	Recommend reverting \$2 million for solvency, which leaves \$3.5 million for Smart Money Loan Participation projects.	\$ 2,000,000			\$ -		
75	2007	n/a	NMFA	Statewide	Legislative/ Executive	Water Project Finance Act	2007/ 42/ 34	NMFA reports the funding is uncommitted as of 1/9/2009.			\$ 2,295,040			\$ 5,800,000
76	2006	6/30/2010	DFA	Cibola	Governor	Grants Library Improve	2006/11/ 24/ E(2) 2008/ 83/158	Project was reauthorized in 2008 for Grants Public Library renovations. The city indicated the project is in the early planning stages. The city currently has \$600,000 for this project and will be requiring at least an additional \$1.4 million to fully fund. The city indicated they will seek additional funding from the state for the project.			\$ 400,000			\$ 400,000
77	2005	6/30/2010	OSE/ISC	Statewide	Legislative	Dam Renovations & Repairs Statewide	2005/347/ 34/ 11	OSE reports funding was designated for Lake Roberts (\$500,000) and Bloomfield Dam (\$1.5 million). Recommend voiding the general fund appropriation and recommend new funds to complete Lake Roberts and Bloomfield Dam projects.	\$ 2,000,000			\$ 2,000,000		
78	2007	6/30/2011	OSE/ISC	Statewide	Legislative/ Executive	Acequia Water Storage	2007/ 2/ 20/ 6	OSE reports funding was designated for Lake Roberts. Recommend voiding the general fund appropriation and recommend new funds to complete Lake Roberts.	\$ 1,000,000			\$ 500,000		
79	2007	6/30/2011	OSE/ISC	Statewide	Legislative/ Executive	Acequia Water Storage	2007/ 42/ 58/ 9	OSE reports funding was designated for Lake Roberts. Recommend voiding the general fund appropriation and recommend new funds to complete Lake Roberts.	\$ 1,000,000			\$ -		

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80	2007	6/30/2011	OSE/ISC	Statewide	Legislative/Executive	Indian Water Rights Stmnt-Navajo/Taos/Aamodt	2007/ 42/ 88	According to OSE, the project is viable. Recommend reauthorizing the general fund appropriation in the amount of \$10 million and reauthorizing severance tax bonds for this project (SWAP).	\$ 10,000,000	\$ 10,000,000		\$ 10,000,000	\$ 10,000,000	
81	2006	6/30/2010	OSE	Taos	Governor	Cabresto Lake Dam Repair and Improve	2006/111/ 42/ 20	According to OSE, the project is viable. Recommend voiding the general fund appropriation in the amount of \$1 million and recommend new funds in the amount of \$1 million to replace funding. An additional \$3.2 million in STB for project completion have not been sold.	\$ 1,000,000			\$ 1,000,000	\$ 1,000,000	
82	2007	6/30/2009	OSE	Statewide	Legislative/Executive	Pecos River Settlement-Land & Water	2007/ 42/ 89 2008/ 83/400	OSE has not met contingency and should seek new funds and more time to meet contingency.	\$ 1,500,000			\$ 1,500,000		
83	2008	6/30/2012	OSE	Statewide	Legislative/Executive	Dam Emergency Repair	2008/ 92/ 14/ 7	OSE reports the funding was designated for Lake Roberts. Recommend voiding the STB authorization and recommend new funds to complete Lake Roberts.			\$ 2,000,000			\$ 2,000,000
84	2006	6/30/2010	OSE	Statewide	Governor	Strategic Water Reserve Endangered Species	2006/111/ 42/ 18	OSE reports the balance can be voided since there are no valid contracts.	\$ 946,077					
85	2007	6/30/2011	OSE	Statewide	Legislative/Executive	Strategic Water Reserve	2007/ 42/ 58/ 10	OSE reports the balance can be voided since there are no valid contracts.	\$ 500,000					
86	2008	6/30/2012	PED	Espanola	R. Martinez/ Governor	Espanola Military Academy	2008/ 92/ 11/ 14	According to PED, the project was rejected by the school district.			\$ 275,000			\$ -
87	2005	6/30/2010	PED	Espanola	R Martinez	Espanola Military Academy Improve	2005/347/ 48/152	According to PED, the project was rejected by the school district.	\$ 75,000			\$ -		
88	2008	6/30/2012	PED	Espanola	Rodella/ Salazar	Espanola Military Academy Info Tech	2008/ 92/ 44/397	According to PED, the project was rejected by the school district.	\$ 59,000			\$ -		
89	2006 & 2008	6/30/2010	PED	Espanola	R Martinez	Espanola Military Academy Improve	2006/111/ 39/319 2008/ 83/313	According to PED, the project was rejected by the school district.	\$ 30,000			\$ -		
90	2007	6/30/2011	SJC	San Juan	Neville, Sharer, Bandy, Strickler, Taylor T	SJC Trades & Tech Building	2007/ 42/ 27/ 2	The project has been completed. SJC planned to use the remaining balance for landscaping, which is not allowed by language.			\$ 98,732			\$ 98,732
Total									\$ 104,919,080	\$ 26,504,000	\$ 26,571,659	\$ 92,641,972	\$ 48,702,215	\$ 24,581,969

LOCAL PROJECTS RECOMMENDED FOR SOLVENCY BY DFA

91	2004	6/30/2010	DFA	Rio Arriba	R Martinez	1st Judicial District Espanola Cthse Plan/Design	2004/126/134/204	Voids recommended by DFA				\$ 50,000		
92	2004	6/30/2009	DFA	Bernalillo	Feldman	Albuquerque Downtown Community Education Center	2004/126/134/77	Voids recommended by DFA				\$ 25,000		
93	2004	6/30/2009	DFA	Bernalillo	Cravens/ Gorham /	Albuquerque Railyard Station Maintenance/Renovation	2004/126/134/59	Voids recommended by DFA				\$ 35,000		
94	2004	6/30/2009	DFA	Sandoval	Ryan	Corrales Casa San Ysidro Repairs	2004/126/134/90	Voids recommended by DFA				\$ 24,000		
95	2004	6/30/2009	DFA	Colfax	Harden	Eagle Nest Land Acquisition	2004/126/134/110	Voids recommended by DFA				\$ 50,000		

Source: LFC

2/9/2009 12:49 PM

House Taxation Revenue C/S/HB 9

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									Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	Void GF Appropriation	Authorize New STB to Replace GF	Void STB Authorization	
96	2004	6/30/2009	DFA	San Miguel	P Griego	El Pueblo Community Center Renovation	2004/126/134/106	Voids recommended by DFA				\$	30,000		
97	2004	6/30/2009	DFA	Taos	Cisneros	Pot Creek Volunteer Fire Department Construct/Equip	2004/126/134/47	Voids recommended by DFA				\$	25,000		
98	2004	6/30/2009	DFA	Rio Arriba	Cisneros	Rio Grande Alcohol Treatment Facility Furnish	2004/126/134/48	Voids recommended by DFA				\$	25,000		
99	2004	6/30/2009	DFA	San Miguel	P Griego	San Jose Fire Substation	2004/126/134/102	Voids recommended by DFA				\$	13,000		
100	2004	6/30/2009	DFA	San Miguel	P Griego	San Juan Community Center	2004/126/134/105	Voids recommended by DFA				\$	15,000		
101	2004	6/30/2009	DFA	Santa Fe	Rodriguez	Santa Fe County Protected River Cooridor	2004/126/134/246	Voids recommended by DFA				\$	20,000		
102	2004	6/30/2009	DCA	Dona Ana	P Griego	Las Cruces New Mexico Rodeo Hall of Fame	2004/126/127/7	Voids recommended by DFA				\$	25,000		
103	2004	6/30/2009	OSE	Dona Ana	Nava	Berino Park Well Develop	2004/126/129/6	Voids recommended by DFA				\$	15,000		
104	2004	6/30/2009	OSE	Mora	P Griego	Mora County Water Management/Conserv	2004/126/133/1	Voids recommended by DFA				\$	5,000		
105	2004	6/30/2009	IAD	McKinley	Rainaldi / Munoz	Chichiltah Chapter House Improvements	2004/126/131/24	Voids recommended by DFA. PROJECT VETOED.				\$	30,000		
106	2004	6/30/2009	IAD	McKinley	Rainaldi / Munoz	Chichiltah Chapter House Building Heat	2004/126/131/30	Voids recommended by DFA				\$	30,000		
107	2004	6/30/2009	IAD	McKinley	Rainaldi / Munoz	Iyanbito Chapter House Building Heat	2004/126/131/32	Voids recommended by DFA. PROJECT VETOED.				\$	30,000		
108	2004	6/30/2009	IAD	McKinley	Rainaldi / Munoz	Manuelito Chapter House Building Heat	2004/126/131/31	Voids recommended by DFA. PROJECT VETOED.				\$	30,000		
109	2004	6/30/2009	IAD	Multiple Co.	Tsosie / Lovejoy	Navajo Nation Road Yards/Maintenance Facility	2004/126/131/43	Voids recommended by DFA. PROJECT VETOED.				\$	221,000		
110	2004	6/30/2009	IAD	Sandoval	Carraro / Rue	Pueblo of Santa Ana Soccer Field Planning	2004/126/131/4	Voids recommended by DFA				\$	25,000		
111	2004	6/30/2009	IAD	McKinley	Rainaldi / Munoz	Tsayatoh Chapter House Building Heat	2004/126/131/28	Voids recommended by DFA. PROJECT VETOED.				\$	30,000		
112	2004	6/30/2009	ALTSD	Rio Arriba	R Martinez	Dixon Senior Center	2004/126/124/11	Voids recommended by DFA				\$	50,000		
113	2004	6/30/2009	ALTSD	Lea	Kernan	Lovington Billy McKibben Senior Center Roof	2004/126/124/8	Voids recommended by DFA				\$	50,000		
114	2004	6/30/2009	NMED	Cibola	Fidel / Ulibarri	San Mateo MDWCA Sewer System	2004/126/132/12	Voids recommended by DFA				\$	50,000		
115	2004	6/30/2009	NMED	Otero	Kidd / Asbill	Weed Water Users Association Water System Improve	2004/126/132/27	Voids recommended by DFA				\$	48,000		
116	2004	6/30/2009	DOT	Bernalillo	Park	Hayes Middle School Speed Barriers	2004/126/43/15	Voids recommended by DFA				\$	20,000		
117	2004	6/30/2009	DOT	Bernalillo	JG Taylor / E Chavez	Lisa Ln-Lisa Rd Water & Sewer Extend	2004/126/43/33	Voids recommended by DFA				\$	25,000		
118	2004	6/30/2009	DOT	Bernalillo	Sandoval	Rio Grande Blvd West Water Sewer Improve	2004/126/43/19	Voids recommended by DFA				\$	100,000		
119	2003	6/30/2010	PED	Bernalillo	Aragon / JG Taylor / E Griego	Nuestro Valores Charter School Facility	2003/385/14/1 2006/107/34	Voids recommended by DFA				\$	75,000		
120	2004	6/30/2009	PED	Bernalillo	Cravens	Albuquerque Charter Vocational High School Renovat	2004/126/136/52	Voids recommended by DFA				\$	20,000		
121	2004	6/30/2010	PED	Bernalillo	Romero / Ortiz Y Pinc	Nuestro Valores Charter School Facility Equip	2004/126/136/147 2006/107/20	Voids recommended by DFA				\$	25,000		

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2/9/2009 12:49 PM

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122	2004	6/30/2009	NMSU	Bernalillo	Cisneros	NMSU Education Center at Mesa del Sol	2004/126/137/E2	Voids recommended by DFA				\$ 30,000		
123	2004	6/30/2009	NMSU	Bernalillo	Romero / Ortiz Y Pinc	NMSU Education Center at Mesa del Sol	2004/126/137/E10	Voids recommended by DFA				\$ 30,000		
124	2000	6/30/2010	IAD	San Juan	Begaye	Hogback Chapter Comp Site Develop	2000/23/42/G 2005/347/144	Voids recommended by DFA				\$ 41,000		
125	2000	6/30/2010	IAD	McKinley	Pinto	Navajo Veteran Affairs Building	2000/23/42/C 2005/347/259	Voids recommended by DFA. PROJECT VETOED.				\$ 100,000		
126	2004	6/30/2009	DFA	Rio Arriba	R Martinez	1st Judicial District Espanola Cthse Plan/Design	2004/126/117/214	Voids recommended by DFA						\$ 50,000
127	2004	6/30/2009	DFA	Bernalillo	Cravens	Albuquerque Railyard Station Maintenance/Renovation	2004/126/117/65	Voids recommended by DFA						\$ 40,000
128	2004	6/30/2005	DFA	Bernalillo	Beffort	East Mountain Area First Response Info Technology	2004/126/117/29	Voids recommended by DFA						\$ 45,000
129	2004	6/30/2009	DFA	Rio Arriba	R Martinez	Espanola Health Commons Project	2004/126/117/205	Voids recommended by DFA						\$ 50,000
130	2004	6/30/2009	DFA	Bernalillo	Snyder / Eichenberg	Hodgin Neighborhood Assoc. Off-Leash Dog Park	2004/126/117/273	Voids recommended by DFA						\$ 64,000
131	2004	6/30/2009	DFA	Torrance	P Campos	Mountainair Fire Dept Building Addn	2004/126/117/47	Voids recommended by DFA						\$ 50,000
132	2004	6/30/2009	DFA	Rio Arriba	R Martinez	Onate Center Improvements	2004/126/117/206	Voids recommended by DFA						\$ 50,000
133	2004	6/30/2009	DFA	San Miguel	P Griego	San Jose Fire Substation	2004/126/117/114	Voids recommended by DFA						\$ 58,000
134	2002	6/30/2010	IAD	McKinley	Pinto	Coyote Canyon Chapter Pre-School Building	2002/110/20/43 2006/107/101	Voids recommended by DFA. PROJECT VETOED.						\$ 50,000
135	2003	6/30/2010	IAD	Bernalillo	JG Taylor / E Chavez	Tohajilee Chapter Outdoor Basketball Ct	2003/429/21/3 2006/107/35	Voids recommended by DFA						\$ 25,000
136	2004	6/30/2009	IAD	McKinley	Tsosie / Lovejoy	Rock Springs Chapter Telephone System	2004/126/115/33	Voids recommended by DFA						\$ 50,000
137	2004	6/30/2009	IAD	San Juan	Pinto	Sanostee Chapter New Chapter House Feasibility Study	2004/126/115/20	Voids recommended by DFA. PROJECT VETOED.						\$ 45,000
138	2004	6/30/2009	NMED	San Miguel	P Griego	Las Vegas Sewer Line Improve/Romero St.	2004/126/113/11	Voids recommended by DFA						\$ 50,000
140	2004	6/30/2009	DOT	Otero	Vaughn	Alamogordo Relief Route Connectors	2004/126/15/33	Voids recommended by DFA						\$ 52,000
141	2004	6/30/2009	DOT	Bernalillo	Lopez	Mildred-4th Street Traffic Lights	2004/126/119/30	Voids recommended by DFA						\$ 50,000
142	2002	6/30/2010	PED	Bernalillo	Ryan	Alameda Elementary School Soccer Field Upgrade	2002/110/23/248 2006/107/31	Voids recommended by DFA						\$ 12,000
143	2003	6/30/2010	PED	Bernalillo	Lopez	Nuestros Valores Charter School Facility	2003/429/23/266 2006/107/21	Voids recommended by DFA						\$ 15,000
144	2003	6/30/2010	PED	Bernalillo	Romero / Ortiz Y Pinc	Nuestros Valores Charter School Facility	2003/429/23/307 2006/107/21	Voids recommended by DFA						\$ 25,000
145	2004	6/30/2009	PED	Bernalillo	Aragon / JG Taylor / E Griego	East San Jose Elementary School Field & Track	2004/126/118/12	Voids recommended by DFA						\$ 50,000
146	2004	6/30/2010	PED	Bernalillo	Lopez	Nuestros Valores Charter School Equip	2004/126/118/133 2006/107/20	Voids recommended by DFA						\$ 50,000

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147	2004	6/30/2010	PED	Bernalillo	Romero / Ortiz Y Pinc	Nuestros Valores Charter School Equip	2004/126/118/162 2006/107/20	Voids recommended by DFA							\$ 50,000
148	2000	6/30/2010	IAD	McKinley	Tsosie / Lovejoy	Coyote Canyon Rec Bldg Plan & Design	2000/23/13/YY 2005/347/264	Voids recommended by DFA							\$ 50,000
149	2000	6/30/2010	IAD	San Juan	Begaye	Shiprock Chapter House Addition	2000/23/13/N 2005/347/149	Voids recommended by DFA							\$ 19,200
150	2000	6/30/2010	IAD	San Juan	Begaye	Shiprock Mancos Creek Area Powerline Extension	2000/23/13/KK 2005/347/146	Voids recommended by DFA							\$ 100,000
151	2000	6/30/2010	IAD	San Juan	Begaye	Shiprock Nizhoni Park Development	2000/23/13/O 2005/347/148	Voids recommended by DFA							\$ 30,000
152	2003	6/30/2011	DFA	Santa Fe	Rodriguez	Agua Fria Community Center	2003/429/22/616 2007/341/388	Voids recommended by DFA							\$ 10,000
						TOTAL									\$ 1,417,000
						TOTAL OF LEADERSHIP, EXECUTIVE, AND DFA PROJECTS									\$ 94,058,972
						TOTAL AMOUNT OF VETOED PROJECTS									\$ 2,441,000
						GRAND TOTAL LESS VETOED PROJECTS									\$ 91,617,972

Total "New" STB Capacity Needed \$ 23,065,046

Red highlight signifies vetoed projects