

1 SENATE BILL 132

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2026**

3 INTRODUCED BY

4 Michael Padilla and Pamelya Herndon and Jay C. Block

10 AN ACT

11 RELATING TO TECHNOLOGY; EXPANDING THE DEPARTMENT OF INFORMATION
12 TECHNOLOGY'S EQUIPMENT REPLACEMENT PLANS TO INCLUDE SOFTWARE;
13 RENAMING THE EQUIPMENT REPLACEMENT REVOLVING FUNDS AS THE
14 EQUIPMENT AND SOFTWARE REPLACEMENT REVOLVING FUNDS.

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

17 SECTION 1. Section 9-27-11 NMSA 1978 (being Laws 2008,
18 Chapter 84, Section 2, as amended) is amended to read:

19 "9-27-11. EQUIPMENT AND SOFTWARE REPLACEMENT PLANS--
20 EQUIPMENT AND SOFTWARE REPLACEMENT REVOLVING FUNDS.--

21 A. In order to plan for the expenditure of capital
22 investments necessary to provide goods and services to the
23 state and its agencies and to local public bodies and other
24 enterprise customers, the department shall establish and
25 maintain an equipment and software replacement plan for each of

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1 the department's enterprise functions. No later than September
2 1 of each year, the plans shall be submitted to the department
3 of finance and administration and the legislature, accompanied
4 by a reconciliation report of the preceding fiscal year
5 reflecting financial activity in each of the equipment and
6 software replacement revolving funds established pursuant to
7 this section.

8 B. Upon the request of the secretary, the state
9 treasurer shall establish in the state treasury such "equipment
10 and software replacement revolving funds" as are necessary to
11 administer each of the department's enterprise functions. The
12 revolving funds shall consist of legislative appropriations to
13 the funds and transfers made to the funds pursuant to
14 Subsections C and D of this section. Income from investment of
15 the revolving funds shall be credited back to the funds, and
16 money in the funds shall not revert at the end of a fiscal
17 year. Expenditures from the funds shall only be made pursuant
18 to an appropriation from the legislature and only for the
19 purpose of acquiring and replacing capital equipment and
20 associated software used to provide enterprise services
21 pursuant to the department's equipment and software replacement
22 plans.

23 C. The department shall record amounts due to the
24 equipment and software replacement revolving funds each fiscal
25 year, based on the calculation of amortization and depreciation

fees receivable applicable to each enterprise service as reflected in the department's published cost structures for calculation of rates for services. Transfers to the funds shall be made from the operating funds of each enterprise in amounts that reconcile with the recorded amounts due. The recording of amounts due to the equipment and software replacement revolving funds and the transfer of the funds shall be consistent with generally accepted accounting principles.

D. The department may make initial transfers from its operating funds to establish the beginning fund balances as of July 1, 2008."

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