

1 AN ACT

2 RELATING TO PUBLIC FINANCE; AUTHORIZING AND REQUIRING THE
3 ISSUANCE OF SEVERANCE TAX BONDS; RESTORING FUNDING TO PUBLIC
4 SCHOOLS BY REPEALING LAWS 2017, CHAPTER 3, SECTION 2
5 PERTAINING TO THE REDUCTION OF SCHOOLS' CASH BALANCES AND
6 REPLACING THAT SOLVENCY MEASURE WITH ONE THAT CHANGES
7 PURPOSES AND AUTHORIZATIONS FOR THE EXPENDITURE OF
8 SUPPLEMENTAL SEVERANCE TAX BOND PROCEEDS AND THAT AUTHORIZES
9 THE ISSUANCE OF SEVERANCE TAX BONDS AND SUPPLEMENTAL
10 SEVERANCE TAX BONDS; SUSPENDING A PORTION OF THE SEVERANCE
11 TAX BONDING CAPACITY ALLOCATION FOR WATER INFRASTRUCTURE
12 PROJECTS; PROVIDING FOR TRANSFERS TO THE GENERAL FUND FROM
13 OTHER FUNDS AND ACCOUNTS; MAKING APPROPRIATIONS.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. SHORT-TERM SUPPLEMENTAL SEVERANCE TAX
17 BONDS--APPROPRIATION OF PROCEEDS.--To compensate for the
18 general fund revenue loss effected by Sections 8 and 35 of
19 this act, in fiscal year 2017, the state board of finance
20 shall, in compliance with the Severance Tax Bonding Act,
21 issue and sell supplemental severance tax bonds whose terms
22 end on or before the end of the fiscal year in an aggregate
23 amount not to exceed forty-six million one hundred thousand
24 dollars (\$46,100,000) when the secretary of finance and
25 administration certifies the need for the bonds. The state

1 board of finance shall issue and sell the bonds as
2 expeditiously and economically as possible and take the
3 appropriate steps necessary to comply with the federal
4 Internal Revenue Code of 1986, as amended. Proceeds from the
5 sale of the bonds are appropriated to the general fund. The
6 board of finance division of the department of finance and
7 administration shall transfer the proceeds to the general
8 fund for use by the department in fiscal year 2017 to restore
9 the allotments from the general fund for capital project
10 appropriations whose expenditure periods end on or before
11 June 30, 2016.

12 SECTION 2. SEVERANCE TAX BONDS--APPROPRIATION OF
13 PROCEEDS.--To compensate for the general fund revenue loss
14 effected by Sections 8 and 35 of this act, in fiscal year
15 2017, the state board of finance shall, in compliance with
16 the Severance Tax Bonding Act, issue and sell severance tax
17 bonds in the amount of forty-six million one hundred thousand
18 dollars (\$46,100,000). Upon certification by the public
19 school capital outlay council that the need exists for the
20 issuance of the bonds, the state board of finance shall issue
21 and sell the bonds as expeditiously and economically as
22 possible and take the appropriate steps necessary to comply
23 with the federal Internal Revenue Code of 1986, as amended.
24 Proceeds from the sale of the bonds are appropriated to the
25 public school capital outlay fund for use by the public

1 school capital outlay council to implement the Public School
2 Capital Outlay Act and are appropriated for expenditure in
3 fiscal years 2018 through 2022. Notwithstanding the
4 provisions of Subsection A of Section 22-24-4 NMSA 1978 to
5 the contrary, the unexpended or unencumbered balance
6 remaining at the end of fiscal year 2022 shall revert to the
7 severance tax bonding fund.

8 SECTION 3. Section 7-27-10.1 NMSA 1978 (being Laws
9 2003, Chapter 134, Section 1, as amended) is amended to read:

10 "7-27-10.1. BONDING CAPACITY--AUTHORIZATION FOR
11 SEVERANCE TAX BONDS--PRIORITY FOR WATER PROJECTS AND TRIBAL
12 INFRASTRUCTURE PROJECTS.--

13 A. By January 15 of each year, the division shall
14 estimate the amount of bonding capacity available for
15 severance tax bonds to be authorized by the legislature.

16 B. For each year except 2017, the division shall
17 allocate nine percent of the estimated bonding capacity each
18 year for water projects, and the legislature authorizes the
19 state board of finance to issue severance tax bonds in the
20 annually allocated amount for use by the water trust board to
21 fund water projects statewide. The water trust board shall
22 certify to the state board of finance the need for issuance
23 of bonds for water projects. The state board of finance may
24 issue and sell the bonds in the same manner as other
25 severance tax bonds in an amount not to exceed the authorized

1 amount provided for in this subsection. If necessary, the
2 state board of finance shall take the appropriate steps to
3 comply with the federal Internal Revenue Code of 1986, as
4 amended. Proceeds from the sale of the bonds are
5 appropriated to the water project fund in the New Mexico
6 finance authority for the purposes certified by the water
7 trust board to the state board of finance.

8 C. The division shall allocate the following
9 percentage of the estimated bonding capacity for tribal
10 infrastructure projects:

- 11 (1) in 2016, six and one-half percent; and
12 (2) in 2017 and each subsequent year, four
13 and one-half percent.

14 D. The legislature authorizes the state board of
15 finance to issue severance tax bonds in the amount provided
16 for in this section for use by the tribal infrastructure
17 board to fund tribal infrastructure projects. The tribal
18 infrastructure board shall certify to the state board of
19 finance the need for issuance of bonds for tribal
20 infrastructure projects. The state board of finance may
21 issue and sell the bonds in the same manner as other
22 severance tax bonds in an amount not to exceed the authorized
23 amount provided for in this section. If necessary, the state
24 board of finance shall take the appropriate steps to comply
25 with the federal Internal Revenue Code of 1986, as amended.

1 Proceeds from the sale of the bonds are appropriated to the
2 tribal infrastructure project fund for the purposes certified
3 by the tribal infrastructure board to the state board of
4 finance.

5 E. Money from the severance tax bonds provided for
6 in this section shall not be used to pay indirect project
7 costs. Any unexpended balance from proceeds of severance tax
8 bonds issued for a water project or a tribal infrastructure
9 project shall revert to the severance tax bonding fund within
10 six months of completion of the project. The New Mexico
11 finance authority shall monitor and ensure proper reversions
12 of the bond proceeds appropriated for water projects, and the
13 department of finance and administration shall monitor and
14 ensure proper reversions of the bond proceeds appropriated
15 for tribal infrastructure projects.

16 F. As used in this section:

17 (1) "division" means the board of finance
18 division of the department of finance and administration;

19 (2) "tribal infrastructure project" means a
20 qualified project under the Tribal Infrastructure Act; and

21 (3) "water project" means a capital outlay
22 project for:

23 (a) the storage, conveyance or delivery
24 of water to end users;

25 (b) the implementation of federal

1 Endangered Species Act of 1973 collaborative programs;

2 (c) the restoration and management of
3 watersheds;

4 (d) flood prevention; or

5 (e) conservation, recycling, treatment
6 or reuse of water."

7 SECTION 4. SEVERANCE TAX BOND PROCEEDS--2017 ALLOCATION
8 FOR WATER RIGHTS ADJUDICATION--APPROPRIATION.--

9 A. The board of finance division of the department
10 of finance and administration shall, for 2017, allocate that
11 percentage of estimated severance tax bonding capacity for
12 2017 equal to the amount defined in Subsection B of this
13 section to the agencies and for the purposes listed in
14 Subsection C of this section. The state board of finance
15 shall issue and sell severance tax bonds in that amount as
16 expeditiously and economically as possible and take the
17 appropriate steps necessary to comply with the federal
18 Internal Revenue Code of 1986, as amended.

19 B. The percentage of estimated bonding capacity
20 for 2017 allocated and the amount of severance tax bonds
21 issued in accordance with Subsection A of this section is
22 equal to the difference between:

23 (1) the amount the state engineer and the
24 administrative office of the courts would receive in fiscal
25 year 2018 in accordance with Section 72-4A-9 NMSA 1978 if

1 nine percent of severance tax bonding capacity were allocated
2 for water projects in 2017; and

3 (2) the amount dedicated in fiscal year 2018
4 in accordance with Section 72-4A-9 NMSA 1978 to the state
5 engineer and to the administrative office of the courts.

6 C. Proceeds from the sale of the bonds issued in
7 accordance with Subsection A of this section are appropriated
8 for expenditure in fiscal year 2018 and subsequent fiscal
9 years as follows:

10 (1) eighty percent to the state engineer for
11 water rights adjudications; and

12 (2) twenty percent to the administrative
13 office of the courts for the courts' costs associated with
14 those adjudications.

15 SECTION 5. TRANSFERS TO GENERAL FUND--FISCAL YEAR
16 2017.--

17 A. Notwithstanding the prerequisite for
18 authorization by the state board of finance set forth in
19 Subsection B of Section 15-3B-17 NMSA 1978, six million
20 dollars (\$6,000,000) is transferred from the capitol
21 buildings repair fund to the general fund for use by the
22 department of finance and administration in fiscal year 2017
23 to restore the allotments from the general fund for
24 appropriations whose expenditure periods end on or before
25 June 30, 2016 and whose purposes the law allows for use of

1 money in the capitol buildings repair fund.

2 B. Notwithstanding any restriction on the use of
3 money from the source, the following amounts are appropriated
4 from the following funds or accounts and are transferred to
5 the fiscal year 2017 appropriation account of the general
6 fund:

7 (1) sixteen thousand eight hundred
8 eighty-eight dollars (\$16,888) from the discount prescription
9 drug program fund;

10 (2) eight hundred eight thousand dollars
11 (\$808,000) from the property control reserve fund;

12 (3) ninety-one thousand seven hundred
13 forty-five dollars (\$91,745) from the pharmacy fund;

14 (4) fifty thousand dollars (\$50,000) from
15 the board of dental health care fund;

16 (5) forty-three thousand two hundred dollars
17 (\$43,200) from the construction industries publications fund;

18 (6) seventeen thousand five hundred dollars
19 (\$17,500) from the interior design board fund;

20 (7) one thousand three hundred eighty-seven
21 dollars (\$1,387) from the insurance examination fund;

22 (8) eight thousand dollars (\$8,000) from the
23 board of nursing fund;

24 (9) one hundred forty thousand two hundred
25 dollars (\$140,200) from the radiologic technology fund;

1 (10) eighty-five thousand dollars (\$85,000)
2 from the solid waste facility grant fund;

3 (11) thirty thousand dollars (\$30,000) from
4 the voluntary remediation fund;

5 (12) seventy-eight thousand nine hundred
6 dollars (\$78,900) from the teacher professional development
7 fund;

8 (13) forty-six thousand three hundred
9 dollars (\$46,300) from the incentives for school improvement
10 fund;

11 (14) fourteen thousand two hundred dollars
12 (\$14,200) from the charter schools stimulus fund;

13 (15) fourteen thousand two hundred dollars
14 (\$14,200) from the educational technology fund;

15 (16) one thousand one hundred dollars
16 (\$1,100) from the family and youth resource fund; and

17 (17) one hundred thirty-nine thousand nine
18 hundred dollars (\$139,900) from the higher education program
19 development enhancement fund.

20 SECTION 6. Section 7-27-12 NMSA 1978 (being Laws 1961,
21 Chapter 5, Section 10, as amended by Laws 2001, Chapter 37,
22 Section 1 and by Laws 2001, Chapter 338, Section 1) is
23 amended to read:

24 "7-27-12. WHEN SEVERANCE TAX BONDS TO BE ISSUED.--

25 A. The state board of finance shall issue and sell SFC/SB 462
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1 all severance tax bonds when authorized to do so by any law
2 that sets out the amount of the issue and the recipient of
3 the money.

4 B. The state board of finance shall also issue and
5 sell severance tax bonds authorized by Sections 72-14-36
6 through 72-14-42 NMSA 1978, and such authority as has been
7 given to the interstate stream commission to issue and sell
8 such bonds is transferred to the state board of finance. The
9 state board of finance shall issue and sell all severance tax
10 bonds only when so instructed by resolution of the governing
11 body or by written direction from an authorized officer of
12 the recipient of the bond money.

13 C. Except as provided in Subsection D of this
14 section, proceeds from supplemental severance tax bonds shall
15 be used only for public school capital outlay projects
16 pursuant to the Public School Capital Outlay Act or the
17 Public School Capital Improvements Act.

18 D. Proceeds from supplemental severance tax bonds
19 issued pursuant to Paragraph (2) of Subsection A of Section
20 19 of Chapter 6 of Laws 1999 (1st S.S.) and Section 1 of this
21 2017 act shall be used for the purposes specified in those
22 provisions.

23 E. Except as provided in Subsection F of this
24 section, the state board of finance shall issue and sell all
25 supplemental severance tax bonds when so instructed by

1 resolution of the public school capital outlay council
2 pursuant to Section 7-27-12.2 NMSA 1978.

3 F. The state board of finance shall issue and sell
4 the supplemental severance tax bonds authorized by:

5 (1) Paragraph (2) of Subsection A of Section
6 19 of Chapter 6 of Laws 1999 (1st S.S.) when so instructed by
7 resolution of the higher education department; and

8 (2) Section 1 of this 2017 act upon
9 certification by the secretary of finance and administration
10 of the need to use proceeds from those bonds as outlined in
11 that section."

12 SECTION 7. Section 15-3B-17 NMSA 1978 (being Laws 1972,
13 Chapter 74, Section 4, as amended) is amended to read:

14 "15-3B-17. CAPITOL BUILDINGS REPAIR FUND--CREATION--
15 EXPENDITURES.--

16 A. The "capitol buildings repair fund" is created
17 in the state treasury. To this fund shall be transferred,
18 after payments required by Laws 1997, Chapter 178, Section 1
19 to the New Mexico finance authority, all income, including
20 distributions from the land grant permanent fund derived from
21 lands granted to the state by the United States congress for
22 legislative, executive and judicial public buildings. Two
23 percent of this fund shall be transferred annually to a
24 "state capitol maintenance fund", hereby created, as a
25 special perpetual fund for the upkeep and maintenance of the

1 capitol renovation and capitol grounds.

2 B. The capitol buildings repair fund may be used
3 to repair, remodel and equip capitol buildings and adjacent
4 lands, to repair or replace building machinery and building
5 equipment located in capitol buildings and to contract for
6 options, no one of which costs more than ten thousand dollars
7 (\$10,000), to purchase real estate to be put to state use.
8 Any money used for consideration in acquiring an option to
9 purchase real estate shall be applied against the purchase
10 price of the real estate if the option is exercised. Except
11 as provided in Subsection A of Section 5 of this 2017 act, no
12 money shall be expended from the capitol buildings repair
13 fund without authorization of the state board of finance.

14 C. In the event a capital outlay project exceeds
15 authorized project cost by five percent or less, the state
16 board of finance may authorize the division to supplement the
17 authorized cost by an allocation not to exceed five percent
18 of the authorized cost from the capitol buildings repair fund
19 to the extent of the unencumbered and unexpended balance of
20 the fund."

21 SECTION 8. Section 22-8-41 NMSA 1978 (being Laws 1967,
22 Chapter 16, Section 99, as amended by Laws 2017, Chapter 3,
23 Section 1) is amended to read:

24 "22-8-41. RESTRICTION ON OPERATIONAL FUNDS--EMERGENCY
25 ACCOUNTS--CASH BALANCES.--

1 A. A school district shall not expend money from
2 its operational fund for the acquisition of a building site
3 or for the construction of a new structure, unless the school
4 district has bonded itself to practical capacity or the
5 secretary determines and certifies to the legislative finance
6 committee that the expending of money from the operational
7 fund for this purpose is necessary for an adequate public
8 educational program and will not unduly hamper the school
9 district's current operations.

10 B. A school district or charter school may budget
11 out of cash balances carried forward from the previous fiscal
12 year an amount not to exceed five percent of its proposed
13 operational fund expenditures for the ensuing fiscal year as
14 an emergency account. Money in the emergency account shall
15 be used only for unforeseen expenditures incurred after the
16 annual budget was approved and shall not be expended without
17 the prior written approval of the secretary.

18 C. In addition to the emergency account, school
19 districts or charter schools may also budget operational fund
20 cash balances carried forward from the previous fiscal year
21 for operational expenditures, exclusive of salaries and
22 payroll, upon specific prior approval of the secretary. The
23 secretary shall notify the legislative finance committee in
24 writing of the secretary's approval of such proposed
25 expenditures."

1 SECTION 9. SEVERANCE TAX BONDS--AUTHORIZATIONS--
2 APPROPRIATION OF PROCEEDS.--

3 A. The state board of finance may issue and sell
4 severance tax bonds in compliance with the Severance Tax
5 Bonding Act in an amount not to exceed the total of the
6 amounts authorized for purposes specified in Sections 11
7 through 27 of this act. The state board of finance shall
8 schedule the issuance and sale of the bonds as expeditiously
9 and economically as possible upon a finding by the board that
10 the project has been developed sufficiently to justify the
11 issuance and that the project can proceed to contract within
12 a reasonable time. The state board of finance shall further
13 take the appropriate steps necessary to comply with the
14 federal Internal Revenue Code of 1986, as amended. Proceeds
15 from the sale of the bonds are appropriated for the purposes
16 specified in Sections 11 through 27 of this act.

17 B. The agencies named in Sections 11 through 27 of
18 this act shall certify to the state board of finance when the
19 money from the proceeds of the severance tax bonds
20 appropriated in this section is needed for the purposes
21 specified in the applicable section of Sections 11 through 27
22 of this act. If an agency has not certified the need for
23 severance tax bond proceeds for a particular project by the
24 end of fiscal year 2019, the authorization for that project
25 is void.

1 C. Before an agency may certify for the need of
2 severance tax bond proceeds, the project must be developed
3 sufficiently so that the agency reasonably expects to:

4 (1) incur within six months after the
5 applicable bond proceeds are available for the project a
6 substantial binding obligation to a third party to expend at
7 least five percent of the bond proceeds for the project; and

8 (2) spend at least eighty-five percent of
9 the bond proceeds within three years after the applicable
10 bond proceeds are available for the project.

11 D. Except as otherwise specifically provided by
12 law:

13 (1) the unexpended balance from the proceeds
14 of severance tax bonds appropriated in Sections 11 through 27
15 of this act for a project shall revert to the severance tax
16 bonding fund no later than the following dates:

17 (a) for a project for which severance
18 tax bond proceeds were appropriated to match federal grants,
19 six months after completion of the project;

20 (b) for a project for which severance
21 tax bond proceeds were appropriated to purchase vehicles,
22 including emergency vehicles and other vehicles that require
23 special equipment; heavy equipment; books; educational
24 technology; or other equipment or furniture that is not
25 related to a more inclusive construction or renovation

1 project, at the end of the fiscal year two years following
2 the fiscal year in which the severance tax bond proceeds were
3 made available for the purchase; and

4 (c) for any other project for which
5 severance tax bonds were appropriated, within six months of
6 completion of the project, but no later than the end of
7 fiscal year 2021; and

8 (2) all remaining balances from the proceeds
9 of severance tax bonds appropriated for a project in Sections
10 11 through 27 of this act shall revert to the severance tax
11 bonding fund three months after the latest reversion date
12 specified for that type of project in Paragraph (1) of this
13 subsection.

14 E. Except for appropriations to the capital
15 program fund, money from severance tax bond proceeds provided
16 pursuant to Sections 11 through 27 of this act shall not be
17 used to pay indirect project costs.

18 F. Except for a project that was originally funded
19 using a tax-exempt loan or bond issue, a project involving
20 repayment of debt previously incurred shall be funded through
21 the issuance of taxable severance tax bonds with a term that
22 does not extend beyond the fiscal year in which they are
23 issued.

24 G. For the purpose of this section, "unexpended
25 balance" means the remainder of an appropriation after

1 reserving for unpaid costs and expenses covered by binding
2 written obligations to third parties.

3 SECTION 10. FUND APPROPRIATIONS--LIMITATIONS--
4 REVERSIONS.--

5 A. For the purposes of Sections 28 through 32 of
6 this act, except as otherwise specifically provided by law:

7 (1) the unexpended balance of an
8 appropriation made from a fund shall revert no later than the
9 following dates:

10 (a) for a project for which an
11 appropriation was made to match federal grants, six months
12 after completion of the project;

13 (b) for a project for which an
14 appropriation was made to purchase vehicles, including
15 emergency vehicles and other vehicles that require special
16 equipment; heavy equipment; books; educational technology; or
17 other equipment or furniture that is not related to a more
18 inclusive construction or renovation project, at the end of
19 the fiscal year two years following the fiscal year in which
20 the appropriation was made for the purchase; and

21 (c) for any other project for which an
22 appropriation was made, within six months of completion of
23 the project, but no later than the end of fiscal year 2021;
24 and

25 (2) all remaining balances from an

1 appropriation made for a project shall revert three months
2 after the latest reversion date specified for that type of
3 project in Paragraph (1) of this subsection.

4 B. Except for appropriations to the capital
5 program fund, money from appropriations made shall not be
6 used to pay indirect project costs.

7 C. Except as provided in Subsection D of this
8 section, the balance of an appropriation made from other
9 state funds shall revert in the time frame set forth in
10 Subsection A of this section to the originating fund.

11 D. The balance of an appropriation made to the
12 Indian affairs department or the aging and long-term services
13 department for a project located on lands of an Indian
14 nation, tribe or pueblo shall revert in the time frame set
15 forth in Subsection A of this section to the tribal
16 infrastructure project fund.

17 E. For the purpose of this section, "unexpended
18 balance" means the remainder of an appropriation after
19 reserving for unpaid costs and expenses covered by binding
20 written obligations to third parties.

21 SECTION 11. ADMINISTRATIVE OFFICE OF THE COURTS
22 PROJECT--SEVERANCE TAX BONDS.--Pursuant to Section 9 of this
23 act, upon certification by the administrative office of the
24 courts that the need exists for the issuance of the bonds,
25 one million three hundred thousand dollars (\$1,300,000) is

1 appropriated to the administrative office of the courts to
2 purchase and install security equipment and a high density
3 filing system and for related infrastructure improvements at
4 magistrate courts and judicial district courts statewide.

5 SECTION 12. AGING AND LONG-TERM SERVICES DEPARTMENT
6 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to Section 9 of this
7 act, upon certification by the aging and long-term services
8 department that the need exists for the issuance of the
9 bonds, the following amounts are appropriated to the aging
10 and long-term services department for the following purposes:

11 1. twenty thousand seventy-five dollars (\$20,075)
12 for improvements to the facility to address code compliance
13 issues at the Paradise Hills senior center in Albuquerque in
14 Bernalillo county;

15 2. twenty-six thousand five hundred dollars
16 (\$26,500) for improvements to the facility to address code
17 compliance issues at the Glenwood senior center in Glenwood
18 in Catron county;

19 3. thirty-one thousand dollars (\$31,000) for
20 improvements to the facility to address code compliance
21 issues at the Quemado senior center in Quemado in Catron
22 county;

23 4. fifty-seven thousand six hundred eighteen
24 dollars (\$57,618) for improvements to the facility to address
25 code compliance issues at the Anthony community center in

1 Anthony in Dona Ana county;

2 5. eighty-seven thousand five hundred eighty-two
3 dollars (\$87,582) for improvements to the facility to address
4 code compliance issues at the Betty McKnight multipurpose
5 center in Chaparral in Dona Ana county;

6 6. seven thousand five hundred dollars (\$7,500)
7 for improvements to the facility to address code compliance
8 issues at the Puerto de Luna senior center in Santa Rosa in
9 Guadalupe county;

10 7. fifteen thousand dollars (\$15,000) for
11 improvements to the facility to address code compliance
12 issues at the Ena Mitchell senior center in Lordsburg in
13 Hidalgo county;

14 8. one hundred forty-one thousand six hundred
15 ninety-six dollars (\$141,696) for improvements to the
16 facility to address code compliance issues at the Ruidoso
17 community center in Ruidoso in Lincoln county;

18 9. eighty-eight thousand dollars (\$88,000) to
19 plan, design and construct a parking lot at the Baca senior
20 center in the Baca chapter of the Navajo Nation in McKinley
21 county;

22 10. forty thousand five hundred thirty-six dollars
23 (\$40,536) to purchase and equip vehicles for the Chichiltah
24 senior center in the Chichiltah chapter of the Navajo Nation
25 in McKinley county;

1 11. one hundred eighty-eight thousand nine hundred
2 ninety-six dollars (\$188,996) to plan, design and construct
3 improvements to the facility to address code compliance
4 issues at the Twin Lakes senior center in the Twin Lakes
5 chapter of the Navajo Nation in McKinley county;

6 12. seven thousand dollars (\$7,000) for
7 improvements to the facility to address code compliance
8 issues at the Beatrice Martinez senior center in Espanola in
9 Rio Arriba county;

10 13. five thousand two hundred dollars (\$5,200) for
11 improvements to the facility to address code compliance
12 issues at the Bloomfield senior center in Bloomfield in San
13 Juan county;

14 14. five thousand twenty-four dollars (\$5,024) to
15 purchase and install meals equipment at the Bloomfield senior
16 center in Bloomfield in San Juan county;

17 15. ten thousand five hundred dollars (\$10,500)
18 for improvements to the facility to address code compliance
19 issues at the Corrales senior center in Corrales in Sandoval
20 county;

21 16. seventy-six thousand six hundred sixty-one
22 dollars (\$76,661) to purchase and equip vehicles for the
23 Corrales senior center in Corrales in Sandoval county;

24 17. two hundred six thousand four hundred
25 ninety-six dollars (\$206,496) for improvements to the

1 facility to address code compliance issues at the Ken James
2 senior center in Truth or Consequences in Sierra county;

3 18. thirteen thousand eight hundred dollars
4 (\$13,800) for improvements to the facility to address code
5 compliance issues at the Magdalena senior center in Magdalena
6 in Socorro county;

7 19. eighty-four thousand five hundred twenty-four
8 dollars (\$84,524) for improvements to the facility to address
9 code compliance issues at the Socorro senior center in
10 Socorro in Socorro county;

11 20. sixteen thousand two hundred twenty-five
12 dollars (\$16,225) for improvements to the facility to address
13 code compliance issues at the Veguita senior center in
14 Veguita in Socorro county; and

15 21. one hundred ninety-five thousand dollars
16 (\$195,000) for improvements to the facility to address code
17 compliance issues at the Amalia senior center in Amalia in
18 Taos county.

19 SECTION 13. BERNALILLO COUNTY METROPOLITAN COURT
20 PROJECT--SEVERANCE TAX BONDS.--Pursuant to Section 9 of this
21 act, upon certification by the Bernalillo county metropolitan
22 court that the need exists for the issuance of the bonds, one
23 million dollars (\$1,000,000) is appropriated to the
24 Bernalillo county metropolitan court to plan, design,
25 construct, furnish and equip courtrooms, judges' chambers,

1 jury rooms and public and restricted access areas on the
2 fourth floor of the Bernalillo county metropolitan court
3 courthouse in Albuquerque in Bernalillo county.

4 SECTION 14. CAPITAL PROGRAM FUND PROJECTS--SEVERANCE
5 TAX BONDS.--Pursuant to Section 9 of this act, upon
6 certification by the facilities management division of the
7 general services department that the need exists for the
8 issuance of the bonds, the following amounts are appropriated
9 to the capital program fund for the following purposes:

10 1. one million dollars (\$1,000,000) to plan,
11 design, construct, renovate, furnish, purchase and install
12 equipment and for infrastructure improvements, including
13 roofs, heating, ventilation and air conditioning systems and
14 interior service windows, at the Albert Amador building in
15 Espanola in Rio Arriba county, the Harriet Sammons building
16 in Farmington in San Juan county and the James Murray
17 building in Hobbs in Lea county;

18 2. seven hundred thousand dollars (\$700,000) to
19 plan, design, construct, renovate, furnish and equip
20 commission for the blind facilities in Bernalillo and Otero
21 counties to comply with the federal Americans with
22 Disabilities Act of 1990;

23 3. two hundred forty-five thousand dollars
24 (\$245,000) to plan, design, construct, equip, renovate,
25 upgrade and furnish a facility or to expand an existing

1 state-owned site to house the department of health vital
2 records and health statistics bureau in Santa Fe in Santa Fe
3 county;

4 4. four million dollars (\$4,000,000) to plan,
5 design, construct, renovate, furnish, equip, repair, purchase
6 and install equipment and improve infrastructure, including
7 roofs, security upgrades and replacement of heating,
8 ventilation and air conditioning systems, at correctional
9 facilities statewide;

10 5. nine hundred thousand dollars (\$900,000) to
11 plan, design, construct, renovate, equip, furnish, purchase
12 and install infrastructure improvements and equipment,
13 including security system upgrades and servers, security
14 reception stations, lighting, kitchen upgrades and heating,
15 ventilation and air conditioning systems, at children, youth
16 and families department juvenile facilities statewide;

17 6. two million five hundred thousand dollars
18 (\$2,500,000) to plan, design, construct, furnish, equip,
19 purchase and install equipment and for facility upgrades,
20 including fire alarm and security surveillance systems, at
21 department of health facilities statewide, including the Fort
22 Bayard medical center in Grant county;

23 7. three hundred thousand dollars (\$300,000) to
24 plan, design, renovate, furnish and purchase and install
25 equipment, including heavy equipment, and for demolition and

1 debris removal and to replace and upgrade mechanical,
2 electrical and other infrastructure systems campus-wide for
3 the department of health at the old Fort Bayard property in
4 Grant county;

5 8. one million two hundred thousand dollars
6 (\$1,200,000) to plan, design, construct, improve, renovate,
7 remediate, furnish and equip facilities, including
8 infrastructure upgrades, at state-owned facilities statewide;
9 and

10 9. five hundred thousand dollars (\$500,000) to
11 plan, design, construct, renovate, furnish, purchase and
12 install equipment at offices of the workforce solutions
13 department statewide, including making other improvements to
14 address building code compliance.

15 SECTION 15. CULTURAL AFFAIRS DEPARTMENT PROJECT--
16 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
17 certification by the cultural affairs department that the
18 need exists for the issuance of the bonds, one million three
19 hundred thousand dollars (\$1,300,000) is appropriated to the
20 cultural affairs department to plan, design, construct,
21 renovate, furnish, equip and make other improvements to
22 sites, facilities and exhibits at museums, monuments,
23 historic sites and cultural facilities statewide.

24 SECTION 16. CUMBRES AND TOLTEC SCENIC RAILROAD
25 COMMISSION PROJECTS--SEVERANCE TAX BONDS.--Pursuant to

1 Section 9 of this act, upon certification by the Cumbres and
2 Toltec scenic railroad commission that the need exists for
3 the issuance of the bonds, the following amounts are
4 appropriated to the Cumbres and Toltec scenic railroad
5 commission for the following purposes:

6 1. two hundred thousand dollars (\$200,000) for
7 track rehabilitation and related infrastructure improvements,
8 including locomotive and boiler upgrades to comply with
9 federal railroad administration standards, for the Cumbres
10 and Toltec scenic railroad operating between New Mexico and
11 Colorado; and

12 2. one hundred thousand dollars (\$100,000) for
13 improvements to passenger cars for the Cumbres and Toltec
14 scenic railroad operating between New Mexico and Colorado.

15 SECTION 17. SECOND JUDICIAL DISTRICT ATTORNEY PROJECT--
16 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
17 certification by the second judicial district attorney that
18 the need exists for the issuance of the bonds, five hundred
19 thousand dollars (\$500,000) is appropriated to the second
20 judicial district attorney to purchase and install
21 communications, scientific and analytical equipment and
22 information technology, including related equipment,
23 furniture and infrastructure, in the office of the second
24 judicial district attorney in Albuquerque in Bernalillo
25 county.

1 SECTION 18. ENERGY, MINERALS AND NATURAL RESOURCES
2 DEPARTMENT PROJECT--SEVERANCE TAX BONDS.--Pursuant to Section
3 9 of this act, upon certification by the energy, minerals and
4 natural resources department that the need exists for the
5 issuance of the bonds, one million dollars (\$1,000,000) is
6 appropriated to the energy, minerals and natural resources
7 department to plan, design and construct watershed
8 restoration and community wildfire protection improvements,
9 including forest thinning, statewide.

10 SECTION 19. OFFICE OF THE STATE ENGINEER PROJECT--
11 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
12 certification by the office of the state engineer that the
13 need exists for the issuance of the bonds, one million
14 dollars (\$1,000,000) is appropriated to the office of the
15 state engineer to plan, design, construct, rehabilitate and
16 make improvements to phase 2 at Morphy lake dam in Mora
17 county.

18 SECTION 20. STATE FAIR COMMISSION PROJECT--SEVERANCE
19 TAX BONDS.--Pursuant to Section 9 of this act, upon
20 certification by the state fair commission that the need
21 exists for the issuance of the bonds, five hundred thousand
22 dollars (\$500,000) is appropriated to the state fair
23 commission for infrastructure improvements and to plan,
24 design, construct and upgrade electrical systems at the New
25 Mexico state fairgrounds in Albuquerque in Bernalillo county.

1 SECTION 21. INDIAN AFFAIRS DEPARTMENT PROJECT--
2 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
3 certification by the Indian affairs department that the need
4 exists for the issuance of the bonds, five hundred thousand
5 dollars (\$500,000) is appropriated to the Indian affairs
6 department to plan, design and construct an access lane and
7 other road improvements, including ingress and egress, curbs
8 and gutters and storm drainage, at the Santa Fe Indian school
9 in Santa Fe in Santa Fe county.

10 SECTION 22. DEPARTMENT OF INFORMATION TECHNOLOGY
11 PROJECT--SEVERANCE TAX BONDS.--Pursuant to Section 9 of this
12 act, upon certification by the department of information
13 technology that the need exists for the issuance of the
14 bonds, seven hundred seven thousand dollars (\$707,000) is
15 appropriated to the department of information technology to
16 plan, design, purchase, install and implement infrastructure
17 to stabilize and modernize public safety radio communications
18 statewide.

19 SECTION 23. LOCAL GOVERNMENT DIVISION OF THE DEPARTMENT
20 OF FINANCE AND ADMINISTRATION PROJECT--SEVERANCE TAX BONDS.--
21 Pursuant to Section 9 of this act, upon certification by the
22 local government division of the department of finance and
23 administration that the need exists for the issuance of the
24 bonds, five hundred thousand dollars (\$500,000) is
25 appropriated to the local government division of the

1 department of finance and administration to match city
2 funding for the purchase of sexual assault evidence kits for
3 the crime laboratory in Albuquerque in Bernalillo county.

4 SECTION 24. PUBLIC REGULATION COMMISSION PROJECT--
5 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
6 certification by the public regulation commission that the
7 need exists for the issuance of the bonds, five hundred
8 thousand dollars (\$500,000) is appropriated to the public
9 regulation commission to plan, design and construct a
10 firefighter training burn building at the firefighter
11 training academy in Socorro in Socorro county.

12 SECTION 25. OFFICE OF THE SECRETARY OF STATE PROJECT--
13 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
14 certification by the office of the secretary of state that
15 the need exists for the issuance of the bonds, nine hundred
16 fifty thousand dollars (\$950,000) is appropriated to the
17 office of the secretary of state to plan, design and
18 implement a modernized campaign finance disclosure and
19 tracking system statewide.

20 SECTION 26. SUPREME COURT BUILDING COMMISSION PROJECT--
21 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
22 certification by the supreme court building commission that
23 the need exists for the issuance of the bonds, one hundred
24 twenty-three thousand dollars (\$123,000) is appropriated to
25 the supreme court building commission to plan, design,

1 construct and renovate facilities, including abatement and
2 remediation of the exterior courtyard stucco, at the supreme
3 court building in Santa Fe in Santa Fe county.

4 SECTION 27. DEPARTMENT OF TRANSPORTATION PROJECTS--
5 SEVERANCE TAX BONDS.--Pursuant to Section 9 of this act, upon
6 certification by the department of transportation that the
7 need exists for the issuance of the bonds, the following
8 amounts are appropriated to the department of transportation
9 for the following purposes:

10 1. two million dollars (\$2,000,000) to the state
11 road fund to plan, design, construct and make safety
12 improvements to roads statewide;

13 2. six hundred thousand dollars (\$600,000) to
14 acquire rights of way and to plan, design, construct and make
15 improvements for runways at the Dona Ana county international
16 jetport at Santa Teresa in Dona Ana county; and

17 3. seven hundred fifty thousand dollars (\$750,000)
18 to plan, design, construct, renovate and expand the Santa Fe
19 airport terminal and facilities, including runways, taxiways,
20 roads, parking lots and aircraft parking ramps, in Santa Fe
21 county.

22 SECTION 28. DEPARTMENT OF GAME AND FISH PROJECT--
23 APPROPRIATION FROM THE BIG GAME ENHANCEMENT ACCOUNT OF THE
24 GAME PROTECTION FUND.--One million dollars (\$1,000,000) is
25 appropriated from the big game enhancement account of the

1 game protection fund to the department of game and fish for
2 expenditure in fiscal years 2017 through 2021, unless
3 otherwise provided in Section 10 of this act, to improve,
4 restore and develop state-owned wildlife and waterfowl
5 management areas to prevent catastrophic wildfires and to
6 improve watershed health statewide.

7 SECTION 29. DEPARTMENT OF GAME AND FISH PROJECT--
8 APPROPRIATION FROM THE GAME AND FISH BOND RETIREMENT FUND.--
9 Six hundred thousand dollars (\$600,000) is appropriated from
10 the game and fish bond retirement fund to the department of
11 game and fish for expenditure in fiscal years 2017 through
12 2021, unless otherwise provided in Section 10 of this act, to
13 renovate and make improvements, including the replacement of
14 water lines, at the Glenwood and Red River hatcheries in
15 Grant and Taos counties.

16 SECTION 30. DEPARTMENT OF GAME AND FISH PROJECTS--
17 APPROPRIATIONS FROM THE GAME PROTECTION FUND.--The following
18 amounts are appropriated from the game protection fund to the
19 department of game and fish for expenditure in fiscal years
20 2017 through 2021, unless otherwise provided in Section 10 of
21 this act, for the following purposes:

22 1. three million dollars (\$3,000,000) to renovate
23 and make improvements, including the replacement of water
24 lines, at the Glenwood and Red River hatcheries in Grant and
25 Taos counties; and

1 2. five hundred thousand dollars (\$500,000) for
2 wildlife and riparian habitat restoration on the San Juan
3 river quality waters in San Juan county.

4 SECTION 31. DEPARTMENT OF GAME AND FISH PROJECT--
5 APPROPRIATION FROM THE HABITAT MANAGEMENT FUND.--

6 Notwithstanding the provisions of Section 17-4-34 NMSA 1978
7 to the contrary, one million dollars (\$1,000,000) is
8 appropriated from the habitat management fund to the
9 department of game and fish for expenditure in fiscal years
10 2017 through 2021, unless otherwise provided in Section 10 of
11 this act, to improve, restore and maintain state-owned
12 wildlife and waterfowl management areas to prevent
13 catastrophic wildfires and to improve watershed health
14 statewide.

15 SECTION 32. PUBLIC SCHOOL CAPITAL OUTLAY COUNCIL
16 PROJECT--APPROPRIATION FROM THE PUBLIC SCHOOL CAPITAL OUTLAY
17 FUND.--Four million dollars (\$4,000,000) is appropriated from
18 the public school capital outlay fund to the public school
19 capital outlay council for expenditure in fiscal years 2017
20 through 2021, unless otherwise provided in Section 10 of this
21 act, for capital asset deficiencies and infrastructure
22 improvements for the Zuni public school district in McKinley
23 county, the Gallup-McKinley county school district in
24 McKinley county and the Grants-Cibola county school district
25 in Cibola county contingent upon the approval of the public

1 school capital outlay council.

2 SECTION 33. PROJECT SCOPE--EXPENDITURES.--If an
3 appropriation for a project authorized in Sections 11 through
4 32 of this act is not sufficient to complete all the purposes
5 specified, the appropriation may be expended for any portion
6 of the purposes specified in the appropriation. Expenditures
7 shall not be made for purposes other than those specified in
8 the appropriation.

9 SECTION 34. ART IN PUBLIC PLACES.--Pursuant to Section
10 13-4A-4 NMSA 1978 and where applicable, the appropriations
11 made in Sections 11 through 32 of this act include one
12 percent for the art in public places fund.

13 SECTION 35. REPEAL.--Laws 2017, Chapter 3, Section 2 is
14 repealed.

15 SECTION 36. CONTINGENCY.--The enactment of Sections 1
16 through 4 and 6 of this act is contingent on the enactment of
17 Sections 8 and 35 of this act.

18 SECTION 37. EFFECTIVE DATE.--The effective date of
19 Sections 1 through 4 and 6 of this act is seven days after
20 Sections 8 and 35 of this act take effect. _____

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