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SENATE BILL 280

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Joseph J. Carraro

AN ACT

MAKING APPROPRIATIONS AND AUTHORIZING EXPENDITURES BY STATE  
AGENCIES FOR FISCAL YEARS 2007 AND 2008; DECLARING AN  
EMERGENCY.

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

Section 1. LEGISLATIVE AND JUDICIAL PROJECTS.--The  
following amounts are appropriated from the general fund to the  
following agencies for expenditure in fiscal years 2007 and  
2008 for the purposes specified, and any unexpended or  
unencumbered balance remaining at the end of fiscal year 2008  
shall revert to the general fund:

1. to the legislative council service, seventy-five  
thousand dollars (\$75,000) to plan, design, purchase and  
install equipment to webcast the governor's state of the state  
address, presentations by the congressional delegation and the

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1 chief justice of the supreme court in joint sessions and  
2 legislative deliberations;

3 2. to the administrative office of the courts:

4 (a) sixty-five thousand dollars (\$65,000) for  
5 training, education and outreach activities of the commission  
6 on access to justice;

7 (b) eighty thousand dollars (\$80,000) for  
8 personal services and employee benefits for one full-time  
9 mediation program manager and related expenses and to provide  
10 volunteer training for the Otero magistrate court; and

11 (c) forty-five thousand dollars (\$45,000) for  
12 personal services and employee benefits for one full-time DWI  
13 enforcement clerk and related expenses in the division 2  
14 Valencia magistrate court in Belen;

15 3. to the first judicial district court:

16 (a) fifty thousand dollars (\$50,000) for a  
17 court interpreter; and

18 (b) fifty-five thousand dollars (\$55,000) for  
19 personal services and employee benefits for one staff attorney;

20 4. to the third judicial district court, seventy-  
21 five thousand dollars (\$75,000) for personal services and  
22 employee benefits for two additional full-time-equivalent  
23 positions;

24 5. to the fourth judicial district court, one  
25 hundred sixty-seven thousand dollars (\$167,000) to create a

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1 family dependency drug court;

2 6. to the sixth judicial district court, twenty-two  
3 thousand dollars (\$22,000) to expand the drug court program;

4 7. to the seventh judicial district court, one  
5 hundred four thousand dollars (\$104,000) to establish a drug  
6 court program;

7 8. to the eleventh judicial district court, one  
8 hundred fifty thousand dollars (\$150,000) for adult drug  
9 courts;

10 9. to the thirteenth judicial district court,  
11 sixty-two thousand dollars (\$62,000) for personal services and  
12 employee benefits for one full-time clerk and related expenses  
13 in Valencia county;

14 10. to the third judicial district attorney, one  
15 hundred thousand dollars (\$100,000) for personal services and  
16 employee benefits for two additional full-time-equivalent  
17 positions;

18 11. to the fifth judicial district attorney, two  
19 hundred thousand dollars (\$200,000) to establish and expand  
20 elementary and middle school drug abuse prevention education  
21 programs and curricula to prevent gang and drug activity in  
22 Loving, Carlsbad and Artesia; and

23 12. to the twelfth judicial district attorney:

24 (a) one hundred thousand dollars (\$100,000) to  
25 establish and expand elementary and middle school drug abuse

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1 prevention education programs and curricula to prevent gang and  
2 drug activity in Alamogordo;

3 (b) fifty thousand dollars (\$50,000) to  
4 establish and expand elementary and middle school drug abuse  
5 prevention education programs and curricula to prevent gang and  
6 drug activity in Cloudcroft; and

7 (c) seventy-seven thousand dollars (\$77,000)  
8 to establish and expand elementary and middle school drug abuse  
9 prevention education programs and curricula to prevent gang and  
10 drug activity in Tularosa.

11 Section 2. LOCAL GOVERNMENT DIVISION PROJECTS.--The  
12 following amounts are appropriated from the general fund to the  
13 local government division of the department of finance and  
14 administration for expenditure in fiscal years 2007 and 2008  
15 for the purposes specified, and any unexpended or unencumbered  
16 balance remaining at the end of fiscal year 2008 shall revert  
17 to the general fund:

18 1. fifty thousand dollars (\$50,000) to provide  
19 training for members of the New Mexico mounted patrol;

20 2. thirty-five thousand dollars (\$35,000) for youth  
21 conservation corps activities in the south Broadway area of  
22 Albuquerque;

23 3. thirty thousand dollars (\$30,000) for  
24 operational expenses of a business incubator in the south  
25 valley of Bernalillo county;

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1           4. ninety thousand dollars (\$90,000) for a general  
2 educational development certificate and workforce development  
3 and training program for young adults in Bernalillo county;

4           5. one hundred thousand dollars (\$100,000) for a  
5 workforce development and training program for young adults in  
6 Bernalillo county;

7           6. one hundred thousand dollars (\$100,000) for an  
8 adult literacy program in Grants;

9           7. twelve thousand dollars (\$12,000) for a program  
10 that helps disabled persons find appropriate employment in  
11 McKinley county;

12           8. sixty thousand dollars (\$60,000) to develop a  
13 regional gleaning project and provide for acquisition, storage  
14 and distribution of nutritional food to the poor in McKinley  
15 county;

16           9. twenty-seven thousand dollars (\$27,000) to  
17 operate and support an athletes and coach leadership training  
18 program in Santa Fe; and

19           10. fifty-seven thousand dollars (\$57,000) for  
20 community activities, including youth programs and alcohol  
21 programs, in Talpa in Taos county.

22           Section 3. ECONOMIC DEVELOPMENT DEPARTMENT PROJECT.--One  
23 hundred thousand dollars (\$100,000) is appropriated from the  
24 general fund to the economic development department for  
25 expenditure in fiscal years 2007 and 2008 to contract with a

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1 statewide organization that promotes workplace mentor  
2 relationships between middle and junior high school students  
3 and business people in the community. Any unexpended or  
4 unencumbered balance remaining at the end of fiscal year 2008  
5 shall revert to the general fund.

6 Section 4. CULTURAL AFFAIRS DEPARTMENT PROJECTS.--The  
7 following amounts are appropriated from the general fund to the  
8 cultural affairs department for expenditure in fiscal years  
9 2007 and 2008 for the purposes specified, and any unexpended or  
10 unencumbered balance remaining at the end of fiscal year 2008  
11 shall revert to the general fund:

12 1. one hundred thousand dollars (\$100,000) to  
13 contract for the development of education programs in historic  
14 preservation and regionalism; and

15 2. for the national Hispanic cultural center:

16 (a) fifty thousand dollars (\$50,000) for  
17 traveling exhibits from the permanent collection to mid-sized  
18 and small communities in the state;

19 (b) one hundred fifty-seven thousand dollars  
20 (\$157,000) to provide symphony music programs and concerts and  
21 to support community outreach for those programs in Roswell;  
22 and

23 (c) thirty thousand dollars (\$30,000) for a  
24 symphony on-tour program for Lea county.

25 Section 5. STATE PARKS PROJECTS.--The following amounts

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1 are appropriated from the general fund to the energy, minerals  
2 and natural resources department for expenditure in fiscal  
3 years 2007 and 2008 for the purposes specified, and any  
4 unexpended or unencumbered balance remaining at the end of  
5 fiscal year 2008 shall revert to the general fund:

6 1. fifty thousand dollars (\$50,000) for operations  
7 and maintenance at the Rio Grande nature center state park in  
8 Albuquerque; and

9 2. sixty-five thousand dollars (\$65,000) for  
10 personal services and employee benefits for one full-time-  
11 equivalent position at Villanueva state park.

12 Section 6. INDIAN AFFAIRS DEPARTMENT PROJECTS.--The  
13 following amounts are appropriated from the general fund to the  
14 Indian affairs department for expenditure in fiscal years 2007  
15 and 2008 for the purposes specified, and any unexpended or  
16 unencumbered balance remaining at the end of fiscal year 2008  
17 shall revert to the general fund:

18 1. one hundred ten thousand dollars (\$110,000) for  
19 personal services and employee benefits for two full-time-  
20 equivalent positions and related expenses to provide case  
21 management services to victims of radiation exposure or their  
22 surviving families in New Mexico; and

23 2. one hundred twenty-seven thousand dollars  
24 (\$127,000) to fund youth development programs, including the  
25 youth leadership project, at the Tohatchi chapter of the Navajo

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2 Section 7. HUMAN SERVICES DEPARTMENT PROJECTS.--The  
3 following amounts are appropriated from the general fund to the  
4 human services department for expenditure in fiscal years 2007  
5 and 2008 for the purposes specified, and any unexpended or  
6 unencumbered balance remaining at the end of fiscal year 2008  
7 shall revert to the general fund:

8 1. one hundred seventy-five thousand dollars  
9 (\$175,000) to provide state matching funds for eligible family  
10 formation programs authorized under the temporary assistance  
11 for needy families program;

12 2. fifty thousand dollars (\$50,000) to expand  
13 access to programs and services for homeless persons statewide;  
14 and

15 3. one hundred thousand dollars (\$100,000) for a  
16 computer systems analyst and a database administrator to  
17 operate and maintain the immunization system.

18 Section 8. DEPARTMENT OF HEALTH PROJECTS.--The following  
19 amounts are appropriated from the general fund to the  
20 department of health for expenditure in fiscal years 2007 and  
21 2008 for the purposes specified, and any unexpended or  
22 unencumbered balance remaining at the end of fiscal year 2008  
23 shall revert to the general fund:

24 1. seventy-five thousand dollars (\$75,000) to  
25 contract for permanent supportive housing for women being

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1 released from jail or a correctional facility who have a dual  
2 diagnosis, co-occurring disorder of substance abuse addiction  
3 and a diagnosed mental health illness;

4           2. twenty thousand dollars (\$20,000) to contract  
5 with a statewide prostate cancer advocacy organization to  
6 promote education and convey awareness to men throughout the  
7 state so they can make informed decisions for detection and  
8 management of prostate cancer;

9           3. fifty thousand dollars (\$50,000) to develop and  
10 implement assertive community treatment teams to provide  
11 comprehensive, community-based psychiatric treatment,  
12 rehabilitation and support to persons with mental illness in  
13 southern New Mexico;

14           4. fifty-seven thousand dollars (\$57,000) for  
15 behavioral health services in southern New Mexico;

16           5. thirty-two thousand dollars (\$32,000) to  
17 implement the male involvement project, a male reproductive  
18 health project, in the south valley of Bernalillo county;

19           6. fifty thousand dollars (\$50,000) for social and  
20 therapeutic services for profoundly disabled and medically  
21 fragile children in Bernalillo county;

22           7. one hundred fifty-seven thousand dollars  
23 (\$157,000) for residential juvenile crisis services in Gallup;

24           8. sixty thousand dollars (\$60,000) for Mora county  
25 ambulance services;

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1           9. fifty thousand dollars (\$50,000) for emergency  
2 management services and ground ambulance services in San Juan  
3 county;

4           10. sixty thousand dollars (\$60,000) for the Pecos  
5 ambulance service in San Miguel county; and

6           11. ninety thousand dollars (\$90,000) for the San  
7 Miguel medical center health professional center in San Miguel  
8 county.

9           Section 9. CHILDREN, YOUTH AND FAMILIES DEPARTMENT

10 PROJECTS.--The following amounts are appropriated from the  
11 general fund to the children, youth and families department for  
12 expenditure in fiscal years 2007 and 2008 for the purposes  
13 specified, and any unexpended or unencumbered balance remaining  
14 at the end of fiscal year 2008 shall revert to the general  
15 fund:

16           1. fifty thousand dollars (\$50,000) to support  
17 grandparents and kinship caregivers statewide;

18           2. forty thousand dollars (\$40,000) to provide  
19 experiential education, including mentoring, team building,  
20 teacher training, ropes courses and outdoor programming, for  
21 at-risk youth in Bernalillo county; and

22           3. one hundred two thousand dollars (\$102,000) to  
23 provide child care and health care services to homeless  
24 children, birth to age five, and their families in Bernalillo  
25 county.

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1           Section 10. DEPARTMENT OF MILITARY AFFAIRS PROJECTS.--The  
2 following amounts are appropriated from the general fund to the  
3 department of military affairs for expenditure in fiscal years  
4 2007 and 2008 for the purposes specified, and any unexpended or  
5 unencumbered balance remaining at the end of fiscal year 2008  
6 shall revert to the general fund:

7           1. fifty-seven thousand dollars (\$57,000) to  
8 provide the New Mexico national guard in Iraq and Afghanistan  
9 with equipment, including global positioning systems and visual  
10 technology;

11           2. fifty thousand dollars (\$50,000) for training to  
12 civil air patrol members, including costs of aircraft and  
13 vehicle operation, purchase of equipment and instructional  
14 materials; and

15           3. thirty thousand dollars (\$30,000) for a drug  
16 demand reduction program through the civil air patrol cadet  
17 program for at-risk middle and high school students.

18           Section 11. PUBLIC EDUCATION DEPARTMENT PROJECT.--Fifty-  
19 seven thousand dollars (\$57,000) is appropriated from the  
20 general fund to the public education department for expenditure  
21 in fiscal years 2007 and 2008 to support the Espanola military  
22 academy charter school in the Espanola public school district.  
23 Any unexpended or unencumbered balance remaining at the end of  
24 fiscal year 2008 shall revert to the general fund.

25           Section 12. HIGHER EDUCATION DEPARTMENT PROJECTS.--The

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1 following amounts are appropriated from the general fund to the  
2 higher education department for expenditure in fiscal years  
3 2007 and 2008 for the purposes specified, and any unexpended or  
4 unencumbered balance remaining at the end of fiscal year 2008  
5 shall revert to the general fund:

6 1. one hundred fifty thousand dollars (\$150,000) to  
7 the public service law loan repayment fund to implement the  
8 Public Service Law Loan Repayment Act; provided that this  
9 appropriation shall not revert at the end of a fiscal year and  
10 may be expended in any fiscal year;

11 2. eighty thousand dollars (\$80,000) to contract  
12 with the Crownpoint institute of technology to plan and develop  
13 a curriculum to teach repair and maintenance of  
14 telecommunications infrastructure;

15 3. for central New Mexico community college, one  
16 hundred thousand dollars (\$100,000) for the small business  
17 innovation research educational outreach program to educate and  
18 coach small business entrepreneurs to benefit from grants and  
19 contracts available through the federal government;

20 4. for Mesalands community college, fifty-seven  
21 thousand dollars (\$57,000) to expand the intercollegiate rodeo  
22 program; and

23 5. for New Mexico junior college, two hundred  
24 twenty-six thousand dollars (\$226,000) to support and operate  
25 the western heritage museum and Lea county cowboy hall of fame.

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1           Section 13. UNIVERSITY OF NEW MEXICO PROJECTS.--The  
2 following amounts are appropriated from the general fund to the  
3 board of regents of the university of New Mexico for  
4 expenditure in fiscal years 2007 and 2008 for the purposes  
5 specified, and any unexpended or unencumbered balance remaining  
6 at the end of fiscal year 2008 shall revert to the general  
7 fund:

- 8                   1. eighty-nine thousand dollars (\$89,000) to expand  
9 the graduate research program;
- 10                   2. one hundred thousand dollars (\$100,000) to  
11 expand the manufacturing engineering program;
- 12                   3. seventy-five thousand dollars (\$75,000) to fund  
13 faculty positions in Native American studies;
- 14                   4. fifty thousand dollars (\$50,000) for African-  
15 American student services programs and operations;
- 16                   5. fifty thousand dollars (\$50,000) to expand the  
17 Chicano Hispano Mexicano studies program;
- 18                   6. seventy-five thousand dollars (\$75,000) for the  
19 center for regional studies for undergraduate and graduate  
20 fellowships, scholarships and internships; to support faculty  
21 research and encourage faculty recruitment; to produce film  
22 documentaries and collaborations about New Mexico and the  
23 United States-Mexico southwest borderlands; and to increase  
24 library collections and archives;
- 25                   7. fifty thousand dollars (\$50,000) for

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1 professorships at the center for regional studies;

2 8. fifty thousand dollars (\$50,000) to increase the  
3 medical school instruction and general purposes line-item;

4 9. one hundred seven thousand dollars (\$107,000) to  
5 expand the nursing program;

6 10. one hundred thousand dollars (\$100,000) for the  
7 donated dental services program at the health sciences center;

8 11. one hundred thousand dollars (\$100,000) to  
9 provide educational programs and resources for the child  
10 welfare community through the Corrine Wolfe children's law  
11 center at the school of law;

12 12. one hundred thousand dollars (\$100,000) for  
13 improvements at the school of law;

14 13. eighty-two thousand dollars (\$82,000) for the  
15 indigenous peoples library;

16 14. eighteen thousand dollars (\$18,000) to expand  
17 the *New Mexico Historical Review* journal;

18 15. two hundred eighty thousand dollars (\$280,000)  
19 for expenses related to facility planning; and

20 16. three hundred fifty-seven thousand dollars  
21 (\$357,000) to establish a community-based educational program  
22 for customized training in mining-related fields and career  
23 trades at the Taos branch.

24 Section 14. NEW MEXICO STATE UNIVERSITY PROJECTS.--The  
25 following amounts are appropriated from the general fund to the  
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1 board of regents of New Mexico state university for expenditure  
2 in fiscal years 2007 and 2008 for the purposes specified, and  
3 any unexpended or unencumbered balance remaining at the end of  
4 fiscal year 2008 shall revert to the general fund:

5 1. twenty-five thousand dollars (\$25,000) for the  
6 judging program in the college of agriculture and home  
7 economics' department of animal and range sciences;

8 2. for the New Mexico department of agriculture:

9 (a) fifty thousand dollars (\$50,000) for the  
10 natural resource revenue recovery task force;

11 (b) one hundred thousand dollars (\$100,000)  
12 for the small farmers initiative;

13 (c) twenty-five thousand dollars (\$25,000) for  
14 the Santa Fe farmers' market;

15 (d) fifty thousand dollars (\$50,000) to  
16 contract with a specialty food association to market products  
17 created from indigenous specialty crops;

18 (e) fifty thousand dollars (\$50,000) to match  
19 pink bollworm control districts' expenditures pursuant to the  
20 Pink Bollworm Control Act;

21 (f) thirty-five thousand dollars (\$35,000) for  
22 the east Torrance soil and water conservation district for  
23 educational and training programs; and

24 (g) three hundred thousand dollars (\$300,000)  
25 for the Canadian river soil and water conservation district to

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1 administer the Canadian river riparian restoration project with  
2 the Cimarron watershed alliance; and

3 3. for the cooperative extension service:

4 (a) one hundred thousand dollars (\$100,000)  
5 for the water management research and education program; and

6 (b) fifty-seven thousand dollars (\$57,000) for  
7 the viticulture program.

8 Section 15. NEW MEXICO HIGHLANDS UNIVERSITY PROJECTS.--

9 The following amounts are appropriated from the general fund to  
10 the board of regents of New Mexico highlands university for  
11 expenditure in fiscal years 2007 and 2008 for the purposes  
12 specified, and any unexpended or unencumbered balance remaining  
13 at the end of fiscal year 2008 shall revert to the general  
14 fund:

15 1. twenty-five thousand dollars (\$25,000) for the  
16 athletic program; and

17 2. fifteen thousand dollars (\$15,000) for the  
18 intercollegiate basketball program.

19 Section 16. WESTERN NEW MEXICO UNIVERSITY PROJECT.--Sixty  
20 thousand dollars (\$60,000) is appropriated from the general  
21 fund to the board of regents of western New Mexico university  
22 for expenditure in fiscal years 2007 and 2008 for instructional  
23 television. Any unexpended or unencumbered balance remaining  
24 at the end of fiscal year 2008 shall revert to the general  
25 fund.

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1           Section 17. EASTERN NEW MEXICO UNIVERSITY PROJECTS.--The  
2 following amounts are appropriated from the general fund to the  
3 board of regents of eastern New Mexico university for  
4 expenditure in fiscal years 2007 and 2008 for the purposes  
5 specified, and any unexpended or unencumbered balance remaining  
6 at the end of fiscal year 2008 shall revert to the general  
7 fund:

- 8                   1. one hundred forty-one thousand dollars  
9                   (\$141,000) to enhance the faculty development program;
- 10                   2. two hundred fifty thousand dollars (\$250,000)  
11                   for travel, operations, recruiting and facility upkeep for  
12                   intercollegiate athletic programs;
- 13                   3. fifty thousand dollars (\$50,000) to implement a  
14                   hospitality and tourism education initiative in public schools  
15                   throughout the state;
- 16                   4. one hundred thousand dollars (\$100,000) for KENW  
17                   educational television station conversion to digital technology  
18                   and to partially fund an engineer;
- 19                   5. fifty-nine thousand dollars (\$59,000) for the  
20                   special services for disabled clients program at the Roswell  
21                   branch; and
- 22                   6. seventy-five thousand dollars (\$75,000) to  
23                   improve the emergency medical services and aviation maintenance  
24                   programs at the Roswell branch.

25           Section 18. NEW MEXICO INSTITUTE OF MINING AND TECHNOLOGY  
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1 PROJECTS.--The following amounts are appropriated from the  
2 general fund to the board of regents of the New Mexico  
3 institute of mining and technology for expenditure in fiscal  
4 years 2007 and 2008 for the purposes specified, and any  
5 unexpended or unencumbered balance remaining at the end of  
6 fiscal year 2008 shall revert to the general fund:

7 1. twenty-eight thousand dollars (\$28,000) to  
8 increase the athletics budget to augment the wellness program;

9 2. three hundred thousand dollars (\$300,000) for  
10 the bureau of geology and mineral resources to map underground  
11 water in the state;

12 3. seventy-five thousand dollars (\$75,000) for the  
13 Roswell energy laboratory; and

14 4. fifty-seven thousand dollars (\$57,000) for the  
15 energetic materials research and testing center.

16 Section 19. EMERGENCY.--It is necessary for the public  
17 peace, health and safety that this act take effect immediately.