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SENATE BILL 18

**48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

INTRODUCED BY

Lynda M. Lovejoy

FOR THE INDIAN AFFAIRS COMMITTEE

AN ACT

RELATING TO CAPITAL OUTLAY; REVERTING CERTAIN CAPITAL OUTLAY  
APPROPRIATIONS TO THE TRIBAL INFRASTRUCTURE PROJECT FUND;  
AMENDING LAWS 2006, CHAPTER 111, SECTION 76.

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

Section 1. Laws 2006, Chapter 111, Section 76 is amended  
to read:

"Section 76. REVERSIONS OF CERTAIN APPROPRIATIONS FOR  
INDIAN PROJECTS.--The unexpended balance, as defined in  
Subsection D of Section 2 of this act, of an appropriation made  
from the general fund to the Indian affairs department or to  
the aging and long-term services department for projects  
located on lands of an Indian nation, tribe or pueblo,  
including projects that have been reauthorized, shall revert in  
the time frame set forth in Subsection A of Section 2 of this

.170580.1

underscored material = new  
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1 act to the tribal infrastructure project fund."

2 Section 2. A new section of the Tribal Infrastructure Act  
3 is enacted to read:

4 "[NEW MATERIAL] TRIBAL CAPITAL OUTLAY REVERSIONS.--

5 A. The unexpended balances of a capital outlay  
6 appropriation made after January 1, 2007 from the general fund  
7 to the department or to the aging and long-term services  
8 department for projects located on lands of an Indian nation,  
9 tribe or pueblo shall revert to the project fund.

10 B. For the purpose of this section, "unexpended  
11 balance" means the remainder of an appropriation after  
12 reserving for unpaid costs and expenses covered by binding  
13 written obligations to third parties."

14 Section 3. TEMPORARY PROVISION--RECOMPILATION  
15 INSTRUCTION.--The compiler shall recompile Sections 9-21-17  
16 through 9-21-24 NMSA 1978 (being Laws 2005, Chapter 146,  
17 Sections 1 through 8, as amended) as a part of Chapter 6,  
18 Article 29 NMSA 1978.