

1 SENATE BILL 333

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

3 INTRODUCED BY

4 Carlos R. Cisneros

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10 AN ACT

11 AUTHORIZING THE ISSUANCE AND SALE OF CAPITAL PROJECTS GENERAL
12 OBLIGATION BONDS TO MAKE CAPITAL EXPENDITURES FOR SENIOR
13 CITIZEN FACILITY IMPROVEMENTS AND ACQUISITIONS; FOR CAPITAL
14 IMPROVEMENTS AND ACQUISITIONS AT INSTITUTIONS OF HIGHER
15 EDUCATION AND STATE SPECIAL SCHOOLS; FOR LIBRARY ACQUISITIONS;
16 FOR PUBLIC SCHOOL PRE-KINDERGARTEN CLASSROOMS, SCHOOL BUSES AND
17 LIBRARY BOOKS; AND FOR HEALTH FACILITIES; PROVIDING FOR A TAX
18 LEVY FOR PAYMENT OF PRINCIPAL OF, INTEREST ON AND CERTAIN COSTS
19 RELATED TO THE BONDS; REQUIRING APPROVAL OF THE REGISTERED
20 VOTERS AT THE 2008 GENERAL ELECTION OF THE STATE; DECLARING AN
21 EMERGENCY.

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

24 Section 1. SHORT TITLE.--This act may be cited as the
25 "2008 Capital Projects General Obligation Bond Act".

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1 Section 2. PURPOSE.--For the purpose of providing funds
2 for capital expenditures as authorized in the 2008 Capital
3 Projects General Obligation Bond Act, general obligation
4 indebtedness of the state is authorized for the purposes and in
5 the amounts set forth in Section 10 of that act.

6 Section 3. BOND TERMS.--

7 A. The state board of finance, except as limited by
8 the 2008 Capital Projects General Obligation Bond Act, shall
9 determine the terms, covenants and conditions of bonds issued
10 pursuant to that act, including but not limited to:

11 (1) date or dates of issue, denominations and
12 maturities;

13 (2) principal amounts;

14 (3) rate or rates of interest; and

15 (4) provisions for redemption, including
16 premiums, registration and refundability, whether the bonds are
17 issued in one or more series and other covenants relating to
18 the bonds and the issuance thereof.

19 B. The bonds shall be in such form as the state
20 board of finance determines with an appropriate series
21 designation and shall bear interest payable as set forth in the
22 resolution of the state board of finance.

23 C. Payment of the principal of the bonds shall
24 begin not more than two years after the date of their issuance,
25 and the bonds shall mature not later than ten years after the

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1 date of their issuance. Both principal and interest shall be
2 payable in lawful money of the United States at the office of
3 the paying agent within or without the state as the state board
4 of finance may direct.

5 D. The bonds shall be executed with the manual or
6 facsimile signature of the governor or the state treasurer, and
7 the seal or a facsimile of the seal of the state shall be
8 placed on each bond, except for any series of bonds issued in
9 book entry or similar form without the delivery of physical
10 securities.

11 E. The bonds shall be issued in accordance with the
12 provisions of the 2008 Capital Projects General Obligation Bond
13 Act, the Supplemental Public Securities Act and the Uniform
14 Facsimile Signature of Public Officials Act and may be issued
15 in accordance with the Public Securities Short-Term Interest
16 Rate Act.

17 F. The full faith and credit of the state is
18 pledged for the prompt payment when due of the principal of and
19 interest on all bonds issued and sold pursuant to the 2008
20 Capital Projects General Obligation Bond Act.

21 Section 4. EXPENDITURES.--The proceeds from the sale of
22 the bonds shall be expended solely for providing money to be
23 distributed for the purposes and in amounts not to exceed the
24 amounts set forth in Section 10 of the 2008 Capital Projects
25 General Obligation Bond Act and to pay expenses incurred under

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1 Section 6 of that act. Any proceeds from the sale of the bonds
2 that are not required for the purposes set forth in Sections 6
3 and 10 of that act shall be used for the purpose of paying the
4 principal of and interest on the bonds.

5 Section 5. SALE.--The bonds authorized under the 2008
6 Capital Projects General Obligation Bond Act shall be sold by
7 the state board of finance at such time and in such manner and
8 amounts as the board may elect. The bonds may be sold at
9 private sale or at public sale, in either case at not less than
10 par plus accrued interest to the date of delivery. If sold at
11 public sale, the state board of finance shall publish a notice
12 of the time and place of sale in a newspaper of general
13 circulation in the state and may also publish the notice in a
14 recognized financial journal outside the state. The required
15 publications shall be made once each week for two consecutive
16 weeks prior to the date fixed for the sale, the last
17 publication thereof to be at least five days prior to the date
18 of the sale. The notice shall specify the amount,
19 denomination, maturity and description of the bonds to be
20 offered for sale and the place, date and hour at which the
21 sealed bids shall be received. At the time and place specified
22 in the notice, the state board of finance shall open the bids
23 in public and shall award the bonds to the bidder or bidders
24 offering the best price for the bonds. The state board of
25 finance may reject any or all bids and readvertise and may

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1 waive any irregularity in a bid. All bids, except that of the
2 state, shall be accompanied by a deposit of two percent of the
3 principal amount of the bonds in a form acceptable to the state
4 board of finance. The deposit of an unsuccessful bidder shall
5 be returned upon rejection of the bid. The state board of
6 finance may also sell the bonds or any part of the bonds to the
7 state treasurer or state investment officer. The state
8 treasurer or state investment officer is authorized to purchase
9 any of the bonds for investment. The bonds are legal
10 investments for any person or board charged with the investment
11 of any public funds and may be accepted as security for any
12 deposit of public money.

13 Section 6. EXPENSES.--The expenses incurred by the state
14 board of finance in or relating to the preparation and sale of
15 the bonds shall be paid out of the proceeds from the sale of
16 the bonds, and all rebate, penalty, interest and other
17 obligations of the state relating to the bonds and bond
18 proceeds under the Internal Revenue Code of 1986, as amended,
19 shall be paid from earnings on bond proceeds or other money of
20 the state, legally available for such payments.

21 Section 7. TAX LEVY.--To provide for the payment of the
22 principal of and interest on the bonds issued and sold pursuant
23 to the provisions of the 2008 Capital Projects General
24 Obligation Bond Act, there shall be and there is hereby imposed
25 and levied during each year in which any of the bonds are

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1 outstanding an ad valorem tax on all property in the state
2 subject to property taxation for state purposes sufficient to
3 pay the interest as it becomes due on the bonds, together with
4 an amount sufficient to provide a sinking fund to pay the
5 principal of the bonds as it becomes due and, if permitted by
6 law, ad valorem taxes may be collected to pay administrative
7 costs incident to the collection of such taxes. The taxes
8 shall be imposed, levied, assessed and collected at the times
9 and in the manner that other property taxes for state purposes
10 are imposed, levied, assessed and collected. It is the duty of
11 all tax officials and authorities to cause these taxes to be
12 imposed, levied, assessed and collected.

13 Section 8. TREASURER--DUTIES.--The state treasurer shall
14 keep separate accounts of all money collected pursuant to the
15 taxes imposed and levied pursuant to the provisions of the 2008
16 Capital Projects General Obligation Bond Act and shall use this
17 money only for the purposes of paying the principal of and
18 interest on the bonds as they become due and any expenses
19 relating thereto.

20 Section 9. IRREPEALABLE CONTRACT--AUTHORITY FOR
21 ISSUANCE.--An owner of bonds issued pursuant to the provisions
22 of the 2008 Capital Projects General Obligation Bond Act may,
23 either at law or in equity, by suit, action or mandamus,
24 enforce and compel the performance of the duties required by
25 that act of any officer or entity mentioned in that act. The

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1 provisions of that act constitute an irrevocable contract with
2 the owners of any of the bonds issued pursuant to that act for
3 the faithful performance of which the full faith and credit of
4 the state is pledged. Without reference to any other act of
5 the legislature, the 2008 Capital Projects General Obligation
6 Bond Act is full authority for the issuance and sale of the
7 bonds authorized in that act, and such bonds shall have all the
8 qualities of investment securities under the Uniform Commercial
9 Code, shall not be invalid for any irregularity or defect in
10 the proceedings for the issuance and sale of the bonds and
11 shall be incontestable in the hands of bona fide purchasers or
12 holders thereof for value. All bonds issued under the
13 provisions of that act, and the interest thereon, are exempt
14 from taxation by the state and any subdivision or public body
15 thereof.

16 Section 10. PROJECTS.--The proceeds from the sale of
17 bonds issued under the provisions of the 2008 Capital Projects
18 General Obligation Bond Act shall be distributed as follows for
19 the purposes and in the amounts specified:

20 A. for senior citizen facility improvements,
21 equipment and construction, to the aging and long-term services
22 department:

23 (1) one hundred thirty-seven thousand six
24 hundred dollars (\$137,600) to purchase and install equipment
25 for senior centers citywide in Albuquerque in Bernalillo

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1 county;

2 (2) forty-three thousand seven hundred dollars
3 (\$43,700) to purchase and install meals equipment for senior
4 centers citywide in Albuquerque in Bernalillo county;

5 (3) one million six hundred thousand dollars
6 (\$1,600,000) to plan, design, construct, equip and furnish the
7 Barelas senior center in Bernalillo county;

8 (4) fifty-eight thousand dollars (\$58,000) to
9 purchase and install equipment for senior centers countywide in
10 Bernalillo county;

11 (5) four hundred seventy-five thousand dollars
12 (\$475,000) to plan, design, construct, equip and furnish the
13 Highland senior center in Bernalillo county;

14 (6) fifty-one thousand dollars (\$51,000) to
15 make improvements, including purchase and installation of
16 equipment, to the To'hajiilee chapter senior center on the
17 Navajo Nation in Bernalillo county;

18 (7) twenty thousand dollars (\$20,000) to make
19 improvements for building-code compliance, including purchase
20 and installation of equipment, to the To'hajiilee chapter
21 senior center on the Navajo Nation in Bernalillo county;

22 (8) two thousand one hundred sixty-five
23 dollars (\$2,165) to purchase and install meals equipment for
24 the Catron senior center in Catron county;

25 (9) twenty thousand five hundred fifteen

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1 dollars (\$20,515) to purchase and install equipment for the
2 Chaves Joy senior centers in Chaves county;

3 (10) one hundred five thousand dollars
4 (\$105,000) to purchase and install equipment for the senior
5 olympics program in Chaves county;

6 (11) four hundred fifty thousand dollars
7 (\$450,000) to plan, design, construct, equip and furnish the
8 Hagerman senior center in Chaves county;

9 (12) ten thousand six hundred dollars
10 (\$10,600) to purchase and install equipment for the Pueblo of
11 Acoma senior center in Cibola county;

12 (13) sixty thousand dollars (\$60,000) to make
13 improvements, including purchase and installation of equipment,
14 to the Pueblo of Acoma senior center in Cibola county;

15 (14) six thousand dollars (\$6,000) to purchase
16 and install equipment for the Grants senior center in Cibola
17 county;

18 (15) four hundred seventy-five thousand
19 dollars (\$475,000) to plan, design, construct, equip and
20 furnish the Pueblo of Laguna senior center in Cibola county;

21 (16) thirty thousand dollars (\$30,000) to make
22 improvements for building-code compliance, including purchase
23 and installation of equipment, to the Pueblo of Laguna senior
24 and adult daycare center in Cibola county;

25 (17) thirty-five thousand eight hundred forty

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1 dollars (\$35,840) to make improvements, including purchase and
2 installation of equipment, to the Cimarron senior center in
3 Colfax county;

4 (18) thirteen thousand five hundred dollars
5 (\$13,500) to purchase and install equipment for senior centers
6 countywide in Colfax county;

7 (19) thirty-nine thousand nine hundred dollars
8 (\$39,900) to purchase and install meals equipment for senior
9 centers countywide in Colfax county;

10 (20) forty-two thousand five hundred dollars
11 (\$42,500) to make improvements, including purchase and
12 installation of equipment, to the Eagle Nest senior center in
13 Colfax county;

14 (21) forty thousand dollars (\$40,000) to make
15 improvements, including purchase and installation of equipment,
16 to the Raton senior center in Colfax county;

17 (22) two thousand five hundred dollars
18 (\$2,500) to make improvements for building-code compliance,
19 including purchase and installation of equipment, to the Raton
20 senior center in Colfax county;

21 (23) one hundred thousand dollars (\$100,000)
22 to make improvements, including purchase and installation of
23 equipment, to the Springer senior center in Colfax county;

24 (24) fifteen thousand dollars (\$15,000) to
25 make improvements, including purchase and installation of

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1 equipment, to the Clovis Baxter-Curren senior center in Curry
2 county;

3 (25) twelve thousand five hundred sixteen
4 dollars (\$12,516) to purchase and install equipment for the
5 Clovis senior center in Curry county;

6 (26) eleven thousand two hundred dollars
7 (\$11,200) to make improvements, including purchase and
8 installation of equipment, to the Alice Converse senior center
9 in Curry county;

10 (27) seven thousand dollars (\$7,000) to
11 purchase and install meals equipment for the Grady senior
12 center in Curry county;

13 (28) eighteen thousand dollars (\$18,000) to
14 purchase and install equipment for the East Mesa senior center
15 in Dona Ana county;

16 (29) five thousand dollars (\$5,000) to
17 purchase and install equipment for the East Side senior center
18 in Dona Ana county;

19 (30) eighteen thousand dollars (\$18,000) to
20 make improvements for building-code compliance, including
21 purchase and installation of equipment, to the East Side senior
22 center in Dona Ana county;

23 (31) six thousand dollars (\$6,000) to purchase
24 and install equipment for senior centers citywide in Las Cruces
25 in Dona Ana county;

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1 (32) forty thousand seven hundred dollars
2 (\$40,700) to purchase and install meals equipment for senior
3 centers citywide in Las Cruces in Dona Ana county;

4 (33) ninety-seven thousand four hundred forty
5 dollars (\$97,440) to make improvements, including purchase and
6 installation of equipment, to the Artesia senior center in Eddy
7 county;

8 (34) three thousand nine hundred thirty-seven
9 dollars (\$3,937) to purchase and install meals equipment for
10 the Carlsbad senior center in Eddy county;

11 (35) seven thousand five hundred dollars
12 (\$7,500) to make improvements, including purchase and
13 installation of equipment, to the Mimbres Valley senior center
14 in Grant county;

15 (36) three thousand five hundred twenty-eight
16 dollars (\$3,528) to purchase and install equipment for senior
17 centers countywide in Grant county;

18 (37) thirty-seven thousand four hundred
19 nineteen dollars (\$37,419) to purchase and install meals
20 equipment for senior centers countywide in Grant county;

21 (38) eighty-four thousand three hundred
22 seventeen dollars (\$84,317) to make improvements, including
23 purchase and installation of equipment, to La Loma senior
24 center in Guadalupe county;

25 (39) eighty-two thousand dollars (\$82,000) to

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1 make improvements for building-code compliance, including
2 purchase and installation of equipment, to the Santa Rosa
3 senior center in Guadalupe county;

4 (40) seven hundred twenty-five thousand
5 dollars (\$725,000) to plan, design, construct, equip and
6 furnish the Lordsburg senior center in Hidalgo county;

7 (41) three thousand nine hundred thirty-six
8 dollars (\$3,936) to purchase and install meals equipment for
9 the Lordsburg senior center in Hidalgo county;

10 (42) two hundred thousand dollars (\$200,000)
11 to plan, design, construct, equip and furnish the Hobbs senior
12 center in Lea county;

13 (43) twenty-two thousand six hundred dollars
14 (\$22,600) to purchase and install meals equipment for the Jal
15 senior center in Lea county;

16 (44) one hundred seventy-five thousand dollars
17 (\$175,000) to plan, design, construct, equip and furnish the
18 Hondo Valley senior center in Lincoln county;

19 (45) seven thousand five hundred dollars
20 (\$7,500) to make improvements for building-code compliance,
21 including purchase and installation of equipment, to the Hondo
22 Valley senior center in Lincoln county;

23 (46) forty thousand dollars (\$40,000) to make
24 improvements for building-code compliance, including purchase
25 and installation of equipment, to the Ruidoso senior center in

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1 Lincoln county;

2 (47) five thousand dollars (\$5,000) to make
3 improvements, including purchase and installation of equipment,
4 to the Baahaali chapter senior center on the Navajo Nation in
5 McKinley county;

6 (48) eight thousand dollars (\$8,000) to make
7 improvements for building-code compliance, including purchase
8 and installation of equipment, to the Baahaali chapter senior
9 center on the Navajo Nation in McKinley county;

10 (49) fifty-nine thousand dollars (\$59,000) to
11 make improvements for building-code compliance, including
12 purchase and installation of equipment, to the Baca chapter
13 senior center on the Navajo Nation in McKinley county;

14 (50) five hundred thousand dollars (\$500,000)
15 to plan, design, construct, equip and furnish the Chichiltah
16 chapter senior center on the Navajo Nation in McKinley county;

17 (51) eleven thousand one hundred thirty
18 dollars (\$11,130) to make improvements, including purchase and
19 installation of equipment, to the Chichiltah chapter senior
20 center on the Navajo Nation in McKinley county;

21 (52) four thousand dollars (\$4,000) to
22 purchase and install equipment for the Gallup senior center in
23 McKinley county;

24 (53) twenty thousand dollars (\$20,000) to make
25 improvements for building-code compliance, including purchase

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1 and installation of equipment, to the Nahodishgish chapter
2 senior center on the Navajo Nation in McKinley county;

3 (54) forty-five thousand dollars (\$45,000) to
4 make improvements, including purchase and installation of
5 equipment, to the Pinedale chapter senior center on the Navajo
6 Nation in McKinley county;

7 (55) twenty-one thousand dollars (\$21,000) to
8 make improvements for building-code compliance, including
9 purchase and installation of equipment, to the Pinedale chapter
10 senior center on the Navajo Nation in McKinley county;

11 (56) one hundred thousand dollars (\$100,000)
12 to purchase and install equipment for the Pueblo Pintado
13 chapter senior center on the Navajo Nation in McKinley county;

14 (57) twenty-five thousand dollars (\$25,000) to
15 make improvements, including purchase and installation of
16 equipment, to the Ramah senior center in McKinley county;

17 (58) fifteen thousand dollars (\$15,000) to
18 make improvements for building-code compliance, including
19 purchase and installation of equipment, to the Smith Lake
20 chapter senior center on the Navajo Nation in McKinley county;

21 (59) seven hundred seventy-five thousand
22 dollars (\$775,000) to plan, design, construct, equip and
23 furnish the Standing Rock chapter senior center on the Navajo
24 Nation in McKinley county;

25 (60) seventy-five thousand dollars (\$75,000)

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1 to make improvements for building-code compliance, including
2 purchase and installation of equipment, to the Thoreau senior
3 center in McKinley county;

4 (61) twenty thousand dollars (\$20,000) to make
5 improvements, including purchase and installation of equipment,
6 to the Thoreau chapter senior center on the Navajo Nation in
7 McKinley county;

8 (62) thirty thousand dollars (\$30,000) to make
9 improvements for building-code compliance, including purchase
10 and installation of equipment, to the Thoreau chapter senior
11 center on the Navajo Nation in McKinley county;

12 (63) five thousand dollars (\$5,000) to make
13 improvements for building-code compliance, including purchase
14 and installation of equipment, to the Tohatchi chapter senior
15 center on the Navajo Nation in McKinley county;

16 (64) one hundred thousand dollars (\$100,000)
17 to make improvements for building-code compliance, including
18 purchase and installation of equipment, to the Twin Lakes
19 chapter senior center on the Navajo Nation in McKinley county;

20 (65) ninety thousand dollars (\$90,000) to make
21 improvements, including purchase and installation of equipment,
22 to the Pueblo of Zuni senior center in McKinley county;

23 (66) fifteen thousand three hundred dollars
24 (\$15,300) to purchase and install meals equipment for the Mora
25 and Wagon Mound senior centers in Mora county;

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1 (67) six hundred thousand dollars (\$600,000)
2 to plan, design, construct, equip and furnish the Mora-Wagon
3 Mound senior center in Mora county;

4 (68) ten thousand dollars (\$10,000) to make
5 improvements for building-code compliance, including purchase
6 and installation of equipment, to the Pueblo of Isleta senior
7 center in Bernalillo county;

8 (69) forty-five thousand dollars (\$45,000) to
9 make improvements for building-code compliance, including
10 purchase and installation of equipment, to senior centers
11 nationwide on the Navajo Nation in McKinley, San Juan, Cibola,
12 Bernalillo and Sandoval counties;

13 (70) one hundred twenty thousand dollars
14 (\$120,000) to purchase and install equipment for senior centers
15 nationwide on the Navajo Nation in McKinley, San Juan, Cibola,
16 Bernalillo and Sandoval counties;

17 (71) two hundred twenty-five thousand dollars
18 (\$225,000) to purchase and install meals equipment for the
19 Navajo Nation senior centers nationwide in McKinley, San Juan,
20 Cibola, Bernalillo and Sandoval counties;

21 (72) twenty-five thousand five hundred forty
22 dollars (\$25,540) to purchase and install equipment for the
23 Alamogordo senior center in Otero county;

24 (73) ten thousand six hundred thirty-two
25 dollars (\$10,632) to purchase and install meals equipment for

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1 the Alamogordo senior center in Otero county;

2 (74) five thousand dollars (\$5,000) to
3 purchase and install equipment for the Mescalero Apache Tribe
4 senior center in Otero county;

5 (75) thirteen thousand three hundred ten
6 dollars (\$13,310) to purchase and install meals equipment for
7 the Sacramento senior center in Otero county;

8 (76) seven hundred thirty-nine thousand nine
9 hundred fifty-four dollars (\$739,954) to plan, design,
10 construct, equip and furnish the Tularosa senior center in
11 Otero county;

12 (77) six thousand dollars (\$6,000) to purchase
13 and install equipment for the Tularosa senior center in Otero
14 county;

15 (78) ninety-six thousand dollars (\$96,000) to
16 make improvements, including purchase and installation of
17 equipment, to the Tularosa senior center in Otero county;

18 (79) thirty-nine thousand nine hundred dollars
19 (\$39,900) to purchase and install meals equipment for the
20 Tularosa senior center in Otero county;

21 (80) five thousand eight hundred twenty-five
22 dollars (\$5,825) to purchase and install equipment for the
23 Logan senior center in Quay county;

24 (81) twelve thousand one hundred ninety
25 dollars (\$12,190) to purchase and install meals equipment for

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1 the Logan senior center in Quay county;

2 (82) twenty-five thousand dollars (\$25,000) to
3 make improvements, including purchase and installation of
4 equipment, to the San Jose senior center in Quay county;

5 (83) one hundred ninety thousand dollars
6 (\$190,000) to make improvements, including purchase and
7 installation of equipment, to the Alcalde community senior meal
8 site center in Rio Arriba county;

9 (84) two hundred thousand dollars (\$200,000)
10 to make improvements for building-code compliance, including
11 purchase and installation of equipment, to the Coyote senior
12 center in Rio Arriba county;

13 (85) fifty thousand dollars (\$50,000) to make
14 improvements, including purchase and installation of equipment,
15 to the Espanola senior center in Rio Arriba county;

16 (86) forty-five thousand five hundred dollars
17 (\$45,500) to make improvements for building-code compliance,
18 including purchase and installation of equipment, to the
19 Espanola senior center in Rio Arriba county;

20 (87) nine thousand eight hundred dollars
21 (\$9,800) to purchase and install equipment for senior centers
22 countywide in Rio Arriba county;

23 (88) seven thousand six hundred eighty dollars
24 (\$7,680) to purchase and install meals equipment for senior
25 centers countywide in Rio Arriba county;

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1 (89) twenty-five thousand dollars (\$25,000) to
2 make improvements, including purchase and installation of
3 equipment, to the Pueblo of Santa Clara senior center in Rio
4 Arriba county;

5 (90) fifty thousand dollars (\$50,000) to make
6 improvements for building-code compliance, including purchase
7 and installation of equipment, to the Pueblo of Santa Clara
8 senior and adult daycare center in Rio Arriba county;

9 (91) thirty-six thousand two hundred dollars
10 (\$36,200) to purchase and install meals equipment for the
11 Pueblo of Santa Clara senior and adult daycare center in Rio
12 Arriba county;

13 (92) fifteen thousand eight hundred thirty
14 dollars (\$15,830) to purchase and install equipment for the
15 Portales senior center in Roosevelt county;

16 (93) twelve thousand four hundred three
17 dollars (\$12,403) to purchase and install meals equipment for
18 the Portales senior center in Roosevelt county;

19 (94) four thousand five hundred three dollars
20 (\$4,503) to make improvements, including purchase and
21 installation of equipment, to the Blanco senior center in San
22 Juan county;

23 (95) six thousand six hundred twenty-two
24 dollars (\$6,622) to make improvements for building-code
25 compliance, including purchase and installation of equipment,

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1 to the Bloomfield senior center in San Juan county;

2 (96) twenty thousand dollars (\$20,000) to make
3 improvements for building-code compliance, including purchase
4 and installation of equipment, to the Crystal chapter senior
5 center on the Navajo Nation in San Juan county;

6 (97) four thousand dollars (\$4,000) to make
7 improvements for building-code compliance, including purchase
8 and installation of equipment, to the Huerfano chapter senior
9 center on the Navajo Nation in San Juan county;

10 (98) twelve thousand dollars (\$12,000) to make
11 improvements, including purchase and installation of equipment,
12 to the Lake Valley chapter senior center on the Navajo Nation
13 in San Juan county;

14 (99) four thousand five hundred dollars
15 (\$4,500) to make improvements for building-code compliance,
16 including purchase and installation of equipment, to the
17 Nageezi chapter senior center on the Navajo Nation in San Juan
18 county;

19 (100) three hundred thousand dollars
20 (\$300,000) to plan, design, construct, equip and furnish the
21 Newcomb chapter senior center on the Navajo Nation in San Juan
22 county;

23 (101) one thousand five hundred dollars
24 (\$1,500) to purchase and install meals equipment for the Lower
25 Valley senior center in San Juan county;

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1 (102) twenty-one thousand dollars (\$21,000) to
2 purchase and install meals equipment for senior centers
3 countywide in San Juan county;

4 (103) two thousand two hundred thirty dollars
5 (\$2,230) to make improvements, including purchase and
6 installation of equipment, to the Shiprock chapter senior
7 center in San Juan county;

8 (104) seventy-one thousand five hundred
9 dollars (\$71,500) to make improvements for building-code
10 compliance, including purchase and installation of equipment,
11 to the Las Vegas senior center in San Miguel county;

12 (105) nine thousand six hundred dollars
13 (\$9,600) to purchase and install meals equipment for the Las
14 Vegas senior center in San Miguel county;

15 (106) three hundred thousand dollars
16 (\$300,000) to plan, design, construct, equip and furnish the
17 Pueblo of Cochiti senior center in Sandoval county;

18 (107) twenty-four thousand five hundred
19 dollars (\$24,500) to make improvements, including purchase and
20 installation of equipment, to the Pueblo of Jemez senior center
21 in Sandoval county;

22 (108) fifteen thousand dollars (\$15,000) to
23 purchase and install meals equipment for the Pueblo of Jemez
24 senior center in Sandoval county;

25 (109) fourteen thousand dollars (\$14,000) to

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1 make improvements, including purchase and installation of
2 equipment, to the Pena Blanca senior center in Sandoval county;

3 (110) three hundred thousand dollars
4 (\$300,000) to plan, design, construct, equip and furnish the
5 Rio Rancho senior center in Sandoval county;

6 (111) two thousand five hundred dollars
7 (\$2,500) to purchase and install equipment for the Rio Rancho
8 senior center in Sandoval county;

9 (112) nine thousand three hundred dollars
10 (\$9,300) to purchase and install meals equipment for the Rio
11 Rancho senior center in Sandoval county;

12 (113) six thousand five hundred dollars
13 (\$6,500) to purchase and install equipment for the Pueblo of
14 San Felipe senior center in Sandoval county;

15 (114) fourteen thousand dollars (\$14,000) to
16 purchase and install meals equipment for the Jemez senior
17 center in Sandoval county;

18 (115) twelve thousand five hundred dollars
19 (\$12,500) to purchase and install equipment for senior centers
20 countywide in Sandoval county;

21 (116) thirty-eight thousand dollars (\$38,000)
22 to purchase and install equipment for the Pueblo of Zia and
23 Pueblo of Santa Ana senior centers in Sandoval county;

24 (117) thirty thousand dollars (\$30,000) to
25 purchase and install meals equipment for the Pueblo of Zia and

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1 Pueblo of Santa Ana senior centers in Sandoval county;

2 (118) eighteen thousand dollars (\$18,000) to
3 purchase and install equipment for the Pueblo of Santo Domingo
4 senior center in Sandoval county;

5 (119) sixteen thousand three hundred dollars
6 (\$16,300) to make improvements for building-code compliance,
7 including purchase and installation of equipment, to the Pueblo
8 of Santo Domingo senior center in Sandoval county;

9 (120) five hundred seventy-five thousand
10 dollars (\$575,000) to plan, design, construct, equip and
11 furnish the Torreon chapter senior center on the Navajo Nation
12 in Sandoval county;

13 (121) twenty-five thousand dollars (\$25,000)
14 to make improvements for building-code compliance, including
15 purchase and installation of equipment, to the Chimayo senior
16 center in Santa Fe county;

17 (122) seventy-five thousand dollars (\$75,000)
18 to make improvements, including purchase and installation of
19 equipment, to the Pueblo of Pojoaque senior center in Santa Fe
20 county;

21 (123) twenty-five thousand six hundred dollars
22 (\$25,600) to make improvements, including purchase and
23 installation of equipment, to the Pueblo of San Ildefonso
24 senior center in Santa Fe county;

25 (124) twenty-four thousand three hundred

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1 dollars (\$24,300) to purchase and install meals equipment for
2 senior centers citywide in Santa Fe in Santa Fe county;

3 (125) fourteen thousand two hundred seventy
4 dollars (\$14,270) to make improvements for building-code
5 compliance, including purchase and installation of equipment,
6 to the Mary Esther and Luisa senior centers in Santa Fe county;

7 (126) thirty-two thousand three hundred ten
8 dollars (\$32,310) to purchase and install meals equipment for
9 the Rufina meal site center in Santa Fe county;

10 (127) fifty-seven thousand dollars (\$57,000)
11 to purchase and install meals equipment for senior centers
12 countywide in Santa Fe county;

13 (128) thirty-eight thousand dollars (\$38,000)
14 to make improvements for building-code compliance, including
15 purchase and installation of equipment, to the Truth or
16 Consequences senior center in Sierra county;

17 (129) twenty-two thousand nine hundred fifty
18 dollars (\$22,950) to purchase and install meals equipment for
19 the Truth or Consequences senior center in Sierra county;

20 (130) thirty-six thousand dollars (\$36,000) to
21 make improvements, including purchase and installation of
22 equipment, to the Magdalena senior center in Socorro county;

23 (131) thirty-six thousand dollars (\$36,000) to
24 make improvements, including purchase and installation of
25 equipment, to the Northern senior center in Socorro county;

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1 (132) one million dollars (\$1,000,000) to
2 purchase and install equipment for area agencies on aging
3 statewide;

4 (133) forty thousand dollars (\$40,000) to make
5 improvements, including purchase and installation of equipment,
6 to the Pueblo of Picuris senior center in Taos county;

7 (134) two thousand thirty-six dollars (\$2,036)
8 to make improvements for building-code compliance, including
9 purchase and installation of equipment, to the Taos senior
10 center in Taos county;

11 (135) eleven thousand six hundred forty-eight
12 dollars (\$11,648) to purchase and install equipment for senior
13 centers countywide in Taos county;

14 (136) sixteen thousand six hundred
15 seventy-four dollars (\$16,674) to purchase and install meals
16 equipment for senior centers countywide in Taos county;

17 (137) nine hundred thousand dollars (\$900,000)
18 to plan, design, construct, equip and furnish the Pueblo of
19 Taos senior center in Taos county;

20 (138) three thousand five hundred dollars
21 (\$3,500) to purchase and install equipment for the Pueblo of
22 Taos senior center in Taos county;

23 (139) four thousand five hundred dollars
24 (\$4,500) to purchase and install meals equipment for the Pueblo
25 of Taos senior center in Taos county;

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1 (140) twenty-five thousand dollars (\$25,000)
2 to make improvements, including purchase and installation of
3 equipment, to the Moriarty senior center in Torrance county;

4 (141) three thousand five hundred dollars
5 (\$3,500) to make improvements for building-code compliance,
6 including purchase and installation of equipment, to the
7 Moriarty senior center in Torrance county;

8 (142) thirty-five thousand dollars (\$35,000)
9 to make improvements, including purchase and installation of
10 equipment, to the Mountainair senior center in Torrance county;

11 (143) eighteen thousand dollars (\$18,000) to
12 purchase and install equipment for senior centers in
13 Mountainair, Estancia and Moriarty in Torrance county;

14 (144) eleven thousand three hundred dollars
15 (\$11,300) to purchase and install equipment for the Clayton
16 senior center in Union county;

17 (145) twelve thousand dollars (\$12,000) to
18 make improvements, including purchase and installation of
19 equipment, to the Clayton senior center in Union county;

20 (146) five thousand nine hundred fifty dollars
21 (\$5,950) to purchase and install meals equipment for the
22 Clayton senior center in Union county;

23 (147) four hundred fifty thousand dollars
24 (\$450,000) to plan, design, construct, equip and furnish the
25 Del Rio senior center in Valencia county; and

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1 (148) twenty-nine thousand two hundred dollars
2 (\$29,200) to purchase and install equipment for the Del Rio and
3 Meadow Lake senior centers in Valencia county;

4 B. to the higher education department for library
5 acquisitions at state libraries, public school libraries,
6 academic libraries and tribal libraries statewide:

7 (1) two million nine hundred ninety-five
8 thousand dollars (\$2,995,000) to acquire library books,
9 equipment and library resources for state libraries statewide;

10 (2) two million nine hundred ninety-five
11 thousand dollars (\$2,995,000) to acquire library books,
12 equipment and library resources for public school libraries
13 statewide;

14 (3) two million nine hundred ninety-five
15 thousand dollars (\$2,995,000) to acquire library books,
16 equipment and library resources for academic libraries
17 statewide; and

18 (4) one million four hundred ninety-seven
19 thousand five hundred dollars (\$1,497,500) to acquire library
20 books, equipment and library resources for tribal libraries
21 statewide;

22 C. for public school capital improvements
23 statewide:

24 (1) to the public education department:

25 (a) two million dollars (\$2,000,000) to

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1 purchase library books for public and charter schools
2 statewide; and

3 (b) three million nine hundred
4 eighty-five thousand dollars (\$3,985,000) to purchase school
5 buses statewide; and

6 (2) to the public school capital outlay
7 council, three million dollars (\$3,000,000) to construct
8 pre-kindergarten classrooms statewide;

9 D. for capital improvements at institutions of
10 higher education and constitutional special schools statewide:

11 (1) to the higher education department:

12 (a) twelve million dollars (\$12,000,000)
13 to design and construct phase 3 of the westside campus of
14 central New Mexico community college in Bernalillo county;

15 (b) four million dollars (\$4,000,000) to
16 plan, design, construct, equip and furnish upgrades at the
17 central plant at the New Mexico junior college in Hobbs in Lea
18 county;

19 (c) six million dollars (\$6,000,000) to
20 plan, design, construct, equip and furnish the North American
21 wind research and training center at Mesalands community
22 college in Tucumcari in Quay county;

23 (d) four million five hundred thousand
24 dollars (\$4,500,000) to plan, design, construct, equip and
25 furnish the multipurpose education center at Luna community

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1 college in Las Vegas in San Miguel county;

2 (e) four million two hundred thousand
3 dollars (\$4,200,000) to plan, design, construct, equip and
4 furnish the trades and advanced technology center at Santa Fe
5 community college in Santa Fe county; and

6 (f) five hundred thousand (\$500,000) to
7 plan, design and construct the science, technology, art and
8 cultural center at the institute of American Indian arts in
9 Santa Fe county;

10 (2) to the board of regents of eastern New
11 Mexico university:

12 (a) four million dollars (\$4,000,000) to
13 plan, design, construct, equip and furnish the educational
14 center at the Roswell branch campus in Chaves county;

15 (b) two million dollars (\$2,000,000) to
16 plan, design, construct, equip and furnish an electrical system
17 upgrade in Portales in Roosevelt county;

18 (c) eight million dollars (\$8,000,000)
19 to plan, design, construct, equip and furnish the technology
20 building renovation in Portales in Roosevelt county; and

21 (d) two million dollars (\$2,000,000) for
22 renovation and expansion of the music building at eastern New
23 Mexico university in Portales in Roosevelt county;

24 (3) to the board of regents of New Mexico
25 highlands university:

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1 (a) eight million dollars (\$8,000,000)
2 to plan, design, construct, equip and furnish infrastructure at
3 New Mexico highlands university in Las Vegas in San Miguel
4 county; and

5 (b) one million eight hundred thousand
6 dollars (\$1,800,000) to complete renovations to the Lora Mangum
7 Shields science building and annex at New Mexico highlands
8 university in Las Vegas in San Miguel county;

9 (4) to the board of regents of New Mexico
10 military institute, five million dollars (\$5,000,000) for
11 renovations, including improvements related to code compliance,
12 at Pearson auditorium in Roswell in Chaves county;

13 (5) to the board of regents of New Mexico
14 institute of mining and technology, eight million dollars
15 (\$8,000,000) to plan, design, construct, equip and furnish
16 central utility infrastructure renovation and expansion in
17 Socorro in Socorro county;

18 (6) to the board of regents of New Mexico
19 school for the deaf, three million dollars (\$3,000,000) to
20 plan, design, construct, equip and furnish Dillon hall in Santa
21 Fe in Santa Fe county;

22 (7) to the board of regents of New Mexico
23 state university:

24 (a) nineteen million seven hundred
25 seventy-three thousand nine hundred dollars (\$19,773,900) to

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1 plan, design, construct, equip and furnish the arts complex and
2 to demolish the Hershel Zohn theater in Las Cruces in Dona Ana
3 county;

4 (b) six million dollars (\$6,000,000) to
5 design, plan, construct, equip and furnish the Dona Ana east
6 mesa center to be used primarily for classroom and laboratory
7 space at the Dona Ana branch in Las Cruces in Dona Ana county;

8 (c) five hundred thousand dollars
9 (\$500,000) to renovate and expand the trades building at the
10 Dona Ana branch campus of New Mexico state university in Las
11 Cruces in Dona Ana county;

12 (d) two million dollars (\$2,000,000) to
13 plan, design, construct, equip and furnish the southwest center
14 for rangeland sustainability in Corona in Lincoln county; and

15 (e) one million dollars (\$1,000,000) to
16 plan, design, construct, equip and furnish renovations of the
17 general classroom buildings at the Alamogordo branch campus in
18 Otero county;

19 (8) to the board of regents of northern New
20 Mexico state school, five million two hundred thousand dollars
21 (\$5,200,000) to plan, design, construct, equip and furnish the
22 Ben Lujan learning resource center addition at the Espanola
23 campus in Rio Arriba county;

24 (9) to the board of regents of the university
25 of New Mexico:

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1 (a) five million dollars (\$5,000,000) to
2 plan, design, construct, equip and furnish the renovation and
3 expansion of the existing biology building in Albuquerque in
4 Bernalillo county;

5 (b) six million dollars (\$6,000,000) to
6 plan, design, construct, equip and furnish the college of
7 education renewal in Albuquerque in Bernalillo county;

8 (c) four million dollars (\$4,000,000) to
9 plan, design, construct, equip and furnish the film and digital
10 media building at Mesa del Sol in Albuquerque in Bernalillo
11 county;

12 (d) two million dollars (\$2,000,000) to
13 plan, design, construct, equip and furnish the learning center
14 in Albuquerque in Bernalillo county; and

15 (e) three million three hundred thousand
16 dollars (\$3,300,000) to plan, design, construct, equip and
17 furnish the classroom completion project at the Taos branch in
18 Taos county; and

19 (10) to the board of regents of western New
20 Mexico university:

21 (a) two million dollars (\$2,000,000) to
22 plan, design, construct, equip and furnish the Chino computing
23 center renovation in Silver City in Grant county; and

24 (b) six million dollars (\$6,000,000) to
25 plan, design, construct, equip and furnish infrastructure in

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1 Silver City in Grant county; and

2 E. for capital improvements at health facilities
3 statewide:

4 (1) to the higher education department:

5 (a) four million dollars (\$4,000,000) to
6 plan, design, construct, equip and furnish the allied health
7 building at Clovis community college in Clovis in Curry county;
8 and

9 (b) five million dollars (\$5,000,000) to
10 plan, design, construct, equip and furnish the health sciences
11 center at San Juan college in Farmington in San Juan county;

12 (2) to the Indian affairs department, three
13 million dollars (\$3,000,000) to plan, design and construct a
14 regional wellness center at the Santa Fe Indian school in Santa
15 Fe in Santa Fe county;

16 (3) to the board of regents of New Mexico
17 state university, two million nine hundred eleven thousand two
18 hundred dollars (\$2,911,200) to plan, design and construct an
19 allied health and university transfer center at the Carlsbad
20 branch campus of New Mexico state university in Eddy county;

21 (4) to the board of regents of the university
22 of New Mexico:

23 (a) seventeen million dollars
24 (\$17,000,000) to plan, design, construct, equip and furnish the
25 cancer research and treatment center at the health sciences

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1 center at the university of New Mexico in Albuquerque in
2 Bernalillo county;

3 (b) four million five hundred thousand
4 dollars (\$4,500,000) to plan, design, construct, equip and
5 furnish the health sciences center neurosciences research
6 building at the university of New Mexico in Albuquerque in
7 Bernalillo county; and

8 (c) seven million dollars (\$7,000,000)
9 to plan, design, construct and renovate dental clinics and
10 dental satellite facilities statewide; and

11 (5) to the capital program fund, ten million
12 dollars (\$10,000,000) to plan, design and construct phase 1 of
13 the Meadows hospital facility at the New Mexico behavioral
14 health institute in Las Vegas in San Miguel county.

15 Section 11. ELECTION.--

16 A. Bonds issued pursuant to the 2008 Capital
17 Projects General Obligation Bond Act shall be submitted to the
18 registered voters of the state at the general election to be
19 held in November 2008, and, if they receive a majority of all
20 the votes cast thereon at such election, shall take effect upon
21 certification of the state canvassing board announcing the
22 results of such election. No bonds shall be issued or sold
23 under that act until the registered voters of this state have
24 voted upon and approved the bonds and property tax as provided
25 in this section. Any bonds issued under that act shall be

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1 issued within thirty months from the date of such election.

2 B. The ballots used at the 2008 general election
3 shall contain substantially the following language:

4 (1) "The 2008 Capital Projects General
5 Obligation Bond Act authorizes the issuance and sale of senior
6 citizen facility improvement, construction and equipment
7 acquisition bonds. Shall the state be authorized to issue
8 general obligation bonds in an amount not to exceed fourteen
9 million eight hundred thousand dollars (\$14,800,000) to make
10 capital expenditures for certain senior citizen facility
11 improvements, construction and equipment acquisition projects
12 and provide for a general property tax imposition and levy for
13 the payment of principal of, interest on and expenses incurred
14 in connection with the issuance of the bonds and the collection
15 of the tax as permitted by law?

16 For _____ Against _____";

17 (2) "The 2008 Capital Projects General
18 Obligation Bond Act authorizes the issuance and sale of library
19 acquisition bonds. Shall the state be authorized to issue
20 general obligation bonds in an amount not to exceed ten million
21 five hundred thousand dollars (\$10,500,000) to make capital
22 expenditures for academic, public and tribal library
23 acquisitions and provide for a general property tax imposition
24 and levy for the payment of principal of, interest on and
25 expenses incurred in connection with the issuance of the bonds

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1 and the collection of the tax as permitted by law?

2 For _____ Against _____";

3 (3) "The 2008 Capital Projects General
4 Obligation Bond Act authorizes the issuance and sale of public
5 school capital improvement bonds. Shall the state be
6 authorized to issue general obligation bonds in an amount not
7 to exceed nine million dollars (\$9,000,000) to make capital
8 expenditures for pre-kindergarten classrooms, school bus
9 replacements and library book acquisitions for public schools
10 statewide and provide for a general property tax imposition and
11 levy for the payment of principal of, interest on and expenses
12 incurred in connection with the issuance of the bonds and the
13 collection of the tax as permitted by law?

14 For _____ Against _____";

15 (4) "The 2008 Capital Projects General
16 Obligation Bond Act authorizes the issuance and sale of higher
17 educational and special schools capital improvement and
18 acquisition bonds. Shall the state be authorized to issue
19 general obligation bonds in an amount not to exceed one hundred
20 thirty-six million dollars (\$136,000,000) to make capital
21 expenditures for certain higher educational and special schools
22 capital improvements and acquisitions and provide for a general
23 property tax imposition and levy for the payment of principal
24 of, interest on and expenses incurred in connection with the
25 issuance of the bonds and the collection of the tax as

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1 permitted by law?

2 For _____ Against _____";

3 and

4 (5) "The 2008 Capital Projects General
5 Obligation Bond Act authorizes the issuance and sale of health
6 facility improvement bonds. Shall the state be authorized to
7 issue general obligation bonds in an amount not to exceed
8 fifty-three million five hundred thousand dollars (\$53,500,000)
9 to make capital expenditures for health treatment and health
10 sciences facilities at the university of New Mexico and branch
11 and community colleges statewide and a regional wellness center
12 at Santa Fe Indian school and provide for a general property
13 tax imposition and levy for the payment of principal of,
14 interest on and expenses incurred in connection with the
15 issuance of the bonds and the collection of the tax as
16 permitted by law?

17 For _____ Against _____".

18 C. Each question set forth in this section includes
19 a specific work or object to be financed by the bonds. If any
20 such question is not approved by a majority vote of the
21 electorate at the state's 2008 general election, the issuance
22 of bonds for the work or object specified by the question shall
23 be excluded from and shall not be part of the 2008 Capital
24 Projects General Obligation Bond Act. The failure of a
25 question to be approved by the electorate at the 2008 general

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1 election shall not affect those questions that are approved at
2 the election.

3 D. The secretary of state shall include the
4 submission of the capital projects general obligation bonds to
5 the people at the 2008 general election, and it shall be
6 included in the general election proclamation of each of the
7 county clerks. The secretary of state shall cause the 2008
8 Capital Projects General Obligation Bond Act to be published in
9 full in at least one newspaper in each county of the state if
10 one be published therein, once each week, for four successive
11 weeks next preceding the general election as required by the
12 constitution of New Mexico.

13 Section 12. ART IN PUBLIC PLACES.--Pursuant to Section
14 13-4A-4 NMSA 1978 and where applicable, the appropriations
15 authorized in the 2008 Capital Projects General Obligation Bond
16 Act include money for the art in public places fund.

17 Section 13. PROJECT SCOPE--EXPENDITURES--REVERSION.--

18 A. If an appropriation for a project authorized in
19 the 2008 Capital Projects General Obligation Bond Act is not
20 sufficient to complete all the purposes specified, the
21 appropriation may be expended for any portion of the purposes
22 specified in the appropriation. Expenditures shall not be made
23 for purposes other than those specified in the appropriation.

24 B. The state agencies and state institutions to
25 which money has been appropriated in the 2008 Capital Projects

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1 General Obligation Bond Act shall be responsible for monitoring
2 the projects funded in that act to ensure compliance with the
3 constitution and laws of New Mexico and shall cause to be
4 reverted any unexpended or unencumbered balance remaining at
5 the earlier of the third full fiscal year after issuance of the
6 bonds or the termination or completion of the specific project.
7 Reverted funds shall be deposited in the debt service fund
8 established by the state treasurer for the purpose of paying
9 the principal of and interest on the state's general obligation
10 bonds.

11 Section 14. SEVERABILITY.--If any part or application of
12 the 2008 Capital Projects General Obligation Bond Act is held
13 invalid, the remainder or its application to other situations
14 or persons shall not be affected.

15 Section 15. EMERGENCY.--It is necessary for the public
16 peace, health and safety that this act take effect immediately.