

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 55

**50TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012**

AN ACT

RELATING TO THE NEW MEXICO FINANCE AUTHORITY; EXPANDING THE  
PURPOSE OF THE LOCAL GOVERNMENT PLANNING FUND TO INCLUDE  
INFRASTRUCTURE AND ENERGY AUDITS; REMOVING THE REQUIREMENT THAT  
CERTAIN GRANTS BE REPAID; MAKING AN APPROPRIATION; DECLARING AN  
EMERGENCY.

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

**SECTION 1.** Section 6-21-6.4 NMSA 1978 (being Laws 2002,  
Chapter 26, Section 2, as amended) is amended to read:

"6-21-6.4. LOCAL GOVERNMENT PLANNING FUND--CREATION--  
ADMINISTRATION--PURPOSES.--

A. The "local government planning fund" is created  
within the authority ~~[which]~~ and shall be administered by the  
authority. The authority shall adopt rules necessary to  
administer the fund.

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1           B. The following shall be deposited directly into  
2 the local government planning fund:

3                   (1) the net proceeds from the sale of bonds  
4 issued pursuant to the provisions of Section 6-21-6.1 NMSA 1978  
5 for the purposes of the local government planning fund and  
6 payable from the public project revolving fund;

7                   (2) money appropriated by the legislature to  
8 implement the provisions of this section; and

9                   (3) any other public or private money  
10 dedicated to the fund.

11           C. Money in the local government planning fund is  
12 appropriated to the authority to make grants to qualified  
13 entities; to evaluate and to estimate the costs of implementing  
14 the most feasible alternatives for ~~[meeting]~~ infrastructure,  
15 water and wastewater public project needs or to develop water  
16 conservation plans, long-term master plans, ~~[or]~~ economic  
17 development plans or energy audits; and to pay the  
18 administrative costs of the local government planning program.

19           D. The authority shall adopt rules governing the  
20 terms and conditions of grants made from the local government  
21 planning fund. ~~[Grants may be made from the fund only with the~~  
22 ~~agreement of the qualified entity to reimburse the fund for the~~  
23 ~~amount of the grant when financing from any source other than~~  
24 ~~the authority is subsequently received by the qualified entity~~  
25 ~~for the public project.]~~

1           E. The authority may make grants from the local  
2 government planning fund to qualified entities without specific  
3 authorization by law for each grant."

4           **SECTION 2. APPROPRIATION.**--Two million dollars  
5 (\$2,000,000) is appropriated from the public project revolving  
6 fund to the local government planning fund administered by the  
7 New Mexico finance authority for expenditure in fiscal year  
8 2012 and subsequent fiscal years to fund local government  
9 planning for water or wastewater system development, economic  
10 development or long-term water management and water  
11 conservation strategies. Any unexpended or unencumbered  
12 balance remaining at the end of a fiscal year shall not revert  
13 to the public project revolving fund.

14           **SECTION 3. EMERGENCY.**--It is necessary for the public  
15 peace, health and safety that this act take effect immediately.

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