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FISCAL IMPACT REPORT

ORIGINAL DATE 02/06/12
 LAST UPDATED 02/13/12

SPONSOR HAFC HB CS/2,3,4,5 and 6/aSFC

SHORT TITLE General Appropriation Act of 2012 SB _____

ANALYST Fernandez

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY12	FY13		
	\$5,636,715.0	Recurring	General Fund
	\$3,226,867.9	Recurring	Other State Funds
	\$879,321.8	Recurring	Internal Service/Inter-Agency Transfers
	\$5,659,537.1	Recurring	Federal Funds
\$95,893.3		Nonrecurring	General Fund
\$9,000.0		Nonrecurring	Appropriation Contingency Fund – Lock Box (Sec. 5)
\$28,333.1		Nonrecurring	Other State Funds
\$363.0		Nonrecurring	Federal Funds
\$4,300.0		Nonrecurring	Lands Maintenance Fund

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or	Fund Affected
FY12	FY13	FY14		
(\$40,000.0)			Nonrecurring	General Fund
\$40,000.0			Nonrecurring	Appropriation Contingency Fund
(\$4,300.0)			Nonrecurring	Lands Maintenance Fund

(Parenthesis () Indicate Revenue Decreases)

House Bill 2 conflicts with House Bill 7 and Senate Bill 80. These bills represent the Legislative Finance Committee’s recommendations for funding operations of state government.

House Bill 2 relates to House Bill 1. General fund operating appropriations for most legislative agencies are contained in House Bill 1, the “Feed Bill.”

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of SFC Amendment

This Senate Finance Committee Amendments add \$5.2 million to FY13 recurring general fund appropriations in Section 4 including additional funding for drug courts, juror pay, the aging network, reducing the DD waiver waiting list and domestic violence programs. The SFC amendments also add \$12.8 million of special and supplemental appropriations including \$6.5 million for public education, \$3 million for the Housing Trust Fund administered by the Mortgage Finance Authority, \$1.5 million for an assessment of microwave towers, and \$500 thousand more for the Secretary of State to administer the 2012 primary election. At the request of the executive, SFC amendments strike Section 10, Authority to reduce allotments. Also at the request of the executive, SFC amendments add a new section, Transfer Authority which provides authority to transfer \$55 million from the general fund operating reserve in FY13 to cover a revenue shortfall.

This bill plus House Bill 1 and House Bill 186 (additional judgeships) appropriate \$5.652 billion for FY13. This level is \$220 million, or 4 percent above FY12. The spending level is \$37 million less than projected revenue leaving room for additional legislation such as tax reductions, pension solvency, infrastructure funding, keeping reserves at a higher level due to weak natural gas process. The HAFC substitute for HB2 et al. also incorporates the LFC and executive recommendations to reverse the 1.75 percent “retirement swap” with \$49.7 million in each agency appropriation.

Synopsis of Original Bill

House Appropriations and Finance Committee Substitute for House Bills 2,3,4,5 and 6 appropriates money from the general fund, other revenue, internal services funds/interagency transfers, and federal funds for the FY13 operation of state agencies, higher education and public schools.

Section 1, Short Title (page 1);

Section 2, Definitions (pages 1 - 3);

Section 3, General Provisions (pages 3 – 5)

Section 4, Fiscal Year 2013 Appropriations (pages 5 - 197);

Section 5 Special Appropriations (pages 197 - 202);

Section 6, Supplemental and Deficiency Appropriations (pages 202 - 205);

Section 7, Data Processing Appropriations (pages 205 - 208);

Section 8, Additional Fiscal Year 2012 Budget Adjustment Authority (pages 208 - 213);

Section 9, Certain Fiscal Year 2013 Budget Adjustments Authorized (pages 213 - 218);

Section 10, Authority to Reduce Allotments (pages 219 – 221)

Section 11, Fund Transfers(221); and

Section 12, Severability (page 221).

FISCAL IMPLICATIONS

The appropriations contained in this bill can be summarized as follows:

(dollars in thousands)					
Agency	General Fund	Other State Funds	Internal Service Funds/InterAgency Trnsfrs	Federal Funds	Total
SECTION 4 FY13 Operating					
Recurring:					
Legislative	3,913.6	-	-	-	3,913.6
Judicial	199,458.3	23,043.2	8,349.9	2,218.6	233,070.0
General Control	160,634.1	779,450.9	534,952.6	17,722.0	1,492,759.6
Commerce & Industry	44,040.3	50,242.1	17,021.2	626.9	111,930.5
Agric., Enrgy & Ntrl Res	63,064.1	98,460.7	25,116.2	32,000.1	218,641.1
Health, Hospitals & Human Svcs	1,584,644.0	372,255.1	233,905.4	4,030,038.9	6,220,843.4
Public Safety	367,802.6	31,476.1	15,453.8	65,288.2	480,020.7
Transportation	-	432,052.0	-	403,449.0	835,501.0
Other Education	52,623.1	20,586.2	-	30,276.4	103,485.7
Higher Education	757,766.6	1,418,451.6	44,522.7	663,714.7	2,884,455.6
Public School Support	2,402,768.3	850.0	-	414,202.3	2,817,820.6
Total Sec 4 Recurring	\$ 5,636,715.0	\$ 3,226,867.9	\$ 879,321.8	\$ 5,659,537.1	\$ 15,402,441.8
TOTAL RECURRING	\$ 5,636,715.0	\$ 3,226,867.9	\$ 879,321.8	\$ 5,659,537.1	\$ 15,402,441.8
Nonrecurring: Sections 5, 6 & 7					
Specials	52,583.8	6,764.5	-	-	59,348.3
Specials - Education Lock Box	9,000.0	-	-	-	9,000.0
Data Processing	-	23,522.3	-	363.0	23,885.3
Supplemental & Deficiency	43,309.5	2,346.3	-	-	45,655.8
Total Nonrecurring	\$ 104,893.3	32,633.1	-	363.0	\$ 137,889.4

Unless otherwise indicated, appropriations from the general fund revert to the general fund at the end of FY13 unless otherwise indicated or provided by law. Exceptions include higher education institutions and public schools.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

House Bill 2 conflicts with House Bill 7 and Senate Bill 80. These bills represent the Legislative Finance Committee’s recommendations for funding operations of state government.

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OTHER SUBSTANTIVE ISSUES

Section 10 authorizes Department of Finance and Administration to reduce allotments in FY13 if projected revenues and transfers are insufficient to meet general fund appropriations in Section 4 of the bill. Reductions shall not be made in the allotments for the following: Medicaid programs; the developmental disabilities support program; the law enforcement program of the department of public safety; the inmate management and control program of the Corrections Department and any agency that receives less than \$5 million total in general fund appropriations under Section 4.

Section 10 also authorizes the Secretary of Department of Finance and Administration to transfer \$2.5 million from the general operating reserve to the state board of finance emergency fund to address critical public health and safety emergencies caused by an agency’s, fund’s, program’s or other recipient’s reduced allotment.

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Section 11 – Authorizes a transfer of \$40 million from the general fund to replenish a negative balance in the appropriation contingency fund in fiscal year 2012.

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