AN ACT

MAKING GENERAL APPROPRIATIONS AND AUTHORIZING EXPENDITURES BY
STATE AGENCIES REQUIRED BY LAW.

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

SECTION 1. SHORT TITLE.--This act may be cited as the "General Appropriation Act of 2019".

SECTION 2. DEFINITIONS.--As used in the General Appropriation Act of 2019:

A. "agency" means an office, department, agency, institution, board, bureau, commission, court, district attorney, council or committee of state government;

B. "efficiency" means the measure of the degree to which services are efficient and productive and is often expressed in terms of dollars or time per unit of output;

C. "explanatory" means information that can help
users to understand reported performance measures and to
evaluate the significance of underlying factors that may have
affected the reported information;

D. "federal funds" means any payments by the United
States government to state government or agencies except those
payments made in accordance with the federal Mineral Leasing
Act;

E. "general fund" means that fund created by
Section 6-4-2 NMSA 1978 and includes federal Mineral Leasing
Act receipts and those payments made in accordance with the
federal block grant and the federal Workforce Investment Act of
1998 but excludes the general fund operating reserve, the
appropriation contingency fund, the tax stabilization reserve
and any other fund, reserve or account from which general
appropriations are restricted by law;

F. "interagency transfers" means revenue, other
than internal service funds, legally transferred from one
agency to another;

G. "internal service funds" means:

(1) revenue transferred to an agency for the
financing of goods or services to another agency on a cost-
reimbursement basis; and

(2) balances in agency internal service fund
accounts appropriated by the General Appropriation Act of 2019;

H. "other state funds" means:
(1) nonreverting balances in agency accounts, other than in internal service funds accounts, appropriated by the General Appropriation Act of 2019;

(2) all revenue available to agencies from sources other than the general fund, internal service funds, interagency transfers and federal funds; and

(3) all revenue, the use of which is restricted by statute or agreement;

I. "outcome" means the measure of the actual impact or public benefit of a program;

J. "output" means the measure of the volume of work completed or the level of actual services or products delivered by a program;

K. "performance measure" means a quantitative or qualitative indicator used to assess a program;

L. "quality" means the measure of the quality of a good or service produced and is often an indicator of the timeliness, reliability or safety of services or products produced by a program;

M. "revenue" means all money received by an agency from sources external to that agency, net of refunds and other correcting transactions, other than from issue of debt, liquidation of investments or as agent or trustee for other governmental entities or private persons; and

N. "target" means the expected level of performance
of a program's performance measures.

SECTION 3. GENERAL PROVISIONS.--

A. Amounts set out under column headings are expressed in thousands of dollars.

B. Amounts set out under column headings are appropriated from the source indicated by the column heading. All amounts set out under the column heading "Internal Service Funds/Interagency Transfers" are intergovernmental transfers and do not represent a portion of total state government appropriations. All information designated as "Total" or "Subtotal" is provided for information and amounts are not appropriations.

C. Amounts set out in Section 4 of the General Appropriation Act of 2019, or so much as may be necessary, are appropriated from the indicated source for expenditure in fiscal year 2020 for the objects expressed.

D. Unexpended balances in agency accounts remaining at the end of fiscal year 2019 shall revert to the general fund by October 1, 2019 unless otherwise indicated in the General Appropriation Act of 2019 or otherwise provided by law.

E. Unexpended balances in agency accounts remaining at the end of fiscal year 2020 shall revert to the general fund by October 1, 2020 unless otherwise indicated in the General Appropriation Act of 2019 or otherwise provided by law.

F. The state budget division of the department of
finance and administration shall monitor revenue received by
agencies from sources other than the general fund and shall
reduce the operating budget of any agency whose revenue from
such sources is not meeting projections. The state budget
division shall notify the legislative finance committee of any
operating budget reduced pursuant to this subsection.

G. Except as otherwise specifically stated in the
General Appropriation Act of 2019, appropriations are made in
that act for the expenditures of agencies and for other
purposes as required by existing law for fiscal year 2020. If
any other act of the first session of the fifty-fourth
legislature changes existing law with regard to the name or
responsibilities of an agency or the name or purpose of a fund
or distribution, the appropriation made in the General
Appropriation Act of 2019 shall be transferred from the agency,
fund or distribution to which an appropriation had been made as
required by existing law to the appropriate agency, fund or
distribution provided by the new law.

H. Pursuant to Sections 6-3-23 through 6-3-25 NMSA
1978, agencies whose revenue from state board of finance loans,
from revenue appropriated by other acts of the legislature,
from any Native American tribe, pueblo or political subdivision
pursuant to a contract, memorandum of understanding or joint
powers agreement or from gifts, grants, donations, bequests,
insurance settlements, refunds or payments into revolving funds
exceeds specifically appropriated amounts may request budget increases from the state budget division. If approved by the state budget division, such money is appropriated.

I. Except for gasoline credit cards used solely for operation of official vehicles, telephone credit cards used solely for official business and procurement cards used as authorized by Section 6-5-9.1 NMSA 1978, none of the appropriations contained in the General Appropriation Act of 2019 may be expended for payment of agency-issued credit card invoices.

J. For the purpose of administering the General Appropriation Act of 2019, the state of New Mexico shall follow the modified accrual basis of accounting for governmental funds in accordance with the manual of model accounting practices issued by the department of finance and administration.

SECTION 4. FISCAL YEAR 2020 APPROPRIATIONS.--

A. LEGISLATIVE.--Twenty-one million five hundred eighty-nine thousand seven hundred dollars ($21,589,700) is appropriated from the general fund to the legislative council service for allocation to legislative agencies in fiscal year 2020.

B. JUDICIAL.--Three hundred six million two hundred seventy-one thousand eight hundred dollars ($306,271,800) from the general fund, twenty-one million six hundred fifty-six thousand eight hundred dollars ($21,656,800) from other state
funds, eleven million four hundred eight thousand nine hundred dollars ($11,408,900) from internal service funds/interagency transfers and five million six hundred sixteen thousand two hundred dollars ($5,616,200) from federal funds is appropriated to the administrative office of the courts for allocation to judicial agencies in fiscal year 2020.

C. GENERAL CONTROL.--One hundred forty-two million two hundred sixty-five thousand eight hundred dollars ($142,265,800) from the general fund, one billion five hundred thirty-eight million five hundred fifteen thousand five hundred dollars ($1,538,515,500) from other state funds, fifty million three hundred sixty-nine thousand six hundred dollars ($50,369,600) from internal service funds/interagency transfers and fifteen million six hundred seventy-nine thousand nine hundred dollars ($15,679,900) from federal funds is appropriated to the department of finance and administration for allocation to general control agencies in fiscal year 2020.

D. COMMERCE AND INDUSTRY.--Sixty-six million eighty-two thousand three hundred dollars ($66,082,300) from the general fund, eighty-one million two hundred seventy-three thousand dollars ($81,273,000) from other state funds, ninety-four million five hundred thirty-six thousand seven hundred dollars ($94,536,700) from internal service funds/interagency transfers and eight hundred ten thousand dollars ($810,000) from federal funds is appropriated to the
department of finance and administration for allocation to commerce and industry agencies in fiscal year 2020.

E. AGRICULTURE, ENERGY AND NATURAL RESOURCES.--Seventy-six million eight hundred fifty-four thousand four hundred dollars ($76,854,400) from the general fund, eighty-three million five hundred sixty-seven thousand two hundred dollars ($83,567,200) from other state funds, nineteen million eight hundred ninety thousand five hundred dollars ($19,890,500) from internal service funds/interagency transfers and forty million twenty-five thousand six hundred dollars ($40,025,600) from federal funds is appropriated to the department of finance and administration for allocation to agriculture, energy and natural resources agencies in fiscal year 2020.

F. HEALTH, HOSPITALS AND HUMAN SERVICES.--One billion eight hundred forty-eight million six hundred sixty-five thousand four hundred dollars ($1,848,665,400) from the general fund, two hundred eighty-seven million four hundred ninety-one thousand one hundred dollars ($287,491,100) from other state funds, three hundred fifty million nine hundred seventy-four thousand eight hundred dollars ($350,974,800) from internal service funds/interagency transfers and six billion one hundred forty-seven million seventeen thousand eight hundred dollars ($6,147,017,800) from federal funds is appropriated to the department of finance and administration for allocation to health, hospitals and human services agencies in fiscal year 2020.
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G. PUBLIC SAFETY.--Four hundred sixty-five million six hundred forty-six thousand five hundred dollars ($465,646,500) from the general fund, twenty-six million eight hundred thirty-one thousand eight hundred dollars ($26,831,800) from other state funds, twenty-three million five hundred forty-nine thousand two hundred dollars ($23,549,200) from internal service funds/interagency transfers and seventy-eight million fifty-three thousand one hundred dollars ($78,053,100) from federal funds is appropriated to the department of finance and administration for allocation to public safety agencies in fiscal year 2020.

H. TRANSPORTATION.--Four hundred eighty million seven hundred thirty-eight thousand dollars ($480,738,000) from other state funds, three million five hundred nineteen thousand four hundred dollars ($3,519,400) from internal service funds/interagency transfers and four hundred one million five hundred forty-two thousand eight hundred dollars ($401,542,800) from federal funds is appropriated to the department of finance and administration for allocation to transportation agencies in fiscal year 2020.

I. OTHER EDUCATION.--One hundred twenty-five million thirty-four thousand six hundred dollars ($125,034,600) from the general fund, eleven million eight hundred twenty-one thousand .212364.1

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thousand three hundred dollars ($11,821,300) from other state funds, forty-five thousand dollars ($45,000) from internal service funds/interagency transfers and twenty-nine million seven hundred fifty-two thousand two hundred dollars ($29,752,200) from federal funds is appropriated to the department of finance and administration for allocation to other education agencies in fiscal year 2020.

J. HIGHER EDUCATION.--Eight hundred thirty million one hundred seventy-one thousand three hundred dollars ($830,171,300) from the general fund, six million six hundred fifty-eight thousand one hundred dollars ($6,658,100) from other state funds, forty-two million two hundred sixty-five thousand seven hundred dollars ($42,265,700) from internal service funds/interagency transfers and nine million five hundred ninety-five thousand one hundred dollars ($9,595,100) from federal funds is appropriated to the higher education department for expenditure or allocation to higher education agencies in fiscal year 2020.

K. PUBLIC SCHOOL SUPPORT.--Three billion one hundred seventy-nine million five hundred sixty-two thousand three hundred dollars ($3,179,562,300) from the general fund, thirty million dollars ($30,000,000) from other state funds and four hundred forty-six million two hundred seventy-nine thousand two hundred dollars ($446,279,200) from federal funds is appropriated to the public education department for
expenditure or allocation to public school districts in fiscal year 2020.

SECTION 5. FUND TRANSFERS.--Notwithstanding the provisions of Sections 6-4-9 and 6-4-11 NMSA 1978 or other substantive law, the department of finance and administration shall transfer an amount from the tobacco settlement permanent fund to the tobacco settlement program fund equal to the difference between appropriations in Section 4 of the General Appropriation Act of 2019 made from the tobacco settlement program fund and the amount transferred to the tobacco settlement program fund pursuant to Subsection B of Section 6-4-9 NMSA 1978 in fiscal year 2020 to fully fund appropriations made from the tobacco settlement program fund contained in Section 4 of the General Appropriation Act of 2019.

SECTION 6. SEVERABILITY.--If any part or application of this act is held invalid, the remainder or its application to other situations or persons shall not be affected.