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HOUSE BILL 2

**54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

INTRODUCED BY

Patricia A. Lundstrom

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

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1 users to understand reported performance measures and to  
2 evaluate the significance of underlying factors that may have  
3 affected the reported information;

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

8 E. "general fund" means that fund created by  
9 Section 6-4-2 NMSA 1978 and includes federal Mineral Leasing  
10 Act receipts and those payments made in accordance with the  
11 federal block grant and the federal Workforce Investment Act of  
12 1998 but excludes the general fund operating reserve, the  
13 appropriation contingency fund, the tax stabilization reserve  
14 and any other fund, reserve or account from which general  
15 appropriations are restricted by law;

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

19 G. "internal service funds" means:

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

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

25 H. "other state funds" means:

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1 (1) nonreverting balances in agency accounts,  
2 other than in internal service funds accounts, appropriated by  
3 the General Appropriation Act of 2019;

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

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

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

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

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

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

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

25 N. "target" means the expected level of performance

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1 of a program's performance measures.

2 SECTION 3. GENERAL PROVISIONS.--

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

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

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

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

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

25 F. The state budget division of the department of

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

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

19 H. Pursuant to Sections 6-3-23 through 6-3-25 NMSA  
20 1978, agencies whose revenue from state board of finance loans,  
21 from revenue appropriated by other acts of the legislature,  
22 from any Native American tribe, pueblo or political subdivision  
23 pursuant to a contract, memorandum of understanding or joint  
24 powers agreement or from gifts, grants, donations, bequests,  
25 insurance settlements, refunds or payments into revolving funds

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1 exceeds specifically appropriated amounts may request budget  
2 increases from the state budget division. If approved by the  
3 state budget division, such money is appropriated.

4 I. Except for gasoline credit cards used solely for  
5 operation of official vehicles, telephone credit cards used  
6 solely for official business and procurement cards used as  
7 authorized by Section 6-5-9.1 NMSA 1978, none of the  
8 appropriations contained in the General Appropriation Act of  
9 2019 may be expended for payment of agency-issued credit card  
10 invoices.

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

16 SECTION 4. FISCAL YEAR 2020 APPROPRIATIONS.--

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

22 B. JUDICIAL.--Three hundred six million two hundred  
23 seventy-one thousand eight hundred dollars (\$306,271,800) from  
24 the general fund, twenty-one million six hundred fifty-six  
25 thousand eight hundred dollars (\$21,656,800) from other state

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1 funds, eleven million four hundred eight thousand nine hundred  
2 dollars (\$11,408,900) from internal service funds/interagency  
3 transfers and five million six hundred sixteen thousand two  
4 hundred dollars (\$5,616,200) from federal funds is appropriated  
5 to the administrative office of the courts for allocation to  
6 judicial agencies in fiscal year 2020.

7 C. GENERAL CONTROL.--One hundred forty-two million  
8 two hundred sixty-five thousand eight hundred dollars  
9 (\$142,265,800) from the general fund, one billion five hundred  
10 thirty-eight million five hundred fifteen thousand five hundred  
11 dollars (\$1,538,515,500) from other state funds, fifty million  
12 three hundred sixty-nine thousand six hundred dollars  
13 (\$50,369,600) from internal service funds/interagency  
14 transfers and fifteen million six hundred seventy-nine thousand  
15 nine hundred dollars (\$15,679,900) from federal funds is  
16 appropriated to the department of finance and administration  
17 for allocation to general control agencies in fiscal year 2020.

18 D. COMMERCE AND INDUSTRY.--Sixty-six million  
19 eighty-two thousand three hundred dollars (\$66,082,300) from  
20 the general fund, eighty-one million two hundred seventy-three  
21 thousand dollars (\$81,273,000) from other state funds,  
22 ninety-four million five hundred thirty-six thousand seven  
23 hundred dollars (\$94,536,700) from internal service  
24 funds/interagency transfers and eight hundred ten thousand  
25 dollars (\$810,000) from federal funds is appropriated to the

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1 department of finance and administration for allocation to  
2 commerce and industry agencies in fiscal year 2020.

3 E. AGRICULTURE, ENERGY AND NATURAL

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

15 F. HEALTH, HOSPITALS AND HUMAN SERVICES.--One

16 billion eight hundred forty-eight million six hundred  
17 sixty-five thousand four hundred dollars (\$1,848,665,400) from  
18 the general fund, two hundred eighty-seven million four hundred  
19 ninety-one thousand one hundred dollars (\$287,491,100) from  
20 other state funds, three hundred fifty million nine hundred  
21 seventy-four thousand eight hundred dollars (\$350,974,800) from  
22 internal service funds/interagency transfers and six billion  
23 one hundred forty-seven million seventeen thousand eight  
24 hundred dollars (\$6,147,017,800) from federal funds is  
25 appropriated to the department of finance and administration

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1 for allocation to health, hospitals and human services agencies  
2 in fiscal year 2020.

3 G. PUBLIC SAFETY.--Four hundred sixty-five million  
4 six hundred forty-six thousand five hundred dollars  
5 (\$465,646,500) from the general fund, twenty-six million eight  
6 hundred thirty-one thousand eight hundred dollars (\$26,831,800)  
7 from other state funds, twenty-three million five hundred  
8 forty-nine thousand two hundred dollars (\$23,549,200) from  
9 internal service funds/interagency transfers and seventy-eight  
10 million fifty-three thousand one hundred dollars (\$78,053,100)  
11 from federal funds is appropriated to the department of finance  
12 and administration for allocation to public safety agencies in  
13 fiscal year 2020.

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

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

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1 thousand three hundred dollars (\$11,821,300) from other state  
2 funds, forty-five thousand dollars (\$45,000) from internal  
3 service funds/interagency transfers and twenty-nine million  
4 seven hundred fifty-two thousand two hundred dollars  
5 (\$29,752,200) from federal funds is appropriated to the  
6 department of finance and administration for allocation to  
7 other education agencies in fiscal year 2020.

8 J. HIGHER EDUCATION.--Eight hundred thirty million  
9 one hundred seventy-one thousand three hundred dollars  
10 (\$830,171,300) from the general fund, six million six hundred  
11 fifty-eight thousand one hundred dollars (\$6,658,100) from  
12 other state funds, forty-two million two hundred sixty-five  
13 thousand seven hundred dollars (\$42,265,700) from internal  
14 service funds/interagency transfers and nine million five  
15 hundred ninety-five thousand one hundred dollars (\$9,595,100)  
16 from federal funds is appropriated to the higher education  
17 department for expenditure or allocation to higher education  
18 agencies in fiscal year 2020.

19 K. PUBLIC SCHOOL SUPPORT.--Three billion one  
20 hundred seventy-nine million five hundred sixty-two thousand  
21 three hundred dollars (\$3,179,562,300) from the general fund,  
22 thirty million dollars (\$30,000,000) from other state funds and  
23 four hundred forty-six million two hundred seventy-nine  
24 thousand two hundred dollars (\$446,279,200) from federal funds  
25 is appropriated to the public education department for

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