

1 HOUSE BILL 146

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Greg Nibert and Candy Spence Ezzell and Randall T. Pettigrew

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10 AN ACT

11 RELATING TO CAPITAL PROJECT FUNDING; REQUIRING THE HIGHER  
12 EDUCATION DEPARTMENT TO CONSIDER BARRACKS PROJECTS PRIORITIZED  
13 BY THE NEW MEXICO MILITARY INSTITUTE WHEN DEVELOPING THE  
14 DEPARTMENT'S RECOMMENDATIONS FOR LEGISLATIVE FUNDING.

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

17 SECTION 1. Section 21-1-21 NMSA 1978 (being Laws 1971,  
18 Chapter 235, Section 4) is amended to read:

19 "21-1-21. CAPITAL EXPENDITURES.--

20 A. No expenditure shall be made by [~~any~~] a state  
21 educational institution confirmed by Article 12, Section 11 of  
22 the [~~state~~] constitution of New Mexico for the purchase of real  
23 property or the construction of buildings or other major  
24 structures or for major remodeling projects without prior  
25 approval of the proposed purchase, [~~or~~] construction or

.223606.1

underscored material = new  
[bracketed material] = delete

underscoring material = new  
[bracketed material] = delete

1 remodeling by the [~~board of educational finance~~] higher  
2 education department and the state board of finance.

3 B. When reviewing and recommending higher education  
4 capital project requests to the legislature, the department  
5 shall consider barracks capital improvement projects that are  
6 priorities of the New Mexico military institute as shown in the  
7 institute's capital outlay funding requests package. The  
8 department shall promulgate rules to comply with this  
9 subsection."