

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 565

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

LEO C. WATCHMAN, JR.

AN ACT

RELATING TO CAPITAL EXPENDITURES; REAUTHORIZING UNEXPENDED
BALANCES; CHANGING PURPOSES OF CERTAIN SEVERANCE TAX BOND
AUTHORIZATIONS; EXTENDING THE PERIODS OF EXPENDITURE; MAKING
APPROPRIATIONS; DECLARING AN EMERGENCY.

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

Section 1. SEVERANCE TAX BONDS--NEW MEXICO OFFICE OF
INDIAN AFFAIRS--CHANGE IN PURPOSE-- APPROPRIATION. --The balance
of the proceeds from severance tax bonds appropriated to the New
Mexico office of Indian affairs for a multipurpose building in
Navajo located in McKinley county, pursuant to Subsection A of 6
of Chapter 113 of Laws 1992, shall not be expended for its
original purpose but is reauthorized and appropriated for the
purpose of planning, designing, constructing or equipping a
multipurpose building in Crystal located in San Juan county.

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 Any unexpended or unencumbered balance remaining from the
2 proceeds of the bonds at the end of fiscal year 1999 shall
3 revert to the severance tax bonding fund.

4 Section 2. SEVERANCE TAX BONDS--NEW MEXICO OFFICE OF
5 INDIAN AFFAIRS--CHANGE IN PURPOSE--APPROPRIATION. --The balance
6 of the proceeds for severance tax bonds appropriated to the New
7 Mexico office of Indian affairs for the Navajo community park
8 located in McKinley county, pursuant to Subsection E of Section
9 16 of Chapter 367 of Laws 1993, shall not be expended for its
10 original purpose but is reauthorized and appropriated for the
11 purpose of planning, designing or constructing a swimming pool
12 at Bowl Canyon recreational area located in McKinley county.
13 Any unexpended or unencumbered balance remaining from the
14 proceeds of the bonds at the end of fiscal year 1999 shall
15 revert to the severance tax bonding fund.

16 Section 3. EMERGENCY. --It is necessary for the public
17 peace, health and safety that this act take effect immediately.

**State of New Mexico
House of Representatives**

FORTY- SECOND LEGISLATURE

SECOND SESSION, 1996

February 14, 1996

Mr. Speaker:

Your TAXATION AND REVENUE COMMITTEE, to whom has
been referred

HOUSE BILLS 565, 618, 630, 706,
729, 736 & 788

has had them under consideration and reports same with
recommendation that they DO NOT PASS, but that

HOUSE TAXATION AND REVENUE COMMITTEE SUBSTITUTE
FOR HOUSE BILLS 565, 618, 630, 706,
729, 736 & 788

DO PASS, and thence referred to the APPROPRIATIONS AND
FINANCE COMMITTEE.

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

HTRC/HB

Page 4

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Respectfully submitted,

Jerry W. Sandel, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: None

Absent: Hawkins, Ryan, Sandoval

Underscored material = new
[bracketed material] = delete

1 HOUSE TAXATION AND REVENUE COMMITTEE SUBSTITUTE FOR
2 HOUSE BILLS 565, 618, 630, 706, 729, 736 AND 788
3 **42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,**
4 **1996**

5
6
7
8
9
10 AN ACT

11 RELATING TO CAPITAL EXPENDITURES; REAUTHORIZING UNISSUED,
12 UNEXPENDED OR UNENCUMBERED BALANCES; CHANGING AGENCIES AND
13 PURPOSES OF CERTAIN SEVERANCE TAX BOND AUTHORIZATIONS AND OTHER
14 FUNDS; EXTENDING EXPENDITURE PERIODS OF CERTAIN FUNDS;
15 AUTHORIZING EXPENDITURES; MAKING APPROPRIATIONS; DECLARING AN
16 EMERGENCY.

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

18 Section 1. SEVERANCE TAX BONDS--DEPARTMENT OF
19 ENVIRONMENT--EXTENDING EXPENDITURE PERIOD--EXPANSION OF
20 PURPOSE.--The balance of the proceeds from severance tax bonds
21 appropriated to the department of environment to construct and
22 install waterline extensions in the Mountainview area of the
23 south valley in Bernalillo county pursuant to Subsection F of
24 Section 4 of Chapter 113 of Laws 1992 may also be expended to
25 include engineering fees to match the congressional
appropriation and for related costs and acquisition of needed

HTRC/HB 565, et al.

1 land, rights of way and easements. Any unexpended or
2 unencumbered balance from the proceeds of the bonds remaining at
3 the end of fiscal year 2000 shall revert to the severance tax
4 bonding fund.

5 Section 2. SEVERANCE TAX BONDS--CHANGE OF AGENCY--CHANGE
6 OF PURPOSE--APPROPRIATION--EXTENDING EXPENDITURE PERIOD.--The
7 appropriation of severance tax bond proceeds in Subsection BB of
8 Section 8 of Chapter 367 of Laws 1993 to the department of
9 environment to renovate the sewer system in the village of
10 Glorieta in Santa Fe county, including the purchase of
11 materials, labor and construction of a liftstation, shall not be
12 expended for that purpose, but is appropriated to the state
13 department of public education to plan, design, construct and
14 equip a track and football complex for Pojoaque valley schools
15 located in Santa Fe county. Any unexpended or unencumbered
16 balance remaining from the proceeds of the bonds at the end of
17 fiscal year 2000 shall revert to the severance tax bonding fund.

18 Section 3. SEVERANCE TAX BONDS--CHANGE OF AGENCY--CHANGE
19 OF PURPOSE--APPROPRIATION--EXTENDING EXPENDITURE PERIOD.--The
20 appropriation of severance tax bond proceeds in Subsection AA of
21 Section 8 of Chapter 367 of Laws 1993 to the department of
22 environment to plan, design and construct a new sewer system in
23 the village of Mosquero located in Harding county shall not be
24 expended for that purpose, but is appropriated to the board of
25 regents of New Mexico state university to repair, renovate and
equip the Clayton livestock research center in Union county.
Any unexpended or unencumbered balance from the proceeds of the
bonds remaining at the end of fiscal year 2000 shall revert to

. 112147.2

1 the severance tax bonding fund.

2 Section 4. SEVERANCE TAX BONDS--DEPARTMENT OF ENVIRONMENT--
3 EXTENDING EXPENDITURE PERIOD. --

4 A. The period of time for expenditure of the following
5 appropriations from the issuance of severance tax bonds to the
6 department of environment pursuant to the following subsections of
7 Laws 1993, Chapter 367, Section 8 shall be extended through fiscal
8 year 1997:

9 (1) Subsection D, for a wastewater treatment
10 system in Moriarty located in Torrance county;

11 (2) Subsection N, for the Velarde mutual domestic
12 water and sewer association located in Rio Arriba county; and

13 (3) Subsection T, for the Taos water system
14 located in Taos county.

15 B. Any unexpended or unencumbered balance remaining
16 from the proceeds of the bonds at the end of fiscal year 1997 shall
17 revert to the severance tax bonding fund.

18 Section 5. SEVERANCE TAX BONDS--DEPARTMENT OF ENVIRONMENT--
19 EXTENDING EXPENDITURE PERIOD. --

20 A. The period of time for expenditure of the following
21 appropriations from the issuance of severance tax bonds to the
22 department of environment pursuant to the following subsections of
23 Laws 1993, Chapter 367, Section 8 shall be extended through fiscal
24 year 2000:

25 (1) Subsection A, for a water storage tank in
Springer located in Colfax county;

(2) Subsection E, for a water and sewer system in
Wagon Mound located in Mora county;

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 (3) Subsection G, for the Truth or Consequences
2 wastewater treatment plant located in Sierra county;

3 (4) Subsection H, for the El Prado water and
4 sanitation district located in Taos county;

5 (5) Subsection K, for the West View subdivision
6 water improvements in Artesia located in Eddy county;

7 (6) Subsection R, for the Dona Ana wastewater
8 project located in Dona Ana county;

9 (7) Subsection S, for the Milan water well and
10 system located in Cibola county;

11 (8) Subsection U, for water lines in the
12 Morningside addition near Artesia located in Eddy county;

13 (9) Subsection W, for the Alameda community
14 center sewer system hookups located in Bernalillo county;

15 (10) Subsection X, for La Mesa mutual domestic
16 community water association water system located in Dona Ana
17 county;

18 (11) Subsection Y, for water lines in Tularosa
19 located in Otero county;

20 (12) Subsection Z, for the Roy water system
21 located in Harding county;

22 (13) Subsection CC, for the Mora mutual domestic
23 water and sewerage works association located in Mora county;

24 (14) Subsection DD, for the water storage system
25 in Lordsburg located in Hidalgo county;

(15) Subsection EE, for the wastewater treatment
plant in Grants in Cibola county; and

(16) Subsection GG, for the sewer line extensions

. 112147.2

1 in the Kinneybrick area of the south valley of Bernalillo county.

2 B. Any unexpended or unencumbered balance from the
3 proceeds of the bonds remaining at the end of fiscal year 2000
4 shall revert to the severance tax bonding fund.

5 Section 6. CAPITAL PROJECTS FUND--DEPARTMENT OF ENVIRONMENT--
6 EXTENDING EXPENDITURE PERIOD.--The period of time for expenditure
7 of the capital projects fund appropriation to the department of
8 environment pursuant to Laws 1993, Chapter 367, Section 45 to
9 provide for the first phase of sewage collection and transmission
10 system for the Dona Ana area in Dona Ana county shall be extended
11 through fiscal year 2000. Any unexpended or unencumbered balance
12 remaining at the end of fiscal year 2000 shall revert to the
13 capital projects fund.

14 Section 7. GENERAL FUND--DEPARTMENT OF ENVIRONMENT--
15 EXTENDING EXPENDITURE PERIOD.--

16 A. The period of time for expenditure of the following
17 appropriations from the general fund to the department of
18 environment pursuant to the following subsections of Laws 1994,
19 Chapter 147, Section 6 shall be extended through fiscal year 2000:

20 (1) Subsection P P P P P, for the domestic water
21 system in Reserve located in Catron county;

22 (2) Subsection R R R R R, for the domestic water
23 systems in Anton Chico and Puerto de Luna located in Guadalupe
24 county and Corona located in Lincoln county;

25 (3) Subsection S S S S S, for water and sewer system
improvements in the Dungan subdivision area of Otero county;

(4) Subsection T T T T T, to replace water lines and
install additional fire hydrants in Tularosa located in Otero

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 county;

2 (5) Subsection UUUUU, for the Springer water
3 treatment plant located in Colfax county;

4 (6) Subsection VVVVV, for domestic water supply
5 and sewer system improvements in the village of Cimarron located in
6 Colfax county;

7 (7) Subsection WWWW, for the domestic water
8 system improvements in Roy located in Harding county;

9 (8) Subsection XXXXX, for Mosquero sewer system
10 improvements located in Harding county; and

11 (9) Subsection YYYYY, for a water storage tank
12 for Des Moines located in Union county.

13 B. Any unexpended or unencumbered balance remaining at
14 the end of fiscal year 2000 shall revert to the general fund.

15 Section 8. GENERAL FUND--DEPARTMENT OF ENVIRONMENT--
16 EXPANDING PURPOSE--EXTENDING EXPENDITURE PERIOD--APPROPRIATION.--

17 The balance of the proceeds from the appropriation to the
18 department of environment pursuant to Subsection QQQQQ of Section 6
19 of Chapter 147 of Laws 1994 for sewer improvements to tie the area
20 of Alamo lane, camino de Los Lopez and Agua Fria street to the
21 Santa Fe river sewer trunk line in Santa Fe county may also be
22 expanded to include a feasibility study, engineering design or
23 construction of the project and is appropriated for that expanded
24 purpose. The period of time for expenditure of the appropriation
25 shall be extended through fiscal year 1998. Any unexpended or
unencumbered balance remaining at the end of fiscal year 1998 shall
revert to the general fund.

Section 9. GENERAL FUND--DEPARTMENT OF FINANCE AND

. 112147.2

Underscored material = new
[bracketed material] = delete

1 ADMINISTRATION-- EXTENDING EXPENDITURE PERIOD.--The period of time
2 for expenditure of the general fund appropriation to the local
3 government division of the department of finance and administration
4 pursuant to Subsection WW of Section 6 of Chapter 147 of Laws 1994
5 to extend water and sewer systems to certain areas of the town of
6 Bernalillo located in Sandoval county shall be extended through
7 fiscal year 2000. Any unexpended or unencumbered balance remaining

8 Section 10. GENERAL FUND--GENERAL SERVICES DEPARTMENT--
9 EXTENDING EXPENDITURE PERIOD-- APPROPRIATION. --

10 A. Notwithstanding the provisions of Paragraph (3) of
11 Subsection A of Section 71 of Chapter 148 of Laws 1994, the period
12 of time in which the following appropriations to the property
13 control division of the general services department made in Laws
14 1993, Chapter 366 may be expended shall be extended through fiscal
15 year 1998:

16 (1) from the general fund to bring state
17 buildings into compliance with the federal Americans with
18 Disabilities Act of 1990 pursuant to Subsection M of Section 3; and

19 (2) from the general fund operating reserve to
20 construct and equip a state library, records and archives building
21 pursuant to Subsection 0 of Section 4.

22 B. Any unexpended or unencumbered balance remaining at
23 the end of fiscal year 1998 shall revert to the general fund.

24 Section 11. GENERAL FUND--GENERAL SERVICES DEPARTMENT--
25 EXTENDING EXPENDITURE PERIOD-- EXPANSION OF PURPOSE-- APPROPRIATION. --

Notwithstanding the provisions of Subparagraph (a) of Paragraph (3)
of Subsection A of Section 71 of Chapter 148 of Laws 1994, the

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 balance of the appropriation from the general fund to the property
2 control division of the general services department made in
3 Subsection N of Section 3 of Chapter 366 of Laws 1993 for a study
4 committee and to plan for a comprehensive state library, records
5 and archives building may also be expanded for construction of the
6 state library, records and archives building. Any unexpended or
7 unencumbered balance remaining at the end of fiscal year 1998 shall
8 revert to the general fund.

8 Section 12. GENERAL FUND--DEPARTMENT OF PUBLIC SAFETY--
9 EXTENDING EXPENDITURE PERIOD--APPROPRIATION.--Notwithstanding the
10 provisions of Paragraph (9) of Subsection A of Section 71 of
11 Chapter 148 of Laws 1994, the period of time in which the
12 appropriation from the general fund to the department of public
13 safety for a training building at the department training facility
14 in Santa Fe county made in Subsection JJ of Section 4 of Chapter
15 366 of Laws 1993 may be expended shall be extended through fiscal
16 year 1997. Any unexpended or unencumbered balance remaining at the
17 end of fiscal year 1997 shall revert to the general fund.

17 Section 13. SEVERANCE TAX BONDS--GENERAL SERVICES
18 DEPARTMENT--EXTENDING EXPENDITURE PERIOD--APPROPRIATION.--

19 A. The period of time in which the following
20 appropriations from severance tax bond proceeds to the property
21 control division of the general services department made in Laws
22 1993, Chapter 367, Section 14 may be expended shall be extended
23 through fiscal year 1997:

24 (1) to acquire a building and land for a primary
25 health care facility located in Chaves county pursuant to
Subsection C;

. 112147. 2

1 (2) to plan, design and construct a secure
2 treatment cottage at the Las Vegas medical center located in San
3 Miguel county pursuant to Subsection D;

4 (3) to plan and design a facility to house the
5 administration and provide a controlled visitor center at the New
6 Mexico boys' school located in Colfax county pursuant to Subsection
7 E;

8 (4) to plan and design a multipurpose recreation
9 center at the Sequoyah treatment center located in Bernalillo
10 county pursuant to Subsection F;

11 (5) to remove and replace the north and south
12 roofs at the penitentiary of New Mexico located in Santa Fe county
13 pursuant to Subsection K;

14 (6) to repair the education building at the New
15 Mexico boys' school at Springer located in Colfax county pursuant
16 to Subsection L;

17 (7) to replace the steam condensation lines in
18 building 300 of the New Mexico rehabilitation center located in
19 Chaves county pursuant to Subsection M;

20 (8) to renovate the Los Lunas medical center
21 located in Valencia county in order to comply with the Americans
22 with Disabilities Act of 1990 pursuant to Subsection P;

23 (9) to renovate the electrical system of building
24 300 of the New Mexico rehabilitation center located in Chaves
25 county pursuant to Subsection Q;

(10) to construct and provide access to a dining
and activities area at the New Mexico veterans' center located in
Sierra county pursuant to Subsection R;

HTRC/HB 565, et al.

1 (11) to remodel the national guard complex on
2 Cerrillos road located in Santa Fe county for moving and other
3 expenses of any state agency that will occupy space in this complex
4 pursuant to Subsection X;

5 (12) to complete phase one of the renovation of
6 the Bataan memorial building located in Santa Fe county pursuant to
7 Subsection Y; and

8 (13) for planning, designing and constructing a
9 state police headquarters in Hobbs located in Lea county pursuant
10 to Subsection Z.

11 B. Any unexpended or unencumbered balance remaining
12 from the proceeds of the bonds at the end of fiscal year 1997 shall
13 revert to the severance tax bonding fund.

14 Section 14. SEVERANCE TAX BONDS--GENERAL SERVICES
15 DEPARTMENT--EXTENDING EXPENDITURE PERIOD--CHANGE IN PURPOSE--
16 APPROPRIATION.--Notwithstanding the provisions of Subsection D of
17 Section 1 of Chapter 367 of Laws 1993, the balance of the proceeds
18 from the sale of severance tax bonds appropriated to the property
19 control division of the general services department pursuant to
20 Subsection S of Section 14 of Chapter 367 of Laws 1993 to remodel
21 Sierra cottage at Fort Stanton hospital shall not be expended for
22 its original purpose but is reauthorized and appropriated to the
23 property control division of the general services department to
24 repair and renovate buildings at Fort Stanton hospital located in
25 Lincoln county. Any unexpended or unencumbered balance remaining
from the proceeds of the bonds at the end of fiscal year 1998 shall
revert to the severance tax bonding fund.

Section 15. SEVERANCE TAX BONDS--GENERAL SERVICES

. 112147.2

1 DEPARTMENT-- CHANGE OF PURPOSE. -- Notwithstanding the provisions of
2 Subsection H of Section 13 of Chapter 148 of Laws 1994, the balance
3 of the proceeds from the sale of severance tax bonds appropriated
4 to the property control division of the general services department
5 to remodel and make other needed modifications and improvements to
6 convert the Socorro cottage at Fort Stanton hospital to a long-term
7 care nursing facility shall not be expended for its original
8 purpose but is reauthorized and appropriated to the property
9 control division of the general services department to repair and
10 renovate buildings at Fort Stanton hospital located in Lincoln
11 county.

11 Section 16. PROCEEDS OF SALE OF LAND-- GENERAL SERVICES
12 DEPARTMENT-- EXTENDING EXPENDITURE PERIOD-- APPROPRIATION. --
13 Notwithstanding the provisions of Laws 1994, Chapter 148, Section
14 41, the period of time in which the proceeds from the sale by the
15 property control division of the general services department of the
16 property that is located at the southeast corner of St. Michael's
17 drive at St. Francis drive in the city of Santa Fe and that was
18 purchased with money appropriated from the capital projects fund to
19 the capital program fund pursuant to Paragraph (12) of Subsection B
20 of Section 2 of Chapter 315 of Laws 1989 for the purpose of
21 constructing and equipping the state library, archives and records
22 center to be located in Santa Fe county may be expended shall be
23 extended through fiscal year 1998. Any unexpended or unencumbered
24 balance remaining at the end of fiscal year 1998 shall revert to
25 the capital projects fund.

Section 17. GENERAL FUND-- CAPITAL PROGRAM FUND-- EXTENDING
EXPENDITURE PERIOD-- APPROPRIATION. --

HTRC/HB 565, et al.

1 A. Notwithstanding the provisions of Subsection A of
2 Section 43 of Chapter 148 of Laws 1994, the period of time in which
3 the appropriations from the general fund to the capital program
4 fund made in Laws 1994, Chapter 148, Section 43 may be expended
5 shall be extended through fiscal year 1997:

6 (1) to continue the construction, renovation and
7 repair of state buildings throughout the state to comply with the
8 federal Americans with Disabilities Act of 1990 pursuant to
9 Subsection C;

10 (2) for the planning, design and engineering of
11 phase one of the renovation of Turquoise lodge pursuant to
12 Subsection D; and

13 (3) to design, plan, construct, equip and furnish
14 an addition to the Albuquerque office of the New Mexico commission
15 for the blind pursuant to Subsection E.

16 B. Any unexpended or unencumbered balance remaining at
17 the end of fiscal year 1997 shall revert to the general fund.

18 Section 18. ~~GENERAL FUND--GENERAL SERVICES DEPARTMENT--~~
19 ~~EXTENDING EXPENDITURE PERIOD--APPROPRIATION.~~ --Notwithstanding the
20 provisions of Subsection B of Section 52 of Chapter 148 of Laws
21 1994, the period of time in which the appropriation from the
22 general fund to the general services department to plan, design,
23 construct, furnish or equip a secure forensic treatment facility at
24 the Las Vegas medical center located in San Miguel county may be
25 expended shall be extended through fiscal year 1997. Any
unexpended or unencumbered balance remaining at the end of fiscal
year 1997 shall revert to the general fund.

Section 19. EMPLOYMENT SECURITY DEPARTMENT FUND--EXTENDING

. 112147.2

1 EXPENDITURE PERIOD-- APPROPRIATIONS. --

2 A. Notwithstanding the provisions of Subsection A of
3 Section 54 of Chapter 148 of Laws 1994, the period of time in which
4 the following appropriations from the employment security
5 department fund to the capital program fund in Subsection A of
6 Section 54 of Chapter 148 of Laws 1994 may be expended shall be
7 extended through fiscal year 1997:

8 (1) to make certain improvements to the
9 Alamogordo office of the labor department located in Otero county
10 in order to comply with the federal Americans with Disabilities Act
11 of 1990 pursuant to Paragraph (1);

12 (2) to make certain improvements to the
13 Albuquerque office of the labor department located in Bernalillo
14 county in order to comply with the federal Americans with
15 Disabilities Act of 1990 pursuant to Paragraph (2);

16 (3) to modify or make certain improvements to the
17 Artesia office of the labor department located in Eddy county,
18 including modifications that will comply with the federal Americans
19 with Disabilities Act of 1990, pursuant to Paragraph (3);

20 (4) to modify or make certain improvements to the
21 Farmington office of the labor department located in San Juan
22 county, including modifications that will comply with the federal
23 Americans with Disabilities Act of 1990, pursuant to Paragraph (5);

24 (5) to modify or make certain improvements to the
25 Las Cruces office of the labor department located in Dona Ana
26 county, including modifications that will comply with the federal
27 Americans with Disabilities Act of 1990, pursuant to Paragraph (7);

(6) to modify or make certain improvements to the

HTRC/HB 565, et al.

1 Las Vegas office of the labor department located in San Miguel
2 county, including modifications that will comply with the federal
3 Americans with Disabilities Act of 1990, pursuant to Paragraph (8);

4 (7) to modify or make certain improvements to the
5 Santa Fe office of the labor department located in Santa Fe county,
6 including modifications that will comply with the federal Americans
7 with Disabilities Act of 1990, pursuant to Paragraph (9);

8 (8) to modify, renovate, expand or make certain
9 improvements to the Silver City office of the labor department
10 located in Grant county, including modifications that will comply
11 with the federal Americans with Disabilities Act of 1990, pursuant
12 to Paragraph (10); and

13 (9) to modify or make certain improvements to the
14 Tiwa building of the labor department located in Bernalillo county
15 in order to comply with the federal Americans with Disabilities Act
16 of 1990 pursuant to Paragraph (11).

17 B. Any unexpended or unencumbered balance remaining at
18 the end of fiscal year 1997 shall revert to the employment security
19 department fund.

20 Section 20. EMPLOYMENT SECURITY DEPARTMENT FUND-- EXTENDING
21 EXPENDITURE PERIOD-- APPROPRIATION. --

22 A. Notwithstanding the provisions of Laws 1995, Chapter
23 41, Sections 1 and 2, the period of time in which the
24 appropriations from the employment security department fund to the
25 property control division of the general services department may be
expended shall be extended through fiscal year 1997:

(1) for acquisition of, remodeling or renovating
an existing building for an office for the labor department in the

. 112147.2

1 Deming area in Luna county pursuant to Section 1; and

2 (2) for the purpose of acquiring, remodeling and
3 renovating an existing building for an office for the labor
4 department in the Deming area in Luna county pursuant to Section 2.

5 B. Any unexpended or unencumbered balance remaining at
6 the end of fiscal year 1997 shall revert to the employment security
7 department fund.

8 Section 21. GENERAL FUND--GENERAL SERVICES DEPARTMENT--
9 ENCUMBERED BALANCE-- APPROPRIATION. --The encumbered balance from the
10 general fund appropriation pursuant to Subsection G of Section 3 of
11 Chapter 147 of Laws 1994 is reauthorized and appropriated to the
12 general services department to purchase vehicles for state agencies
13 and provide for required alternative fuels conversion.

14 Section 22. SEVERANCE TAX BONDS--GENERAL SERVICES
15 DEPARTMENT--CHANGE IN PURPOSE-- APPROPRIATION. --The balance of the
16 proceeds from severance tax bonds appropriated to the property
17 control division of the general services department, pursuant to
18 Subsection D of Section 9 of Chapter 222 of Laws 1995, to install a
19 fire protection system in the north and south facilities at the
20 penitentiary of New Mexico, shall not be expended for its original
21 purpose, but is reauthorized and appropriated to complete
22 expansion, including paving, installing equipment, furnishing and
23 making improvements at the southern New Mexico correctional
24 facility located in Dona Ana county.

25 Section 23. SEVERANCE TAX BONDS--CHANGE IN AGENCY--CHANGE IN
PURPOSES-- APPROPRIATIONS. --

A. The balance of the proceeds from severance tax bonds
appropriated to the corrections department pursuant to Laws 1995,

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 Chapter 214, Section 3 to provide correctional or jail services for
2 a correctional facility in Guadalupe county and a correctional
3 facility in Lea, Chaves or Santa Fe county shall not be expended
4 for their original purposes but are reauthorized and appropriated
5 to the following agencies for the following purposes:

6 (1) two million eight hundred thousand dollars
7 (\$2,800,000) to the property control division of the general
8 services department to complete construction of the new state
9 library, archives and records center building in the city of Santa
10 Fe located in Santa Fe county;

11 (2) eight million dollars (\$8,000,000) to the
12 public school capital outlay fund to carry out the purposes of the
13 Public School Capital Outlay Act;

14 (3) five hundred thousand dollars (\$500,000) to
15 the office of cultural affairs to build permanent exhibitions at
16 the New Mexico farm and ranch heritage museum located in Dona Ana
17 county;

18 (4) one hundred thousand dollars (\$100,000) to
19 the New Mexico office of Indian affairs to construct, furnish or
20 equip an adult education classroom at Pojoaque pueblo located in
21 Santa Fe county;

22 (5) five hundred thousand dollars (\$500,000) to
23 the office of cultural affairs to design, construct and equip a
24 living traditions education center at the museum of Indian arts and
25 culture located in Santa Fe county; and

(6) two hundred thousand dollars (\$200,000) to
the local government division of the department of finance and
administration to plan, design and construct an eight field little

. 112147.2

1 league complex, including concession facilities, bleacher seating,
2 fencing, domestic and irrigation water systems and appropriate
3 field surface cover for the Eastdale little league at the
4 international balloon fiesta park in Albuquerque located in
Bernalillo county.

5 B. Any unexpended or unencumbered balance remaining
6 from the proceeds of the bonds at the end of fiscal year 2000 shall
7 revert to the severance tax bonding fund.

8 Section 24. SEVERANCE TAX BONDS--DEPARTMENT OF FINANCE AND
9 ADMINISTRATION--EXPANSION OF PURPOSE.--The balance of the proceeds
10 from severance tax bonds appropriated to the local government
11 division of the department of finance and administration to design,
12 construct and equip a community center in Taylor ranch located in
13 Bernalillo county pursuant to Subsection E of Section 11 of Chapter
14 222 of Laws 1995 may also be expended to include acquiring land.
15 Any unexpended or unencumbered balance remaining from the proceeds
16 of the bonds at the end of fiscal year 2000 shall revert to the
severance tax bonding fund.

17 Section 25. GENERAL FUND--DEPARTMENT OF FINANCE AND
18 ADMINISTRATION--EXTENDING EXPENDITURE PERIOD.--The period of time
19 for expenditure of the general fund appropriation to the local
20 government division of the department of finance and administration
21 pursuant to Laws 1995, Chapter 52, Section 1 to improve solid waste
22 management and disposal in Socorro county shall be extended through
23 fiscal year 2000. Any unexpended or unencumbered balance remaining
at the end of fiscal year 2000 shall revert to the general fund.

24 Section 26. GENERAL FUND--DEPARTMENT OF FINANCE AND
25 ADMINISTRATION--CHANGE IN PURPOSE-- APPROPRIATION.--The general fund

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 appropriation to the local government division of the department of
2 finance and administration for the construction of little league
3 baseball fields located in Bernalillo county pursuant to Subsection
4 UUUUU of Section 24 of Chapter 222 of Laws 1995 shall not be
5 expended for its original purpose but is appropriated to plan,
6 design, construct, repair and equip baseball fields at Lobo little
7 league facilities in Albuquerque located in Bernalillo county. Any
8 unexpended or unencumbered balance remaining at the end of fiscal
9 year 1999 shall revert to the general fund.

9 Section 27. SEVERANCE TAX BONDS--DEPARTMENT OF FINANCE AND
10 ADMINISTRATION--EXPANSION OF PURPOSE--APPROPRIATION.--The balance
11 of the proceeds from severance tax bonds appropriated to the local
12 government division of the department of finance and administration
13 to design, construct and equip an east mesa public health facility
14 in Las Cruces located in Dona Ana county pursuant to Subsection VVV
15 of Section 9 of Chapter 148 of Laws 1994 may also be expended to
16 include the acquisition of property for the facility. Any
17 unexpended or unencumbered balance remaining from the proceeds of
18 the bonds at the end of fiscal year 1999 shall revert to the
19 severance tax bonding fund.

19 Section 28. SEVERANCE TAX BONDS--DEPARTMENT OF FINANCE AND
20 ADMINISTRATION--EXPANSION OF PURPOSE--APPROPRIATION.--The balance
21 of the proceeds from severance tax bonds appropriated to the local
22 government division of the department of finance and administration
23 for the Carlsbad civic center in Eddy county pursuant to Subsection
24 EEEE of Section 9 of Chapter 148 of Laws 1994 may also be expended
25 to include making improvements to and expanding and paving the
parking lot at the Pecos River Village conference center. Any

. 112147.2

1 unexpended or unencumbered balance remaining from the proceeds of
2 the bonds at the end of fiscal year 1999 shall revert to the
3 severance tax bonding fund.

4 Section 29. SEVERANCE TAX BONDS--DEPARTMENT OF FINANCE AND
5 ADMINISTRATION--EXTENDING EXPENDITURE PERIOD.--The period of time
6 for the expenditure of the proceeds from the sale of the bonds
7 appropriated to the local government division of the department of
8 finance and administration for the Native American cultural museum
9 pursuant to Laws 1994, Chapter 148, Section 66 shall be extended to
10 the end of fiscal year 1999. Any unexpended or unencumbered
11 balance remaining from the proceeds of the bonds at the end of
12 fiscal year 1999 shall revert to the severance tax bonding fund.

13 Section 30. SEVERANCE TAX BONDS--DEPARTMENT OF FINANCE AND
14 ADMINISTRATION--CHANGE OF PURPOSE--APPROPRIATION.--The balance of
15 the proceeds from severance tax bonds appropriated to the local
16 government division of the department of finance and
17 administration, pursuant to Subsection FF of Section 9 of Chapter
18 148 of Laws 1994, to repair and improve the Carrizozo community
19 swimming pool located in Lincoln county shall not be expended for
20 its original purpose but is reauthorized and appropriated to the
21 local government division of the department of finance and
22 administration to construct and equip a police department and court
23 complex in Carrizozo located in Lincoln county. Any unexpended or
24 unencumbered balance remaining at the end of fiscal year 2000 shall
25 revert to the severance tax bonding fund.

Section 31. SEVERANCE TAX BONDS--NEW MEXICO OFFICE OF INDIAN
AFFAIRS--CHANGE IN PURPOSE--APPROPRIATION.--The balance of the
proceeds from severance tax bonds appropriated to the New Mexico

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 office of Indian affairs for a multipurpose building in Navajo
2 located in McKinley county pursuant to Subsection A of Section 6 of
3 Chapter 113 of Laws 1992 shall not be expended for its original
4 purpose but is reauthorized and appropriated for the purpose of
5 planning, designing, constructing or equipping a multipurpose
6 building in Crystal located in San Juan county. Any unexpended or
7 unencumbered balance remaining from the proceeds of the bonds at
8 the end of fiscal year 1999 shall revert to the severance tax
9 bonding fund.

9 Section 32. SEVERANCE TAX BONDS--NEW MEXICO OFFICE OF INDIAN
10 AFFAIRS--CHANGE IN PURPOSE--APPROPRIATION.--The balance of the
11 proceeds from severance tax bonds appropriated to the New Mexico
12 office of Indian affairs for the Navajo community park located in
13 McKinley county pursuant to Subsection E of Section 16 of Chapter
14 367 of Laws 1993 shall not be expended for its original purpose but
15 is reauthorized and appropriated for the purpose of planning,
16 designing or constructing a swimming pool at Bowl Canyon
17 recreational area located in McKinley county. Any unexpended or
18 unencumbered balance remaining from the proceeds of the bonds at
19 the end of fiscal year 1999 shall revert to the severance tax
20 bonding fund.

20 Section 33. SEVERANCE TAX BONDS--CHANGE OF AGENCY--CHANGE IN
21 PURPOSE--EXTENDING EXPENDITURE PERIOD--APPROPRIATION.--The
22 appropriation of severance tax bond proceeds in Subsection D of
23 Section 10 of Chapter 148 of Laws 1994 to the department of
24 environment to develop a transfer station, including purchase of a
25 compactor and other equipment in Tesuque pueblo located in Santa Fe
county shall not be expended for that purpose, but is appropriated

. 112147.2

1 to the state agency on aging for the purpose of planning,
2 designing, constructing and equipping a senior center at Tesuque
3 pueblo located in Santa Fe county. Any unexpended or unencumbered
4 balance from the proceeds of the bonds remaining at the end of
5 fiscal year 2000 shall revert to the severance tax bonding fund.

6 Section 34. CAPITAL PROJECTS FUND--DEPARTMENT OF FINANCE AND
7 ADMINISTRATION--CHANGE OF PURPOSE--EXTENDING EXPENDITURE PERIOD--
8 APPROPRIATION.--

9 A. Notwithstanding the provisions of Section 50 of
10 Chapter 367 of Laws 1993, two hundred twenty-five thousand dollars
11 (\$225,000) of the balance from the capital projects fund
12 appropriation pursuant to Paragraph (6) of Subsection C of Section
13 2 of Chapter 6, (1st S.S.) of Laws 1990 to the local government
14 division of the department of finance and administration to acquire
15 the land and buildings located on the grounds of the old
16 Albuquerque high school in Bernalillo county shall not be expended
17 for its original purpose but is reauthorized and appropriated to
18 the local government division of the department of finance and
19 administration in the following amounts for the following purposes:

20 (1) fifty thousand dollars (\$50,000) for
21 renovation of facilities and buildings in the Martineztown area of
22 Albuquerque located in Bernalillo county;

23 (2) one hundred thirty-five thousand dollars
24 (\$135,000) for renovation and expansion of Wells Park community
25 center in Albuquerque located in Bernalillo county; and

(3) forty thousand dollars (\$40,000) to purchase
vans for the Wells Park and Duranes community center in Albuquerque
located in Bernalillo county.

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1 B. Any unexpended or unencumbered balance remaining at
2 the end of fiscal year 2000 shall revert to the capital projects
3 fund.

4 Section 35. SEVERANCE TAX BONDS--CHANGE IN AGENCY--CHANGE IN
5 PURPOSE-- APPROPRIATION. --

6 A. One hundred thousand dollars (\$100,000) of the
7 balance from severance tax bond proceeds appropriated to the local
8 government division of the department of finance and administration
9 pursuant to Subsection RR of Section 9 of Chapter 148 of Laws 1994
10 to acquire land for the Manzano Mesa multigenerational community
11 center and park in Albuquerque located in Bernalillo county shall
12 not be expended for that purpose but is reauthorized and
13 appropriated to the state highway and transportation department in
14 the following amounts for the following purposes:

15 (1) fifty thousand dollars (\$50,000) to pave and
16 improve Santa Fe county road 91D to Walnut street in Santa Fe
17 county; and

18 (2) fifty thousand dollars (\$50,000) to pave and
19 improve Santa Fe county road 78 in the village of Chupadero located
20 in Santa Fe county.

21 B. Any unexpended or unencumbered balance remaining
22 from the proceeds of the bonds at the end of fiscal year 1998 shall
23 revert to the severance tax bonding fund.

24 Section 36. GENERAL FUND--STATE DEPARTMENT OF PUBLIC
25 EDUCATION--EXPANSION OF PURPOSE-- APPROPRIATION. --The general fund
appropriation to the state department of public education to plan
or design a multipurpose auditorium for the Moriarty public school
district pursuant to Subsection TT of Section 33 of Chapter 222 of

1 Laws 1995 shall be expanded to include the renovation of an
2 existing structure or the purchase and construction of a building
3 for use as a multipurpose auditorium in the Moriarty public school
4 district located in Torrance county.

5 Section 37. EMERGENCY.--It is necessary for the public
6 peace, health and safety that this act take effect immediately.

- 27 -

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
Underscored material = new
~~[bracketed material] = delete~~

HTRC/HB 565, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY- SECOND LEGI SLATURE
SECOND SESSI ON

February 15, 1996

Mr. President:

Your FINANCE COMMI TTEE, to whom has been referred

HOUSE TAXATION AND REVENUE COMMI TTEE SUBSTITU TE
FOR HOUSE BILLS 565, et al .

has had it under consideration and reports same with
recommen dation that it DO PASS, amended as follows:

1. On page 1, line 15, after the first semicolon insert
"REPEALING A SECTION OF LAWS 1995;".

.112262.1

Underscored material = new
[bracketed material] = delete

1 2. On page 18, line 19, strike "and".

2

3 3. On page 18, line 22, after "administration" insert "for
4 reimbursement costs related to construction and".

5 4. On page 19, line 2, strike the period and insert in lieu
6 thereof a semicolon, and between lines 2 and 3 insert the
7 following new paragraphs:

8

9 "(7) two hundred thousand dollars (\$200,000) to the
10 state fair commission to plan, design and construct restroom
11 facilities, dressing room facilities or other necessary
12 renovations at the Indian village and to plan, design, expand and
13 make other renovations to comply with the federal Americans with
14 Disabilities Act of 1990 to the Indian building of fine arts and
15 other exhibition and performance-related facilities at the New
16 Mexico state fair in Albuquerque in Bernalillo county;

16

17 "(8) one million dollars (\$1,000,000) to the local
18 government division of the department of finance and
19 administration for the purpose of making improvements, including
20 earth moving and grading, fencing, roadways and parking,
21 electrical and drainage work to the international balloon fiesta
22 park in Albuquerque in Bernalillo county;

22

23

24 .112262.1

25

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(9) one million dollars (\$1,000,000) to the office of cultural affairs for the purpose of constructing or equipping the Hispanic cultural center in the south valley area of Albuquerque in Bernalillo county;

(10) fifty thousand dollars (\$50,000) to purchase equipment and furniture for the Tom Bell community center addition in the city of Albuquerque in Bernalillo county;

(11) fifty thousand dollars (\$50,000) to plan, design and construct a weight room and additional parking at the Dennis Chavez community center in the city of Albuquerque in Bernalillo county;

(12) five hundred thousand dollars (\$500,000) to make improvements to meet state child-care requirements and renovations throughout the Barelvas community and child-care center in the city of Albuquerque in Bernalillo county;

(13) two hundred thousand dollars (\$200,000) to the department of environment for the purpose of designing and making improvements to the Acoma water system at Acoma pueblo located in Cibola county;

Underscored material = new
[bracketed material] = delete

(14) one hundred thousand dollars (\$100,000) to the
 1 office of cultural affairs for construction of El Camino Real
 2 state monument for the museum of New Mexico in Socorro county;

(15) two hundred thousand dollars (\$200,000) to the
 6 New Mexico office of Indian affairs for the purpose of designing,
 7 constructing and equipping a court building for the Navajo nation
 8 in Alamo located in Socorro county;

(16) one hundred thousand dollars (\$100,000) to the
 11 local government division of the department of finance and
 12 administration for lighting, a concession stand, bleachers and
 13 construction of a recreational complex at Paddy Martinez ballfield
 14 in the city of Grants located in Cibola county;

(17) one hundred thousand dollars (\$100,000) to the
 16 local government division of the department of finance and
 17 administration for construction of a convention center in the city
 18 of Grants located in Cibola county;

(18) one hundred thousand dollars (\$100,000) to the
 21 local government division of the department of finance and
 22 administration for land acquisition and improvements for a
 23 cemetery in the city of Grants located in Cibola county;

Underscored material = new
 [bracketed material] = delete

HTRC/HB 565, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

(19) two hundred thousand dollars (\$200,000) to the interstate stream commission for the purpose of making improvements to the Ponderosa-Vallecitos dam and reservoir located in Sandoval county; and

(20) thirty thousand dollars (\$30,000) to the local government division of the department of finance and administration for construction or landscaping at the Bayard community center in Bayard located in Grant county."

5. On page 25, between lines 19 and 20, insert the following new sections:

"Section 37. GENERAL FUND--DEPARTMENT OF FINANCE AND ADMINISTRATION--CHANGE OF PURPOSE--APPROPRIATION.--One hundred thousand dollars (\$100,000) of the balance of the appropriation in Subsection FFFF of Section 24 of Chapter 222 of Laws 1995 to the local government division of the department of finance and administration for the purpose of purchasing Sierra Vista hospital in Sierra county to make it a county facility shall not be used for that purpose but is reauthorized and appropriated for the repayment of a loan from the state board of finance to Sierra Vista hospital.

Section 38. GENERAL FUND--OFFICE OF CULTURAL AFFAIRS--

Underscored material = new
[bracketed material] = delete

EXTENDING EXPENDITURE PERIOD-- APPROPRIATIONS. --

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A. The period of time in which the following appropriations from the general fund to the library division of the office of cultural affairs made in Laws 1994, Chapter 148, Section 44 may be expended shall be extended through fiscal year 1997:

(1) to purchase equipment, computers and communication and distribution systems for the purpose of connecting New Mexico libraries in a statewide communication network, creating a unified catalog in certain libraries and for a pilot program for a document and book delivery system pursuant to Subsection E; and

(2) to provide computer networking capacity, improve library staff skills and provide programs and staff necessary to integrate Native American community libraries into the state library network system pursuant to Subsection H.

B. Any unexpended or unencumbered balance remaining at the end of fiscal year 1997 shall revert to the general fund.

Section 39. GENERAL FUND-- CHANGE OF AGENCY-- CHANGE IN PURPOSE-- APPROPRIATIONS. --

A. The balance of the proceeds from the general fund appropriation to the local government division of the department

Underscored material = new
[bracketed material] = delete

HTRC/HB 565, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

of finance and administration for the Tatum magistrate court and a building for the Tatum police department pursuant to Subsection NNNNNN of Section 24 of Chapter 222 of Laws 1995 shall not be expended for its original purpose but is reauthorized and appropriated so that:

(1) twenty thousand dollars (\$20,000) is appropriated to the administrative office of the courts to furnish and equip the building for the Tatum magistrate court located in Lea county; and

(2) the balance of the proceeds is appropriated to the local government division of the department of finance and administration to design, remodel and furnish an existing county building for two magistrate court facilities and a state police facility in Lea county.

B. Any unexpended or unencumbered balance of the reauthorized appropriations provided in this section remaining at the end of fiscal year 1999 shall revert to the general fund.

Section 40. SEVERANCE TAX BONDS--CHANGE OF AGENCY--CHANGE IN PURPOSE-- APPROPRIATION. --The balance of the proceeds from severance tax bonds appropriated to the property control division of the general services department pursuant to Subsection Z of Section 14 of Chapter 367 of Laws 1993 for a state police

Underscored material = new
[bracketed material] = delete

headquarters in Hobbs shall not be expended for its original
 1 purpose but is reauthorized and appropriated to the local
 2 government division of the department of finance and
 3 administration to design, remodel and furnish an existing county
 4 building for two magistrate court facilities and a state police
 5 facility located in Lea county.

6 Section 41. SEVERANCE TAX BONDS--CHANGE OF AGENCY--CHANGE OF
 7 PURPOSE--EXTENDING EXPENDITURE PERIOD--APPROPRIATION.--The balance
 8 of the proceeds from severance tax bonds appropriated to the
 9 energy, minerals and natural resources department, pursuant to
 10 Subsection C of Section 11 of Chapter 367 of Laws 1993, for
 11 constructing, repairing, furnishing and equipping community
 12 centers and recreational fields in Taos county shall not be
 13 expended for its original purpose but is reauthorized and
 14 appropriated to the local government division of the department of
 15 finance and administration to plan and design community centers in
 16 Taos county. The period of time for the expenditure of the
 17 proceeds of the sale of the bonds shall be extended to the end of
 18 fiscal year 1999. Any unexpended or unencumbered balance
 19 remaining from the proceeds from the sale of the bonds at the end
 20 of fiscal year 1999 shall revert to the severance tax bonding
 21 fund.

22 Section 42. SEVERANCE TAX BONDS--LOCAL GOVERNMENT DIVISION OF
 23 THE DEPARTMENT OF FINANCE AND ADMINISTRATION--EXTENDING
 24 EXPENDITURE PERIOD.--The period of time for the expenditure of the
 25 proceeds from the sale of the bonds appropriated to the local

Underscored material = new
 [bracketed material] = delete

HTRC/HB 565, et al.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

government division of the department of finance and
administration for acquiring and renovating a building for a
community center in Taos county, pursuant to Subsection VV of
Section 7 of Chapter 367 of Laws 1993, shall be extended to the
end of fiscal year 1999. Any unexpended or unencumbered balance
remaining from the proceeds from the sale of the bonds at the end
of fiscal year 1999 shall revert to the severance tax bonding
fund.

Section 43. REPEAL. --Laws 1995, Chapter 218, Section 40 is
repealed. "

6. Renumber the succeeding section accordingly.

Respectfully submitted,

Ben D. Altamirano, Chairman

Adopted _____ Not Adopted _____

Underscored material = new
[bracketed material] = delete

(Chief Clerk)

(Chief Clerk)

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

Date _____

The roll call vote was ___ For ___ Against

Yes:

No:

Excused:

Absent:

Underscored material = new
~~[bracketed material] = delete~~

1 HTRC/HB 565, et al.

2

3

4

AN ACT

5

AUTHORIZING THE ISSUANCE AND SALE OF CAPITAL PROJECTS GENERAL

6

7

OBLIGATION BONDS; PROVIDING FOR CAPITAL EXPENDITURES FOR SENIOR

8

9

CITIZEN FACILITY CONSTRUCTION, IMPROVEMENTS AND ACQUISITIONS,

10

FOR PUBLIC EDUCATIONAL CAPITAL IMPROVEMENTS AND ACQUISITIONS,

11

12

FOR STATE FAIR RENOVATIONS AND IMPROVEMENTS, FOR JUVENILE

13

14

CORRECTIONAL AND REHABILITATIVE FACILITIES AND FOR LAND

15

16

ACQUISITION FOR PETROGLYPH NATIONAL MONUMENT; PROVIDING FOR A

17

TAX LEVY FOR PAYMENT OF PRINCIPAL OF, INTEREST ON AND CERTAIN

18

19

COSTS RELATED TO THE BONDS; REQUIRING APPROVAL OF THE

20

21

REGISTERED VOTERS AT THE 1996 GENERAL ELECTION; DECLARING AN

22

23

EMERGENCY.

24

25

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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

Section 1. This act may be cited as the "1996 Capital Projects General Obligation Bond Act".

Section 2. For the purpose of providing funds for capital expenditures as authorized in this act, general obligation indebtedness of the state is authorized for the purposes and in the amounts set forth in Section 10 of the 1996 Capital Projects General Obligation Bond Act.

Section 3. The state board of finance, except as limited by the 1996 Capital Projects General Obligation Bond Act, shall determine the terms, covenants and conditions of bonds issued pursuant to that act, including but not limited to: date or dates of issue; denominations; maturities; principal amounts; rate or rates of interest; provisions for redemption, including

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 premiums, registration, refundability, whether the bonds are

5 issued in one or more series and other covenants relating to

6

7 the bonds and the issuance thereof. The bonds shall be in such

8

9 form as the state board of finance determines with an

10

11 appropriate series designation and shall bear interest payable

12

13 as set forth in the resolution of the state board of finance.

14

15 Payment of the principal of the bonds shall begin not more than

16

17 two years after the date of their issuance, and the bonds shall

18

19 mature not later than ten years after the date of their

20

21 issuance. Both principal and interest shall be payable in

22

23 lawful money of the United States at the office of the paying

24

25 agent within or without the state of New Mexico as the state

26

27 board of finance may direct. The bonds shall be executed with

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

the manual or facsimile signature of the governor or the state
treasurer, and the seal or a facsimile of the seal of the state
shall be placed on each bond, except for any series of bonds
issued in book entry or similar form without the delivery of
physical securities. The bonds shall be issued in accordance
with the provisions of the 1996 Capital Projects General
Obligation Bond Act, the Supplemental Public Securities Act and
the Uniform Facsimile Signature of Public Officials Act and may
be issued in accordance with the Public Securities Short-Term
Interest Rate Act. The full faith and credit of the state of
New Mexico are hereby pledged for the prompt payment at
maturity of the principal of and interest on all bonds issued
and sold pursuant to the 1996 Capital Projects General
Obligation Bond Act.

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

Section 4. The proceeds from the sale of the bonds shall be expended solely for providing funds to be distributed for the purposes and in amounts not to exceed the amounts set forth in Section 10 of the 1996 Capital Projects General Obligation Bond Act and to pay expenses incurred under Section 6 of that act. Any proceeds from the sale of the bonds that are not required for the purposes set forth in Sections 6 and 10 of that act shall be used for the purpose of paying the principal of and interest on the bonds.

Section 5. The bonds authorized under the 1996 Capital Projects General Obligation Bond Act shall be sold by the state board of finance, at such time and in such manner and amounts as the board may elect. The bonds may be sold at private sale

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

or at public sale at not less than par and accrued interest to
the date of delivery. If sold at public sale, the state board
of finance shall publish a notice of the time and place of sale
in a newspaper of general circulation in the state and may also
publish the notice in a recognized financial journal outside
the state. The required publications shall be made once each
week for two consecutive weeks prior to the date fixed for the
sale, the last publication thereof to be at least five days
prior to the date of the sale. The notice shall specify the
amount, denomination, maturity and description of the bonds to
be offered for sale and the place, date and hour at which the
sealed bids shall be received. At the time and place specified
in the notice, the state board of finance shall open the bids
in public and shall award the bonds to the bidder or bidders

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 offering the best price for the bonds. The state board of

5 finance may reject any or all bids and readvertise and may

6

7 waive any irregularity in a bid. All bids, except that of the

8

9 state, shall be accompanied by a deposit of two percent of the

10

11 bid price. The deposit of an unsuccessful bidder shall be

12

13 returned upon rejection of the bid. The state board of finance

14

15 may also sell the bonds or any part of the bonds to the state

16

17 treasurer or state investment officer. The state treasurer or

18

19 state investment officer is authorized to purchase any of the

20

21 bonds for investment. The bonds are legal investments for any

22

23 person or board charged with the investment of any public funds

24

25 and may be accepted as security for any deposit of public

money.

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Section 6. The expenses incurred by the state board of finance in or relating to the preparation and sale of the bonds shall be paid out of the proceeds from the sale of the bonds, and all rebate, penalty, interest and other obligations of the state relating to the bonds and bond proceeds under the Internal Revenue Code of 1986, as amended, shall be paid from earnings on bond proceeds or other money of the state, legally available therefor.

Section 7. To provide for the payment of the principal of and interest on the bonds issued and sold pursuant to the provisions of the 1996 Capital Projects General Obligation Bond Act, there shall be and there is hereby imposed and levied during each year in which any of the bonds are outstanding an ad valorem tax on all property in the state subject to property

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 taxation for state purposes sufficient to pay the interest as

5 it becomes due on the bonds, together with an amount sufficient

6

7 to provide a sinking fund to pay the principal of the bonds as

8

9 it becomes due and, if permitted by law, ad valorem taxes may

10

11 be collected to pay administrative costs incident to the

12

13 collection of such taxes. The taxes shall be imposed, levied,

14

15 assessed and collected at the times and in the manner that

16

17 other property taxes for state purposes are imposed, levied,

18

19 assessed and collected. It is the duty of all tax officials

20

21 and authorities to cause these taxes to be imposed, levied,

22

23 assessed and collected.

24

25 Section 8. The state treasurer shall keep separate

26

accounts of all money collected pursuant to the taxes imposed

27

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

and levied pursuant to the provisions of the 1996 Capital
Projects General Obligation Bond Act and shall use this money
only for the purposes of paying the principal of and interest
on the bonds as they become due and any expenses relating
thereto.

Section 9. Any owner of bonds issued pursuant to the
provisions of the 1996 Capital Projects General Obligation Bond
Act may, either at law or in equity, by suit, action or
mandamus, enforce and compel the performance of the duties
required by that act of any officer or entity mentioned in that
act. The provisions of the 1996 Capital Projects General
Obligation Bond Act constitute an irrevocable contract with
the owners of any of the bonds issued pursuant to that act for
the faithful performance of which the full faith and credit of

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 the state of New Mexico is hereby pledged. Without reference

5

6 to any other act of the legislature of the state, the 1996

7

8 Capital Projects General Obligation Bond Act is full authority

9

10 for the issuance and sale of the bonds authorized in that act,

11

12 and such bonds shall have all the qualities of investment

13

14 securities under the Uniform Commercial Code of the state,

15

16 shall not be invalid for any irregularity or defect in the

17

18 proceedings for the issuance and sale of the bonds and shall be

19

20 incontestable in the hands of bona fide purchasers or holders

21

22 thereof for value. All bonds issued under the provisions of

23

24 the 1996 Capital Projects General Obligation Bond Act, and the

25

26 interest thereon, are exempt from taxation by the state and any

27

28 subdivision or public body thereof.

29

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Section 10. The proceeds from the sale of bonds issued under the provisions of the 1996 Capital Projects General Obligation Bond Act shall be distributed as follows for the purposes and in the amounts specified:

A. for senior citizen facility construction, equipment and improvements, to the state agency on aging:

(1) three hundred seventy-six thousand dollars (\$376,000) for the purpose of renovating and making improvements to meet current codes and regulations regarding health, safety and accessibility at senior centers and meal sites located throughout the state;

(2) one million twenty-nine thousand nine hundred dollars (\$1,029,900) to be allocated to senior citizen centers and programs for the purpose of purchasing vehicles for

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 senior citizen centers and programs located throughout the

5

6 state;

6

7

(3) two hundred twenty-one thousand one hundred

8

9 dollars (\$221,100) to be allocated to nutrition programs for

10

11 the purpose of purchasing kitchen equipment for nutrition

11

12

12 programs located throughout the state;

13

14

(4) eight hundred two thousand dollars

15

16 (\$802,000) for the purpose of renovating and making

17

18 improvements to senior centers and meal sites located

18

19

19 throughout the state; and

20

21

(5) one hundred thousand dollars (\$100,000) for

22

23 the purpose of constructing and equipping a south side senior

24

25 citizen center located in Santa Fe county;

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

B. for public educational capital improvements and

acquisitions:

(1) to the community college board of Santa Fe

community college, two million dollars (\$2,000,000) for the

purpose of planning, designing, constructing and equipping an

instructional technology center at Santa Fe community college

located in Santa Fe county;

(2) to the board of regents of northern New

Mexico state school:

(a) five hundred thousand dollars

(\$500,000) for the purpose of renovating, expanding and

improving existing buildings at northern New Mexico state

school at El Rito located in Rio Arriba county, including

handicap access and infrastructure, sewer and water renovation,

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 expansion and equipment; and

5

(b) three hundred eighteen thousand four

6

7 hundred ninety-five dollars (\$318,495) to design, construct and

8

9 equip a center for the arts at the Espanola branch of northern

10

11 New Mexico state school in Rio Arriba county;

12

(3) to the board of regents of New Mexico

13

14

15 military institute, two million dollars (\$2,000,000) to

16

17 rebuild, expand and equip Saunders barracks;

18

(4) to the governing board of Luna vocational-

19

20 technical institute, six hundred fifty thousand dollars

21

22 (\$650,000) for the purpose of constructing an addition to,

23

24 remodeling and landscaping the existing vocational agriculture

25

26 facility for use as an early childhood education and

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

permaculture center at the main campus located in San Miguel county;

(5) to the board of regents of New Mexico

highlands university:

(a) five hundred thousand dollars

(\$500,000) to renovate and make improvements to the Lora Mangum Shield science building at New Mexico highlands university in San Miguel county; and

(b) one million dollars (\$1,000,000) for

the purpose of renovating and expanding Douglas hall on the campus of New Mexico highlands university in San Miguel county;

(6) to the board of regents of New Mexico state

university, nine million four hundred thousand dollars

(\$9,400,000) to design, construct and equip the center for

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 sustainable development of arid lands at New Mexico state

5

6 university located in Dona Ana county;

6

7

(7) to the board of regents of the university of

8

9 New Mexico:

10

(a) one million five hundred thousand

11

12

dollars (\$1,500,000) to plan, design, construct, renovate,

13

14

equip and make improvements to certain instructional facilities

15

16

on the main campus located in Bernalillo county; and

17

(b) five hundred thousand dollars

18

19

(\$500,000) to plan and design a new architecture and planning

20

21

building at the university of New Mexico in Albuquerque in

22

23

Bernalillo county;

24

(8) to the governing board of New Mexico junior

25

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

college, one million two hundred thousand dollars (\$1,200,000)
to plan, design, construct and equip a transportation training
center located in Lea county;

(9) to the governing board of San Juan college,
five hundred thousand dollars (\$500,000) to design, construct
and equip an advanced technology center at San Juan college
located in San Juan county;

(10) to the board of regents of western New
Mexico university:

(a) nine hundred thousand dollars
(\$900,000) to renovate the Watts classroom building on the
campus of western New Mexico university located in Grant
county; and

(b) five hundred thousand dollars

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 (\$500,000) to design, renovate or remodel the fine arts

5 auditorium on the campus of western New Mexico university

6

7 located in Grant county;

8

9 (11) to the governing board of Albuquerque

10

11 technical-vocational institute, three million dollars

12

13 (\$3,000,000) for the purpose of planning, designing and

14

15 constructing a support services building for Albuquerque

16

17 technical-vocational institute located in Bernalillo county;

18

19 (12) to the board of regents of New Mexico

20

21 institute of mining and technology, four million five hundred

22

23 thousand dollars (\$4,500,000) to renovate and to design,

24

25 construct and equip a new addition to Jones Hall on the New

26

27 Mexico institute of mining and technology campus located in

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Socorro county;

(13) to the board of regents of eastern New

Mexico university, two million dollars (\$2,000,000) to remodel

the education building on the eastern New Mexico university

campus located in Roosevelt county;

(14) to the governing board of Clovis community

college, one million one hundred thousand dollars (\$1,100,000)

to plan, design and construct a new classroom addition and to

renovate the college library on the Clovis community college

campus located in Curry county;

(15) to the public school capital improvements

fund, five million dollars (\$5,000,000) for the purpose of

carrying out the provisions of the Public School Capital

Improvements Act; and

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4

(16) to the public school capital outlay fund,

5

twenty-one million five hundred thousand dollars (\$21,500,000)

6

7

to be allocated by the public school capital outlay council to

8

9

carry out the provisions of the Public School Capital Outlay

10

Act;

11

12

C. for state fair renovation and improvements, nine

13

14

hundred thousand dollars (\$900,000) for the purpose of

15

16

renovating and making improvements to the state fairgrounds

17

located in Bernalillo county;

18

19

D. for juvenile correctional and rehabilitative

20

21

facilities, five million dollars (\$5,000,000) to the property

22

23

control division of the general services department to plan,

24

25

design, construct and equip juvenile correctional and

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

rehabilitative facilities; and

E. for land acquisition, one million dollars

(\$1,000,000) to the energy, minerals and natural resources

department for the purpose of acquiring land for Petroglyph

national monument located in Bernalillo county.

Section 11. Except as otherwise provided in the 1996

Capital Projects General Obligation Bond Act, bonds issued

pursuant to that act shall be submitted to the registered

voters of the state at the general election to be held in

November 1996 and, if they receive a majority of all the votes

cast thereon at such election, shall take effect upon

certification of the state canvassing board announcing the

results of that election. No bonds shall be issued or sold

under the 1996 Capital Projects General Obligation Bond Act

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 until the registered voters of this state have voted upon and

5 approved the bonds and property tax imposition as provided in

6

7 this section. Any bonds issued under that act shall be issued

8

9 within twenty-six months from the date of the general election.

10

11

12 The ballots used at the 1996 general election shall

13

14 contain substantially the following language:

15

16 A. "The 1996 Capital Projects General Obligation Bond

17

18 Act authorizes the issuance and sale of senior citizen facility

19

20 construction, improvements and equipment bonds. Shall the

21

22 state of New Mexico be authorized to issue general obligation

23

24 bonds in an amount not to exceed two million five hundred

25

forty-four thousand one hundred five dollars (\$2,544,105) to

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

make capital expenditures for certain senior citizen facility
construction improvements and equipment projects and provide
for a general property tax imposition and levy for the payment
of principal of, interest on and expenses incurred in
connection with the issuance of the bonds and the collection of
the tax as permitted by law?

For _____ Against _____ ";

B. "The 1996 Capital Projects General Obligation Bond

Act authorizes the issuance and sale of public educational
capital improvements and acquisitions bonds. Shall the state
of New Mexico be authorized to issue general obligation bonds
in an amount not to exceed fifty-eight million eight hundred
sixty-one thousand three hundred thirty-seven dollars
(\$58, 861, 337) to make capital expenditures for certain public

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 educational capital improvements and acquisitions and provide

5 for a general property tax imposition and levy for payment of

6

7 principal of, interest on, and expenses incurred in connection

8

9 with the issuance of the bonds and the collection of the tax as

10

11 permitted by law?

12

For _____ Against _____";

13

14 C. "The 1996 Capital Projects General Obligation Bond

15

16 Act authorizes the issuance and sale of state fair capital

17

18 improvements bonds. Shall the state of New Mexico be

19

20 authorized to issue general obligation bonds in an amount not

21

22 to exceed nine hundred fifteen thousand one hundred five

23

24 dollars (\$915,105) to make capital expenditures for

25

improvements at the New Mexico state fairgrounds and provide

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

for a general property tax imposition and levy for payment of principal of, interest on and expenses incurred in connection with the issuance of the bonds and the collection of the tax as permitted by law?

For _____ Against _____";

D. "The 1996 Capital Projects General Obligation Bond

Act authorizes the issuance and sale of juvenile correctional and rehabilitative facilities bonds. Shall the state of New Mexico be authorized to issue general obligation bonds in an amount not to exceed five million twenty-five thousand dollars (\$5,025,000) to make capital expenditures for juvenile correctional and rehabilitative facilities and provide for a general property tax imposition and levy for payment of principal of, interest on and expenses incurred in connection

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 with the issuance of the bonds and the collection of the tax as

5

6 permitted by law?

6

7

For _____ Against _____"; and

8

9

E. "The 1996 Capital Projects General Obligation Bond

10

Act authorizes the issuance and sale of land acquisition bonds.

11

12

Shall the state of New Mexico be authorized to issue general

13

14

obligation bonds in an amount not to exceed one million fifteen

15

16

thousand one hundred five dollars (\$1,015,105) to make capital

17

expenditures for land acquisition for Petroglyph national

18

19

monument and provide for a general property tax imposition and

20

21

levy for payment of principal of, interest on and expenses

22

23

incurred in connection with the issuance of the bonds and the

24

25

collection of the tax as permitted by law?

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

For _____ Against _____".

Each question set forth in this section includes a specific work or object to be financed by the bonds. If any such question is not approved by a majority vote of the electorate at the state's 1996 general election, the issuance of bonds for the work or object specified by the question shall be excluded from and shall not be part of the 1996 Capital Projects General Obligation Bond Act. The failure of any question to be approved by the electorate at the 1996 general election shall not have any effect on the work or object specified by any other question approved by the electorate or the provisions of the 1996 Capital Projects General Obligation Bond Act relating to questions approved at the election.

The secretary of state shall include the submission of the

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 capital projects general obligation bonds to the people at the

5 1996 general election, and it shall be included in the general

6

7 election proclamation of each of the county clerks.

8

9 The secretary of state shall not include the question of

10

11 whether to issue capital projects general obligation bonds for

12

13 the purpose of acquiring land for Petroglyph national monument,

14

15 as set forth in Section 11 of the 1996 Capital Projects General

16

17 Obligation Bond Act, on the general election proclamation or on

18

19 the general election ballot unless, prior to June 1, 1996, the

20

21 secretary of the interior certifies in writing to the secretary

22

23 of state that the United States department of the interior will

24

25 assist in the expedited construction of certain portions of the

26

27 Paseo del Norte extension project and that the United States

Underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

department of the interior will work in good faith to eliminate
all federal impediments to the construction of that extension.

The secretary of state shall cause the 1996 Capital
Projects General Obligation Bond Act to be published in full in
at least one newspaper in each county of the state, if one is
published therein, once each week for four successive weeks
next preceding the general election as required by the
constitution of New Mexico.

Section 12. ART IN PUBLIC PLACES.--Pursuant to Section
13-4A-4 NMSA 1978 and where applicable, the appropriations
authorized in the 1996 Capital Projects General Obligation Bond
Act include one percent for the art in public places fund.

Section 13. SEVERABILITY.--If any part or application of
the 1996 Capital Projects General Obligation Bond Act is held

Underscored material = new
[bracketed material] = delete

1 HTRC/HB 565, et al.

2

3

4 invalid, the remainder or its application to other situations

5

6 or persons shall not be affected.

6

7

Section 14. EMERGENCY.--It is necessary for the public

8

9 peace, health and safety that this act take effect immediately. =

10

11



12

HTRC/HB 41

13

et al

14

Page - 68 -

15

16

17

18

19

20

21

22

23

24

25

HTRC/HB 14
et al
Page - 68 -

Underscored material = new
[bracketed material] = delete