

1 AN ACT
2 RELATING TO GENERAL APPROPRIATIONS; MAKING APPROPRIATIONS
3 FROM LEGISLATIVE CASH BALANCES FOR NECESSARY EXPENSES OF THE
4 SECOND SPECIAL SESSION OF THE FIFTY-SEVENTH LEGISLATURE;
5 MAKING AN APPROPRIATION TO THE ADMINISTRATIVE OFFICE OF THE
6 COURTS FOR ENHANCED SECURITY PROTOCOLS, EQUIPMENT AND
7 INFRASTRUCTURE; MAKING AN APPROPRIATION TO THE INCOME SUPPORT
8 DIVISION OF THE HEALTH CARE AUTHORITY TO PROVIDE STATE
9 NUTRITION ASSISTANCE BENEFITS TO THOSE ELIGIBLE FOR FEDERAL
10 SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM BENEFITS; REVERTING
11 CERTAIN BALANCES FROM CERTAIN GENERAL FUND APPROPRIATIONS;
12 PROVIDING FOR TRANSFERS FROM THE GENERAL FUND OPERATING
13 RESERVE TO THE APPROPRIATION CONTINGENCY FUND AND THE
14 MEDICAID TRUST FUND; PROVIDING A TRANSFER AUTHORITY IF
15 REVENUE AND TRANSFERS TO THE GENERAL FUND AT THE END OF
16 FISCAL YEAR 2025 ARE NOT SUFFICIENT TO MEET APPROPRIATIONS;
17 PROVIDING THAT A PORTION OF THE UNEXPENDED BALANCE OF AN
18 APPROPRIATION TO THE LEGISLATIVE FINANCE COMMITTEE SHALL BE
19 USED TO CONDUCT AN EVALUATION OF THE STATE'S ADMINISTRATION
20 OF THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM.
21

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

23 SECTION 1. SPECIAL SESSION--APPROPRIATIONS.--

24 A. The following amounts are appropriated from
25 legislative cash balances for expenditure in fiscal year 2026

1 for the following expenses of the second special session of
2 the fifty-seventh legislature. Any unexpended balance
3 remaining at the end of fiscal year 2026 shall revert to
4 legislative cash balances:

5 (1) for the expense of the house of
6 representatives, thirty-two thousand dollars (\$32,000) to be
7 disbursed on vouchers signed by the speaker and the chief
8 clerk of the house of representatives or the chief clerk's
9 designee;

10 (2) for the expense of the senate,
11 twenty-six thousand dollars (\$26,000) to be disbursed on
12 vouchers signed by the chair of the committees' committee and
13 the chief clerk of the senate or the chief clerk's designee;
14 and

15 (3) for the expense of the legislative
16 council service, seventeen thousand dollars (\$17,000) to be
17 disbursed on vouchers signed by the director of the
18 legislative council service or the director's designee.

19 B. Following adjournment of the second special
20 session of the fifty-seventh legislature, expenditures
21 authorized in this section shall be disbursed on vouchers
22 signed by the director of the legislative council service or
23 the director's designee.

24 SECTION 2. APPROPRIATION--ADMINISTRATIVE OFFICE OF THE
25 COURTS.--One hundred thousand dollars (\$100,000) is

1 appropriated from the general fund to the administrative
2 office of the courts for expenditure in fiscal year 2026 for
3 enhanced security protocols, equipment and infrastructure.
4 Any unexpended balance remaining at the end of fiscal year
5 2026 shall revert to the general fund.

6 SECTION 3. APPROPRIATIONS--GENERAL FUND OPERATING
7 RESERVE--INCOME SUPPORT DIVISION OF THE HEALTH CARE
8 AUTHORITY.--

9 A. Subject to the contingencies pursuant to
10 Subsection B of this section, beginning on the effective date
11 of this act and each week thereafter through the week of
12 January 19, 2026, twenty million dollars (\$20,000,000) is
13 appropriated from the general fund operating reserve to the
14 income support division of the health care authority for
15 expenditure in each of those weeks to provide state nutrition
16 assistance benefits to those who would have otherwise been
17 eligible for federal supplemental nutrition assistance
18 program benefits in an amount not to exceed the amount that
19 would have been provided but for the failure of the federal
20 government to provide funding for those federal benefits,
21 less any federal funds provided for that purpose.

22 B. Each weekly appropriation made by this section
23 is contingent on:

24 (1) the expenditure of the balance of the
25 money transferred by Subsection A of Section 7 of Chapter 2

1 of Laws 2025 (1st S.S.);

2 (2) the expenditure of the balance of money
3 appropriated pursuant to Subsection A of this section in a
4 previous week; and

5 (3) the failure of the federal government to
6 provide sufficient funding to pay full benefits for an
7 applicable weekly expenditure period provided by Subsection A
8 of this section.

9 C. Any unexpended balance remaining at the end of
10 a weekly expenditure period described in Subsection A of this
11 section, or when the federal government does provide
12 sufficient funding to pay full benefits for an expenditure
13 period, shall revert to the general fund operating reserve.

14 SECTION 4. REVERSION OF BALANCES FROM CERTAIN GENERAL
15 FUND APPROPRIATIONS.--On the effective date of this act, the
16 following shall revert to the general fund operating reserve:

17 A. forty-six million three hundred sixty-five
18 thousand three hundred sixteen dollars (\$46,365,316) of the
19 unexpended balance of the appropriation to the human services
20 department for the medical assistance program in the other
21 category as provided in Laws 2022, Chapter 54, Section 4;

22 B. twenty-one million three hundred thirty-nine
23 thousand three hundred ninety-one dollars (\$21,339,391) of
24 the unexpended balances of appropriations made from the
25 general fund to the department of health for the

1 developmental disabilities support program for fiscal years
2 2019 through 2021 and scheduled to revert pursuant to Item
3 131 of Section 5 of Chapter 210 of Laws 2023;

4 C. eighty-nine million seven hundred forty-three
5 thousand eight hundred dollars (\$89,743,800) of the
6 unexpended balance of the appropriation to the human services
7 department for the medical assistance program in the other
8 category as provided in Laws 2023, Chapter 210, Section 4;

9 D. two million nine hundred ninety thousand eight
10 hundred dollars (\$2,990,800) of the unexpended balance of the
11 appropriation to the health care authority department for the
12 developmental disabilities support program in the other
13 financing uses category as provided in Laws 2024, Chapter 69,
14 Section 4 and scheduled to revert pursuant to that section;

15 E. six hundred eighty-five thousand two hundred
16 sixty dollars (\$685,260) of the unexpended balance of the
17 appropriation to the health care authority department for the
18 medical assistance program in the other category as provided
19 in Laws 2024, Chapter 69, Section 4; and

20 F. one million three hundred seventy-eight
21 thousand two hundred four dollars (\$1,378,204) of the
22 unexpended balance of the appropriation to the health care
23 authority department for the Epi Duran regional recovery
24 center as provided in Laws 2024, Chapter 69, Section 5.

1 APPROPRIATION CONTINGENCY FUND AND MEDICAID TRUST FUND.--

2 A. Thirty million dollars (\$30,000,000) is
3 transferred from the general fund operating reserve to the
4 appropriation contingency fund.

5 B. If, on January 23, 2026, the total amount of
6 reversions to the general fund operating reserve made
7 pursuant to Section 4 of this act exceeds one hundred thirty-
8 seven million dollars (\$137,000,000), the excess amount shall
9 be transferred from the general fund operating reserve to the
10 medicaid trust fund.

11 C. If, beginning January 24, 2026 until May 1,
12 2026, the balance of the general fund operating reserve
13 exceeds one hundred thirty-seven million dollars
14 (\$137,000,000), any money received by the state from the
15 federal government to repay or reimburse state funds used
16 beginning November 1, 2025 to provide supplemental nutrition
17 assistance program benefits shall be transferred to the
18 medicaid trust fund.

19 SECTION 6. TRANSFER AUTHORITY.--If revenue and
20 transfers to the general fund at the end of fiscal year 2025
21 are not sufficient to meet appropriations, the governor, with
22 state board of finance approval, may transfer to the
23 appropriation account of the general fund the amount
24 necessary to meet that fiscal year's obligations from the
25 general fund operating reserve; provided that the total

1 amount transferred pursuant to this section shall not exceed
2 sixty million dollars (\$60,000,000).

3 SECTION 7. A PORTION OF THE UNEXPENDED BALANCE OF AN
4 APPROPRIATION TO THE LEGISLATIVE FINANCE COMMITTEE TO EVALUATE
5 THE STATE'S ADMINISTRATION OF THE SUPPLEMENTAL NUTRITION
6 ASSISTANCE PROGRAM.--Fifty thousand dollars (\$50,000) of the
7 unexpended balance of the appropriation to the legislative
8 finance committee in the other costs category as provided in
9 Subsection A of Section 5 of Chapter 1 of Laws 2025 shall be
10 expended in fiscal year 2026 to conduct, in coordination with
11 the health care authority, a program evaluation of the state's
12 administration of the supplemental nutrition assistance
13 program, including issuance of benefits to recipients.
14 Preliminary findings shall be reported to the speaker of the
15 house of representatives, the minority floor leader of the
16 house of representatives, the president pro tempore of the
17 senate and the minority floor leader of the senate on January
18 20, 2026, and a final report shall be submitted to the
19 legislative finance committee on or before July 1, 2026. Any
20 unexpended or unencumbered balance remaining at the end of
21 fiscal year 2026 shall revert to the general fund. _____