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November 16, 2009

MEMORANDUM

TO: New Mexico Legislators

FR: Frances Ramírez-Maestas FRM

RE: **SUMMARY OF PUBLIC EDUCATION-RELATED LEGISLATION PASSED BY THE 49TH LEGISLATURE, 1ST SPECIAL SESSION (after executive action)**

This memo and the attached materials provide an overview of legislation from the 1st Special Session of the 49th Legislature related to public school support and other education-related appropriations, after executive action.

On October 17, 2009 the Governor issued an Executive Proclamation (see Attachment 1) calling the 49th Legislature into special session to address FY 09 and FY 10 budget shortfalls. For FY 09, the proclamation requested consideration of the use of the state's reserves to meet FY 09 obligations. For the state's FY 10 budget, the Governor's proclamation prescribed 10 measures for the Legislature's consideration and excluded "any other measures that would alter existing taxation and/or revenue enhancement structures." The proclamation also prohibited "measures reducing salaries or raising tax rates, reducing or eliminating tax credits, rebates, exemptions, or deductions, or imposing new taxes."

Overall, the 2009 Legislature, in special session, passed eight bills and one joint memorial. Seven of these bills were signed into law, two with partial vetoes and one was pocket vetoed. As a package, these bills addressed solvency issues for FY 09 and FY 10 that had been identified by the Legislative Finance Committee (LFC). According to the LFC, in October 2009, the FY 09 budget exceeded appropriations by $214 million. For FY 10, the LFC projected a shortfall of approximately $650 million. The following

material outlines legislative action in the special session, after Executive action, for each respective fiscal year:

FY 2009

CS/HB 6, *Transfer Reserves to General Fund for 2009*, (Laws 2009, 1st Special Session, Ch. 3, partial veto) transfers $225 million from the operating reserve to the appropriation account of the General Fund to meet FY 09 obligations.

FY 2010

CS/HB 6, *Transfer Reserves to General Fund for 2009*, (Laws 2009, 1st Special Session, Ch. 3) also permits the Governor, with State Board of Finance approval, to transfer from the Tax Stabilization Reserve to the appropriation account of the General Fund up to $115 million to meet FY 10 shortfalls.

HB 3a, with emergency clause, *Fund Transfers & Appropriation Voids*, (Laws 2009, 1st Special Session, Ch. 2, partial veto) transfers $108.3 million to the General Fund from various state funds and voids $1.2 million appropriated in Laws 2008.

HB 16, *Reduce Legislative Appropriations*, (Laws 2009, 1st Special Session, Ch. 4) reduces by 5.3 percent the General Fund appropriations in Laws 2009, Chapter 1 (the Feed Bill) for permanent legislative offices, including the staff office of the Legislative Education Study Committee, and requires the Legislative Council to determine the reduction of each legislative agency.

CS/HB 17 & 33a, *Reduce 2009 General Fund Appropriations*, (Laws 2009, 1st Special Session, Ch. 5, partial veto) reduces General Fund appropriations in Laws 2009, Chapter 124 (*General Appropriation Act of 2009*) by various amounts; appropriates cash balances from the Tobacco Settlement Program Fund; appropriates emergency supplemental funding for public schools in FY 10; appropriates $29 million from the Public School Capital Outlay Fund to the New Mexico Public School Insurance Authority to pay or reimburse school districts and charter schools for property insurance premiums; and requires the Legislative Council Service, the Legislative Finance Committee, and the Department of Finance and Administration to review General Fund unexpended capital outlay projects and identify $150 million of voidable projects to be submitted for consideration of the 2010 Legislature.

> NOTE: As passed by the Legislature, CS/HB 17 & 33a, would have reduced the State Equalization Guarantee by approximately 4.0 percent but would have offset 2.0 percent of this reduction with $45.5 million from federal education stabilization dollars. The Governor vetoed the federal fund offset; however, in his veto message the Governor indicated that he "will be distributing federal education stabilization funds in a timely manner to offset HB 17/33's cuts to public and higher education." These actions may require the Secretary of Public Education to reset the FY 10 unit value of $3,862.79. Table 1 outlines the final effects of CS/HB 17 & 33a on public school support and related appropriations, after executive action.

SB 24a, with emergency clause, *School District Flexibility & Insurance*, (Laws 2009, 1st Special Session, Ch. 6) contains the appropriation and provisions for property insurance payment and reimbursement to school districts and charters school that are included in CS/HB17 & 33.

SB 29, with emergency clause, *General Fund Projects to STB Projects*, (Laws 2009, 1st Special Session, Ch. 7, partial veto) voids approximately $124.5 million in General Fund capital outlay projects authorized in previous years, including approximately $4.7 million in education-related projects; and authorizes severance tax bonds to be issued for the purpose of funding the projects whose General Fund dollars were reverted.

SJM 1, *Hold Tribal People Harmless on Medicaid Cuts*, requests that Native American tribes, nations, and pueblos be held harmless from cuts to Medicaid funding or programs.

Finally, the 2009 Legislature in its special session also passed SB 25, *School District Cash Balance Transfers*. The bill would have allowed school districts to make temporary cash transfers to their operational accounts of unexpended revenue from a tax imposed pursuant to the *Public School Capital Improvements Act* (SB 9) as long as none of the money were used for salaries and the district repaid the transferred amount by FY 16 according to a repayment schedule approved by the Public Education Department. However, the bill was pocket vetoed.

TABLE 1
PUBLIC SCHOOL SUPPORT AND RELATED APPROPRIATIONS FOR FY 10
GENERAL APPROPRIATION ACT OF 2009
(dollars in thousands)

FY 10 Preliminary Unit Value = $3,862.79

		Regular Session	***1st Special Session***	
		CS/HB 2 et al., as amended **Laws 2009, Chapter 124** ***(partial veto)***	***CS/HB 17 & 33, as amended*** **Laws 2009, Chapter 5** ***(partial veto)***	
1	**PROGRAM COST**	$2,439,723.2	$2,260,415.5	1
2	**State Fiscal Stabilization Fund (American Recovery and Reinvestment Act) (regular session): offset with federal dollars**	($164,700.0)		2
3	**State Fiscal Stabilization Fund (American Recovery and Reinvestment Act) (1st special session): federal dollar offset VETOED**		($45,500.0)	3
4	Adjustment for FY 09 Solvency Initiatives (regular session: 1% percent reduction)	($19,335.7)		4
5	Adjustment for FY 09 Solvency Initiatives (1st special session: 2% reduction)		($43,903.3)	5
6	Educational Retirement 1.5% Employer/Employee Contribution Switch	($23,193.4)		6
7	ENROLLMENT GROWTH	$8,455.8		7
8	FIXED COSTS	$3,723.9		8
9	Increase Educational Assistants' Salary Base to $13,000	$2,613.0		9
10	Increase in Employer's ERB Contribution (0.75%)	$12,073.2		10
11	Assessment and Test Development (school district costs)	$1,055.5		11
12	**TOTAL PROGRAM COST**	**$2,260,415.5**	**$2,171,012.2**	12
13	**Dollar Difference from Previous Fiscal Year Appropriation**		$89,403.3	13
14	**Percent Difference**		3.8%	14
15	LESS PROJECTED CREDITS	($64,400.0)	($64,400.0)	15
16	LESS OTHER STATE FUNDS (from driver's license fees)	($850.0)	($850.0)	16
17	**STATE EQUALIZATION GUARANTEE**	**$2,195,165.5**	**$2,105,762.2**	17
18	**Dollar Difference from Previous Fiscal Year Appropriation**		$89,403.3	18
19	**Percent Difference**		4.1%	19
20	**CATEGORICAL PUBLIC SCHOOL SUPPORT**			20
21	TRANSPORTATION			21
22	Operational	$90,282.4		22
23	School-owned Bus Replacements	$563.5		23
24	Rental Fees (contractor-owned buses)	$12,665.2		24
25	Educational Retirement 1.5% Employer/Employee Contribution Switch	($537.5)		25
26	Increase in Employer's ERB Contribution (0.75%)	$194.8		26
27	TOTAL TRANSPORTATION (4% reduction)	**$103,168.4**	**$99,041.7**	27
28	SUPPLEMENTAL DISTRIBUTIONS			28
29	Out-of-state Tuition	$370.0	$346.0	29
30	Emergency Supplemental*	$2,000.0	$1,870.0	30
31	INSTRUCTIONAL MATERIAL FUND	$16,230.4	$15,175.4	31
32	Dual Credit Instructional Materials	$1,500.0	$1,402.5	32
33	EDUCATIONAL TECHNOLOGY FUND	$2,400.0	$2,244.0	33
34	INDIAN EDUCATION FUND	$2,250.0	$2,250.0	34
35	SCHOOLS IN NEED OF IMPROVEMENT FUND	$2,500.0	$2,337.5	35
36	**TOTAL CATEGORICAL (except for transportation and Indian Education Fund, 6.5% reduction)**	**$130,418.8**	**$124,667.1**	36
37	**TOTAL PUBLIC SCHOOL SUPPORT**	**$2,325,584.3**	**$2,230,429.3**	37
38	**Dollar Difference from Previous Fiscal Year Appropriation**	($136,297.4)	$95,155.0	38
39	**Percent Difference**		4.1%	39
40	**RELATED APPROPRIATIONS: RECURRING (to PED unless otherwise noted) (except for PED, 6.5% reduction)**			40
41	**Public Education Department**	$15,996.4	$15,996.4	41
42	Regional Education Cooperatives Operations	$1,200.0	$1,122.0	42
43	**EARLY CHILDHOOD EDUCATION**			43
44	Kindergarten-three Plus	$8,452.1	$7,902.7	44
45	Pre-kindergarten Program	$8,452.1	$7,902.7	45
46	**EDUCATOR QUALITY**			46
47	Beginning Teacher Mentorship	$1,491.5	$1,394.6	47
48	Summer Reading, Math and Science Institutes	$2,485.9	$2,324.3	48
49	**NEW MEXICO CYBER ACADEMY/INNOVATIVE DIGITAL EDUCATION AND LEARNING (IDEAL)**			49
50	New Mexico Cyber Academy	$994.4	$929.8	50
51	**SCHOOL FINANCE**			51
52	Rural Revitalization	$100.0	$93.5	52
53	**STUDENT ACHIEVEMENT**			53
54	Advanced Placement	$1,750.0	$1,636.3	54
55	Develop Improved Student Advisement Plan			55
56	After-school Enrichment Program/Twenty-first Century Community Learning Centers	$1,000.0	$935.0	56
57	Apprenticeship Assistance	$650.0	$607.8	57
58	School Improvement Framework	$994.4	$929.8	58
59	Truancy Prevention/Dropout Prevention	$298.3	$278.9	59
60	**STUDENT HEALTH, SAFETY AND WELL-BEING**			60
61	Breakfast for Elementary Students	$3,430.5	$3,207.5	61
62	Family and Youth Resource Act	$397.7	$371.8	62
63	GRADS - Teen Pregnancy Prevention	$550.0	$514.3	63
64	**TOTAL RELATED APPROPRIATIONS: RECURRING**	**$48,243.3**	**$46,147.3**	64
65	**GRAND TOTAL**	**$2,373,827.6**	**$2,276,576.6**	65
66	**Dollar Difference from Previous Fiscal Year Appropriation**		$97,251.0	66
67	**Percent Difference**		4.1%	67

68 *In the special session an additional $3.0 million was appropriated for emergency supplemental. In total, $15.0 million in emergency support has been appropriated for FY 10: $2.0 million in recurring dollars and $13.0 million in nonrecurring dollars; however, the $12.0 million appropriated during the regular session has been reduced by 6.5 percent to approximately $11.2 million for a total of $14.2 68

PASSED
PUBLIC SCHOOL-RELATED LEGISLATION
49TH LEGISLATURE, 1ST SPECIAL SESSION, 2009

HOUSE BILLS

***H 1** — **FEED BILL [SGND (Nov. 2) Ch. 1]**, *Rep. W.K. Martinez* — funds the first special session, 2009.

***H 3a** — **FUND TRANSFERS & APPROPRIATION VOIDS [SGND (Nov. 9) Ch. 2 (partial veto)]**, *Rep. B. Lujan* — transfers $108.3 million to the General Fund from various state funds and voids $1.2 million appropriated in Laws 2008.

H 6
CS/H 6 — **TRANSFER RESERVES TO GENERAL FUND FOR 2009 [SGND (Nov. 12) Ch. 3]**, *Rep. Sandoval* — provides transfer authority from the Operating Reserve and the Tax Stabilization Reserve to the General Fund to meet, respectively, $225 million for FY 09 obligations and an amount not to exceed $115 million for FY 10 shortfalls.

***H 16** — **REDUCE LEGISLATIVE APPROPRIATIONS [SGND (Nov. 12), Ch. 4]**, *Rep. W.K. Martinez* — reduces by 5.3 percent the General Fund appropriations in Laws 2009, Chapter 1 (the Feed Bill) for permanent legislative offices; requires the Legislative Council to determine the reduction of each legislative agency; and allows for the transfer of amounts in the Feed Bill to other legislative expenditures, as needed.

H 17
CS/H 17& 33a — **REDUCE 2009 GENERAL FUND APPROPRIATIONS [SGND (Nov. 12) Ch. 5 (partial veto)]**, *Rep. L. Varela* — adds newsections to the General Appropriation Act of 2009 (GAA) to reduce appropriations, among them: a 2.0 percent reduction to the State Equalization Guarantee (SEG), a 4.0 percent reduction to the transportation distribution, a 6.5 percent reduction to several specific funds, and an additional reduction to the SEG of $45.5 million, ~~offset by a distribution of $45.5 million to the SEG from the federal American Recovery and Reinvestment Act of 2009~~; also adds new sections to the GAA to make appropriations, among them: $3.0 million from the General Fund to the emergency supplemental distribution for FY 10 for emergency distributions to districts that meet certain criteria and $29.0 million from the Public School Capital Outlay Fund to the New Mexico Public School Insurance Authority for FY 10 to pay property insurance premiums on behalf of school districts and charter schools, with up to $7.0 million designated for Albuquerque Public Schools; ~~and requires the Public Education Department to report to the LESC, the Legislative Finance Committee, and the Legislative Council on the implementation of this act by public schools~~.

SENATE BILLS

***S 24a** **SCHOOL DISTRICT FLEXIBILITY & INSURANCE [SGND (Nov. 12) Ch. 6]**, *Sen. V. Asbill* — appropriates $29.0 million from the Public School Capital Outlay Fund to the New Mexico Public School Insurance Authority for FY 10 to reimburse or to pay property insurance premiums on behalf of school districts and charters schools, with up to $7.0 million of the appropriation designated for property insurance coverage for Albuquerque Public Schools.

***S 25** **SCHOOL DISTRICT CASH BALANCE TRANSFERS [POCKET VETO]**, *Sen. V. Asbill* — ~~allows school districts to make temporary cash transfers to their operational accounts of unexpended revenue from a tax imposed pursuant to the Public School Capital Improvements Act as long as none of the money is used for salaries and the district repays the transferred amount by FY 16 according to a repayment schedule approved by the Public Education Department.~~

***S 29** **GENERAL FUND PROJECTS TO STB PROJECTS [SGND (Nov. 12) Ch. 7 (partial veto)]**, *Sen. C. Cisneros* — reverts to the General Fund the balances of certain appropriations, including a number of projects at public schools throughout New Mexico; transfers $31.6 million from the Public School Capital Outlay Fund, appropriated in 2006, to the General Fund; transfers $20.0 million from the Public School Capital Outlay Fund, appropriated in 2009, to the General Fund; and makes appropriations from severance tax bonds to offset these transfers.

SENATE JOINT MEMORIAL

SJM 1 **HOLD TRIBAL PEOPLE HARMLESS ON MEDICAID CUTS**, *Sen. J. Pinto* — requests that Native American tribes, nations, and pueblos be held harmless from cuts to Medicaid funding or programs.

STATE OF NEW MEXICO **EXECUTIVE OFFICE** SANTA FE, NEW MEXICO

Proclamation

***WHEREAS**, immediate consideration of issues critical to the economic health and welfare and public safety of New Mexico and its citizens is necessary and such conditions have arisen since the conclusion of the First Session of the Forty-Ninth Legislature;*

***WHEREAS**, the national economic recession has caused unavoidable and severe impacts to the state's economy, leading to budget projections indicating that the state faces a significant budget shortfall in fiscal years 2009 and 2010;*

***WHEREAS**, current economic conditions make it incumbent upon state government officials to balance the budget and provide a foundation for enduring economic stability; and*

***WHEREAS**, this administration believes that the state budget can be balanced by making fiscally responsible reductions to state expenditures that do not harm public education and without raising taxes.*

***NOW THEREFORE**, I, Bill Richardson, Governor of the State of New Mexico, by virtue of the Authority vested in me pursuant to the Constitution of New Mexico, do hereby call the Forty-Ninth Legislature of the State of New Mexico into Special Session at 3 o'clock p.m., Saturday, October 17, 2009, at the State Capitol in Santa Fe. In accordance with Article IV, Section 6 of the Constitution, this Special Session is called for the purpose of considering and enacting legislation concerning the following objects and no others:*

1. *the transfer of funds from the tax stabilization reserve and the general fund operating reserve to the general fund for purposes of meeting fiscal year 2009 appropriations;*

2. *legislation to balance the state's fiscal year 2010 budget, limited to such measures as set forth below, and excluding any other measures that would alter existing taxation and/or revenue enhancement structures:*

    - *the transfer of certain fund and appropriation balances to the general fund for purposes of meeting expenditures from the general fund;*

- *the reduction and deauthorization of appropriations made in the General Appropriation Act of 2008, the General Appropriation Act of 2009, Laws 2009, Chapter 1, and various capital outlay bills;*

- *the enactment of new sections of law and amendments to existing sections of law to implement appropriation reductions made in the first special session of the forty-ninth legislature;*

- *the enactment of increased fiscal year 2010 budget adjustment authority for all state agencies;*

- *the appropriation of funds from the tobacco settlement program fund to the medical assistance program of the human services department to offset general fund appropriation reductions;*

- *the appropriation of funds from the general fund to the second judicial district court to meet operational expenses in fiscal year 2010;*

- *the authorization for the State Board of Finance to issue short-term supplemental severance tax bonds and severance tax bonds, the appropriation of the proceeds of those bonds to the general fund to restore the general fund for allotments made from the general fund for general fund capital appropriations in previous sessions and appropriations in the General Appropriation Act of 2009 for the administration of capital projects or the maintenance of capital projects, and the amendment of Section 7-27-12 NMSA 1978 to authorize the issuance of supplemental severance tax bonds for such purposes;*

- *the voiding of certain appropriations of severance tax bond proceeds and the appropriation of bond proceeds for other capital projects;*

- *the amendment of Section 22-11-21 NMSA 1978 to temporarily reduce the employer's contributions under the Educational Retirement Act, with previously scheduled contribution increases being fully phased in beginning in fiscal year 2013; and*

- *the amendment of Section 7-1-6.56 NMSA 1978 to delay a $250,000 per month distribution to the retiree health care fund scheduled to begin on July 1, 2009, until June 30, 2011, and the transfer to the general fund of monthly distributions that occurred under current law since July 1, 2009.*

3. *the appropriation of legislative cash balances for the purpose of paying the expenses of the special session called pursuant to this Proclamation.*

4. *legislation concerning the objects in this proclamation shall not include measures reducing salaries or raising tax rates, reducing or eliminating tax credits, rebates, exemptions, or deductions, or imposing new taxes.*

Attest:

Mary Herrera
Secretary of State

Done at the Executive Office this 17th day of October, 2009.

Witness my hand and the Great Seal of the State of New Mexico

Bill Richardson
Governor

RECEIVED
NOV 1 2 2009
ESC

For immediate release
Nov. 12, 2009

Contact: Gilbert Gallegos
(505) 476-2217

Governor Bill Richardson Acts on Budget Bills; Signs Executive Order Mandating Responsible Spending Cuts

Governor Sets 5 Mandatory Furlough Days

SANTA FE – Governor Bill Richardson took a number of aggressive steps today to help balance the state budget. The Governor signed legislation, while vetoing irresponsible budget cuts that would have cut critical health services, closed prisons and jeopardized protection for kids.

After taking final action on the special-session legislation, Governor Richardson signed an Executive Order that sets five furlough days for state employees and further cuts state agency budgets by an average of 7 percent for the budget year.

The Governor's budget action, combined with his efforts to save $150 million by freezing capital outlay projects, will put the state on a responsible path toward balancing the current-year budget.

"Since the session ended, I have heard from hundreds to New Mexicans, including many legislators – who want me to exercise my veto pen to preserve those services," Governor Richardson said. "I understand and share their concerns, particularly in light of the previous budget cuts.

"However, it would be fiscally irresponsible to simply veto this bill and wait for the Legislature to meet again in January – more than half-way through the fiscal year. "Instead, I am signing an Executive Order today that directs more responsible budget cuts across state government."

Governor Richardson took the following action on legislation:

SIGNED

HB 6 Transfer Reserves to General Fund
HB 16 Reduce Legislative Appropriations
SB 24 School District Flexibility and Insurance

SIGNED WITH LINE ITEM VETOES

HB 17 Reduce General Fund Appropriations
SB 29 STB Auth. for Capital Projects

Pocket Veto

SB 25 School District Cash Balance Transfers

Governor Richardson's Executive Order spells out his plan for state agencies:

EXECUTIVE ORDER 2009-044

ORDER CONCERNING FISCAL YEAR 2010 BUDGET GAP; REQUIRING STATE AGENCIES TO REDUCE FISCAL YEAR 2010 OPERATING EXPENDITURES; REQUIRING THE FURLOUGH OF STATE EMPLOYEES; DIRECTING THE PUBLIC EDUCATION DEPARTMENT AND HIGHER EDUCATION DEPARTMENT TO TAKE STEPS NECESSARY TO RESTORE FURTHER CUTS TO PUBLIC AND HIGHER EDUCATION

WHEREAS, Governor Richardson called the Legislature into special session in order to address the State's fiscal year 2010 budget shortfall;

WHEREAS, even if fully implemented, the so-called solvency bills passed during the First Special Session of the Forty-Ninth Legislature were insufficient to bridge the budget gap;

WHEREAS, among other shortcomings, the solvency bills failed to cut capital appropriations or effectively use supplemental severance tax bonding capacity;

WHEREAS, Section 2(A)(4) of the House Appropriations and Finance Committee Substitute for House Bills 17 and 33 ("HB 17/33"), as amended, sought to impose deep, aggregate cuts of 7.6% to the already reduced operating budgets of State agencies under the control of the Governor;

WHEREAS, implementing such cuts would likely have caused dangerous and unacceptable harm to core services;

WHEREAS, the Administration concluded that the cuts called for in Section 2(A)(4) would likely have (i) severely compromised the ability of the Children, Youth, and Families Department to investigate child neglect and abuse cases and take kids into protective custody, putting kids at risk and jeopardizing federal funding to the State; (ii) forced the Department of Health to temporarily close some public health offices and reduce services at school-based and rural primary care clinics, which provide services to citizens with few (if any) other treatment options; and (iii) resulted in the closure of two adult correctional facilities, resulting in hundreds of prisoners being released early with inadequate supervision and employees being put out of work;

WHEREAS, to avoid such unacceptable results, the Governor this day vetoed Section 2(A)(4) of HB 17/33;

WHEREAS, the Richardson Administration recognizes the need to responsibly and meaningfully reduce agency expenditures as part of a package of solvency measures that completes the job started in the First Special Session of the Forty-Ninth Legislature;

WHEREAS, the expenditure restrictions imposed in this Executive Order will result in savings that will, along with other measures to be proposed by the Richardson Administration during future legislative sessions, bridge the budget gap while maintaining adequate levels of services and a prudent level of budget reserves; and

WHEREAS, the fiscal year 2010 budget shortfall is so severe that solvency measures unfortunately must include the furlough of state employees.

NOW, THEREFORE, I, Bill Richardson, Governor of the State of New Mexico, by virtue of the authority and responsibility vested in me by the Constitution and the laws of the State of New Mexico, do hereby order the following:

1. **Expenditure and Encumbrance Restrictions.**

A. General Fund Agencies. In fiscal year 2010, the following agencies shall restrict their expenditures from general fund operating appropriations to achieve the savings indicated, calculated as the difference between their fiscal year 2010 general fund operating budgets and the amount of their actual expenditures:

Agency	**Expenditure Savings Requirements**
Taxation and Revenue Department	$3,902,300
Department of Finance and Administration	$1,438,800
General Services Department	$892,500
New Mexico Sentencing Commission	$36,200
Public Defender Department	$854,000
Governor	$244,900
Department of Information Technology	$70,400
Personnel Board	$89,500
Public Employee Labor Relations Board	$24,600
Border Authority	$25,700
Tourism Department	$332,300
Economic Development Department	$466,600
Regulation and Licensing Department	$873,100
New Mexico State Fair	$21,800
Gaming Control Board	$314,200
State Racing Commission	$115,700
Cumbres and Toltec Scenic Railroad Commission	$5,000
Office of Military Base Planning and Support	$11,300
Spaceport Authority	$62,300
Cultural Affairs Department	$1,684,400
New Mexico Livestock Board	$58,700

Agency	**Expenditure Savings Requirements**
Energy, Minerals and Natural Resources Department	$995,400
Intertribal Ceremonial Office	$200
State Engineer/Interstate Stream Commission	$1,218,000
Organic Commodity Commission	$9,300
Commission on Status of Women	$39,600
Office of African American Affairs	$41,000
Commission for the Blind	$41,400
Indian Affairs Department	$188,200
Aging and Long-Term Services Department	$1,274,500
Human Services Department, including $16 million that will be replaced by increased federal funds and appropriations from the Tobacco Settlement Program Fund	$28,702,500
Workforce Solutions Department	$402,900
Division of Vocational Rehabilitation	$117,800
Governor's Commission on Disability	$58,500
Developmental Disabilities Planning Council	$131,900
Department of Health, including $2 million that will be replaced by increased federal funds	$10,364,900
Department of Environment	$800,400
Office of the Natural Resources Trustee	$14,400
New Mexico Health Policy Commission	$40,300
Children, Youth and Families Department	$6,023,000
Department of Military Affairs	$566,300
Parole Board	$14,600
Juvenile Parole Board	$6,700
Corrections Department	$11,389,600
Crime Victims Reparation Commission	$71,600
Department of Public Safety	$2,826,100
Homeland Security and Emergency Management Department	$166,600
Public Education Department	$479,900

Agency	Expenditure Savings Requirements
Higher Education Department	$1,526,900
Total General Fund Savings:	$79,036,800

B. Non-General Fund Agencies. The following agencies funded by other state funds shall develop expenditure restriction requirements that result in responsible but meaningful operating budget savings for fiscal year 2010: State Investment Council; Board of Examiners for Architects; Medical Board; Board of Nursing; State Board of Licensure for Engineers and Land Surveyors; Board of Veterinary Medicine; Department of Game and Fish; Youth Conservation Corps; Commission for Deaf and Hard-of-Hearing Persons; Workers' Compensation Administration; Miners' Hospital of New Mexico; Veterans' Services Department; and Department of Transportation. The operating budget savings requirements of these agencies are subject to approval by the State Budget Division ("SBD") of the Department of Finance and Administration ("DFA"). Agencies subject to this subsection must submit their proposed savings requirements to SBD by 5:00 p.m. on November 17, 2009.

C. Implementation.

i. Agencies subject to expenditure restrictions under Section 1(A) or Section 1(B) shall submit to SBD for SBD's review and approval a fiscal year 2010 expenditure plan. The expenditure plan shall be in such form and contain such information as SBD may require but, at a minimum, shall show the agency's operating budget by category, the agency's restricted expenditure amount by category, and the difference (savings) between the two. All plans are due to SBD by 5:00 p.m. on November 20, 2009.

ii. Agencies may request and SBD may approve of expenditure plan amendments, provided that the total savings under the amended plan equals the amount stated in Section 1(A) or amount developed pursuant to Section 1(B).

iii. Agencies may not encumber or expend more than the expenditure amount in its SBD-approved expenditure plan for any given category.

iv. By 5:00 p.m. on November 25, 2009, agencies shall, as necessary, submit to DFA's Financial Control Division and Contracts Review Bureau the necessary documentation to reduce outstanding encumbrances to bring them in line with their expenditure plans.

v. DFA is authorized and empowered to take such other action as may be necessary or advisable to effectuate or enforce the requirements contained in or developed pursuant to Section 1 of this Executive Order, including deadlines. Without limiting the generality of the foregoing, DFA may in appropriate cases extend the deadlines contained in this Section in writing.

2. **Furloughs.**

A. Immediately, the Chief of Staff for the Office of the Governor shall:

i. notify the unions with collective bargaining agreements covering employees at agencies subject to Section 1(A) or Section 1(B) of this Executive Order of the need for furloughs and discuss those furloughs with the unions;

ii. develop a furlough plan that:

a. is limited to those agencies subject to expenditure restrictions under Section 1(A) or Section 1(B) of this Executive Order;

b. is consistent with Regulation 1.7.10.8 NMAC;

c. limits the number of required furlough days, which, if possible, should be no more than five (5) days during fiscal year 2010;

d. to the extent practicable and advisable, given the needs of individual agencies, schedule furlough days in a manner that least affects the provision of services to the public;

e. provides a process for limited exceptions based upon public safety, welfare, and cost-effectiveness; and

iii. seek approval of the furlough plan from the State Personnel Board in accordance with Regulation 1.7.10.8(A) NMAC; and

iv. oversee agency implementation of the approved furlough plan.

B. Agencies subject to the approved furlough plan shall implement the plan.

C. The State Personnel Director shall issue necessary or desirable guidance to affected agencies to implement the approved furlough plan, which guidance shall help agencies avoid overtime or other liabilities during the weeks when the furlough is effective.

3. **Non-Compliance with Section 1 or Section 2.** DFA shall report to the Office of the Governor any agency that fails to comply with the requirements, including deadlines, of Section 1 or Section 2 of this Executive Order. The head of an agency, including a board or commission, that fails to comply with any of the requirements of Section 1 or Section 2 of this Executive Order shall be held accountable for the non-compliance.

4. **Agencies Not Under Gubernatorial Control.** Agencies not under Gubernatorial control and whose fiscal year 2010 operating budgets were not reduced in the First Special Session of the Forty-Ninth Legislature are respectfully requested to impose expenditure restrictions that will result in administrative operating budget savings of approximately three percent (3%). These agencies include the Public School Insurance Authority, Educational Retirement Board, Public Employees Retirement Association, Public School Facilities Authority, Retiree Health Care Authority, State Commission of Public Records, and Martin Luther King, Jr. Commission.

5. **Recalculation of Fiscal Year 2010 Support Restoration Subgrants.** In order to offset the reductions to public and higher education contained in HB 17/33 and pursuant to Executive Order 2009-035, the Public Education Department and Higher Education Department are directed to expeditiously:

A. calculate the amount of each local educational agency's and public institution of higher education's fiscal year 2010 Support Restoration Subgrant; and

B. take the steps necessary to enable the recalculated Support Restoration Subgrants to be awarded and funds distributed to local educational agencies and public institutions of higher educations.

6. **General Provisions.**

A. This Executive Order supersedes any other previous orders, proclamations, or directives in conflict.

B. This Executive Order shall take effect immediately and shall remain in effect until such time as it is rescinded by the Governor.

C. This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the State, its agencies, instrumentalities, or entities, its officers, employees, or agents, or any other person.

#30#

STATE OF NEW MEXICO
GOVERNOR BILL RICHARDSON

For Immediate Release
November 13, 2009

Contact: Alarie Ray-Garcia
(505) 231-7350

RECEIVED
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LESC

Governor Bill Richardson Announces Budget Balancing Task Force

SANTA FE-Governor Bill Richardson today announced he has formed a task force to study a variety of proposals to help balance the State's budget. The task force will thoroughly review and scrutinize new revenue options as well as seek public input on the options before the regular legislative session gets underway in January.

"Our revenue has taken a major hit from the global economic crisis, and we've responded by taking bold action to cut state spending to offset those losses," Governor Richardson said. "But moving forward we must also take a serious look at options to increase our revenue in ways that allow us to maintain our competitive advantage and address New Mexico's long-term financial health."

Governor Richardson appointed Rick Homans, Secretary of the Taxation and Revenue Department, to chair the task force that consists of more than 40 New Mexicans representing a wide range of industries, education, labor and other non-profit organizations. *(A complete list of members is attached to this press release.)*

The task force will hold its first public meeting on Monday, November 16th from 1 pm to 5 pm at the Santa Fe Community College. Additional meetings will be scheduled in Albuquerque, Farmington and Las Cruces.

The group has set up a web site (www.nmrevenueoptions.com) which will provide copies of meeting agendas, presentations and a way for members of the public to provide input to the group. A portion of each meeting will also be set aside for public comment.

30

BUDGET BALANCING TASK FORCE MEMBERSHIP

Chair

- Rick Homans, Secretary, Taxation and Revenue Department

Task Force Members

- Lieutenant Governor Diane Denish or Designee
- Mark Thompson, Lieutenant Governor, Acoma Pueblo
- Jim Berry, Executive Director, Las Cruces Chamber of Commerce
- Terri L. Cole, President and Chief Executive Officer, Greater Albuquerque Chamber of Commerce
- Raymond Mondragon, Chair, New Mexico Economic Development Partnership
- Alex Romero, President and Chief Executive Officer, Albuquerque Hispano Chamber of Commerce
- Chuck Wellborn, Wellborn Strategies, LLC
- Sharon Lombardi, Executive Director, Dairy Producers of New Mexico
- David S. Smoak, President, RSF Land and Cattle Co.
- Don Chalmers, Principal Dealer, Don Chalmers Auto
- Jerry Walker, President and Chief Executive Officer, Independent Community Bankers Association of New Mexico
- Jim Horton, Director, Public Policy and Government, Associated General Contractors
- Odes Armijo-Caster, President, Renewable Energy Industries Association
- Leland Gould, Chair, New Mexico Oil and Gas Association
- Jim Hinton, President, Presbyterian Health Services
- Michelle Welby, Director, Medical Operations, Molina Healthcare of New Mexico
- Jami Grindatto, Corporate Affairs Director, Intel
- Tony Trujillo, Government Relations Director, Phelps Dodge
- Kathi Bearden, Editor, Hobbs Sun News
- Steve Anaya, Executive Vice President, Realtors Association of New Mexico
- Carol Wight, Chief Executive Officer, New Mexico Restaurant Association
- Bob Barberousse, Cigar Association of America
- Fred O'Cheskey, New Mexico Beverage Wholesalers and Southern Wine & Spirits
- Thom Turbett, President and Chief Executive Officer, Independent Insurance Agents of New Mexico
- Bob Murphy, Executive Director, Economic Forum of Albuquerque
- Rick Clemente, Production Central ABQ
- Leanne Leith, Political and Programs Director, Conservation Voters New Mexico
- Ruth Hoffman, Director, Lutheran Advocacy Ministry-New Mexico
- Allen Sanchez, Director, New Mexico Conference of Catholic Bishops President, St. Joseph Community Health
- Gayla Brumfield, Mayor, City of Clovis
- Bill Fulginiti, Executive Director, New Mexico Municipal League
- Paul Gutierrez, Executive Director, New Mexico Association of Counties
- Charles Bowyer, Executive Director, National Education Association-New Mexico

- Carolyn Abeita, Esq., Member, University of New Mexico Board of Regents
- Carter Bundy, Legislative Director, AFSME
- Pat D'Arco, Chairman, Rio Rancho Planning & Zoning Board
- Jackson Gibson, Member, District 6, Transportation Commission
- Bill Jordan, Policy Director, New Mexico Voices for Children
- Leo Garza, Legislative Committee Chair, AARP New Mexico
- Richard Anklam, President and Executive Director, New Mexico Tax Research Institute
- Fred Nathan, Executive Director, Think New Mexico

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 1

HOUSE BILL 1

with emergency clause

Introduced by

REPRESENTATIVE W. KEN MARTINEZ AND REPRESENTATIVE THOMAS C. TAYLOR

EMERGENCY CLAUSE

CHAPTER 1

AN ACT

RELATING TO LEGISLATIVE EXPENDITURES; MAKING APPROPRIATIONS FROM LEGISLATIVE CASH BALANCES FOR NECESSARY EXPENSES OF THE FIRST SPECIAL SESSION OF THE FORTY-NINTH LEGISLATURE; DECLARING AN EMERGENCY.

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

Section 1. SPECIAL SESSION--APPROPRIATION.--

A. The following amounts are appropriated from the legislative cash balances for expenditure in fiscal year 2010 for the following expenses of the first special session of the forty-ninth legislature:

(1) for the expense of the house of representatives, one hundred ninety-five thousand six hundred fifty dollars ($195,650) to be disbursed on vouchers signed by the speaker and the chief clerk of the house of representatives or the chief clerk's designee;

(2) for the expense of the senate, one hundred thirty-three thousand nine hundred dollars ($133,900) to be disbursed on vouchers signed by the chair of the committees' committee and the chief clerk of the senate or the chief clerk's designee; and

(3) for the expense of the legislative council service, the joint bill room and the legislative switchboard, forty thousand four hundred dollars ($40,400) to

be disbursed on vouchers signed by the director of the legislative council service or the director's designee.

B. Following adjournment of the first special session of the forty-ninth legislature, expenditures authorized in this section shall be disbursed on vouchers signed by the director of the legislative council service or the director's designee.

Section 2. EMERGENCY.--It is necessary for the public peace, health and safety that this act take effect immediately.

BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES

STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

(for) DIANE D. DENISH, PRESIDENT
SENATE

LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 2nd day of November, 2009

BILL RICHARDSON, GOVERNOR
STATE OF NEW MEXICO

HB 3a, Fund Transfers Appropriation Voids (with emergency clause)
(after Executive Action)

	Section 1. A. Fund Transfers (to the General Fund) (pages 1-6)	
1	Legislative Cash Balances	$1,000.0
2	Magistrate Court Mediation Fund	$100.0
3	Water Project Fund, Administrative Office of the Courts	$500.0
4	Metropolitan Court Warrant Enforcement Fund	$150.0
5	Metropolitan Court Mediation Fund	$100.0
6	Alternative Dispute Resolution Fund, Third Judicial District	$150.0
7	~~Audit Fund~~	~~$500.0~~
8	Property Valuation Fund	$1,100.0
9	Electronic Voting System Revolving Fund	$1,500.0
10	~~Domestic Violence Offender Treatment or Intervention Fund~~	~~$500.0~~
11	~~Enhanced 911 Fund~~	~~$3,000.0~~
12	Public Election Fund	$412.0
13	State Employees' Career Development Conference Fund	$25.0
14	Securities Education and Training Fund	$100.0
15	Real Estate Recovery Fund	$172.0
16	Barbers and Cosmetologists Fund	$100.0
17	Massage Therapy Fund	$300.0
18	Counseling and Therapy Practice Board Fund	$500.0
19	Chiropractic Fund	$200.0
20	Psychology Fund	$200.0
21	Physical Therapy Fund	$200.0
22	Private Investigations Fund	$200.0
23	Public Accountancy Fund	$400.0
24	Real Estate Commission Fund	$1,500.0
25	Board of Social Work Examiners Fund	$650.0
26	New Mexico Medical Board Fund	$1,000.0
27	Board of Nursing Fund	$750.0
28	Office of Cultural Affairs Fund	$600.0
29	~~Trail Safety Fund~~	~~$800.0~~
30	Mining Act Fund	$150.0
31	Oil and Gas Reclamation Fund	$500.0
32	Employment Security Department Fund	$500.0
33	Workers' Compensation Administration Fund	$3,500.0
34	Uninsured Employers' Fund	$1,000.0
35	Hazardous Waste Emergency Fund	$2,500.0
36	Natural Resources Trustee Fund	$150.0
37	~~CYFD Pre-kindergarten Fund~~	~~$250.0~~
38	Juvenile Continuum Grant Fund	$250.0
39	Juvenile Community Corrections Grant Fund	$1,176.0
40	Community Corrections Grant Fund	$1,500.0
41	Corrections Department, Intensive Supervision Fund	$1,500.0
42	Crime Laboratory Fund	$1,000.0
43	Concealed Handgun Carry Fund	$500.0
44	Educational Technology Deficiency Correction Fund	$973.0
45	Instructional Material Fund	$1,900.0
46	~~Public Pre-kindergarten Fund~~	~~$1,450.2~~
47	College Affordability Endowment Fund	$68,000.0
48	Higher Education Performance Fund	$2,848.7
49	Higher Education Endowment Fund	$314.1
50	Higher Education Program Development Enhancement Fund	$171.4

HB 3a, Fund Transfers Appropriation Voids (with emergency clause)
(after Executive Action)

	Section 1. B. (page 6)	
51	Attorney General Antitrust Cases and Consumer Protection Settlements	$1,200.0
	Section 1. C. (page 6)	
52	Cash Balance: Energy, Minerals and Natural Resources Department, Mine Reclamation Program	$100.0
	Section 1. D. (pages 6-7)	
53	Public Education Department Driving Safety Fees	$1,700.0
	Section 1. E. (page 7)	
54	Cash Balance: Higher Education Department Special Programs Fund	$5,000.0
55	**Total Fund Transfers**	**$114,842.4**
56	**Total Vetoes**	**$6,500.2**
57	***Total Fund Transfers After Executive Action***	***$108,342.2***

58	**Section 2. A. and B. FY 08 Unspent Appropriations -- Appropriation Voids (page 7)**	
59	Taxation & Revenue Department, replacement of oil & natural gas accounting & reporting database	$667.0
60	Department of Health, electronic medical records & health info exchange	$550.0
61	***Total Appropriation Voids***	***$1,217.0***

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 2

HOUSE BILL 3, as amended,

with emergency clause

Introduced by

REPRESENTATIVE BEN LUJAN

EMERGENCY CLAUSE

RECEIVED
09 NOV -9 PM 4:20
OFFICE OF
SECRETARY OF STATE

State of New Mexico

Office of the Governor

Bill Richardson
Governor

November 9, 2009

HOUSE EXECUTIVE MESSAGE NO. 3

The Honorable Ben Luján and
Members of the House of Representatives
State Capitol Bldg.
Santa Fe, New Mexico 87501

Honorable Speaker Luján and Members of the House:

I have this day SIGNED

HOUSE BILL 3, as amended, with emergency clause

enacted by the Forty-Ninth Legislature, First Special Session, 2009, except the following item or items, part or parts, which I hereby veto pursuant to the authority granted me in Article IV, Section 22 of the Constitution of New Mexico:

On page 1, I have vetoed all of line 25, and on page 2, I have vetoed all of line 1. The audit fund's balances are insufficient to support the proposed $500,000 transfer to the general fund.

On page 2, I have vetoed all of lines 7 through 9, which would have transferred $500,000 from the domestic violence offender treatment or intervention fund to the general fund. Preventing domestic violence has been a priority of my Administration. Hard economic times can increase the prevalence of domestic violence. With demand for these services potentially increasing, now is simply not the time to reduce funding for domestic violence programs.

On page 2, I have vetoed all of lines 10 through 11, which would have transferred $3 million from the enhanced 911 fund to the general fund. New Mexico's $888,893 federal grant for enhanced 911 would have been terminated had this transfer occurred. Funding losses of this magnitude would have affected the long-term viability of the enhanced 911 fund, dangerously undermining the State's ability to enhance and maintain its emergency response capabilities.

State Capitol • Room 400 • Santa Fe, New Mexico 87501 • 505-476-2200 • www.governor.state.nm.us

On page 4, I have vetoed all of lines 2 through 3, which would have transferred $800,000 from the trail safety fund to the general fund. This program has just started. Depriving it of funds at this time would have unacceptably impeded the program's progress.

On page 4, I have vetoed all of lines 23 through 25, which would have transferred $250,000 from the children, youth and families pre-kindergarten fund to the general fund. Every day brings fresh evidence of the individual and social dividends that pre-kindergarten investment yields. Like the proposed transfer from the public pre-kindergarten fund, which I have also vetoed, this transfer is not necessary.

On page 5, I have vetoed all of lines 24 through 25, and on page 6, I have vetoed all of line 1, which would have transferred $1,450,200 from the public pre-kindergarten fund to the general fund, for the reasons stated above.

Respectfully yours,

Bill Richardson
Governor

RECEIVED FROM THE OFFICE OF THE GOVERNOR:

Time: _____ a.m./p.m. by: _____
Date: _____ 2009
Chief Clerk of the House

Time: 4:20 a.m./p.m. by: Larry Domínguez
Date: 11/9 2009
Secretary of State

CHAPTER 2

AN ACT

TRANSFERRING MONEY TO THE GENERAL FUND; VOIDING CERTAIN FISCAL YEAR 2008 APPROPRIATIONS; DECLARING AN EMERGENCY.

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

Section 1. FUND TRANSFERS.--

A. Notwithstanding statutory restrictions on the use of money in the following funds, the following amounts are transferred to the general fund:

(1) one million dollars ($1,000,000) is transferred from legislative cash balances;

(2) one hundred thousand dollars ($100,000) is transferred from the magistrate court mediation fund;

(3) five hundred thousand dollars ($500,000) is transferred from the allocations to the administrative office of the courts from the water project fund;

(4) one hundred fifty thousand dollars ($150,000) is transferred from the metropolitan court warrant enforcement fund;

(5) one hundred thousand dollars ($100,000) is transferred from the metropolitan court mediation fund;

(6) one hundred fifty thousand dollars ($150,000) is transferred from the alternative dispute resolution fund of the third judicial district;

~~(7) five hundred thousand dollars ($500,000)~~

~~is transferred from the audit fund,~~

(8) one million one hundred thousand dollars ($1,100,000) is transferred from the property valuation fund;

(9) one million five hundred thousand dollars ($1,500,000) is transferred from the electronic voting system revolving fund;

~~(10) five hundred thousand dollars ($500,000) is transferred from the domestic violence offender treatment or intervention fund;~~

~~(11) three million dollars ($3,000,000) is transferred from the enhanced 911 fund;~~

(12) four hundred twelve thousand dollars ($412,000) is transferred from the public election fund;

(13) twenty-five thousand dollars ($25,000) is transferred from the state employees' career development conference fund;

(14) one hundred thousand dollars ($100,000) is transferred from the securities education and training fund;

(15) one hundred seventy-two thousand dollars ($172,000) is transferred from the real estate recovery fund;

(16) one hundred thousand dollars ($100,000) is transferred from the barbers and cosmetologists fund;

(17) three hundred thousand dollars

($300,000) is transferred from the massage therapy fund;

(18) five hundred thousand dollars ($500,000) is transferred from the counseling and therapy practice board fund;

(19) two hundred thousand dollars ($200,000) is transferred from the chiropractic fund;

(20) two hundred thousand dollars ($200,000) is transferred from the psychology fund;

(21) two hundred thousand dollars ($200,000) is transferred from the physical therapy fund;

(22) two hundred thousand dollars ($200,000) is transferred from the private investigations fund;

(23) four hundred thousand dollars ($400,000) is transferred from the public accountancy fund;

(24) one million five hundred thousand dollars ($1,500,000) is transferred from the real estate commission fund;

(25) six hundred fifty thousand dollars ($650,000) is transferred from the board of social work examiners fund;

(26) one million dollars ($1,000,000) is transferred from the New Mexico medical board fund;

(27) seven hundred fifty thousand dollars ($750,000) is transferred from the board of nursing fund;

(28) six hundred thousand dollars ($600,000)

is transferred from the office of cultural affairs fund;

~~(29) eight hundred thousand dollars ($800,000) is transferred from the trail safety fund;~~

(30) one hundred fifty thousand dollars ($150,000) is transferred from the mining act fund;

(31) five hundred thousand dollars ($500,000) is transferred from the oil and gas reclamation fund;

(32) five hundred thousand dollars ($500,000) is transferred from the employment security department fund;

(33) three million five hundred thousand dollars ($3,500,000) is transferred from the workers' compensation administration fund;

(34) one million dollars ($1,000,000) is transferred from the uninsured employers' fund;

(35) two million five hundred thousand dollars ($2,500,000) is transferred from the hazardous waste emergency fund;

(36) one hundred fifty thousand dollars ($150,000) is transferred from the natural resources trustee fund;

~~(37) two hundred fifty thousand dollars ($250,000) is transferred from the children, youth and families pre-kindergarten fund;~~

(38) two hundred fifty thousand dollars ($250,000) is transferred from the juvenile continuum grant fund;

(39) one million one hundred seventy-six thousand dollars ($1,176,000) is transferred from the juvenile community corrections grant fund;

(40) one million five hundred thousand dollars ($1,500,000) is transferred from the community corrections grant fund;

(41) one million five hundred thousand dollars ($1,500,000) is transferred from the corrections department intensive supervision fund;

(42) one million dollars ($1,000,000) is transferred from the crime laboratory fund;

(43) five hundred thousand dollars ($500,000) is transferred from the concealed handgun carry fund;

(44) nine hundred seventy-three thousand dollars ($973,000) is transferred from the educational technology deficiency correction fund;

(45) one million nine hundred thousand dollars ($1,900,000) is transferred from the instructional material fund;

~~(46) one million four hundred fifty thousand two hundred dollars ($1,450,200) is transferred from the~~

~~public pre-kindergarten fund;~~

(47) sixty-eight million dollars ($68,000,000) is transferred from the college affordability endowment fund;

(48) two million eight hundred forty-eight thousand seven hundred dollars ($2,848,700) is transferred from the higher education performance fund;

(49) three hundred fourteen thousand one hundred dollars ($314,100) is transferred from the higher education endowment fund; and

(50) one hundred seventy-one thousand three hundred thirty-seven dollars ($171,337) is transferred from the higher education program development enhancement fund.

B. One million two hundred thousand dollars ($1,200,000) is transferred to the general fund from revenue generated from antitrust cases and consumer protection settlements through the attorney general on behalf of the state, political subdivisions or private citizens.

C. One hundred thousand dollars ($100,000) is transferred to the general fund from cash balances of the energy, minerals and natural resources department's mine reclamation program relating to hard rock and coal mining.

D. Notwithstanding the provisions of Paragraph (10) of Subsection A of Section 66-6-23 NMSA 1978, one million seven hundred thousand dollars ($1,700,000) collected pursuant

to Subsection D of Section 66-5-44 NMSA 1978 is transferred to the general fund.

E. Five million dollars ($5,000,000) is transferred to the general fund from the cash balances of the higher education department's special programs fund, related to student financial aid programs.

Section 2. FISCAL YEAR 2008 UNSPENT APPROPRIATIONS--APPROPRIATION VOID.--The following appropriations in Section 7 of Chapter 3 of Laws 2008 are void:

A. six hundred sixty-seven thousand dollars ($667,000) to the taxation and revenue department to begin replacement of the oil and natural gas accounting and reporting database with commercial off-the-shelf solutions; and

B. five hundred fifty thousand dollars ($550,000) to the department of health for continued implementation of electronic medical records and health information exchange.

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

BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES

STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

(for) DIANE D. DENISH, PRESIDENT
SENATE

LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 9th day of November, 2009

BILL RICHARDSON, GOVERNOR
STATE OF NEW MEXICO

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 3

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE

SUBSTITUTE FOR HOUSE BILL 6, with certificate

Introduced by

RECEIVED

09 NOV 12 AM 11:25

OFFICE OF
SECRETARY OF STATE

State of New Mexico

Office of the Governor

Bill Richardson
Governor

November 12, 2009

HOUSE EXECUTIVE MESSAGE NO. 4

The Honorable Ben Luján and
Members of the House of Representatives
State Capitol Building
Santa Fe, New Mexico 87501

Honorable Speaker Luján and Members of the House:

I have this day SIGNED:

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR HOUSE BILL 6, with certificate
HOUSE BILL 16, with emergency clause

enacted by the Forty-Ninth Legislature, First Special Session, 2009.

Respectfully yours,

Bill Richardson
Governor

RECEIVED FROM THE OFFICE OF THE GOVERNOR:

Time: 11:25 a.m./p.m.
Date: 11/12/ 2009

by: Larry Domínguez
Secretary of State

Time: _____a.m./p.m.
Date: _____2009

by: _____
Chief Clerk of the House

State of New Mexico
House of Representatives
OFFICE of the CHIEF CLERK
Santa Fé

STEPHEN RAY ARIAS
Chief Clerk 1983 -

Room 100, State Capitol
Santa Fé, NM 87501
(505) 986-4751
Fax: (505) 986-4755

FORTY-NINTH LEGISLATURE
FIRST SPECIAL SESSION, 2009

October 22, 2009

CERTIFICATE

PURSUANT TO HOUSE RULE NO. 11-24-4 THE FOLLOWING LANGUAGE IS DELETED FROM **HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR HOUSE BILL 6**

1. On page 1, line 14, strike "; DECLARING AN EMERGENCY".
2. On page 2, strike Section 3 in its entirety.

Respectfully submitted,

STEPHEN R. ARIAS, CHIEF CLERK

CHAPTER 3

AN ACT

RELATING TO RESERVES; PROVIDING TRANSFER AUTHORITY FROM THE TAX STABILIZATION RESERVE AND THE OPERATING RESERVE TO THE GENERAL FUND TO ADDRESS THE FISCAL YEARS 2009 AND 2010 SHORTFALLS.

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

Section 1. TRANSFER AUTHORITY--OPERATING RESERVE.--Two hundred twenty-five million dollars ($225,000,000) is transferred from the operating reserve to the appropriation account of the general fund to meet fiscal year 2009 obligations.

Section 2. TRANSFER AUTHORITY--TAX STABILIZATION RESERVE.--

A. The governor has projected the general fund revenues insufficient to meet the level of appropriations authorized by law from the general fund for the 2010 fiscal year's budget pursuant to Subsection D of Section 6-4-2.2 NMSA 1978.

B. If the revenue and other transfers to the general fund at the end of fiscal year 2010 are not sufficient to meet appropriations, the governor, with state board of finance approval, may transfer to the appropriation account of the general fund the amount necessary to meet the 2010 fiscal year's obligations from the tax stabilization reserve in a

total not to exceed one hundred fifteen million dollars ($115,000,000).

BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES

STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

DIANE D. DENISH, PRESIDENT
SENATE

LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 12th day of November, 2009

BILL RICHARDSON, GOVERNOR
STATE OF NEW MEXICO

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 4

HOUSE BILL 16, with emergency clause

Introduced by

REPRESENTATIVES W. KEN MARTINEZ, KAREN E. GIANNINI, CANDY SPENCE EZZELL, BRIAN F. EGOLF, JR., JEFF STEINBORN, DONALD E. BRATTON, NORA ESPINOZA, RAY BEGAYE, SANDRA D. JEFF, ELEANOR CHÁVEZ, EDWARD C. SANDOVAL, JANE E. POWDRELL-CULBERT, ELIAS BARELA, DENNIS J. ROCH, GLORIA C. VAUGHN, ANNA CROOK, BEN LUJAN, THOMAS C. TAYLOR, JANICE E. ARNOLD-JONES, ANDREW J. BARRERAS, LARRY A. LARRAÑAGA, JAMES P. WHITE, ELISEO LEE ALCON, JIMMIE C. HALL, BILL B. O'NEILL, ANTONIO "MOE" MAESTAS, BENJAMIN H. RODEFER, WILLIAM J. GRAY, JAMES R. J. STRICKLER, ZACHARY J. COOK, PAUL C. BANDY, SHIRLEY A. TYLER, DON L. TRIPP, KATHY A. McCOY, DENNIS J. KINTIGH, RHONDA S. KING AND PATRICIA A. LUNDSTROM

EMERGENCY CLAUSE

CHAPTER 4

AN ACT

REDUCING LEGISLATIVE APPROPRIATIONS IN LAWS 2009; DECLARING AN EMERGENCY.

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

Section 1. LEGISLATIVE BRANCH APPROPRIATION REDUCTIONS.--The appropriations made from the general fund in Laws 2009, Chapter 1, Sections 3 through 9, which were reduced by Section 13 of that chapter and were further reduced by Subsection B of Section 10 of the General Appropriation Act of 2009, are further reduced by five and three-tenths percent rounded to the nearest one hundred dollars ($100). To meet the reductions required by this section and maintain government efficiency, the New Mexico legislative council shall determine the amount of reduction applied to each legislative agency and purpose and may transfer amounts from any of the appropriations in Laws 2009, Chapter 1 to any other legislative expenditure where they may be needed.

Section 2. EMERGENCY.--It is necessary for the public peace, health and safety that this act take effect immediately.

BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES

STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

DIANE D. DENISH, PRESIDENT
SENATE

LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 12th day of November, 2009

BILL RICHARDSON, GOVERNOR
STATE OF NEW MEXICO

CS/HB 17 & 33a, *Reduce 2009 General Fund Appropriations*
(after Executive action)

		% Reduction	Amount (in thousandths)	
	Section 2, Appropriation Reductions (pagest 1-4)			
1	Legislative Building Services	4.0%		1
2	Judicial Agencies, District Courts, Bernalillo County Metropolitan Court, District Attorneys, and the Administrative Office of the District Attorneys	2.0%		2
3	**State Agencies under control of elected officials *other than the Governor*,** except the Attorney General	4.0%		3
4	Attorney General	2.0%		4
5	~~**State Agencies *under control of the Governor*** (aggregate)~~	~~7.6%~~		5
6	~~Public Defender Department~~	~~2.0%~~		6
7	~~Department of Health, Developmental Disabilities Support Program (offset by $2.0 million from federal funds from HSD)~~		~~$2.0~~	7
8	~~Law Enforcement Program of DPS~~	~~2.0%~~		8
9	~~Medicaid (offset by $12.0 million from federal funds and $4.0 million from Tobacco Settlement Program Fund)~~		~~$16.0~~	9
10	**Higher Education Institutions**			10
11	Higher Education Institutions, Instruction & General (I&G) category	4.0%		11
12	Higher Education "in every other category" ("below the line") (including research & public service projects with each institution determining reductions in each category and between categories)	6.5%		12
13	New Mexico Military Institute, I&G category	2.0%		13
14	New Mexico Military Institute - every other category (including Research & public service projects, NMMI may determine reductions in each category and between categories)	6.5%		14
15	**Public School Support**			15
16	State Equalization Guarantee (SEG) distribution	2.0%		16
17	Transportation Distribution (including operational, school-owned bus replacements, and rental fees)	4.0%		17
18	Supplemental Distribution, including out-of-state tuition and emergency supplemental	6.5%		18
19	Instructional Material Fund	6.5%		19
20	Dual-credit instructional materials	6.5%		20
21	Educational Technology Fund	6.5%		21
22	Schools in Need of Improvement Fund	6.5%		22
23	Apprenticeship Assistance	6.5%		23
24	Regional Education Cooperatives	6.5%		24
25	Public Education Department (PED) special appropriations	6.5%		25
26	~~**Executive,** reduce personal services & employee benefits for 102 exempt positions under the control of the Governor~~			26
27	**Section 3, Add'l Reductions for Educational Institutions & Public Schools -- ~~American Recovery and Reinvestment Act Appropriations (pages 4-5)~~**			27
28	SEG additional reduction		($45.5)	28
29	~~To SEG from federal ARRA of 2009 allocation to State Fiscal Stabilization Fund~~		~~$45.5~~	29
30	~~To public post-secondary institutions through I&G from federal ARRA of 2009, State Fiscal Stabilization Fund~~		~~$13.4~~	30
31	~~To appropriations account of the General Fund for FY 10 from remaining federal ARRA of 2009 allocation for public safety and other government services~~		~~$20.0~~	31
32	~~**Section 4, Appropriation Reduction (page 5)**~~			32
33	~~Department of Information Technology, NM Computing Applications Center~~		~~$1.5~~	33
34	**Section 5, Tobacco Settlement Program Fund -- Appropriation to Medicaid (page 5)**			34
35	To Human Services Department for Medical Assistance Pgm in FY 10 from Tobacco Settlement Program Fund		$4.0	35

CS/HB 17 & 33a, *Reduce 2009 General Fund Appropriations*
(after Executive action)

		% Reduction	Amount (in thousandths)	
36	**Section 6, Public Schools -- Emergency Supplemental (page 5-6)**			36
0	To emergency supplemental distribution for distribution by PED in FY 10 to ~~small-rural~~ school districts ~~with a total membership of fewer than six hundred in their elementary, middle and high schools;~~ no distributions to any district with cash reserves or other resources equal to five percent or more of district operational budget		$3.0	37
38	**Section 7, Public School Capital Outlay Fund for Insurance Coverage (pages 6-7)**			38
39	To the Public School Insurance Authority for reimbursing or paying property insurance premiums on behalf of school districts and charter schools (up to $7 million for Albuquerque Public Schools) from the Public School Capital Outlay Fund		$29.0	39
40	**Section 8, Workforce Solutions Department Appropriation (page 7)**			40
41	To Workforce Solutions Department for FY 10 operating expenditures from federal ARRA of 2009 unemployment insurance modernization funds		$2.0	41
42	**Section 9, Operating Budgets and Allotments Reduced to Comply -- Other Reduction to Conform -- Over-Allotments -- Department of Finance and Administration pages 7-8)**			42
43	Department of Finance and Administration (DFA) to reduce and Legislative Finance Committee (LFC) to review adjusted FY 10 state agency budgets			43
44	~~**Section 10, Temporary Provision Reports**~~			44
45	~~DFA, Higher Education Department, PED to report to Legislative Council, LFC, and Legislative Education Study Committee~~			45
46	~~**Section 11, Temporary Provision -- Fiscal Year 2011 Budget Recommendations**~~			46
47	~~Recurring General Fund reduction to be carried forward in FY 11 Executive budget recommendations~~			47
48	**Section 12, Temporary Provision -- Capital Outlay List of Voidable Projects**			48
49	Legislative Council Service, LFC and DFA to review General Fund unexpended capital outlay projects and identify $150.0 million of voidable projects to be submitted as legislation to be considered by the 2010 Legislature			49

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 5

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE

SUBSTITUTE FOR HOUSE BILLS 17 AND 33, as amended

Introduced by

PARTIAL VETO

RECEIVED
09 NOV 12 AM 11:27
OFFICE OF
SECRETARY OF STATE

State of New Mexico

Office of the Governor

Bill Richardson
Governor

November 12, 2009

HOUSE EXECUTIVE MESSAGE NO. 5

The Honorable Ben Luján and
Members of the House of Representatives
State Capitol Building
Santa Fe, New Mexico 87501

Honorable Speaker Luján and Members of the House:

Times such as these challenge leaders to put aside pork-barrel politics, consider all options, and deliver creative, complete solutions. I admire much of the work and the dedication of our citizen legislators, who put aside personal pursuits and remuneration to selflessly serve the public during the special session. The truth is, however, that we did not completely meet the challenge.

While a good start, the fiscal year 2010 solvency bills passed during the special session did not completely bridge the budget gap. This was partly due to the Legislature's failure to put aside pork-barrel politics and void past capital appropriations. Many of those appropriations were hard to justify during times of plenty, either because they were not fully funded, not well-planned, or addressed only a marginal need. In these hard times, where core services face deep cuts, such appropriations simply cannot be justified. The Legislature also failed to duly consider the executive proposal to use supplemental severance tax bonds, which will be paid off by fiscal year end, to provide general fund operating revenue in the current fiscal year. This resulted in our trying to do a challenging job without all of the available tools.

This backdrop frames my primary objection to the House Appropriations and Finance Committee Substitute for House Bills 17 and 33, as amended ("HB 17/33"): Section 2(A)(4). That section would have reduced the operating appropriations to state agencies under my control by an aggregate of seven and six-tenths percent. Respectfully, Section 2(A)(4) is not a model of legislative draftsmanship. It would have raised substantial implementation and interpretation issues that could have engulfed my administration in controversy and potential lawsuits at a time when our focus needs to be on bridging the budget gap.

Those real issues aside, the bottom-line is that, with almost half the fiscal year gone, that cut, which amounts to approximately $125 million, is simply too deep. Implementing it would have

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caused dangerous and unacceptable harm to core services. For example, the ability of the Children, Youth, and Families Department to investigate child neglect and abuse cases and take kids into protective custody would likely have been severely compromised, putting kids at risk and jeopardizing federal funding to the State. The Department of Health would have likely been forced to temporarily close some public health offices and reduce services at school-based and rural primary care clinics, which provide services to citizens with few (if any) other options. Two adult correctional facilities probably would have been closed, resulting in hundreds of prisoners being released early with inadequate supervision and employees being put out of work.

Cuts this deep could only be justified if all other responsible options had been exhausted and we still came up short. As explained above, however, that is not the case. Consequently, I have vetoed Section 2(A)(4) of HB 17/33 in its entirety.

That does not mean, however, that I am postponing meaningful restrictions on the expenditures of agencies under my control. Today I issue an executive order that imposes such restrictions while maintaining core services at acceptable levels. These expenditure restrictions will result in general fund savings that will, along with other measures that I will propose to the Legislature, bridge the budget gap while maintaining adequate levels of services and a prudent level of reserves.

My other objections to HB 17/33 are largely constitutional.

Parts of it sought to impermissibly intrude into the Executive managerial function. Section 11 attempted to control the content of the fiscal year 2011 Executive budget recommendation. Section 2(B) tried to mandate that the vetoed appropriation reductions in Section 2(A)(4) be implemented first through cuts to the salaries and benefits of exempt employees at agencies under the control of the Governor. I strongly object to the Legislature's continuing efforts to unconstitutionally reserve onto itself close powers of supervision and micromanagement.

HB 17/33 also contains parts that would, if enacted, nullify substantive law and/or create general legislation, practices precluded by Article IV, Section 16 of the New Mexico Constitution. Of particular concern is the Legislature's continuing efforts to enact reporting requirements and institute other means of Legislative oversight beyond what exists in substantive law. The Legislature's efforts to override substantive law by limiting emergency supplemental distributions to small, rural school districts is as misguided as it is unconstitutional. As a matter of basic fairness, students in a financially needy district should not be penalized because their district is urban or large.

The Legislature has also attempted to assert control over state fiscal stabilization funds awarded to the Governor by the federal government. Our Supreme Court, however, has clearly ruled that such federal funds are beyond the Legislature's appropriation power. In addition, the Legislature's proposal to simply deposit government services funds into the general fund would have raised substantial compliance issues under the federal American Recovery and Reinvestment Act of 2009, which requires the State to specifically account to the federal government on how every dollar was spent and the impact the spending had on jobs. Depositing

the federal money into the general fund to fund all State operations would have precluded the State from complying with these stringent reporting requirements. I have vetoed the offending provisions as a matter of principle. Concerned citizens should know, however, that I will be distributing federal education stabilization funds in a timely manner to offset HB 17/33's cuts to public and higher education.

Finally, HB 17/33 would have denied the New Mexico Computing Applications Center of needed seed funding. The Center will ultimately be self-sufficient. But it needs State funding during these critical early days to get to that point.

My vetoes remedy these deficiencies.

I have this day SIGNED

HOUSE APPROPRIATIONS AND FINANCE COMMITTEE SUBSTITUTE FOR HOUSE BILLS 17 AND 33, as amended

enacted during the Forty-Ninth Legislature, First Special Session, 2009, except the following item or items, part or parts, which I hereby veto pursuant to the authority granted me in Article IV, Section 22 of the Constitution of New Mexico:

On page 2, I have vetoed all of lines 6 through 23.

On page 3, I have vetoed all of line 25, and on page 4, I have vetoed all of lines 1 through 5.

On page 4, line 9, beginning with "--AMERICAN", I have vetoed the remainder of the line, and on line 10, I have vetoed "APPROPRIATIONS".

On page 4, I have vetoed all of lines 16 through 25, and on page 5, I have vetoed all of lines 1 through 6.

On page 5, I have vetoed all of lines 7 through 13.

On page 6, line 4, I have vetoed the word "small", on line 5, I have vetoed the word "rural" and, beginning with the word "with", I have vetoed through the remainder of the line, and on line 6, I have vetoed beginning with the word "six" through the word "schools".

On page 8, I have vetoed all of line 25, and on page 9, I have vetoed all of lines 1 through 11.

On page 9, I have vetoed all of lines 12 through 16.

I look forward to working with you to finish in future sessions the work we began in the special session.

Respectfully yours,

Bill Richardson
Governor

RECEIVED FROM THE OFFICE OF THE GOVERNOR:

Time: 11:27 a.m./p.m. by:
Date: 11/12/ 2009

Secretary of State

Time: _____ a.m./p.m. by:
Date: _____ 2009

Chief Clerk of the House

CHAPTER 5

AN ACT

RELATING TO GENERAL APPROPRIATIONS; REDUCING FISCAL YEAR 2010 APPROPRIATIONS; PROVIDING AUTHORITY TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO ADJUST BUDGETS AND ALLOTMENTS TO COMPLY WITH THE PROVISIONS OF THIS ACT; REQUIRING CREATION OF A LIST OF VOIDABLE CAPITAL OUTLAY; MAKING APPROPRIATIONS.

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

Section 1. A new section of the General Appropriation Act of 2009 is enacted to read:

"FINDING.--Due to discrepancies between anticipated revenues and appropriations for fiscal year 2010, the legislature finds that New Mexico must reduce expenditures in fiscal year 2010."

Section 2. A new section of the General Appropriation Act of 2009 is enacted to read:

"APPROPRIATION REDUCTIONS.--

A. The general fund appropriations in Section 4 of the General Appropriation Act of 2009 are reduced as follows:

(1) in Subsection A of that section, legislative building services is reduced by four percent;

(2) in Subsection B of that section, judicial agencies, district courts, the Bernalillo county metropolitan court, the district attorneys and the administrative office of the district attorneys are each

reduced by two percent;

(3) state agencies under the control of all elected executive officials other than the governor are each reduced by four percent, except that the attorney general is reduced by two percent;

~~(4) state agencies under the control of the governor are reduced by an aggregate of seven and six-tenths percent, except that:~~

~~(a) the public defender department is reduced by two percent;~~

~~(b) the other financing uses category in the developmental disabilities support program of the department of health is reduced by two million dollars ($2,000,000), which will be offset by two million dollars ($2,000,000) from federal funds in the human services department;~~

~~(c) the law enforcement program of the department of public safety is reduced by not more than two percent; and~~

~~(d) the other category in the medical assistance program of the human services department is reduced by sixteen million dollars ($16,000,000), which will be offset by twelve million dollars ($12,000,000) from federal funds;~~

(5) each public post-secondary educational institution is reduced by four percent in the instruction and

general purposes category and six and five-tenths percent in every other category, including research and public service projects, with the institution determining reductions in each item of the category and between categories;

(6) the New Mexico military institute is reduced by two percent in the instruction and general purposes category and six and five-tenths percent in every other category, including research and public service projects, with the school determining reductions in each item of the category and between categories; and

(7) public school support is reduced as follows:

(a) the state equalization guarantee distribution by two percent;

(b) the transportation distribution, including operational, school-owned bus replacements and rental fees, is reduced by four percent; and

(c) the supplemental distribution, including out-of-state tuition and emergency supplemental; the instructional material fund; dual-credit instructional materials; the educational technology fund; the schools in need of improvement fund; public education department special appropriations; apprenticeship assistance; and regional education cooperatives by six and five-tenths percent.

~~B. In reducing budgets pursuant to the~~

~~appropriation reductions pursuant to Paragraph (4) of Subsection A of this section, the governor shall first reduce personal services and employee benefits for one hundred two exempt positions in state agencies under the control of the governor."~~

Section 3. A new section of the General Appropriation Act of 2009 is enacted to read:

"ADDITIONAL REDUCTIONS FOR EDUCATIONAL INSTITUTIONS AND PUBLIC SCHOOLS ~~AMERICAN RECOVERY AND REINVESTMENT ACT APPROPRIATIONS~~

A. In addition to the general fund reductions in Subparagraph (a) of Paragraph (7) of Subsection A of Section 2 of this 2009 special session act, the state equalization guarantee distribution shall be further reduced by forty-five million five hundred thousand dollars ($45,500,000).

~~B. For fiscal year 2010, of the ninety three million two hundred thousand dollars ($93,200,000) remaining from the federal American Recovery and Reinvestment Act of 2009 allocation to the state through the education fund of the state fiscal stabilization fund, forty five million five hundred thousand dollars ($45,500,000) shall be distributed to school districts and charter schools through the state equalization guarantee distribution, and thirteen million four hundred thousand dollars ($13,400,000) shall be distributed proportionally to public post-secondary educational~~

~~institutions in the instruction and general purposes category~~.

~~C. Of the amount remaining from the public safety and other government services allocation from the federal American Recovery and Reinvestment Act of 2009, twenty million dollars ($20,000,000) is allocated to the appropriation account of the general fund for fiscal year 2010."~~

~~Section 4. A new section of the General Appropriation Act of 2009 is enacted to read:~~

~~"APPROPRIATION REDUCTION--SECTION 5.--The appropriation in Section 5 of the General Appropriation Act of 2009 to the department of information technology for the New Mexico computing applications center is reduced by one million five hundred thousand dollars ($1,500,000)."~~

Section 5. A new section of the General Appropriation Act of 2009 is enacted to read:

"TOBACCO SETTLEMENT PROGRAM FUND--APPROPRIATION TO MEDICAID.--Four million dollars ($4,000,000) is appropriated from the tobacco settlement program fund to the human services department for expenditure in fiscal year 2010 for the medical assistance program. Any unexpended or unencumbered balance remaining at the end of fiscal year 2010 shall revert to the tobacco settlement program fund."

Section 6. A new section of the General Appropriation Act of 2009 is enacted to read:

"PUBLIC SCHOOLS--EMERGENCY SUPPLEMENTAL.--Three million

dollars ($3,000,000) is appropriated from the general fund to the emergency supplemental distribution of the public school fund for expenditure in fiscal year 2010 by the public education department to make emergency distributions to ~~small~~ ~~rural~~ school districts ~~with a total membership of fewer than six hundred in their elementary, middle and high schools~~ in financial need, but no money shall be distributed to any school district having cash and invested reserves, or other resources or any combination thereof, equaling five percent or more of the school district's operational budget. Any unexpended or unencumbered balance remaining at the end of fiscal year 2010 shall revert to the general fund."

Section 7. A new section of the General Appropriation Act of 2009 is enacted to read:

"APPROPRIATION--PUBLIC SCHOOL CAPITAL OUTLAY FUND FOR INSURANCE COVERAGE.--Notwithstanding the provisions of the Public School Capital Outlay Act, twenty-nine million dollars ($29,000,000) is appropriated from the public school capital outlay fund to the public school insurance authority for expenditure in fiscal year 2010 for the purpose of reimbursing or paying property insurance premiums on behalf of school districts and charter schools. Of the appropriation, the amount necessary to reimburse or pay up to seven million dollars ($7,000,000) for property insurance coverage in fiscal year 2010 for the Albuquerque public school district shall be

distributed by the public school insurance authority to the Albuquerque public school district. Any unexpended or unencumbered balance remaining at the end of fiscal year 2010 shall revert to the public school capital outlay fund."

Section 8. A new section of the General Appropriation Act of 2009 is enacted to read:

"WORKFORCE SOLUTIONS DEPARTMENT APPROPRIATION.--Two million dollars ($2,000,000) is appropriated from the federal American Recovery and Reinvestment Act of 2009 unemployment insurance modernization funding to the workforce solutions department for operating expenditures in fiscal year 2010."

Section 9. A new section of the General Appropriation Act of 2009 is enacted to read:

"OPERATING BUDGETS AND ALLOTMENTS REDUCED TO COMPLY--OTHER REDUCTIONS TO CONFORM--OVER-ALLOTMENTS--DEPARTMENT OF FINANCE AND ADMINISTRATION.--

A. The department of finance and administration shall reduce fiscal year 2010 operating budgets and adjust allotments to comply with the provisions of this 2009 special session act and may reduce appropriations from other state funds, internal service/interagency transfers and federal funds as necessary to match the general fund reductions in the fiscal year 2010 operating budgets. The legislative finance committee shall review the adjusted operating budgets in a timely manner.

B. If, in this act or any other act of the first special session of the forty-ninth legislature, a general fund appropriation or budget is reduced and funds in excess of the amount of the reduced appropriation or budget have already been allotted to the state agency receiving the appropriation, the department of finance and administration may reduce any other general fund allotment to the state agency in order to recoup the over-allotment of the reduced appropriation or budget. In the case of an appropriation made to one state agency but disbursed or transferred to another state agency, the department of finance and administration may reduce any other general fund allotment to the agency to which the appropriation was disbursed or transferred in order to recoup the over-allotment of the reduced appropriation or budget. The authority provided in this section is additional to any other power the department of finance and administration has to remedy over-allotments, and the grant of authority in this section shall not be deemed to be a legislative determination that the department of finance and administration does not otherwise have the authority provided in this section.

C. As used in this section, "state agency" means any department, institution, board, bureau, commission, district or committee of the government of the state and means every office or officer of any of the above."

~~Section 10. TEMPORARY PROVISION REPORTS. The~~

~~department of finance and administration, the higher education department for public post-secondary educational institutions and special schools and the public education department for public schools shall report the new operating budgets, including allotment adjustments, to the New Mexico legislative council, the legislative finance committee and the legislative education study committee on the implementation of this act for state government, public post-secondary educational institutions and public schools. Reports, including new operating budgets, shall be published on the departments' web sites.~~

~~Section 11. TEMPORARY PROVISION--FISCAL YEAR 2011 BUDGET RECOMMENDATIONS.--The recurring general fund reductions provided for in this act shall be carried forward in the fiscal year 2011 executive budget recommendations presented to the legislature as provided by Section 6-3-21 NMSA 1978.~~

Section 12. TEMPORARY PROVISION--CAPITAL OUTLAY LIST OF VOIDABLE PROJECTS.--The legislative council service, the legislative finance committee and the department of finance and administration shall review all unexpended capital outlay projects funded by general fund appropriations and identify one hundred fifty million dollars ($150,000,000) of voidable capital outlay projects by the effective date of this special session act. A minimum of one hundred fifty million dollars ($150,000,000) in unexpended general fund capital outlay

projects that have been determined by the legislative council service, the legislative finance committee and the department of finance and administration to be voidable shall be submitted as a bill for legislative consideration and action in the second session of the forty-ninth legislature.

BEN LUJAN, SPEAKER
HOUSE OF REPRESENTATIVES

STEPHEN R. ARIAS, CHIEF CLERK
HOUSE OF REPRESENTATIVES

DIANE D. DENISH, PRESIDENT
SENATE

LENORE M. NARANJO, CHIEF CLERK
SENATE

Approved by me this 12th day of November, 2009

BILL RICHARDSON, GOVERNOR
STATE OF NEW MEXICO

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 6

SENATE BILL 24, as amended,

with emergency clause

Introduced by

SENATOR VERNON D. ASBILL
SENATOR TIMOTHY Z. JENNINGS
SENATOR GAY G. KERNAN
SENATOR CYNTHIA NAVA
SENATOR SANDER RUE
SENATOR MICHAEL S. SANCHEZ
SENATOR JOHN M. SAPIEN
SENATOR WILLIAM E. SHARER
SENATOR JOHN ARTHUR SMITH

EMERGENCY CLAUSE

RECEIVED

09 NOV 12 AM 11:29

OFFICE OF
SECRETARY OF STATE

State of New Mexico

Office of the Governor

Bill Richardson
Governor

November 12, 2009

SENATE EXECUTIVE MESSAGE NO. 2

The Honorable Timothy Z. Jennings, President Pro Tempore
and Members of the New Mexico State Senate
State Capitol Building
Santa Fe, New Mexico 87501

Dear President Pro Tempore Jennings and Members of the Senate:

I have this day SIGNED:

SENATE BILL 24, as amended, with emergency clause enacted by the Forty-Ninth Legislature, First Special Session, 2009.

Respectfully yours,

Bill Richardson
Governor

RECEIVED FROM THE OFFICE OF THE GOVERNOR:

Time: 11:29 a.m./p.m. By: Larry Domingez
Date: 11/12 2009 Secretary of State

Time: _____ a.m. /p.m. By: _____
Date: _____ 2009 Chief Clerk of the Senate

CHAPTER 6

AN ACT

RELATING TO FLEXIBILITY FOR PUBLIC SCHOOLS; MAKING AN APPROPRIATION FROM THE PUBLIC SCHOOL CAPITAL OUTLAY FUND TO PAY FOR PROPERTY INSURANCE ON BEHALF OF SCHOOL DISTRICTS AND CHARTER SCHOOLS DURING FISCAL YEAR 2010; DECLARING AN EMERGENCY.

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

Section 1. APPROPRIATION--PUBLIC SCHOOL CAPITAL OUTLAY FUND FOR INSURANCE COVERAGE.--Notwithstanding the provisions of the Public School Capital Outlay Act, twenty-nine million dollars ($29,000,000) is appropriated from the public school capital outlay fund to the public school insurance authority for expenditure in fiscal year 2010 for the purpose of reimbursing or paying property insurance premiums on behalf of school districts and charter schools. Of the appropriation, the amount necessary to reimburse or pay up to seven million dollars ($7,000,000), for property insurance coverage in fiscal year 2010 for the Albuquerque public school district, shall be distributed by the public school insurance authority to the Albuquerque public school district. Any unexpended or unencumbered balance remaining at the end of fiscal year 2010 shall revert to the public school capital outlay fund.

Section 2. EMERGENCY.--It is necessary for the public

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

Diane D. Denish, President
Senate

Lenore M. Naranjo, Chief Clerk
Senate

Ben Lujan, Speaker
House of Representatives

Stephen R. Arias, Chief Clerk
House of Representatives

Approved by me this 12th day of November, 2009

Governor Bill Richardson
State of New Mexico

SB 29 - General Fund Capital Outlay Projects Voided and Replaced With Severance Tax Bond Proceeds

(Education Related Projects in Bold)

49th Legislature, 1st Special Session, 2009

ID	Project Description	Amount
08-3366	NAVAJO NATION SENIOR CENTERS VEHICLES, VGF	400,000
07-3026	ARMORIES RENOVATE STATEWIDE, VGF	1,500,000
06-2240	ALB DPS DIST OFFICE RENOVATE/EQUIP, VGF	400,000
08-3398	SANTA TERESA PORT OF ENTRY SAFETY INSP STN, VGF	10,000
09-3401	SANTA TERESA PORT OF ENTRY STATIC SCALE, VGF	1,499,239
08-5182	SANTA TERESA SAFETY INSPECTION STATION, VGF	146,951
06-2249	SANTA FE MVD FIELD OFFICE, VGF	1,100,000
~~07-3883~~	~~STATE BUILDINGS EMERGENCY REPAIRS, VGF~~	~~500,000~~
07-3884	STATE BUILDINGS IMPROVE STATEWIDE, VGF	1,500,000
07-3894	NM FARM & RANCH HERITAGE MUS COURTYARD COVER, VGF	125,000
05-1030	NM ARCHAEOLOGY CTR REPOSITORY, VGF	1,500,000
06-2269	NM ARCHAEOLOGY CTR, VGF	900,000
07-3920	13TH JUD DIST INFO TECH-CIBOLA CO, VGF	50,000
08-3411	ECONOMIC DEVELOPMENT GRANTS, VGF	3,500,000
~~05-1044~~	~~ECONOMIC DEVELOPMENT INITIATIVE, VGF~~	~~5,000,000~~
07-3924	MAINSTREET CENTRAL BUSINESS DISTS IMPROVE, VGF	1,250,000
08-3415	**MEDIA ARTS COLLABORATIVE CHARTER SCHL, VGF**	**122,760**
07-3936	**A. MONTOYA ELEM SCHL HVAC IMPROVE, VGF**	**50,000**
~~**07-3984**~~	~~**COMANCHE ELEM SCHL ADMINISTRATIVE AREA, VGF**~~	~~**148,500**~~
~~**07-3069**~~	~~**DOUGLAS MACARTHUR ELEM SCHL PLAY AREA, VGF**~~	~~**80,000**~~
07-3070	**DURANES ELEM SCHL PATIO IMPROVE, VGF**	**75,000**
07-4008	**EMERSON ELEM SCHL DROP-OFF/PICK-UP AREA, VGF**	**100,000**
07-3083	**JOHN BAKER ELEM SCHL PLAYGROUND CONSTRUCT, VGF**	**225,000**
07-4056	**JOHN BAKER ELEM SCHL PLAYGROUND CONSTRUCT, VGF**	**200,000**
~~**08-3549**~~	~~**LA MESA ELEM SCHL LIBRARY IMPROVE, VGF**~~	~~**100,000**~~
07-4085	**MANZANO HIGH SCHL FOOTBALL FIELDS IMPROVE, VGF**	**425,000**
~~**08-3599**~~	~~**NAVAJO ELEM SCHL FIELD INFRA IMPROVE, VGF**~~	~~**100,000**~~
~~**06-1862**~~	~~**SANDIA HIGH SCHL BEHV INTERV FCLTY, VGF**~~	~~**35,000**~~
~~**08-3655**~~	~~**VALLEY HIGH SCHL SOCCER FIELD IMPROVE, VGF**~~	~~**100,000**~~
07-4186	**VAN BUREN MID SCHL BASEBALL FIELD, VGF**	**125,000**
08-3656	**VAN BUREN MID SCHL FIELD & TRACK RENOVATE, VGF**	**150,000**
08-3667	**WHERRY ELEM SCHL BUS DROP-OFF AREA CONSTRUCT, VGF**	**195,000**
07-4242	**ROSWELL HIGH SCHL FOOTBALL WEIGHT RM BLDG, VGF**	**200,000**
~~**07-4256**~~	~~**GADSDEN MID SCHL CLASSROOMS, VGF**~~	~~**198,000**~~
07-4268	**LAS CRUCES PSD SCHLS & MLTPRPS FCLTIES, VGF**	**375,000**
08-3767	**WEST LAS VEGAS MID & UNION ELEM SCHLS HVAC, VGF**	**100,000**
07-4355	**ELDORADO ELEM SCHL ROOF REPLACE, VGF**	**170,000**
07-4357	**GONZALES ELEM SCHL ROOF REPLACE, VGF**	**100,000**
07-6433	**MORIARTY HIGH SCHL CULTURAL ARTS CTR, VGF**	**1,750,000**
~~**07-4376**~~	~~**DENNIS CHAVEZ ELEM SCHL GYM, VGF**~~	~~**148,500**~~
07-4381	**ANN PARISH ELEM SCHL WATER SYS CONSTRUCT, VGF**	**80,000**
07-4382	**BOSQUE FARMS ELEM SCHL CLASSRMS RENOVATE, VGF**	**158,400**
07-4384	**LOS LUNAS HIGH SCHL FIELDS IMPROVE, VGF**	**100,000**
07-4393	RIO GRANDE NATURE CTR ED FCLTY CONSTRUCT, VGF	385,000
07-4397	ALB BARELAS/MARTINEZTOWN PUMP STATIONS, VGF	145,000
~~07-4398~~	~~DONA ANA CO EAST MESA FLOOD CONTROL DAMS, VGF~~	~~100,000~~
07-4402	LAS VEGAS GALLINAS CREEK DIVERSION STRUCTURE, VGF	750,000
07-4405	ACEQUIA WATER STORAGE STATEWIDE, VGF	850,000
07-3221	ACEQUIA WATER STORAGE STATEWIDE, VGF	500,000
07-4419	TIJERAS WASTEWATER SYSTEM CONSTRUCT, VGF	299,285
06-1081	TIJERAS WATER SYSTEM IMPROVE, VGF	953,400
~~09-3313~~	~~GREENFIELD MDWCC IMPROVE, VGF~~	~~125,000~~
07-4426	BLUEWATER ACRES DWUA WATER SYS IMPROVE, VGF	100,000
08-3830	1ST & 2ND STS & ROOSEVELT AVE UTLTY IMPROVE, VGF	145,000
08-3842	DONA ANA MDWCA WATER MAIN WEST HATFIELD, VGF	110,000
06-1113	ANTHONY DRINKING WATER SYS IMPROVE-ARSENIC, VGF	155,000
~~08-3862~~	~~OTIS MDWC & SWA WATER SYSTEM, VGF~~	~~75,000~~
08-3861	MALAGA MDWC & SWA WATER SYS IMPROVE, VGF	100,000

SB 29 - General Fund Capital Outlay Projects Voided and Replaced With Severance Tax Bond Proceeds

(Education Related Projects in Bold)

49th Legislature, 1st Special Session, 2009

ID	Project Description	Amount
07-4475	SILVER CITY WATER/WWATER SYS IMPROVE, VGF	500,000
08-3871	HOLLYWOOD RANCH DWUA WATER SYS IMPROVE, VGF	140,000
~~08-3879~~	~~NW NM REGIONAL SOLID WASTE AUTH IMPROVE, VGF~~	~~142,000~~
06-1157	WAGON MOUND WATER SYS/TANK IMPROVE, VGF	250,000
07-3234	EASTERN NAVAJO NATION WATER PIPELINE, VGF	2,400,000
07-3236	SALT BASIN WATER PROJECT, VGF	450,000
07-4541	FLORA VISTA WWATER SYSTEM CONSTRUCT, VGF	300,000
07-4540	BLANCO MDWC/MSWA WATER SYS IMPROVE, VGF	300,000
06-1197	KIRTLAND WASTEWATER TREATMENT SYS, VGF	450,000
08-3921	PENA BLANCA MDWC & MSWA WATER SYSTEM, VGF	110,000
08-3918	SANDOVAL CO DESALINATION SYS CONSTRUCT, VGF	650,000
08-3919	CUBA WASTEWATER TREATMENT FACILITY, VGF	100,000
07-4560	CUBA WASTEWATER TREATMENT PLANT, VGF	350,000
07-4559	CUBA WATER/WASTEWATER SYSTEM IMPROVE, VGF	225,000
08-3914	JEMEZ SPRINGS SWA WATER SYS IMPROVE, VGF	150,000
06-1214	RIO RANCHO WASTEWATER LINE, VGF	300,000
07-4568	AGUA FRIA WATER RIGHTS & WATER/SEWER SYS, VGF	500,000
~~07-4583~~	~~ELDORADO AREA WSD WATER TANKS IMPROVE, VGF~~	~~150,000~~
08-3925	LA CIENEGA MDWC & MSW IMPROVE, VGF	110,000
07-4586	LA CIENEGA MDWC & MSW WATER SYS IMPROVE, VGF	230,000
06-1241	SANTA FE CO WASTEWATER TREATMENT PLANT, VGF	700,000
08-3940	CLAYTON WATER & WASTEWATER SYSTEM, VGF	125,000
06-1271	LOS LUNAS EASTSIDE WELL ARSENIC MITIGATE, VGF	200,000
08-3949	COLONIAS INFRASTRUCTURE IMPROVEMENTS, VGF	3,000,000
09-3158	FILM PRODUCTION EDUCATION & TRAINING CTR, VGF	3,042,934
07-4615	TRIBAL INFRASTRUCTURE PROJECTS, VGF	2,000,000
07-4632	ISLETA PUEBLO JUDICIAL COMPLEX CONSTRUCT, VGF	100,000
07-4643	LAGUNA PUEBLO WATER SYSTEM IMPROVE, VGF	100,000
08-3976	BAAHAALI CHP HOUSE EXPAND, VGF	45,000
~~07-4662~~	~~BAAHAALI CHP MAINTENANCE PATROL YARD, VGF~~	~~75,000~~
07-4660	BAAHAALI CHP POWERLINE EXTEND, VGF	114,000
07-4667	COYOTE CANYON CHP HOUSE RENOVATE/EXPAND, VGF	100,000
07-4668	CROWNPOINT INTERNET TO HOGANS, VGF	500,000
07-4671	NAVAJO TECHNICAL COLLEGE INTERNET TO HOGAN, VGF	500,000
~~07-4679~~	~~IYANBITO CHP WAREHOUSE CONSTRUCT, VGF~~	~~100,000~~
~~07-4682~~	~~MARIANO LAKE CHP PARKING LOT, VGF~~	~~175,000~~
08-4004	TORREON & OJO ENCINO CHP WATER LINE/BATHRMS, VGF	120,000
08-4010	MESCALERO APACHE TRIBE FISH HATCHERY, VGF	184,000
~~07-4718~~	~~BECLABITO CHP WATER & WWATER SYS, VGF~~	~~100,000~~
07-4724	NENAHNEZAD CHP CMTY CTR IMPROVE, VGF	100,000
09-3552	SHIPROCK HOME FOR WOMEN & CHILDREN, VGF	247,500
07-4719	T'IISTOH SIKAAD CHP VET MEM MLTIPRPS CTR, VGF	232,650
08-4031	SAN FELIPE PUEBLO HEAD START BUS, VGF	150,000
08-4032	SAN FELIPE PUEBLO WWATER SYSTEM, VGF	100,000
07-4751	SANTO DOMINGO PUEBLO EMS/FIRE/POLICE COMPLEX, VGF	915,750
07-4752	TORREON-STAR LAKE CHP POLICE SUBSTATION, VGF	82,000
07-4773	TESUQUE PUEBLO POOL, VGF	100,000
07-4800	ACEQUIA DE LA SIERRA IMPROVE-MORA CO, VGF	10,000
07-3269	ACEQUIA DE LAS COLONIAS IMPROVE, VGF	10,000
07-3272	ABEYTA-TRUJILLO ACEQUIA IMPROVE, VGF	66,000
07-4807	ACEQUIA DE LA CANADA ANCHA ARROYO/CULVERT, VGF	50,000
07-3275	ACEQUIA DE LA OTRA VANDA IMPROVE, VGF	15,000
07-4810	GREATER CHIMAYO MDWCA ESPINOZA LATERAL DITCH, VGF	90,000
07-4816	ACEQUIA DE LOS ESPINOSAS IMPROVE, VGF	100,000
07-4821	ACEQUIA DE LA CONCEPCION IMPROVE, VGF	10,000
07-4831	EAST PECOS DITCH IMPROVE, VGF	80,000
07-4837	ACEQUIA DE LA JARA ASSN DITCHES IMPROVE, VGF	25,000
07-4848	ACEQUIA DE LOS RANCHOS IMPROVE, VGF	75,000

SB 29 - General Fund Capital Outlay Projects Voided and Replaced With Severance Tax Bond Proceeds

(Education Related Projects in Bold)

49th Legislature, 1st Special Session, 2009

ID	Project Description	Amount
07-4889	BERN CO MESA DEL SOL REC FIELDS CONSTRUCT, VGF	195,000
08-4110	SOUTH VALLEY/BERN CO MLTPRPS FAMILY SVCS CTR, VGF	148,500
07-4933	ALB CITY COUNCIL DIST 8 MULTIGEN CENTER, VGF	148,500
08-4125	ALB DANCE FCLTY LOW-INCOME/DISABLED, VGF	103,950
08-4128	ALB DISABILITIES MULTIPRPS CTR, VGF	95,000
08-4138	ALB FOOD DISTRIBUTION FACILITY, VGF	153,450
~~07-4955~~	~~ALB HEROES PARK & MEMORIAL GARDEN, VGF~~	~~154,285~~
07-4964	ALB JERRY CLINE PARK REC CENTER, VGF	519,750
07-4968	ALB KESHET DANCE CO FCLTY CONSTRUCT, VGF	154,722
07-3314	ALB LOS GRIEGOS LIBRARY RENOVATE, VGF	99,099
07-4992	ALB NORTH DOMINGO BACA PARK/CMTY CTR, VGF	445,500
~~08-4162~~	~~ALB OLD SANTA FE RAIL YARDS REMEDIATE, VGF~~	~~80,000~~
07-4999	ALB PETROGLYPH LITTLE LEAGUE CONCESSION STAND, VGF	100,000
07-3318	ALB SAWMILL CMTY LAND TRUST PARKS/TRAILS, VGF	105,000
07-5019	ALB WEST CENTRAL DEVELOPMENT BLDG, VGF	183,150
07-5030	ALB ZOO POLAR BEAR/PENGUIN FACILITIES, VGF	120,000
06-1463	EXPLORA SCIENCE CTR & CHILD MUSEUM CONSTRUCT, VGF	985,000
07-5047	MESA VERDE COMMUNITY CENTER, VGF	100,000
~~07-5064~~	~~SILVER HILL NEIGHBORHOOD RESTORATION, VGF~~	~~173,250~~
07-5068	WEST MESA LITTLE LEAGUE FIELD IMPROVE 2007, VGF	250,000
08-4379	CHILILI LAND GRANT TRACTOR, VGF	150,000
07-5070	LOS RANCHOS DE ALB FIRE STATION, VGF	495,000
~~08-4216~~	~~ROSWELL CHIHUAHUAITA CMTY CTR RENOVATE, VGF~~	~~123,750~~
08-4224	ROSWELL WORKING MOTHERS' DAY NURSERY BLDGS, VGF	135,000
07-6176	GRANTS CITY HALL RENOVATE, VGF	100,000
06-1562	CURRY CO LA CASA FAMILY HEALTH CENTER, VGF	400,000
07-3390	DONA ANA CO BUTTERFIELD COMMUNITY CTR, VGF	300,000
08-4264	DONA ANA CO YOUTH TRANSITIONAL LIVING FCLTY, VGF	445,500
07-5166	DONA ANA CO YOUTH TRANSITIONAL LIVING FCLTY, VGF	358,380
08-4272	HATCH WASTEWATER PLANT EXPAND & SLUDGE BEDS, VGF	100,000
06-1608	LAS CRUCES AQUATIC & FAMILY REC CTR, VGF	1,000,000
08-4289	LAS CRUCES NATURAL HISTORY MUSEUM IMPROVE, VGF	178,200
07-5223	SANTA TERESA SAFETY INSPECTION FCLTY, VGF	250,000
07-5231	EDDY CO SHOOTING RANGE, VGF	50,000
~~08-4299~~	~~SUNSET GARDENS CEMETERY IMPROVE, VGF~~	~~198,000~~
07-5245	CARLSBAD SUNSET GARDENS CEMETERY PURCHASE, VGF	150,000
07-6052	GRANT CO HEALTH FACILITIES, VGF	1,000,000
~~07-3425~~	~~GRANT CO MULTIMODAL BUS TERMINAL, VGF~~	~~100,000~~
06-1663	BAYARD ANIMAL SHELTER CONSTRUCT, VGF	100,000
09-3428	SILVER CITY CIVIC CTR & NMFA LOAN, VGF	990,000
09-3429	SILVER CITY CIVIC CTR & NMFA LOAN, VGF	1,470,997
~~09-3430~~	~~SILVER CITY CIVIC CTR & NMFA LOAN, VGF~~	~~187,066~~
06-1684	HIDALGO CO DETENTION CTR, VGF	465,300
05-1505	LORDSBURG DETENTION FACILITY, VGF	198,000
08-4330	HOBBS FIRE STATION #4 CONSTRUCT, VGF	475,000
~~08-4333~~	~~LOVINGTON CHAPARRAL PARK RESTROOMS, VGF~~	~~140,000~~
~~07-5334~~	~~GALLUP DOMESTIC VIOLENCE SHELTER CONSTRUCT, VGF~~	~~100,000~~
~~06-1708~~	~~GALLUP ECONOMIC RESOURCE CTR CONSTRUCT, VGF~~	~~219,300~~
07-3437	GALLUP ECONOMIC RESOURCE CTR CONSTRUCT, VGF	75,000
~~07-5335~~	~~GALLUP ECONOMIC RESOURCE CTR CONSTRUCT, VGF~~	~~100,000~~
08-4371	MORA CO COMPLEX CONSTRUCT, VGF	100,000
~~07-5362~~	~~OTERO CO EMERGENCY RESPONSE CTR, VGF~~	~~247,500~~
08-4400	RIO ARRIBA CO RECREATION COMPLEX CONSTRUCT, VGF	188,100
08-4417	PORTALES CMTY SERVICE CENTER RENOVATE, VGF	100,000
07-5410	SAN JUAN CO CONSOLIDATED CRIME PROCESS FCLTY, VGF	198,000
08-4425	SAN JUAN CO DOMESTIC VIOLENCE SHELTER, VGF	123,750
07-5419	KIRTLAND YOUTH FACILITY CONSTRUCT, VGF	750,000
07-5431	LAS VEGAS ARMORY MEMORIAL CTR RENOVATE, VGF	668,250

SB 29 - General Fund Capital Outlay Projects Voided and Replaced With Severance Tax Bond Proceeds

(Education Related Projects in Bold)

49th Legislature, 1st Special Session, 2009

ID	Project Description	Amount
~~08-4447~~	~~BERNALILLO EL ZOCALO BUS DVLP COMPLEX, VGF~~	~~200,000~~
07-5480	SANDOVAL CO HAVEN HOUSE EXPAND AND REN, VGF	237,600
07-6377	ESPERANZA ADMIN COMPLEX MODULAR, VGF	420,750
07-5490	SANTA FE CO ESPERANZA SHELTER ADMIN COMPLEX, VGF	267,300
07-5498	SANTA FE MOUNTAIN CTR FACILITIES CONSTRUCT, VGF	237,600
07-5500	YOUTH SHELTER & FAM SVCS FCLTY, VGF	253,693
06-1852	LA FAMILIA MEDICAL CTR IMPROVE-ALTO ST, VGF	396,000
06-1862	SANTA FE CIVIC HSING AUTH CMTY CTR, VGF	235,000
08-4497	SITE SANTA FE MUSEUM CONSTRUCT,VGF	215,000
08-4499	T OR C SWIMMING POOL COVER, VGF	100,000
07-5560	SOCORRO CO VEGUITA HEALTH & CMTY CTR, VGF	173,250
07-5572	COLONIAS INFR IMPROVE & EMER WWATER SYSTEM, VGF	2,000,000
06-1933	TAOS PEDIATRIC CLINIC CONSTRUCT, VGF	800,000
08-4534	ESTANCIA HEALTH CLINIC ADDITION, VGF	118,800
08-4537	MORIARTY PUBLIC SAFETY FACILITY CONSTRUCT, VGF	120,000
07-5619	MORIARTY PUBLIC SAFETY FACILITY IMPROVE, VGF	138,600
	PSCOF TRANSFER FOR PURPOSES OF ACT , VGF	20,000,000
	PSCOF TRANSFER FOR STATE SHARE, VGF	31,600,000
08-4564	ARENAL RD SW & ATRISCO RD SW INTERSECTION, VGF	175,000
08-4568	CYPRESS RD IMPROVE, VGF	130,000
08-4569	EUBANK BLVD IMPROVE/ACADEMY-PASEO DEL NORTE, VGF	175,000
07-5662	EUBANK BLVD IMPROVE-ACADEMY-PASEO, VGF	100,000
07-5703	FIVE POINTS RD IMPROVE, VGF	400,000
08-4570	FIVE POINTS RD RIGHTS OF WAY & IMPROVE, VGF	100,000
07-5718	SUNSET GARDENS RD IMPROVE & DRAINAGE, VGF	300,000
08-4579	SUNSET GARDENS RD IMPROVE, VGF	100,000
~~07-5683~~	~~4TH ST/STOVER AVE INTERSECTION IMPROVE, VGF~~	~~25,000~~
~~07-5685~~	~~8TH ST LANDSCAPE-BRIDGE TO COAL, VGF~~	~~25,000~~
~~07-5692~~	~~ALB CLAYTON HEIGHTS/LOMAS DEL CIELO, VGF~~	~~100,000~~
~~07-5693~~	~~ALB ELDORADO CROSSING CONSTRUCT, VGF~~	~~100,000~~
07-5723	ALB SOUTH BROADWAY AREA SIDEWALKS, VGF	200,000
~~07-3527~~	~~CARLISLE BLVD MEDIAN LANDSCAPE, VGF~~	~~242,000~~
08-4594	OURAY RD ROADWAY & PEDESTRIAN IMPROVE, VGF	151,500
~~07-5720~~	~~UNSER BUSINESS PARK GATEWAYS CONSTRUCT, VGF~~	~~100,000~~
~~07-5682~~	~~4TH ST PEDESTRIAN/STREETSCAPE IMPROVE, VGF~~	~~155,000~~
~~07-5733~~	~~DURAND LANE IMPROVE, VGF~~	~~100,000~~
07-5736	LAGUNA PUEBLO ROADWAY INFRA, VGF	500,000
07-5737	COLFAX CO BRIDGE IMPROVE, VGF	200,000
07-5742	ABEYTA CIRCLE IMPROVE, VGF	25,000
07-5744	ARROYO RD IMPROVE-EAST MESA AREA, VGF	475,000
~~07-5750~~	~~EL CAMINO REAL/ARMSTRONG RD FLOOD CONTROL, VGF~~	~~100,000~~
07-5755	MILAGRO ROADS, VGF	150,000
07-5763	EAST THORPE RD IMPROVE, VGF	97,000
07-5766	EAST MESA RD IMPROVE, VGF	550,000
~~07-5782~~	~~CANAL ST LANDSCAPE-CARLSBAD, VGF~~	~~130,000~~
07-5787	HURLEY STREETS IMPROVE, VGF	100,000
07-5798	MCKINLEY CO RD 6 IMPROVE, VGF	175,000
07-5803	MARIANO LAKE CHP ACCESS ROAD 2007, VGF	100,000
~~07-5805~~	~~TOHATCHI CHP RD 9653 IMPROVE, VGF~~	~~150,000~~
~~07-5810~~	~~DESERT LAKES TO MARTIN LUTHER KING RDS, VGF~~	~~400,000~~
07-5815	RIO ARRIBA CO RD 126 ARROYO CROSSING, VGF	150,000
08-4665	SAN JUAN CO SERIES 4000 RDS IMPROVE, VGF	100,000
08-4666	SAN JUAN CO SERIES 5000 RDS IMPROVE, VGF	100,000
~~07-5826~~	~~FOREST LAKE RD IMPROVE-NASCHITTI CHP, VGF~~	~~100,000~~
~~07-5842~~	~~CORRALES EMERGENCY ACCESS A INTERSECTION, VGF~~	~~100,000~~
07-3572	JEMEZ SPRINGS PEDESTRIAN WALKWAY, VGF	225,000
07-5867	ESTES RD & WATER PRJT-TAOS CO, VGF	300,000
07-5869	TORRANCE CO ROADS IMPROVE, VGF	400,000

SB 29 - General Fund Capital Outlay Projects Voided and Replaced With Severance Tax Bond Proceeds

(Education Related Projects in Bold)

49th Legislature, 1st Special Session, 2009

ID	Project Description	Amount
07-5871	CLAYTON STREETS IMPROVE, VGF	200,000
~~06-2127~~	~~NM HWY 304/47 TRAFFIC LIGHTS, VGF~~	~~300,000~~
07-5880	CHRISTOPHER ROAD IMPROVE, VGF	115,000
08-4701	NM HWY 314 RECONSTRUCT, VGF	170,000
07-5881	NM HWY 6 IMPROVE, VGF	625,000
07-5923	ENMU MUSIC DEPT PIANOS, VGF	80,000
07-5931	NMHU STUDENT UNION & SVCS CENTER, VGF	700,000
09-3385	NMSU WOMEN'S SOCCER STADIUM, VGF	400,000
07-5979	NMSU LIVESTOCK RESEARCH CTR FEED MILL, VGF	160,000
08-4749	NNMSS COMMUNITY CENTER CAMPUS, VGF	305,000
07-3633	UNM ALUMNI CENTER CONSTRUCT, VGF	135,000
	Total Before Executive Action (243 Projects)	**$136,085,211**
	Total Vetoes (43 Projects)	**$11,602,151**
	Total After Executive Action (200 Projects)	**$124,483,060**
	Total Education Related Before Executive Action (27 Projects)	**$5,611,160**
	Total Education Related Vetoes (8 Projects)	**$910,000**
	Total Education related After Executive Action (19 Projects)	**$4,701,160**
	Total Public school Capital Outlay Fund	**51,600,000**

The Legislature

of the

State of New Mexico

49th Legislature, 1st Special Session

LAWS 2009

CHAPTER 7

SENATE BILL 29,

with emergency clause

Introduced by

SENATOR CARLOS R. CISNEROS

EMERGENCY CLAUSE

PARTIAL VETO

RECEIVED
09 NOV 12 AM 11:30
OFFICE OF
SECRETARY OF STATE

State of New Mexico

Office of the Governor

Bill Richardson
Governor

November 12, 2009

SENATE EXECUTIVE MESSAGE NO. 3

The Honorable Timothy Z. Jennings, President Pro Tempore
and Members of the New Mexico State Senate
State Capitol Building
Santa Fe, New Mexico 87501

Dear President Pro Tempore Jennings and Members of the Senate:

I have this day SIGNED:

SENATE BILL 29, with emergency clause

enacted by the Forty-Ninth Legislature, First Special Session, 2009, except the following item or items, part or parts, which I hereby veto pursuant to the authority granted me in Article IV, Section 22 of the Constitution of New Mexico:

On page 60, I have vetoed all of lines 4 through 6.

On page 61, I have vetoed all of lines 12 through 14.

On page 62, I have vetoed all of lines 2 through 10.

On page 63, I have vetoed all of lines 6 through 9.

On page 63, I have vetoed all of lines 15 through 25, and on page 64, I have vetoed all of lines 1 through 3.

On page 64, I have vetoed all of lines 22 through 25, and on page 65, I have vetoed all of lines 1 through 2.

On page 66, I have vetoed all of lines 4 through 8.

On page 67, I have vetoed all of lines 10 through 13.

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On page 68, I have vetoed all of lines 7 through 12.

On page 69, I have vetoed all of lines 7 through 12.

On page 70, I have vetoed all of lines 1 through 4.

On page 72, I have vetoed all of lines 15 through 20.

On page 74, I have vetoed all of lines 19 through 23.

On page 75, I have vetoed all of lines 15 through 22.

On page 76, I have vetoed all of lines 9 through 12.

On page 80, I have vetoed all of line 25, and on page 81, I have vetoed all of lines 1 through 4.

On page 81, I have vetoed all of lines 24 through 25, and on page 82, I have vetoed all of lines 1 through 3.

On page 83, I have vetoed all of lines 9 through 13.

On page 84, I have vetoed all of lines 1 through 5.

On page 86, I have vetoed all of lines 5 through 8.

On page 86, I have vetoed all of lines 18 through 21.

On page 87, I have vetoed all of lines 1 through 5.

On page 88, I have vetoed all of lines 4 through 16.

On page 88, I have vetoed all of lines 21 through 24.

On page 89, I have vetoed all of lines 3 through 6.

On page 90, I have vetoed all of lines 5 through 9.

On page 94, I have vetoed all of lines 23 through 25, and on page 95, I have vetoed all of lines 1 through 19.

On page 95, I have vetoed all of lines 24 through 25, and on page 96, I have vetoed all of lines 1 through 3.

On page 96, I have vetoed all of lines 9 through 22.

On page 97, I have vetoed all of lines 14 through 17.

On page 98, I have vetoed all of lines 5 through 8.

On page 98, I have vetoed all of lines 22 through 25, and on page 99, I have vetoed all of lines 1 through 6.

On page 99, I have vetoed all of lines 20 through 25, and on page 100, I have vetoed all of lines 1 through 4.

On page 100, I have vetoed all of lines 20 through 24.

Given the State's critical financial situation it would be imprudent to provide continued severance tax bond funding to capital projects that have made little to no progress using their original general fund appropriations, which in some cases are several years old. Many of the general fund capital appropriations contained in this bill were for projects that were identified by state agencies as having made little to no progress since the date of the original appropriation. There is no reason to believe that providing new severance tax bond appropriations with extended expiration dates will result in immediate progress given the history of these particular projects.

For this reason, I am vetoing certain severance tax bond appropriations for projects that meet the following criteria:

- General fund capital appropriations that lack legally binding third-party contracts are vetoed without the impairment of any third-party contracts.
- General fund capital appropriations for projects that were deemed inadequately funded and unable to be initiated or completed were vetoed so that the State can put available severance tax bonding capacity to immediate use in the upcoming Legislative Session.
- Certain general fund capital appropriations, although worthy and justified when originally appropriated, have stagnated for various reasons and are not prepared for implementation.
- General fund capital appropriations for projects that have constitutional concerns.

My capital outlay projects were subject to the same level of review, and I have vetoed several appropriations for my own projects in order to put our limited state funds to the best possible use.

In vetoing the severance tax bond appropriations for these projects, I am freeing up an additional $11.6 million in severance tax bonding capacity, which will be available for appropriation during the 2010 Regular Session.

Respectfully yours,

Bill Richardson
Governor

RECEIVED FROM THE OFFICE OF THE GOVERNOR:

Time: 11:30 a.m./p.m. by:
Date: 11/12 2009

Secretary of State

Time: _____ a.m./p.m. by:
Date: _____ 2009

Chief Clerk of the Senate

CHAPTER 7

AN ACT

RELATING TO CAPITAL OUTLAY; REVERTING BALANCES OF CERTAIN GENERAL FUND APPROPRIATIONS; TRANSFERRING BALANCES TO THE GENERAL FUND; AUTHORIZING CERTAIN SEVERANCE TAX BOND APPROPRIATIONS; PROVIDING FOR REVERSION OF CERTAIN BALANCES; DECLARING AN EMERGENCY.

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

Section 1. GENERAL FUND BALANCES REVERTED.--Notwithstanding any provision of law to the contrary, the unexpended balance up to the amount specified of the following appropriations shall not be expended and shall revert to the general fund pursuant to procedures, policies and deadlines established by the financial control division of the department of finance and administration:

1. four hundred thousand dollars ($400,000) to the aging and long-term services department in Subsection 27 of Section 33 of Chapter 92 of Laws 2008 to purchase and equip vehicles for senior centers nationwide on the Navajo Nation in McKinley, San Juan, Cibola, Bernalillo and Sandoval counties;

2. one million five hundred thousand dollars ($1,500,000) to the state armory board in Laws 2007, Chapter 2, Section 3 for renovations at armory facilities statewide;

3. four hundred thousand dollars ($400,000) to the

capital program fund in Subsection 2 of Section 64 of Chapter 111 of Laws 2006 to plan, design, construct, renovate and equip the department of public safety district office in Albuquerque in Bernalillo county;

4. ten thousand dollars ($10,000) to the capital program fund in Subsection 2 of Section 35 of Chapter 92 of Laws 2008 to plan, design and construct a safety inspection station at the Santa Teresa port of entry in Santa Teresa in Dona Ana county;

5. one million four hundred ninety-nine thousand two hundred thirty-nine dollars ($1,499,239) originally appropriated to the capital program fund in Subsection 1 of Section 52 of Chapter 110 of Laws 2002 and reauthorized in Laws 2003, Chapter 429, Section 138; in Laws 2007, Chapter 341, Section 112; and finally in Laws 2009, Chapter 128, Section 246 to complete phase 2 construction and equip and install a platform static scale at the Santa Teresa port of entry in Dona Ana county and to design, construct, equip and furnish a building for the border authority at the Santa Teresa border crossing in Dona Ana county;

6. one hundred forty-six thousand nine hundred fifty-one dollars ($146,951) of the original appropriation to the public education department in Subsection 442 of Section 55 of Chapter 42 of Laws 2007, which was reauthorized and reappropriated to the capital program fund in Paragraph (1)

of Subsection B of Section 210 of Chapter 83 of Laws 2008, to plan, design, construct, equip and furnish a safety inspection station in Santa Teresa in Dona Ana county;

7. one million one hundred thousand dollars ($1,100,000) to the capital program fund in Subsection 12 of Section 64 of Chapter 111 of Laws 2006 to plan, design and construct a motor vehicles department field office in Santa Fe in Santa Fe county;

8. five hundred thousand dollars ($500,000) to the capital program fund in Subsection 12 of Section 38 of Chapter 42 of Laws 2007 for emergency repairs to state buildings statewide;

9. one million five hundred thousand dollars ($1,500,000) to the capital program fund in Subsection 13 of Section 38 of Chapter 42 of Laws 2007 to plan, design and construct improvements to state buildings statewide, including funding for contingencies;

10. one hundred twenty-five thousand dollars ($125,000) to the cultural affairs department in Subsection 6 of Section 41 of Chapter 42 of Laws 2007 to plan, design and construct a retractable cover for the courtyard at the New Mexico farm and ranch heritage museum in Las Cruces in Dona Ana county;

11. one million five hundred thousand dollars ($1,500,000) to the cultural affairs department in Subsection

12 of Section 30 of Chapter 347 of Laws 2005 to plan, design and construct a New Mexico archaeology center in Santa Fe county to serve as a research and collections repository for the state's archaeological collection;

12. nine hundred thousand dollars ($900,000) to the cultural affairs department in Laws 2006, Chapter 111, Section 75 to complete construction of the center for archaeology on property donated by the United States bureau of land management in Santa Fe in Santa Fe county;

13. fifty thousand dollars ($50,000) to the thirteenth judicial district court in Subsection 1 of Section 52 of Chapter 42 of Laws 2007 to purchase and install information technology, including related equipment and furniture, for the thirteenth judicial district court in Cibola county;

14. three million five hundred thousand dollars ($3,500,000) to the economic development department in Subsection 1 of Section 43 of Chapter 92 of Laws 2008 to provide grants to political subdivisions of the state to achieve job growth by attracting new companies or expanding existing businesses pursuant to the Local Economic Development Act;

15. five million dollars ($5,000,000) to the economic development department in Subsection 5 of Section 32 of Chapter 347 of Laws 2005 to make needed investments to

stimulate economic development statewide;

16. one million two hundred fifty thousand dollars ($1,250,000) to the economic development department in Subsection 2 of Section 53 of Chapter 42 of Laws 2007 to plan, design and construct the redevelopment of central business districts as part of the mainstreet program statewide;

17. one hundred twenty-two thousand seven hundred sixty dollars ($122,760) to the public education department in Subsection 1 of Section 44 of Chapter 92 of Laws 2008 to design, construct and equip a facility for Media Arts Collaborative charter school in Bernalillo county;

18. fifty thousand dollars ($50,000) to the public education department in Subsection 11 of Section 55 of Chapter 42 of Laws 2007 to improve the heating, ventilation and air conditioning system at A. Montoya elementary school in the Albuquerque public school district in Bernalillo county;

19. one hundred forty-eight thousand five hundred dollars ($148,500) to the public education department in Subsection 59 of Section 55 of Chapter 42 of Laws 2007 to plan, design, construct, improve and equip the administrative area at Comanche elementary school in the Albuquerque public school district in Bernalillo county;

20. eighty thousand dollars ($80,000) to the

public education department in Subsection 20 of Section 16 of Chapter 2 of Laws 2007 to plan, design and construct a play area at Douglas MacArthur elementary school in the Albuquerque public school district in Bernalillo county;

21. seventy-five thousand dollars ($75,000) to the public education department in Subsection 21 of Section 16 of Chapter 2 of Laws 2007 to make improvements to the patio at Duranes elementary school in the Albuquerque public school district in Bernalillo county;

22. one hundred thousand dollars ($100,000) to the public education department in Subsection 83 of Section 55 of Chapter 42 of Laws 2007 to plan, design and construct a drop-off and pick-up area for the students at Emerson elementary school in the Albuquerque public school district in Bernalillo county;

23. two hundred thousand dollars ($200,000) to the public education department in Subsection 131 of Section 55 of Chapter 42 of Laws 2007 to plan, design and construct a playground, including purchase and installation of equipment and turf, at John Baker elementary school in the Albuquerque public school district in Bernalillo county;

24. two hundred twenty-five thousand dollars ($225,000) to the public education department in Subsection 34 of Section 16 of Chapter 2 of Laws 2007 to plan, design and construct a playground, including purchase and

installation of equipment and turf, at John Baker elementary school in the Albuquerque public school district in Bernalillo county;

25. one hundred thousand dollars ($100,000) to the public education department in Subsection 161 of Section 44 of Chapter 92 of Laws 2008 to purchase and install books and improvements at the library at La Mesa elementary school in the Albuquerque public school district in Bernalillo county;

26. four hundred twenty-five thousand dollars ($425,000) to the public education department in Subsection 160 of Section 55 of Chapter 42 of Laws 2007 to purchase and install equipment and plan, design and improve the football field, including landscaping, at Manzano high school in the Albuquerque public school district in Bernalillo county;

27. one hundred thousand dollars ($100,000) to the public education department in Subsection 220 of Section 44 of Chapter 92 of Laws 2008 to plan, design, construct and improve infrastructure at the field at Navajo elementary school in the Albuquerque public school district in Bernalillo county;

28. thirty-five thousand dollars ($35,000) originally appropriated to the local government division in Subsection 604 of Section 52 of Chapter 111 of Laws 2006 and reauthorized and reappropriated to the public education department in Laws 2009, Chapter 128, Section 134 to plan,

design, construct and equip a facility, including site improvements, for the behavioral intervention program at Sandia high school in the Albuquerque public school district in Bernalillo county;

29. one hundred thousand dollars ($100,000) to the public education department in Subsection 286 of Section 44 of Chapter 92 of Laws 2008 to plan, design, construct and improve the Valley high school soccer field in the Albuquerque public school district in Bernalillo county;

30. one hundred twenty-five thousand dollars ($125,000) to the public education department in Subsection 261 of Section 55 of Chapter 42 of Laws 2007 to plan, design and construct a baseball field at Van Buren middle school in the Albuquerque public school district in Bernalillo county;

31. one hundred fifty thousand dollars ($150,000) to the public education department in Subsection 288 of Section 44 of Chapter 92 of Laws 2008 to plan, design, construct and renovate the track and field facility, including bleachers, at Van Buren middle school in the Albuquerque public school district in Bernalillo county;

32. one hundred ninety-five thousand dollars ($195,000) to the public education department in Subsection 300 of Section 44 of Chapter 92 of Laws 2008 to construct a school bus drop-off area at Wherry elementary school in the Albuquerque public school district in Bernalillo county;

33. two hundred thousand dollars ($200,000) to the public education department in Subsection 317 of Section 55 of Chapter 42 of Laws 2007 to plan, design, construct and equip a building for the football weight room at Roswell high school in the Roswell independent school district in Chaves county;

34. one hundred ninety-eight thousand dollars ($198,000) to the public education department in Subsection 331 of Section 55 of Chapter 42 of Laws 2007 to construct classrooms at Gadsden middle school in the Gadsden independent school district in Dona Ana county for use by New Mexico integrated services, the New Mexico community foundation and the department of health;

35. three hundred seventy-five thousand dollars ($375,000) to the public education department in Subsection 343 of Section 55 of Chapter 42 of Laws 2007 to purchase land for, plan, design, construct and equip schools and multipurpose facilities, including a girls' softball practice field, for the Las Cruces public school district in Dona Ana county;

36. one hundred thousand dollars ($100,000) to the public education department in Subsection 408 of Section 44 of Chapter 92 of Laws 2008 to plan, design, construct, purchase and install renovations to the heating, ventilation and air conditioning systems at West Las Vegas middle and

Union elementary schools in the west Las Vegas public school district in San Miguel county;

37. one hundred seventy thousand dollars ($170,000) to the public education department in Subsection 430 of Section 55 of Chapter 42 of Laws 2007 to plan, design and construct a roof replacement at Eldorado elementary school in the Santa Fe public school district in Santa Fe county;

38. one hundred thousand dollars ($100,000) to the public education department in Subsection 432 of Section 55 of Chapter 42 of Laws 2007 to plan, design and construct a roof replacement for Gonzales elementary school in the Santa Fe public school district in Santa Fe county;

39. one million seven hundred fifty thousand dollars ($1,750,000) originally appropriated to the local government division in Subsection 699 of Section 52 of Chapter 111 of Laws 2006 and reauthorized and reappropriated to the public education department in Laws 2007, Section 341, Subsection 333 to plan, design and construct a cultural arts center at Moriarty high school in the Moriarty municipal school district in Torrance county;

40. one hundred forty-eight thousand five hundred dollars ($148,500) to the public education department in Subsection 451 of Section 55 of Chapter 42 of Laws 2007 to design, construct and equip the gymnasium at Dennis Chavez

elementary school in the Belen consolidated school district in Valencia county;

41. eighty thousand dollars ($80,000) to the public education department in Subsection 456 of Section 55 of Chapter 42 of Laws 2007 for connection of Ann Parish elementary school to the Cypress Gardens community water system in the Los Lunas public school district in Valencia county;

42. one hundred fifty-eight thousand four hundred dollars ($158,400) to the public education department in Subsection 457 of Section 55 of Chapter 42 of Laws 2007 to plan, design and renovate a building for Bosque Farms elementary school in the Los Lunas public school district in Valencia county;

43. one hundred thousand dollars ($100,000) to the public education department in Subsection 459 of Section 55 of Chapter 42 of Laws 2007 to purchase and install improvements, including lighting, to the soccer fields at Los Lunas high school in the Los Lunas public school district in Valencia county;

44. three hundred eighty-five thousand dollars ($385,000) to the state parks division of the energy, minerals and natural resources department in Subsection 1 of Section 57 of Chapter 42 of Laws 2007 to plan, design, construct and equip an education facility at Rio Grande

nature center state park in Albuquerque in Bernalillo county;

45. one hundred forty-five thousand dollars ($145,000) to the office of the state engineer in Subsection 1 of Section 58 of Chapter 42 of Laws 2007 to purchase land for, plan, design, construct, equip and install pump stations, storm drainage improvements and emission and detention basins in the Barelas and Martineztown areas of Albuquerque in Bernalillo county;

46. one hundred thousand dollars ($100,000) to the office of the state engineer in Subsection 2 of Section 58 of Chapter 42 of Laws 2007 to acquire land for and plan, design and construct dams for flood control in the east mesa area of Dona Ana county;

47. seven hundred fifty thousand dollars ($750,000) to the office of the state engineer in Subsection 6 of Section 58 of Chapter 42 of Laws 2007 to rebuild a diversion structure on Gallinas creek in Las Vegas in San Miguel county;

48. five hundred thousand dollars ($500,000) to the office of the state engineer in Subsection 6 of Section 20 of Chapter 2 of Laws 2007 to repair and rehabilitate acequia water storage projects statewide;

49. eight hundred fifty thousand dollars ($850,000) to the office of the state engineer in Subsection 9 of Section 58 of Chapter 42 of Laws 2007 to repair and

rehabilitate acequia water storage projects statewide;

50. two hundred ninety-nine thousand two hundred eighty-five dollars ($299,285) to the department of environment in Subsection 11 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct a wastewater system in Tijeras in Bernalillo county;

51. nine hundred fifty-three thousand four hundred dollars ($953,400) to the department of environment in Subsection 1 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct water system improvements in Tijeras in Bernalillo county;

52. one hundred twenty-five thousand dollars ($125,000) originally appropriated to the department of environment in Subsection 15 of Section 59 of Chapter 42 of Laws 2007 and reauthorized in Laws 2009, Chapter 128, Section 158 to plan, design and construct improvements to a water system, including purchasing and installing fire hydrants and related equipment, for the Greenfield mutual domestic water consumers cooperative in Chaves county;

53. one hundred thousand dollars ($100,000) to the department of environment in Subsection 18 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct water system improvements for the Bluewater Acres domestic water users association in Cibola county;

54. one hundred forty-five thousand dollars

($145,000) to the department of environment in Subsection 14 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct utility improvements to First and Second streets and to Roosevelt avenue in Grants in Cibola county;

55. one hundred ten thousand dollars ($110,000) to the department of environment in Subsection 27 of Section 48 of Chapter 92 of Laws 2008 to plan, design, construct, purchase and install equipment and related infrastructure for the West Hatfield-El Camino Real project water system improvements, including water main and fire hydrants, for the Dona Ana mutual domestic water consumers association in Dona Ana county;

56. one hundred fifty-five thousand dollars ($155,000) to the department of environment in Subsection 37 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct improvements to the drinking water system to address arsenic content in Anthony in Dona Ana county;

57. seventy-five thousand dollars ($75,000) to the department of environment in Subsection 47 of Section 48 of Chapter 92 of Laws 2008 to purchase water rights for, plan, design and construct water system improvements to connect the Otis mutual domestic water consumers and sewage works association system with the Malaga mutual domestic water consumers and sewage works association system in Eddy county;

58. one hundred thousand dollars ($100,000) to the

department of environment in Subsection 46 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct water system improvements for the Malaga mutual domestic water consumers and sewage works association in Eddy county;

59. five hundred thousand dollars ($500,000) to the department of environment in Subsection 67 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct improvements to the water and wastewater system in Silver City in Grant county;

60. one hundred forty thousand dollars ($140,000) to the department of environment in Subsection 57 of Section 48 of Chapter 92 of Laws 2008 to plan, design, construct and install improvements to the water system for the Hollywood Ranch domestic water users association in Guadalupe county;

61. one hundred forty-two thousand dollars ($142,000) to the department of environment in Subsection 65 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct improvements, including cells, to the northwest New Mexico regional solid waste authority in McKinley county;

62. two hundred fifty thousand dollars ($250,000) to the department of environment in Subsection 84 of Section 45 of Chapter 111 of Laws 2006 for water system improvements, including the purchase, construction and installation of a water tank, in Wagon Mound in Mora county;

63. two million four hundred thousand dollars

($2,400,000) to the department of environment in Subsection 12 of Section 21 of Chapter 2 of Laws 2007 to plan, design and construct a pipeline on the eastern portion of the Navajo Nation in McKinley and San Juan counties;

64. four hundred fifty thousand dollars ($450,000) to the department of environment in Subsection 14 of Section 21 of Chapter 2 of Laws 2007 to plan, design and construct the development of salt basin water resources in southern New Mexico;

65. three hundred thousand dollars ($300,000) to the department of environment in Subsection 133 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct a wastewater system in Flora Vista in San Juan county;

66. three hundred thousand dollars ($300,000) to the department of environment in Subsection 132 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct infrastructure for the water system for the Blanco mutual domestic water consumers and mutual sewage works association in San Juan county;

67. four hundred fifty thousand dollars ($450,000) to the department of environment in Subsection 125 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct a wastewater treatment system in Kirtland in San Juan county;

68. one hundred ten thousand dollars ($110,000) to the department of environment in Subsection 109 of Section 48

of Chapter 92 of Laws 2008 to plan, design, construct and install water system improvements for the Pena Blanca mutual domestic water consumers and mutual sewage works associations in Sandoval county;

69. six hundred fifty thousand dollars ($650,000) to the department of environment in Subsection 106 of Section 48 of Chapter 92 of Laws 2008 to plan, design, construct and equip a deep-aquifer water desalination system, including water gathering, water treatment and water transport, in Sandoval county;

70. one hundred thousand dollars ($100,000) to the department of environment in Subsection 107 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct wastewater system and facility improvements in Cuba in Sandoval county;

71. three hundred fifty thousand dollars ($350,000) to the department of environment in Subsection 152 of Section 59 of Chapter 42 of Laws 2007 to plan, design, construct and improve the wastewater treatment system in Cuba in Sandoval county;

72. two hundred twenty-five thousand dollars ($225,000) to the department of environment in Subsection 151 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct water and wastewater system improvements in Cuba in Sandoval county;

73. one hundred fifty thousand dollars ($150,000) to the department of environment in Subsection 102 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct water system improvements, including a commercial well, for arsenic remediation and increased water supply for the Jemez Springs domestic water association in Sandoval county;

74. three hundred thousand dollars ($300,000) to the department of environment in Subsection 142 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct a wastewater line in Rio Rancho in Sandoval county;

75. five hundred thousand dollars ($500,000) to the department of environment in Subsection 160 of Section 59 of Chapter 42 of Laws 2007 for acquiring water rights, including needed applications and transfers, for improvements to the water distribution system and wells and for planning a sewer system in Agua Fria in Santa Fe county;

76. one hundred fifty thousand dollars ($150,000) to the department of environment in Subsection 175 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct water storage tank improvements, including improvements to transmission lines and infrastructure, for the Eldorado area water and sanitation district in Santa Fe county;

77. one hundred ten thousand dollars ($110,000) to the department of environment in Subsection 113 of Section 48 of Chapter 92 of Laws 2008 to plan, design and improve the

water system for La Cienega mutual domestic water consumers and mutual sewage works in Santa Fe county;

78. two hundred thirty thousand dollars ($230,000) to the department of environment in Subsection 178 of Section 59 of Chapter 42 of Laws 2007 to plan, design and construct water system improvements for La Cienega mutual domestic water consumers association and mutual sewage works, including purchasing and installing water lines, tanks, valves, fire hydrants and meters, in La Cienega in Santa Fe county;

79. seven hundred thousand dollars ($700,000) to the department of environment in Subsection 171 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct the community treatment plant in Santa Fe in Santa Fe county;

80. one hundred twenty-five thousand dollars ($125,000) to the department of environment in Subsection 130 of Section 48 of Chapter 92 of Laws 2008 to plan, design and construct water and wastewater system improvements, including new lines and lift stations, in Clayton in Union county;

81. two hundred thousand dollars ($200,000) to the department of environment in Subsection 202 of Section 45 of Chapter 111 of Laws 2006 to plan, design and construct improvements to the eastside well, including arsenic mitigation, in Los Lunas in Valencia county;

82. three million dollars ($3,000,000) to the

department of finance and administration in Subsection 5 of Section 50 of Chapter 92 of Laws 2008 to plan, design and construct infrastructure improvements for colonias statewide;

83. three million forty-two thousand nine hundred thirty-four dollars ($3,042,934) originally appropriated to the department of finance and administration in Subsection 3 of Section 31 of Chapter 126 of Laws 2004 and reauthorized in Laws 2009, Chapter 128, Section 3 to plan, design, construct, equip and furnish a film production education and training center and studio;

84. two million dollars ($2,000,000) to the department of finance and administration in Subsection 6 of Section 61 of Chapter 42 of Laws 2007 to provide funding for tribal infrastructure projects related to water, wastewater, electrical systems, communications, roads, health, emergency facilities and economic development statewide;

85. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 6 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a judicial complex at the Pueblo of Isleta in Bernalillo county;

86. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 17 of Section 66 of Chapter 42 of Laws 2007 to plan, design, construct and make improvements to the public water system at the Pueblo of

Laguna in Cibola county;

87. forty-five thousand dollars ($45,000) to the Indian affairs department in Subsection 16 of Section 55 of Chapter 92 of Laws 2008 to plan, design, renovate and construct an expansion of the chapter house at the Baahaali chapter of the Navajo Nation in McKinley county;

88. seventy-five thousand dollars ($75,000) to the Indian affairs department in Subsection 36 of Section 66 of Chapter 42 of Laws 2007 to plan and construct a maintenance patrol yard for use by the chapters of Baahaali, Chichiltah and Red Rock in the Baahaali chapter of the Navajo Nation in McKinley county;

89. one hundred fourteen thousand dollars ($114,000) to the Indian affairs department in Subsection 34 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct powerline extensions in the Baahaali chapter of the Navajo Nation in McKinley county;

90. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 41 of Section 66 of Chapter 42 of Laws 2007 to renovate and expand the chapter house in the Coyote Canyon chapter of the Navajo Nation in McKinley county;

91. five hundred thousand dollars ($500,000) to the Indian affairs department in Subsection 42 of Section 66 of Chapter 42 of Laws 2007 for infrastructure for the

internet to hogans program in Crownpoint in McKinley county;

92. five hundred thousand dollars ($500,000) to the Indian affairs department in Subsection 45 of Section 66 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish a building to house the internet to hogans program at Navajo technical college in Crownpoint in McKinley county;

93. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 53 of Section 66 of Chapter 42 of Laws 2007 to plan, design, construct and equip a warehouse in the Iyanbito chapter of the Navajo Nation in McKinley county;

94. one hundred seventy-five thousand dollars ($175,000) to the Indian affairs department in Subsection 56 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a parking lot in the Mariano Lake chapter of the Navajo Nation in McKinley county;

95. one hundred twenty thousand dollars ($120,000) to the Indian affairs department in Subsection 48 of Section 55 of Chapter 92 of Laws 2008 to plan, design and construct a water line extension and bathrooms serving the Torreon and Ojo Encino chapters of the Navajo Nation in Sandoval and McKinley counties;

96. one hundred eighty-four thousand dollars ($184,000) to the Indian affairs department in Subsection 54

of Section 55 of Chapter 92 of Laws 2008 to design, construct, repair, rehabilitate, install and equip improvements to the fish hatchery, including holding ponds, settling ponds and springs, for the Mescalero Apache Tribe in Otero county;

97. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 92 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a water and wastewater system in the Beclabito chapter of the Navajo Nation in San Juan county;

98. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 98 of Section 66 of Chapter 42 of Laws 2007 to make improvements and repairs to the community center, including the roof, in the Nenahnezad chapter of the Navajo Nation in San Juan county;

99. two hundred forty-seven thousand five hundred dollars ($247,500) of the original appropriation to the Indian affairs department in Subsection 94 of Section 50 of Chapter 111 of Laws 2006, which was reauthorized in Laws 2009, Chapter 128, Section 396, to make site improvements and to construct, equip and furnish the home for women and children in Shiprock in San Juan county;

100. two hundred thirty-two thousand six hundred fifty dollars ($232,650) to the Indian affairs department in Subsection 93 of Section 66 of Chapter 42 of Laws 2007 to

plan, design and construct a veterans' memorial multipurpose center in the T'iistoh Sikaad chapter of the Navajo Nation in San Juan county;

101. one hundred fifty thousand dollars ($150,000) to the Indian affairs department in Subsection 75 of Section 55 of Chapter 92 of Laws 2008 to purchase and equip a bus for the head start program at the Pueblo of San Felipe in Sandoval county;

102. one hundred thousand dollars ($100,000) to the Indian affairs department in Subsection 77 of Section 55 of Chapter 92 of Laws 2008 to plan, design and construct a wastewater recovery and treatment system at the Pueblo of San Felipe in Sandoval county;

103. nine hundred fifteen thousand seven hundred fifty dollars ($915,750) to the Indian affairs department in Subsection 125 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct an emergency medical services and fire station facility in the Pueblo of Santo Domingo in Sandoval county;

104. eighty-two thousand dollars ($82,000) to the Indian affairs department in Subsection 126 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a police substation in the Torreon-Star Lake chapter of the Navajo Nation in Sandoval county;

105. one hundred thousand dollars ($100,000) to

the Indian affairs department in Subsection 147 of Section 66 of Chapter 42 of Laws 2007 to plan, design and construct a hydrotherapy pool at the Pueblo of Tesuque in Santa Fe county;

106. ten thousand dollars ($10,000) to the interstate stream commission in Subsection 22 of Section 67 of Chapter 42 of Laws 2007 to make improvements, including installing culverts and a diversion dam, to la acequia de la Sierra in Mora county;

107. ten thousand dollars ($10,000) to the interstate stream commission in Subsection 5 of Section 25 of Chapter 2 of Laws 2007 to plan, design and construct improvements, including brush and tree removal, to the acequia de las Colonias in Mora county;

108. sixty-six thousand dollars ($66,000) to the interstate stream commission in Subsection 8 of Section 25 of Chapter 2 of Laws 2007 to improve the Abeyta-Trujillo acequia, including headgates, diversion dam and purchasing and installing a ditch lining system, in Rio Arriba county;

109. fifty thousand dollars ($50,000) to the interstate stream commission in Subsection 29 of Section 67 of Chapter 42 of Laws 2007 to plan, design and construct an arroyo crossing, including purchasing and installing culverts, for the acequia de la Canada Ancha in Rio Arriba county;

110. fifteen thousand dollars ($15,000) to the interstate stream commission in Subsection 11 of Section 25 of Chapter 2 of Laws 2007 to plan, design and construct improvements to the acequia de la Otra Vanda in Ancones in Rio Arriba county;

111. ninety thousand dollars ($90,000) to the interstate stream commission in Subsection 32 of Section 67 of Chapter 42 of Laws 2007 to install improvements, including lining, to the Espinoza lateral ditch of the greater Chimayo mutual domestic water consumers association in Rio Arriba county;

112. one hundred thousand dollars ($100,000) to the interstate stream commission in Subsection 38 of Section 67 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including purchase and installation of non-reinforced concrete material, to the acequia de los Espinosas in Chimayo in Rio Arriba county;

113. ten thousand dollars ($10,000) to the interstate stream commission in Subsection 43 of Section 67 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including a diversion dam and inlet structure with sluice gate, for the acequia de la Concepcion in San Miguel county;

114. eighty thousand dollars ($80,000) to the interstate stream commission in Subsection 53 of Section 67

of Chapter 42 of Laws 2007 to plan, design and construct improvements to acequias for the east Pecos ditch association in San Miguel county;

115. twenty-five thousand dollars ($25,000) to the interstate stream commission in Subsection 59 of Section 67 of Chapter 42 of Laws 2007 to plan, design and construct improvements to ditches for the acequia de la Jara association in Sandoval county;

116. seventy-five thousand dollars ($75,000) to the interstate stream commission in Subsection 70 of Section 67 of Chapter 42 of Laws 2007 to make improvements, including grading, lining and culverts, to the acequia de los Ranchos in Chimayo in Santa Fe county;

117. one hundred ninety-five thousand dollars ($195,000) to the local government division in Subsection 20 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct and equip multipurpose recreation fields in the Mesa del Sol area of Bernalillo county;

118. one hundred forty-eight thousand five hundred dollars ($148,500) to the local government division in Subsection 17 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct and equip a multipurpose family services center in the south valley in Bernalillo county;

119. one hundred forty-eight thousand five hundred dollars ($148,500) to the local government division in

Subsection 64 of Section 68 of Chapter 42 of Laws 2007 to acquire land for and plan, design and construct a multigenerational community center in city council district 8 in Albuquerque in Bernalillo county;

120. one hundred three thousand nine hundred fifty dollars ($103,950) to the local government division in Subsection 36 of Section 59 of Chapter 92 of Laws 2008 to acquire land for, plan, design, construct, purchase, renovate, equip and furnish a building for use by a modern dance organization serving low-income, disabled and incarcerated youth and adults in Albuquerque in Bernalillo county;

121. ninety-five thousand dollars ($95,000) to the local government division in Subsection 39 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct, renovate, upgrade and equip a multipurpose center for persons with disabilities in Albuquerque in Bernalillo county;

122. one hundred fifty-three thousand four hundred fifty dollars ($153,450) to the local government division in Subsection 52 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct, purchase, renovate and equip a facility and land for the collection and distribution of food for the needy of greater Albuquerque in Albuquerque in Bernalillo county;

123. one hundred fifty-four thousand two hundred

eighty-five dollars ($154,285) to the local government division in Subsection 86 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a heroes park and memorial garden at Osuna and Wyoming in Albuquerque in Bernalillo county;

124. five hundred nineteen thousand seven hundred fifty dollars ($519,750) to the local government division in Subsection 95 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct improvements to the Jerry Cline recreation center, including purchasing and installing information technology, in Albuquerque in Bernalillo county;

125. one hundred fifty-four thousand seven hundred twenty-two dollars ($154,722) to the local government division in Subsection 99 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish a dance facility for use by the Keshet dance company in Albuquerque in Bernalillo county;

126. ninety-nine thousand ninety-nine dollars ($99,099) to the local government division in Subsection 26 of Section 26 of Chapter 2 of Laws 2007 to renovate, furnish and equip Los Griegos library, including landscaping, in Albuquerque in Bernalillo county;

127. four hundred forty-five thousand five hundred dollars ($445,500) to the local government division in Subsection 123 of Section 68 of Chapter 42 of Laws 2007 to

design and construct a community center and park at north Domingo Baca park in Albuquerque in Bernalillo county;

128. eighty thousand dollars ($80,000) to the local government division in Subsection 79 of Section 59 of Chapter 92 of Laws 2008 to plan, design, test and remove contaminated material from the old Santa Fe rail yards site and prepare the site for redevelopment in Albuquerque in Bernalillo county;

129. one hundred thousand dollars ($100,000) to the local government division in Subsection 130 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a concession stand for Petroglyph little league in Albuquerque in Bernalillo county;

130. one hundred five thousand dollars ($105,000) to the local government division in Subsection 30 of Section 26 of Chapter 2 of Laws 2007 to plan, design and construct parks and trails in the Sawmill community land trust in the Arbolera de Vida area in Albuquerque in Bernalillo county;

131. one hundred eighty-three thousand one hundred fifty dollars ($183,150) to the local government division in Subsection 150 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a building for the community redevelopment program in the west Central avenue area of Albuquerque in Bernalillo county;

132. one hundred twenty thousand dollars

($120,000) to the local government division in Subsection 161 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct, renovate and modify the polar bear grotto and penguin facilities for the Albuquerque zoo in Albuquerque in Bernalillo county;

133. nine hundred eighty-five thousand dollars ($985,000) to the local government division in Subsection 58 of Section 52 of Chapter 111 of Laws 2006 to plan, design, construct, equip and furnish an addition to the building and to design, construct, purchase and install exhibits, furnishings and equipment for the Explora science center and children's museum in Albuquerque in Bernalillo county;

134. one hundred thousand dollars ($100,000) to the local government division in Subsection 178 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish improvements, including demolition, to the Mesa Verde community center in Albuquerque in Bernalillo county;

135. one hundred seventy-three thousand two hundred fifty dollars ($173,250) to the local government division in Subsection 195 of Section 68 of Chapter 42 of Laws 2007 for restoration, landscaping and streetscape improvements in the Silver Hill neighborhood in Albuquerque in Bernalillo county;

136. two hundred fifty thousand dollars ($250,000) to the local government division in Subsection 199 of Section

68 of Chapter 42 of Laws 2007 to plan, design and construct improvements to fields and facilities, including installing astroturf, at the West Mesa little league field in Albuquerque in Bernalillo county;

137. one hundred fifty thousand dollars ($150,000) to the local government division in Subsection 329 of Section 59 of Chapter 92 of Laws 2008 to purchase a tractor for La Merced del Pueblo de Chilili land grant in Bernalillo county; provided that the appropriation is contingent upon the community land grant-merced complying with the provisions of Chapter 49, Article 1 NMSA 1978 and the Audit Act;

138. four hundred ninety-five thousand dollars ($495,000) to the local government division in Subsection 201 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a fire station in Los Ranchos de Albuquerque in Bernalillo county;

139. one hundred twenty-three thousand seven hundred fifty dollars ($123,750) to the local government division in Subsection 141 of Section 59 of Chapter 92 of Laws 2008 to plan, design, renovate and construct improvements, including exterior improvements, to the Chihuahuaita community center in Roswell in Chaves county;

140. one hundred thirty-five thousand dollars ($135,000) to the local government division in Subsection 150 of Section 59 of Chapter 92 of Laws 2008 to plan, design,

construct, purchase, install, furnish and landscape buildings and improvements, including fencing, at the working mothers' day nursery in Roswell in Chaves county;

141. one hundred thousand dollars ($100,000) originally appropriated to the local government division in Subsection 92 of Section 45 of Chapter 347 of Laws 2005 and reauthorized in Laws 2007, Chapter 341, Section 80 to renovate the city hall in Grants in Cibola county;

142. four hundred thousand dollars ($400,000) to the local government division in Subsection 232 of Section 52 of Chapter 111 of Laws 2006 to plan, design, construct, equip and furnish La Casa family health center in Curry county;

143. three hundred thousand dollars ($300,000) to the local government division in Subsection 102 of Section 26 of Chapter 2 of Laws 2007 to plan, design and construct a community center, including site infrastructure improvements, in the Butterfield area of Dona Ana county;

144. three hundred fifty-eight thousand three hundred eighty dollars ($358,380) to the local government division in Subsection 297 of Section 68 of Chapter 42 of Laws 2007 to purchase, plan, design, construct, equip and furnish a transitional living facility for youth in Dona Ana county;

145. four hundred forty-five thousand five hundred dollars ($445,500) to the local government division in

Subsection 201 of Section 59 of Chapter 92 of Laws 2008 to purchase, plan, design, construct, equip and furnish a transitional living facility for youth in Dona Ana county;

146. one hundred thousand dollars ($100,000) to the local government division in Subsection 209 of Section 59 of Chapter 92 of Laws 2008 to plan, design, purchase, install and construct an expansion to the wastewater plant, including sludge drying beds, equipment and infrastructure, in Hatch in Dona Ana county;

147. one million dollars ($1,000,000) to the local government division in Subsection 293 of Section 52 of Chapter 111 of Laws 2006 to acquire land for, plan, design, construct, equip and furnish an aquatic and family recreation center in Las Cruces in Dona Ana county; provided that the facility is not named after any person living or dead and that the location of the facility is determined by the respective legislators from house districts 33, 34, 35, 36, 37, 52 and 53 and senate districts 31, 36, 37 and 38;

148. one hundred seventy-eight thousand two hundred dollars ($178,200) to the local government division in Subsection 228 of Section 59 of Chapter 92 of Laws 2008 to plan, design, renovate and construct improvements to the natural history museum in Las Cruces in Dona Ana county;

149. two hundred fifty thousand dollars ($250,000) to the local government division in Subsection 354 of Section

68 of Chapter 42 of Laws 2007 to plan, design and construct improvements to a safety inspection facility in Santa Teresa in Dona Ana county;

150. fifty thousand dollars ($50,000) to the local government division in Subsection 362 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a shooting range in north Eddy county;

151. one hundred ninety-eight thousand dollars ($198,000) to the local government division in Subsection 240 of Section 59 of Chapter 92 of Laws 2008 to purchase land for, plan, design, construct and equip improvements to Sunset Gardens cemetery in Eddy county;

152. one hundred fifty thousand dollars ($150,000) to the local government division in Subsection 376 of Section 68 of Chapter 42 of Laws 2007 to purchase, plan and design improvements at Sunset Gardens cemetery in Carlsbad in Eddy county;

153. one million dollars ($1,000,000) originally appropriated to the department of health in Subsection 2 of Section 49 of Chapter 111 of Laws 2006 and reauthorized and reappropriated to the local government division in Paragraph (1) of Subsection B of Section 95 of Chapter 42 of Laws 2007 and again in Laws 2009, Chapter 128, Section 264 to acquire land for and plan, design and construct a county health facility in Grant county, including purchasing, remodeling,

renovating and equipping primary medical and dental facilities in that county;

154. one hundred thousand dollars ($100,000) to the local government division in Subsection 137 of Section 26 of Chapter 2 of Laws 2007 to acquire property for, plan, design, construct, renovate, equip and furnish a multimodal bus terminal in Grant county;

155. one hundred thousand dollars ($100,000) to the local government division in Subsection 354 of Section 52 of Chapter 111 of Laws 2006 to plan, design, construct, equip and furnish an animal shelter in Bayard in Grant county;

156. one million four hundred seventy thousand nine hundred ninety-seven dollars ($1,470,997) originally appropriated to the local government division in Subsection 404 of Section 68 of Chapter 42 of Laws 2007 and reauthorized in Laws 2009, Chapter 128, Section 274 to plan, design, construct, purchase, renovate and equip a civic center in Silver City in Grant county and to pay a loan to the New Mexico finance authority for that project;

157. one hundred eighty-seven thousand sixty-six dollars ($187,066) originally appropriated to the local government division in Subsection 362 of Section 52 of Chapter 111 of Laws 2006 and reauthorized in Laws 2009, Chapter 128, Section 275 to plan, design, construct, purchase, renovate and equip a civic center in Silver City in

Grant county and to pay a loan to the New Mexico finance authority for that project;

158. nine hundred ninety thousand dollars ($990,000) originally appropriated to the local government division in Subsection 441 of Section 68 of Chapter 42 of Laws 2007 and reauthorized in Subsection L of Section 5 of Chapter 334 of Laws 2007 and again in Laws 2009, Chapter 128, Section 273 to plan, design, construct, purchase, renovate and equip a civic center in Silver City in Grant county and to pay a loan to the New Mexico finance authority for that project;

159. four hundred sixty-five thousand three hundred dollars ($465,300) to the local government division in Subsection 380 of Section 52 of Chapter 111 of Laws 2006 to plan, design, construct, equip and furnish a detention center in Lordsburg in Hidalgo county;

160. one hundred ninety-eight thousand dollars ($198,000) to the local government division in Subsection 194 of Section 45 of Chapter 347 of Laws 2005 to plan and design a new detention facility in Lordsburg in Hidalgo county;

161. four hundred seventy-five thousand dollars ($475,000) to the local government division in Subsection 275 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct, equip and furnish fire station number 4 in Hobbs in Lea county;

162. one hundred forty thousand dollars ($140,000) to the local government division in Subsection 278 of Section 59 of Chapter 92 of Laws 2008 to plan, design and construct restroom facilities at Chaparral park in Lovington in Lea county;

163. one hundred thousand dollars ($100,000) to the local government division in Subsection 465 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct, renovate, equip and furnish a domestic violence shelter, including exterior site improvements, in Gallup in McKinley county;

164. seventy-five thousand dollars ($75,000) to the local government division in Subsection 149 of Section 26 of Chapter 2 of Laws 2007 to plan, design, construct and equip an economic resource center in Gallup in McKinley county;

165. two hundred nineteen thousand three hundred dollars ($219,300) to the local government division in Subsection 407 of Section 52 of Chapter 111 of Laws 2006 to construct and equip an economic resource center in Gallup in McKinley county;

166. one hundred thousand dollars ($100,000) to the local government division in Subsection 466 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct and equip an economic resource center in Gallup in McKinley

county;

167. one hundred thousand dollars ($100,000) to the local government division in Subsection 319 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct and equip a county complex in Mora in Mora county;

168. two hundred forty-seven thousand five hundred dollars ($247,500) to the local government division in Subsection 493 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct and renovate the emergency response center in Otero county;

169. one hundred eighty-eight thousand one hundred dollars ($188,100) to the local government division in Subsection 352 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct and equip the county recreation complex in Rio Arriba county;

170. one hundred thousand dollars ($100,000) to the local government division in Subsection 370 of Section 59 of Chapter 92 of Laws 2008 to plan, design and construct renovations to the community service center in Portales in Roosevelt county;

171. one hundred ninety-eight thousand dollars ($198,000) to the local government division in Subsection 541 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct and equip phase 1 of a consolidated crime processing facility in San Juan county;

172. one hundred twenty-three thousand seven hundred fifty dollars ($123,750) to the local government division in Subsection 381 of Section 59 of Chapter 92 of Laws 2008 to plan, design and construct a domestic violence shelter in Farmington in San Juan county;

173. seven hundred fifty thousand dollars ($750,000) to the local government division in Subsection 550 of Section 68 of Chapter 42 of Laws 2007 for a youth facility in Kirtland in San Juan county;

174. six hundred sixty-eight thousand two hundred fifty dollars ($668,250) to the local government division in Subsection 562 of Section 68 of Chapter 42 of Laws 2007 to plan, design, renovate and equip the armory memorial center in Las Vegas in San Miguel county;

175. two hundred thousand dollars ($200,000) to the local government division in Subsection 403 of Section 59 of Chapter 92 of Laws 2008 to plan, design and construct improvements to El Zocalo business development complex, including parking lot paving, lighting and landscaping, in Bernalillo in Sandoval county;

176. two hundred thirty-seven thousand six hundred dollars ($237,600) to the local government division in Subsection 611 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct an expansion of and renovations to the county-owned Haven house domestic violence shelter in Rio

Rancho in Sandoval county;

177. four hundred twenty thousand seven hundred fifty dollars ($420,750) originally appropriated to the local government division in Subsection 581 of Section 52 of Chapter 111 of Laws 2006 and reauthorized in Laws 2007, Chapter 341, Section 277 to acquire land for, plan, design, construct, equip, furnish and purchase buildings or modulars for the Esperanza shelter administrative complex in Santa Fe county;

178. two hundred sixty-seven thousand three hundred dollars ($267,300) to the local government division in Subsection 621 of Section 68 of Chapter 42 of Laws 2007 to purchase and acquire land for and to plan, design, construct, equip and furnish the Esperanza shelter administrative complex in Santa Fe county;

179. two hundred thirty-seven thousand six hundred dollars ($237,600) to the local government division in Subsection 629 of Section 68 of Chapter 42 of Laws 2007 to acquire land for, plan, design and construct county-owned facilities for the Santa Fe mountain center in Santa Fe county;

180. two hundred fifty-three thousand six hundred ninety-three dollars ($253,693) to the local government division in Subsection 631 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish a

youth shelter and family services facility in Santa Fe county;

181. three hundred ninety-six thousand dollars ($396,000) to the local government division in Subsection 589 of Section 52 of Chapter 111 of Laws 2006 to plan, design, construct, equip and furnish an expansion to, and make improvements to the interior infrastructure of, La Familia medical center on Alto street in Santa Fe in Santa Fe county;

182. two hundred thirty-five thousand dollars ($235,000) originally appropriated to the local government division in Subsection 604 of Section 52 of Chapter 111 of Laws 2006 for the Santa Fe mountain center and reauthorized in Laws 2009, Chapter 128, Section 480 to plan, design and construct a multipurpose community center for the Santa Fe civic housing authority pursuant to the provisions of the Affordable Housing Act in Santa Fe in Santa Fe county;

183. two hundred fifteen thousand dollars ($215,000) to the local government division in Subsection 455 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct, equip and furnish the Site Santa Fe museum in Santa Fe in Santa Fe county;

184. one hundred thousand dollars ($100,000) to the local government division in Subsection 457 of Section 59 of Chapter 92 of Laws 2008 to plan, design and construct a cover over the municipal swimming pool in Truth or

Consequences in Sierra county;

185. one hundred seventy-three thousand two hundred fifty dollars ($173,250) to the local government division in Subsection 691 of Section 68 of Chapter 42 of Laws 2007 to plan, design, construct and equip the Veguita health and community center in Socorro county;

186. two million dollars ($2,000,000) to the local government division in Subsection 703 of Section 68 of Chapter 42 of Laws 2007 for infrastructure improvements for colonias statewide and emergency school wastewater system improvements;

187. eight hundred thousand dollars ($800,000) to the local government division in Subsection 684 of Section 52 of Chapter 111 of Laws 2006 to plan, design and construct a pediatric clinic in Taos in Taos county;

188. one hundred eighteen thousand eight hundred dollars ($118,800) to the local government division in Subsection 494 of Section 59 of Chapter 92 of Laws 2008 to plan, design, construct and equip an addition to the health clinic in Estancia in Torrance county;

189. one hundred twenty thousand dollars ($120,000) to the local government division in Subsection 498 of Section 59 of Chapter 92 of Laws 2008 to purchase property and to plan, design and construct a public safety facility in Moriarty in Torrance county;

190. one hundred thirty-eight thousand six hundred dollars ($138,600) to the local government division in Subsection 750 of Section 68 of Chapter 42 of Laws 2007 to plan, design and construct a public safety facility in Moriarty in Torrance county;

191. one hundred seventy-five thousand dollars ($175,000) to the department of transportation in Subsection 1 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct improvements to the intersection of Arenal road SW and Atrisco road SW, including turning lanes, paving, sidewalks, curbs and acquisition of rights of way, in Bernalillo county;

192. one hundred thirty thousand dollars ($130,000) to the department of transportation in Subsection 5 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct improvements, including paving, to Cypress road from Central avenue to the Isleta drain in Bernalillo county;

193. one hundred seventy-five thousand dollars ($175,000) to the department of transportation in Subsection 6 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct road and drainage improvements, including additional lanes, to Eubank boulevard from Academy boulevard to Paseo del Norte in Bernalillo county;

194. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 10 of Section

75 of Chapter 42 of Laws 2007 to plan, design and construct road improvements, including widening and acquiring rights of way, to Eubank boulevard between Academy boulevard and Paseo del Norte in Bernalillo county;

195. four hundred thousand dollars ($400,000) to the department of transportation in Subsection 51 of Section 75 of Chapter 42 of Laws 2007 for acquisition of rights of way and planning, designing and constructing roadway drainage and paving improvements to Five Points road from Gatewood avenue to Atrisco drive in the south valley, including sections of this road both inside and outside the city of Albuquerque, in Bernalillo county;

196. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 7 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct road improvements, including paving, drainage and acquisition of rights of way, to Five Points road from Gateway avenue to Atrisco drive in the south valley, including sections of the road both inside and outside the city of Albuquerque, in Bernalillo county;

197. three hundred thousand dollars ($300,000) to the department of transportation in Subsection 66 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including drainage improvements, to Sunset Gardens road from Atrisco drive east to the Arenal ditch,

including sections of this street both inside and outside Albuquerque, in Bernalillo county;

198. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 16 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct improvements, including drainage, to Sunset Gardens road from Atrisco drive to the Arenal ditch, including sections of the road both inside and outside Albuquerque, in Bernalillo county;

199. twenty-five thousand dollars ($25,000) to the department of transportation in Subsection 31 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including crosswalks, safety lighting and flashing lights, at the intersection of Fourth street and Stover avenue in the Barelas area of Albuquerque in Bernalillo county;

200. twenty-five thousand dollars ($25,000) to the department of transportation in Subsection 33 of Section 75 of Chapter 42 of Laws 2007 for landscaping and streetscaping improvements on Eighth street from Bridge boulevard to Coal avenue in the Barelas area of Albuquerque in Bernalillo county;

201. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 40 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct

metropolitan redevelopment in the Clayton heights and Lomas del Cielo areas, including streetscaping, lighting, land acquisition and median improvements, in Albuquerque in Bernalillo county;

202. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 41 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to Eldorado crossing at the intersection of Juan Tabo and Montgomery in Albuquerque in Bernalillo county;

203. two hundred thousand dollars ($200,000) to the department of transportation in Subsection 71 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct sidewalk improvements in the south Broadway area of Albuquerque in Bernalillo county;

204. two hundred forty-two thousand dollars ($242,000) to the department of transportation in Subsection 6 of Section 30 of Chapter 2 of Laws 2007 to plan, design and construct median landscaping on Carlisle boulevard from Candelaria road to Comanche boulevard in Albuquerque in Bernalillo county;

205. one hundred fifty-one thousand five hundred dollars ($151,500) to the department of transportation in Subsection 32 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct new roadway and pedestrian improvements on Ouray road in Albuquerque in Bernalillo

county;

206. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 68 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct gateways at Unser business park in Albuquerque in Bernalillo county;

207. one hundred fifty-five thousand dollars ($155,000) to the department of transportation in Subsection 30 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including pedestrian and streetscape improvements, to Fourth street between Douglas MacArthur road and the village of Los Ranchos de Albuquerque in Bernalillo county;

208. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 81 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including paving, curbs, gutters and drainage, to Durand lane in Dexter in Chaves county;

209. five hundred thousand dollars ($500,000) to the department of transportation in Subsection 84 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct roadway infrastructure improvements at the Pueblo of Laguna in Cibola county;

210. two hundred thousand dollars ($200,000) to the department of transportation in Subsection 85 of Section

75 of Chapter 42 of Laws 2007 to plan, design, construct and improve bridges in Colfax county;

211. twenty-five thousand dollars ($25,000) to the department of transportation in Subsection 90 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including drainage structures, to the Abeyta circle in Dona Ana county;

212. four hundred seventy-five thousand dollars ($475,000) to the department of transportation in Subsection 92 of Section 75 of Chapter 42 of Laws 2007 to acquire rights of way, plan, design and construct improvements, including drainage, to Arroyo road in the east mesa area of Dona Ana county;

213. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 98 of Section 75 of Chapter 42 of Laws 2007 to acquire land for, plan, design and construct flood control in El Camino Real and Armstrong road area in Old Picacho in Dona Ana county;

214. one hundred fifty thousand dollars ($150,000) to the department of transportation in Subsection 103 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct roads, including paving for Tepache, Requerdos and Rebozo roads, in Milagro in Dona Ana county;

215. ninety-seven thousand dollars ($97,000) to the department of transportation in Subsection 111 of Section

75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including drainage, to east Thorpe road in Dona Ana in Dona Ana county;

216. five hundred fifty thousand dollars ($550,000) to the department of transportation in Subsection 114 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to East Mesa road in Las Cruces in Dona Ana county;

217. one hundred thirty thousand dollars ($130,000) to the department of transportation in Subsection 130 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct landscape and streetscape improvements on Canal street in Carlsbad in Eddy county;

218. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 135 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct road and drainage improvements to roads and streets in Hurley, including Diaz avenue and Carrasco avenue, in Grant county;

219. one hundred seventy-five thousand dollars ($175,000) to the department of transportation in Subsection 146 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to county road 6 in McKinley county;

220. one hundred thousand dollars ($100,000) to

the department of transportation in Subsection 151 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct a public access road for the Mariano Lake chapter of the Navajo Nation in McKinley county;

221. one hundred fifty thousand dollars ($150,000) to the department of transportation in Subsection 153 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including installing culverts and purchasing gravel, to road number 9653 in the Tohatchi chapter of the Navajo Nation in McKinley county;

222. four hundred thousand dollars ($400,000) to the department of transportation in Subsection 158 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including paving, to the double penetration roadway from Desert Lakes road to Martin Luther King, Jr. drive in Alamogordo in Otero county;

223. one hundred fifty thousand dollars ($150,000) to the department of transportation in Subsection 163 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct a water crossing structure on county road 126 across arroyo de los Barrancos in La Mesilla in Rio Arriba county;

224. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 118 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct

improvements to series 4000 roads in San Juan county;

225. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 119 of Section 61 of Chapter 92 of Laws 2008 to plan, design and construct improvements to series 5000 roads in San Juan county;

226. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 174 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including resurfacing and purchase of rights of way, to Forest Lake road in the Naschitti chapter of the Navajo Nation in San Juan county;

227. one hundred thousand dollars ($100,000) to the department of transportation in Subsection 190 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct the emergency access A intersection of New Mexico highway 528 and Northern boulevard in Corrales in Sandoval county;

228. two hundred twenty-five thousand dollars ($225,000) to the department of transportation in Subsection 51 of Section 30 of Chapter 2 of Laws 2007 to plan, design and construct a pedestrian walkway, including right-of-way acquisition, in Jemez Springs in Sandoval county;

229. three hundred thousand dollars ($300,000) to the department of transportation in Subsection 215 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to Estes road, including the extension of the

water and wastewater lines and improvements to the pedestrian walkway, in Taos in Taos county;

230. four hundred thousand dollars ($400,000) to the department of transportation in Subsection 217 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to roads in Torrance county;

231. two hundred thousand dollars ($200,000) to the department of transportation in Subsection 219 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to streets in Clayton in Union county;

232. three hundred thousand dollars ($300,000) to the department of transportation in Subsection 189 of Section 60 of Chapter 111 of Laws 2006 to plan, design, purchase and install traffic lights on New Mexico highway 304 and 47 at Manzano expressway and Marigold boulevard in Valencia county;

233. one hundred fifteen thousand dollars ($115,000) to the department of transportation in Subsection 228 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements, including an extension, to Christopher road in Belen in Valencia county;

234. one hundred seventy thousand dollars ($170,000) to the department of transportation in Subsection 154 of Section 61 of Chapter 92 of Laws 2008 to plan, design and reconstruct road and drainage improvements to New Mexico highway 314, including resurfacing, widening, striping,

lighting, pedestrian trails and crossings, in Los Lunas and in Valencia county;

235. six hundred twenty-five thousand dollars ($625,000) to the department of transportation in Subsection 229 of Section 75 of Chapter 42 of Laws 2007 to plan, design and construct improvements to New Mexico highway 6 in Los Lunas in Valencia county;

236. eighty thousand dollars ($80,000) to the board of regents of eastern New Mexico university in Subsection 12 of Section 77 of Chapter 42 of Laws 2007 to purchase and install pianos for student use in the department of music at eastern New Mexico university in Portales in Roosevelt county;

237. seven hundred thousand dollars ($700,000) to the board of regents of New Mexico highlands university in Subsection 5 of Section 78 of Chapter 42 of Laws 2007 to plan, design, construct and equip the student union and services center at New Mexico highlands university in Las Vegas in San Miguel county;

238. four hundred thousand dollars ($400,000) originally appropriated to the local government division in Subsection 607 of Section 52 of Chapter 111 of Laws 2006 and reauthorized and reappropriated to the board of regents of New Mexico state university in Laws 2009, Chapter 128, Section 230 to plan, design, construct, equip, furnish and

improve the women's soccer stadium in Las Cruces in Dona Ana county;

239. one hundred sixty thousand dollars ($160,000) to the board of regents of New Mexico state university in Subsection 39 of Section 81 of Chapter 42 of Laws 2007 to plan, design, construct, equip and furnish the livestock research center feed mill at New Mexico state university in Clayton in Union county;

240. three hundred five thousand dollars ($305,000) to the board of regents of northern New Mexico state school in Subsection 1 of Section 68 of Chapter 92 of Laws 2008 to acquire land for, plan, design and construct a community center campus for social service and educational programs, including site improvements, equipment and furnishings, at northern New Mexico state school in Espanola in Rio Arriba county; and

241. one hundred thirty-five thousand dollars ($135,000) originally appropriated to the board of regents of the university of New Mexico in Subsection 3 of Section 38 of Chapter 2 of Laws 2007, of which twenty-five thousand dollars ($25,000) was reauthorized in Subsection LL of Section 99 of Chapter 42 of Laws 2007, to plan, design, construct, equip and furnish an alumni center at the university of New Mexico in Albuquerque in Bernalillo county.

Section 2. SEVERANCE TAX BONDS--AUTHORIZATIONS--

APPROPRIATION OF PROCEEDS.--

A. The state board of finance may issue and sell severance tax bonds in compliance with the Severance Tax Bonding Act in an amount not to exceed the total of the amounts authorized for purposes specified in this act. The state board of finance shall schedule the issuance and sale of the bonds in the most expeditious and economical manner possible upon a finding by the board that the project has been developed sufficiently to justify the issuance and that the project can proceed to contract within a reasonable time. The state board of finance shall further take the appropriate steps necessary to comply with the Internal Revenue Code of 1986, as amended. Proceeds from the sale of the bonds are appropriated for the purposes specified in this act.

B. The agencies named in this act shall certify to the state board of finance when the money from the proceeds of the severance tax bonds authorized in this section is needed for the purposes specified in the applicable section of this act. If an agency has not certified the need for the issuance of the bonds for a particular project, including projects that have been reauthorized, by the end of fiscal year 2011, the authorization for that project is void.

C. Before an agency may certify for the issuance of severance tax bonds, the project must be developed sufficiently so that the agency reasonably expects to:

(1) incur within six months after the applicable bonds have been issued a substantial binding obligation to a third party to expend at least five percent of the bond proceeds for the project; and

(2) spend at least eighty-five percent of the bond proceeds within three years after the applicable bonds have been issued.

D. Except as otherwise specifically provided by law:

(1) the unexpended balance from the proceeds of severance tax bonds issued pursuant to this act for a project shall revert to the severance tax bonding fund no later than the following dates:

(a) for a project for which severance tax bonds were issued to match federal grants, six months after completion of the project;

(b) for a project for which severance tax bonds were issued to purchase vehicles, including emergency vehicles and other vehicles that require special equipment; heavy equipment; books; educational technology; or other equipment or furniture that is not related to a more inclusive construction or renovation project, at the end of the fiscal year two years following the fiscal year in which the severance tax bonds were issued for the purchase; and

(c) for any other project for which

severance tax bonds were issued, within six months of completion of the project, but no later than the end of fiscal year 2013; and

(2) all remaining balances from the proceeds of severance tax bonds issued for a project pursuant to this act shall revert to the severance tax bonding fund three months after the latest reversion date specified for that type of project in Paragraph (1) of this subsection.

E. Except for appropriations to the capital program fund, money from severance tax bond proceeds provided pursuant to this act shall not be used to pay indirect project costs.

F. For the purpose of this section, "unexpended balance" means the remainder of an appropriation after reserving for unpaid costs and expenses covered by binding written obligations to third parties.

Section 3. SEVERANCE TAX BONDS--PROVIDING FOR EXPENDITURES.--Pursuant to the provisions of Section 2 of this act, upon certification by the following agencies that the need exists for the issuance of the bonds, the following amounts are appropriated to the following agencies for the following purposes:

1. four hundred thousand dollars ($400,000) to the aging and long-term services department to purchase and equip vehicles for senior centers nationwide on the Navajo Nation

in McKinley, San Juan, Cibola, Bernalillo and Sandoval counties;

2. one million five hundred thousand dollars ($1,500,000) to the state armory board for renovations at armory facilities statewide;

3. four hundred thousand dollars ($400,000) to the capital program fund to plan, design, construct, renovate and equip the department of public safety district office in Albuquerque in Bernalillo county;

4. ten thousand dollars ($10,000) to the capital program fund to plan, design and construct a safety inspection station at the Santa Teresa port of entry in Santa Teresa in Dona Ana county;

5. one million four hundred ninety-nine thousand two hundred thirty-nine dollars ($1,499,239) to the capital program fund for construction and to equip and install a platform static scale at the Santa Teresa port of entry in Dona Ana county and to design, construct, equip and furnish a building for the border authority at the Santa Teresa border crossing in Dona Ana county;

6. one hundred forty-six thousand nine hundred fifty-one dollars ($146,951) to the capital program fund to plan, design, construct, equip and furnish a safety inspection station in Santa Teresa in Dona Ana county;

7. one million one hundred thousand dollars

($1,100,000) to the capital program fund to plan, design and construct a motor vehicle division field office in Santa Fe in Santa Fe county;

BR ~~8. five hundred thousand dollars ($500,000) to the capital program fund for emergency repairs to state buildings statewide;~~ BR

9. one million five hundred thousand dollars ($1,500,000) to the capital program fund to plan, design and construct improvements to state buildings statewide, including funding for contingencies;

10. one hundred twenty-five thousand dollars ($125,000) to the cultural affairs department to plan, design and construct a retractable cover for the courtyard at the New Mexico farm and ranch heritage museum in Las Cruces in Dona Ana county;

11. one million five hundred thousand dollars ($1,500,000) to the cultural affairs department to plan, design and construct a New Mexico archaeology center in Santa Fe county to serve as a research and collections repository for the state's archaeological collection;

12. nine hundred thousand dollars ($900,000) to the cultural affairs department to complete construction of the center for archaeology on property donated by the United States bureau of land management in Santa Fe in Santa Fe county;

13. fifty thousand dollars ($50,000) to the thirteenth judicial district court to purchase and install information technology, including related equipment and furniture, for the thirteenth judicial district court in Cibola county;

14. three million five hundred thousand dollars ($3,500,000) to the economic development department to provide grants to political subdivisions of the state to achieve job growth by attracting new companies or expanding existing businesses pursuant to the Local Economic Development Act;

~~15. five million dollars ($5,000,000) to the economic development department to make needed investments to stimulate economic development statewide;~~

16. one million two hundred fifty thousand dollars ($1,250,000) to the economic development department to plan, design and construct the redevelopment of central business districts as part of the mainstreet program statewide;

17. one hundred twenty-two thousand seven hundred sixty dollars ($122,760) to the public education department to design, construct and equip a facility for Media Arts Collaborative charter school in Bernalillo county;

18. fifty thousand dollars ($50,000) to the public education department to improve the heating, ventilation and air conditioning system at A. Montoya elementary school in

the Albuquerque public school district in Bernalillo county;

~~19. one hundred forty-eight thousand five hundred dollars ($148,500) to the public education department to plan, design, construct, improve and equip the administrative area at Comanche elementary school in the Albuquerque public school district in Bernalillo county;~~

~~20. eighty thousand dollars ($80,000) to the public education department to plan, design and construct a play area at Douglas MacArthur elementary school in the Albuquerque public school district in Bernalillo county;~~

21. seventy-five thousand dollars ($75,000) to the public education department to make improvements to the patio at Duranes elementary school in the Albuquerque public school district in Bernalillo county;

22. one hundred thousand dollars ($100,000) to the public education department to plan, design and construct a drop-off and pick-up area for the students at Emerson elementary school in the Albuquerque public school district in Bernalillo county;

23. two hundred twenty-five thousand dollars ($225,000) to the public education department to plan, design and construct a playground, including purchase and installation of equipment and turf, at John Baker elementary school in the Albuquerque public school district in Bernalillo county;

24. two hundred thousand dollars ($200,000) to the public education department to plan, design and construct a playground, including purchase and installation of equipment and turf, at John Baker elementary school in the Albuquerque public school district in Bernalillo county;

BR ~~25. one hundred thousand dollars ($100,000) to the public education department to purchase and install books and improvements at the library at La Mesa elementary school in the Albuquerque public school district in Bernalillo county;~~ BR

26. four hundred twenty-five thousand dollars ($425,000) to the public education department to purchase and install equipment and plan, design and improve the football field, including landscaping, at Manzano high school in the Albuquerque public school district in Bernalillo county;

BR ~~27. one hundred thousand dollars ($100,000) to the public education department to plan, design, construct and improve infrastructure at the field at Navajo elementary school in the Albuquerque public school district in Bernalillo county;~~ BR

BR ~~28. thirty-five thousand dollars ($35,000) to the public education department to plan, design, construct and equip a facility, including site improvements, for the behavioral intervention program at Sandia high school in the Albuquerque public school district in Bernalillo county;~~ BR

BR ~~29. one hundred thousand dollars ($100,000) to the~~

~~public education department to plan, design, construct and improve the Valley high school soccer field in the Albuquerque public school district in Bernalillo county;~~ OR

30. one hundred twenty-five thousand dollars ($125,000) to the public education department to plan, design and construct a baseball field at Van Buren middle school in the Albuquerque public school district in Bernalillo county;

31. one hundred fifty thousand dollars ($150,000) to the public education department to plan, design, construct and renovate the track and field facility, including bleachers, at Van Buren middle school in the Albuquerque public school district in Bernalillo county;

32. one hundred ninety-five thousand dollars ($195,000) to the public education department to construct a school bus drop-off area at Wherry elementary school in the Albuquerque public school district in Bernalillo county;

33. two hundred thousand dollars ($200,000) to the public education department to plan, design, construct and equip a building for the football weight room at Roswell high school in the Roswell independent school district in Chaves county;

OR ~~34. one hundred ninety-eight thousand dollars ($198,000) to the public education department to construct classrooms at Gadsden middle school in the Gadsden independent school district in Dona Ana county for use by New~~

~~Mexico integrated services, the New Mexico community foundation and the department of health;~~

35. three hundred seventy-five thousand dollars ($375,000) to the public education department to purchase land for, plan, design, construct and equip schools and multipurpose facilities, including a girls' softball practice field, for the Las Cruces public school district in Dona Ana county;

36. one hundred thousand dollars ($100,000) to the public education department to plan, design, construct, purchase and install renovations to the heating, ventilation and air conditioning systems at West Las Vegas middle and Union elementary schools in the West Las Vegas public school district in San Miguel county;

37. one hundred seventy thousand dollars ($170,000) to the public education department to plan, design and construct a roof replacement at Eldorado elementary school in the Santa Fe public school district in Santa Fe county;

38. one hundred thousand dollars ($100,000) to the public education department to plan, design and construct a roof replacement for Gonzales elementary school in the Santa Fe public school district in Santa Fe county;

39. one million seven hundred fifty thousand dollars ($1,750,000) to the public education department to

plan, design and construct a cultural arts center at Moriarty high school in the Moriarty municipal school district in Torrance county;

~~40. one hundred forty-eight thousand five hundred dollars ($148,500) to the public education department to design, construct and equip the gymnasium at Dennis Chavez elementary school in the Belen consolidated school district in Valencia county;~~

41. eighty thousand dollars ($80,000) to the public education department for connection of Ann Parish elementary school to the Cypress Gardens community water system in the Los Lunas public school district in Valencia county;

42. one hundred fifty-eight thousand four hundred dollars ($158,400) to the public education department to plan, design and renovate a building for Bosque Farms elementary school in the Los Lunas public school district in Valencia county;

43. one hundred thousand dollars ($100,000) to the public education department to purchase and install improvements, including lighting, to the soccer fields at Los Lunas high school in the Los Lunas public school district in Valencia county;

44. three hundred eighty-five thousand dollars ($385,000) to the state parks division of the energy,

minerals and natural resources department to plan, design, construct and equip an education facility at Rio Grande nature center state park in Albuquerque in Bernalillo county;

45. one hundred forty-five thousand dollars ($145,000) to the office of the state engineer to purchase land for, plan, design, construct, equip and install pump stations, storm drainage improvements and emission and detention basins in the Barelas and Martineztown areas of Albuquerque in Bernalillo county;

BR ~~46. one hundred thousand dollars ($100,000) to the office of the state engineer to acquire land for and plan, design and construct dams for flood control in the east mesa area of Dona Ana county;~~ BR

47. seven hundred fifty thousand dollars ($750,000) to the office of the state engineer to rebuild a diversion structure on Gallinas creek in Las Vegas in San Miguel county;

48. eight hundred fifty thousand dollars ($850,000) to the office of the state engineer to repair and rehabilitate acequia water storage projects statewide;

49. five hundred thousand dollars ($500,000) to the office of the state engineer to repair and rehabilitate acequia water storage projects statewide;

50. two hundred ninety-nine thousand two hundred eighty-five dollars ($299,285) to the department of

environment to plan, design and construct a wastewater system in Tijeras in Bernalillo county;

51. nine hundred fifty-three thousand four hundred dollars ($953,400) to the department of environment to plan, design and construct water system improvements in Tijeras in Bernalillo county;

~~52. one hundred twenty-five thousand dollars ($125,000) to the department of environment to plan, design and construct improvements to a water system, including purchasing and installing fire hydrants and related equipment, for the Greenfield mutual domestic water consumers cooperative in Chaves county;~~

53. one hundred thousand dollars ($100,000) to the department of environment to plan, design and construct water system improvements for the Bluewater Acres domestic water users association in Cibola county;

54. one hundred forty-five thousand dollars ($145,000) to the department of environment to plan, design and construct utility improvements to First and Second streets and to Roosevelt avenue in Grants in Cibola county;

55. one hundred ten thousand dollars ($110,000) to the department of environment to plan, design, construct, purchase and install equipment and related infrastructure for the West Hatfield-El Camino Real project water system improvements, including water main and fire hydrants, for the

Dona Ana mutual domestic water consumers association in Dona Ana county;

56. one hundred fifty-five thousand dollars ($155,000) to the department of environment to plan, design and construct improvements to the drinking water system to address arsenic content in Anthony in Dona Ana county;

~~57. seventy-five thousand dollars ($75,000) to the department of environment to purchase water rights for, plan, design and construct water system improvements to connect the Otis mutual domestic water consumers and sewage works association system with the Malaga mutual domestic water consumers and sewage works association system in Eddy county;~~

58. one hundred thousand dollars ($100,000) to the department of environment to plan, design and construct water system improvements for the Malaga mutual domestic water consumers and sewage works association in Eddy county;

59. five hundred thousand dollars ($500,000) to the department of environment to plan, design and construct improvements to the water and wastewater system in Silver City in Grant county;

60. one hundred forty thousand dollars ($140,000) to the department of environment to plan, design, construct and install improvements to the water system for the Hollywood Ranch domestic water users association in Guadalupe county;

~~61. one hundred forty-two thousand dollars ($142,000) to the department of environment to plan, design and construct improvements, including cells, to the northwest New Mexico regional solid waste authority in McKinley county;~~

62. two hundred fifty thousand dollars ($250,000) to the department of environment for water system improvements, including the purchase, construction and installation of a water tank, in Wagon Mound in Mora county;

63. two million four hundred thousand dollars ($2,400,000) to the department of environment to plan, design and construct a pipeline on the eastern portion of the Navajo Nation in McKinley and San Juan counties;

64. four hundred fifty thousand dollars ($450,000) to the department of environment to plan, design and construct the development of salt basin water resources in southern New Mexico;

65. three hundred thousand dollars ($300,000) to the department of environment to plan, design and construct a wastewater system in Flora Vista in San Juan county;

66. three hundred thousand dollars ($300,000) to the department of environment to plan, design and construct infrastructure for the water system for the Blanco mutual domestic water consumers and mutual sewage works association in San Juan county;

67. four hundred fifty thousand dollars ($450,000)

to the department of environment to plan, design and construct a wastewater treatment system in Kirtland in San Juan county;

68. one hundred ten thousand dollars ($110,000) to the department of environment to plan, design, construct and install water system improvements for the Pena Blanca mutual domestic water consumers and mutual sewage works association in Sandoval county;

69. six hundred fifty thousand dollars ($650,000) to the department of environment to plan, design, construct and equip a deep-aquifer water desalination system, including water gathering, water treatment and water transport, in Sandoval county;

70. one hundred thousand dollars ($100,000) to the department of environment to plan, design and construct wastewater system and facility improvements in Cuba in Sandoval county;

71. three hundred fifty thousand dollars ($350,000) to the department of environment to plan, design, construct and improve the wastewater treatment system in Cuba in Sandoval county;

72. two hundred twenty-five thousand dollars ($225,000) to the department of environment to plan, design and construct water and wastewater system improvements in Cuba in Sandoval county;

73. one hundred fifty thousand dollars ($150,000) to the department of environment to plan, design and construct water system improvements, including a commercial well, for arsenic remediation and increased water supply for the Jemez Springs domestic water association in Sandoval county;

74. three hundred thousand dollars ($300,000) to the department of environment to plan, design and construct a wastewater line in Rio Rancho in Sandoval county;

75. five hundred thousand dollars ($500,000) to the department of environment for acquiring water rights, including needed applications and transfers, for improvements to the water distribution system and wells and for planning a sewer system in Agua Fria in Santa Fe county;

~~76. one hundred fifty thousand dollars ($150,000) to the department of environment to plan, design and construct water storage tank improvements, including improvements to transmission lines and infrastructure, for the Eldorado area water and sanitation district in Santa Fe county;~~

77. one hundred ten thousand dollars ($110,000) to the department of environment to plan, design and improve the water system for La Cienega mutual domestic water consumers and mutual sewage works in Santa Fe county;

78. two hundred thirty thousand dollars ($230,000)

to the department of environment to plan, design and construct water system improvements for La Cienega mutual domestic water consumers and mutual sewage works, including purchasing and installing water lines, tanks, valves, fire hydrants and meters, in La Cienega in Santa Fe county;

79. seven hundred thousand dollars ($700,000) to the department of environment to plan, design and construct the community treatment plant in Santa Fe in Santa Fe county;

80. one hundred twenty-five thousand dollars ($125,000) to the department of environment to plan, design and construct water and wastewater system improvements, including new lines and lift stations, in Clayton in Union county;

81. two hundred thousand dollars ($200,000) to the department of environment to plan, design and construct improvements to the eastside well, including arsenic mitigation, in Los Lunas in Valencia county;

82. three million dollars ($3,000,000) to the department of finance and administration to plan, design and construct infrastructure improvements for colonias statewide;

83. three million forty-two thousand nine hundred thirty-four dollars ($3,042,934) to the department of finance and administration to plan, design, construct, equip and furnish a film production education and training center and studio;

84. two million dollars ($2,000,000) to the department of finance and administration to provide funding for tribal infrastructure projects related to water, wastewater, electrical systems, communications, roads, health, emergency facilities and economic development statewide;

85. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design and construct a judicial complex at the Pueblo of Isleta in Bernalillo county;

86. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design, construct and make improvements to the public water system at the Pueblo of Laguna in Cibola county;

87. forty-five thousand dollars ($45,000) to the Indian affairs department to plan, design, renovate and construct an expansion of the chapter house at the Baahaali chapter of the Navajo Nation in McKinley county;

~~88. seventy-five thousand dollars ($75,000) to the Indian affairs department to plan and construct a maintenance patrol yard for use by the chapters of Baahaali, Chichiltah and Red Rock in the Baahaali chapter of the Navajo Nation in McKinley county;~~

89. one hundred fourteen thousand dollars ($114,000) to the Indian affairs department to plan, design

and construct powerline extensions in the Baahaali chapter of the Navajo Nation in McKinley county;

90. one hundred thousand dollars ($100,000) to the Indian affairs department to renovate and expand the chapter house in the Coyote Canyon chapter of the Navajo Nation in McKinley county;

91. five hundred thousand dollars ($500,000) to the Indian affairs department for infrastructure for the internet to hogans program in Crownpoint in McKinley county;

92. five hundred thousand dollars ($500,000) to the Indian affairs department to plan, design, construct, equip and furnish a building to house the internet to hogans program at Navajo technical college in Crownpoint in McKinley county;

~~93. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design, construct and equip a warehouse in the Iyanbito chapter of the Navajo Nation in McKinley county;~~

~~94. one hundred seventy-five thousand dollars ($175,000) to the Indian affairs department to plan, design and construct a parking lot in the Mariano Lake chapter of the Navajo Nation in McKinley county;~~

95. one hundred twenty thousand dollars ($120,000) to the Indian affairs department to plan, design and construct a water line extension and bathrooms serving the

Torreon and Ojo Encino chapters of the Navajo Nation in Sandoval and McKinley counties;

96. one hundred eighty-four thousand dollars ($184,000) to the Indian affairs department to design, construct, repair, rehabilitate, install and equip improvements to the fish hatchery, including holding ponds, settling ponds and springs, for the Mescalero Apache Tribe in Otero county;

~~97. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design and construct a water and wastewater system in the Beclabito chapter of the Navajo Nation in San Juan county;~~

98. one hundred thousand dollars ($100,000) to the Indian affairs department to make improvements and repairs to the community center, including the roof, in the Nenahnezad chapter of the Navajo Nation in San Juan county;

99. two hundred forty-seven thousand five hundred dollars ($247,500) to the Indian affairs department to make site improvements and to construct, equip and furnish the home for women and children in Shiprock in San Juan county;

100. two hundred thirty-two thousand six hundred fifty dollars ($232,650) to the Indian affairs department to plan, design and construct a veterans' memorial multipurpose center in the T'iistoh Sikaad chapter of the Navajo Nation in San Juan county;

101. one hundred fifty thousand dollars ($150,000) to the Indian affairs department to purchase and equip a bus for the head start program at the Pueblo of San Felipe in Sandoval county;

102. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design and construct a wastewater recovery and treatment system at the Pueblo of San Felipe in Sandoval county;

103. nine hundred fifteen thousand seven hundred fifty dollars ($915,750) to the Indian affairs department to plan, design and construct an emergency medical services and fire station facility in the Pueblo of Santo Domingo in Sandoval county;

104. eighty-two thousand dollars ($82,000) to the Indian affairs department to plan, design and construct a police substation in the Torreon-Star Lake chapter of the Navajo Nation in Sandoval county;

105. one hundred thousand dollars ($100,000) to the Indian affairs department to plan, design and construct a hydrotherapy pool at the Pueblo of Tesuque in Santa Fe county;

106. ten thousand dollars ($10,000) to the interstate stream commission to make improvements, including installing culverts and a diversion dam, to la acequia de la Sierra in Mora county;

107. ten thousand dollars ($10,000) to the interstate stream commission to plan, design and construct improvements, including brush and tree removal, to the acequia de las Colonias in Mora county;

108. sixty-six thousand dollars ($66,000) to the interstate stream commission to improve the Abeyta-Trujillo acequia, including headgates, a diversion dam and purchasing and installing a ditch lining system, in Rio Arriba county;

109. fifty thousand dollars ($50,000) to the interstate stream commission to plan, design and construct an arroyo crossing, including purchasing and installing culverts, for the acequia de la Canada Ancha in Rio Arriba county;

110. fifteen thousand dollars ($15,000) to the interstate stream commission to plan, design and construct improvements to the acequia de la Otra Vanda in Ancones in Rio Arriba county;

111. ninety thousand dollars ($90,000) to the interstate stream commission to install improvements, including lining, to the Espinoza lateral ditch of the greater Chimayo mutual domestic water consumers association in Rio Arriba county;

112. one hundred thousand dollars ($100,000) to the interstate stream commission to plan, design and construct improvements, including purchase and installation

of non-reinforced concrete material, to the acequia de los Espinosas in Chimayo in Rio Arriba county;

113. ten thousand dollars ($10,000) to the interstate stream commission to plan, design and construct improvements, including a diversion dam and inlet structure with sluice gate, for the acequia de la Concepcion in San Miguel county;

114. eighty thousand dollars ($80,000) to the interstate stream commission to plan, design and construct improvements to acequias for the east Pecos ditch association in San Miguel county;

115. twenty-five thousand dollars ($25,000) to the interstate stream commission to plan, design and construct improvements to ditches for the acequia de la Jara association in Sandoval county;

116. seventy-five thousand dollars ($75,000) to the interstate stream commission to make improvements, including grading, lining and culverts, to the acequia de los Ranchos in Chimayo in Santa Fe county;

117. one hundred ninety-five thousand dollars ($195,000) to the local government division to plan, design, construct and equip multipurpose recreation fields in the Mesa del Sol area of Bernalillo county;

118. one hundred forty-eight thousand five hundred dollars ($148,500) to the local government division to plan,

design, construct and equip a multipurpose family services center in the south valley in Bernalillo county;

119. one hundred forty-eight thousand five hundred dollars ($148,500) to the local government division to acquire land for and plan, design and construct a multigenerational community center in city council district 8 in Albuquerque in Bernalillo county;

120. one hundred three thousand nine hundred fifty dollars ($103,950) to the local government division to acquire land for, plan, design, construct, purchase, renovate, equip and furnish a building for use by a modern dance organization serving low-income, disabled and incarcerated youth and adults in Albuquerque in Bernalillo county;

121. ninety-five thousand dollars ($95,000) to the local government division to plan, design, construct, renovate, upgrade and equip a multipurpose center for persons with disabilities in Albuquerque in Bernalillo county;

122. one hundred fifty-three thousand four hundred fifty dollars ($153,450) to the local government division to plan, design, construct, purchase, renovate and equip a facility and land for the collection and distribution of food for the needy of greater Albuquerque in Albuquerque in Bernalillo county;

~~123. one hundred fifty-four thousand two hundred~~

~~eighty-five dollars ($154,285) to the local government division to plan, design and construct a heroes park and memorial garden at Osuna and Wyoming in Albuquerque in Bernalillo county;~~

124. five hundred nineteen thousand seven hundred fifty dollars ($519,750) to the local government division to plan, design and construct improvements to the Jerry Cline recreation center, including purchasing and installing information technology, in Albuquerque in Bernalillo county;

125. one hundred fifty-four thousand seven hundred twenty-two dollars ($154,722) to the local government division to plan, design, construct, equip and furnish a dance facility for use by a dance organization serving low-income, disabled and incarcerated youth in Albuquerque in Bernalillo county;

126. ninety-nine thousand ninety-nine dollars ($99,099) to the local government division to renovate, furnish and equip Los Griegos library, including landscaping, in Albuquerque in Bernalillo county;

127. four hundred forty-five thousand five hundred dollars ($445,500) to the local government division to design and construct a community center and park at north Domingo Baca park in Albuquerque in Bernalillo county;

~~128. eighty thousand dollars ($80,000) to the local government division to plan, design, test and remove~~

~~contaminated material from the old Santa Fe railyard site and prepare the site for redevelopment in Albuquerque in Bernalillo county;~~

129. one hundred thousand dollars ($100,000) to the local government division to plan, design and construct a concession stand for Petroglyph little league in Albuquerque in Bernalillo county;

130. one hundred five thousand dollars ($105,000) to the local government division to plan, design and construct parks and trails in the Sawmill community land trust in the Arbolera de Vida area in Albuquerque in Bernalillo county;

131. one hundred eighty-three thousand one hundred fifty dollars ($183,150) to the local government division to plan, design and construct a building for the community redevelopment program in the west Central avenue area of Albuquerque in Bernalillo county;

132. one hundred twenty thousand dollars ($120,000) to the local government division to plan, design, construct, renovate and modify the polar bear grotto and penguin facilities for the Albuquerque zoo in Albuquerque in Bernalillo county;

133. nine hundred eighty-five thousand dollars ($985,000) to the local government division to plan, design, construct, equip and furnish an addition to the building and

to design, construct, purchase and install exhibits, furnishings and equipment for the Explora science center and children's museum in Albuquerque in Bernalillo county;

134. one hundred thousand dollars ($100,000) to the local government division to plan, design, construct, equip and furnish improvements, including demolition, to the Mesa Verde community center in Albuquerque in Bernalillo county;

~~135. one hundred seventy three thousand two hundred fifty dollars ($173,250) to the local government division for restoration, landscaping and streetscape improvements in the Silver Hill neighborhood in Albuquerque in Bernalillo county;~~

136. two hundred fifty thousand dollars ($250,000) to the local government division to plan, design and construct improvements to fields and facilities, including installing astroturf, at the West Mesa little league field in Albuquerque in Bernalillo county;

137. one hundred fifty thousand dollars ($150,000) to the local government division to purchase a tractor for La Merced del Pueblo de Chilili land grant in Bernalillo county;

138. four hundred ninety-five thousand dollars ($495,000) to the local government division to plan, design and construct a fire station in Los Ranchos de Albuquerque in Bernalillo county;

~~139. one hundred twenty-three thousand seven hundred fifty dollars ($123,750) to the local government division to plan, design, renovate and construct improvements, including exterior improvements, to the Chihuahuaita community center in Roswell in Chaves county;~~

140. one hundred thirty-five thousand dollars ($135,000) to the local government division to plan, design, construct, purchase, install, furnish and landscape buildings and improvements, including fencing, at the working mothers' day nursery in Roswell in Chaves county;

141. one hundred thousand dollars ($100,000) to the local government division to renovate the city hall in Grants in Cibola county;

142. four hundred thousand dollars ($400,000) to the local government division to plan, design, construct, equip and furnish La Casa family health center in Curry county;

143. three hundred thousand dollars ($300,000) to the local government division to plan, design and construct a community center, including site infrastructure improvements, in the Butterfield area of Dona Ana county;

144. three hundred fifty-eight thousand three hundred eighty dollars ($358,380) to the local government division to purchase, plan, design, construct, equip and furnish a transitional living facility for youth in Dona Ana

county;

145. four hundred forty-five thousand five hundred dollars ($445,500) to the local government division to purchase, plan, design, construct, equip and furnish a transitional living facility for youth in Dona Ana county;

146. one hundred thousand dollars ($100,000) to the department of environment to plan, design, purchase, install and construct an expansion to the wastewater plant, including sludge drying beds, equipment and infrastructure, in Hatch in Dona Ana county;

147. one million dollars ($1,000,000) to the local government division to acquire land for, plan, design, construct, equip and furnish an aquatic and family recreation center in Las Cruces in Dona Ana county; provided that the facility is not named after any person living or dead and that the location of the facility is determined by the respective legislators from house districts 33, 34, 35, 36, 37, 52 and 53 and senate districts 31, 36, 37 and 38;

148. one hundred seventy-eight thousand two hundred dollars ($178,200) to the local government division to plan, design, renovate and construct improvements to the natural history museum in Las Cruces in Dona Ana county;

149. two hundred fifty thousand dollars ($250,000) to the local government division to plan, design and construct improvements to a safety inspection facility in

Santa Teresa in Dona Ana county;

150. fifty thousand dollars ($50,000) to the local government division to plan, design and construct a shooting range in north Eddy county;

~~151. one hundred ninety-eight thousand dollars ($198,000) to the local government division to purchase land for, plan, design, construct and equip improvements to Sunset Gardens cemetery in Eddy county;~~

152. one hundred fifty thousand dollars ($150,000) to the local government division to purchase, plan and design improvements at Sunset Gardens cemetery in Carlsbad in Eddy county;

153. one million dollars ($1,000,000) to the local government division to acquire land for and plan, design and construct a county health facility in Grant county, including purchasing, remodeling, renovating and equipping primary medical and dental facilities in that county;

~~154. one hundred thousand dollars ($100,000) to the local government division to acquire property for, plan, design, construct, renovate, equip and furnish a multimodal bus terminal in Grant county;~~

155. one hundred thousand dollars ($100,000) to the local government division to plan, design, construct, equip and furnish an animal shelter in Bayard in Grant county;

~~BR 156. one hundred eighty-seven thousand sixty-six dollars ($187,066) to the local government division to plan, design, construct, purchase, renovate and equip a civic center in Silver City in Grant county and to pay a loan to the New Mexico finance authority for that project;~~ BR

157. one million four hundred seventy thousand nine hundred ninety-seven dollars ($1,470,997) to the local government division to plan, design, construct, purchase, renovate and equip a civic center in Silver City in Grant county and to pay a loan to the New Mexico finance authority for that project;

158. nine hundred ninety thousand dollars ($990,000) to the local government division to plan, design, construct, purchase, renovate and equip a civic center in Silver City in Grant county and to pay a loan to the New Mexico finance authority for that project;

159. four hundred sixty-five thousand three hundred dollars ($465,300) to the local government division to plan, design, construct, equip and furnish a detention center in Lordsburg in Hidalgo county;

160. one hundred ninety-eight thousand dollars ($198,000) to the local government division to plan, design and construct a new detention facility in Lordsburg in Hidalgo county;

161. four hundred seventy-five thousand dollars

($475,000) to the local government division to plan, design, construct, equip and furnish fire station number 4 in Hobbs in Lea county;

~~162. one hundred forty thousand dollars ($140,000) to the local government division to plan, design and construct restroom facilities at Chaparral park in Lovington in Lea county;~~

~~163. one hundred thousand dollars ($100,000) to the local government division to plan, design, construct, renovate, equip and furnish a domestic violence shelter, including exterior site improvements, in Gallup in McKinley county;~~

~~164. one hundred thousand dollars ($100,000) to the local government division to plan, design, construct and equip an economic resource center in Gallup in McKinley county;~~

165. seventy-five thousand dollars ($75,000) to the local government division to plan, design, construct and equip an economic resource center in Gallup in McKinley county;

~~166. two hundred nineteen thousand three hundred dollars ($219,300) to the local government division to construct and equip an economic resource center in Gallup in McKinley county;~~

167. one hundred thousand dollars ($100,000) to

the local government division to plan, design, construct and equip a county complex in Mora in Mora county;

~~168. two hundred forty-seven thousand five hundred dollars ($247,500) to the local government division to plan, design, construct and renovate the emergency response center in Otero county;~~

169. one hundred eighty-eight thousand one hundred dollars ($188,100) to the local government division to plan, design, construct and equip the county recreation complex in Rio Arriba county;

170. one hundred thousand dollars ($100,000) to the local government division to plan, design and construct renovations to the community service center in Portales in Roosevelt county;

171. one hundred ninety-eight thousand dollars ($198,000) to the local government division to plan, design, construct and equip a consolidated crime processing facility in San Juan county;

172. one hundred twenty-three thousand seven hundred fifty dollars ($123,750) to the local government division to plan, design and construct a domestic violence shelter in Farmington in San Juan county;

173. seven hundred fifty thousand dollars ($750,000) to the local government division for a youth facility in Kirtland in San Juan county;

174. six hundred sixty-eight thousand two hundred fifty dollars ($668,250) to the local government division to plan, design, renovate and equip the armory memorial center in Las Vegas in San Miguel county;

~~175. two hundred thousand dollars ($200,000) to the local government division to plan, design and construct improvements to El Zocalo business development complex, including parking lot paving, lighting and landscaping, in Bernalillo in Sandoval county;~~

176. two hundred thirty-seven thousand six hundred dollars ($237,600) to the local government division to plan, design and construct an expansion of and renovations to the county-owned Haven house domestic violence shelter in Rio Rancho in Sandoval county;

177. four hundred twenty thousand seven hundred fifty dollars ($420,750) to the local government division to acquire land for, plan, design, construct, equip, furnish and purchase buildings or modulars for the Esperanza shelter administrative complex in Santa Fe county;

178. two hundred sixty-seven thousand three hundred dollars ($267,300) to the local government division to purchase and acquire land for and to plan, design, construct, equip and furnish the Esperanza shelter administrative complex in Santa Fe county;

179. two hundred thirty-seven thousand six hundred

dollars ($237,600) to the local government division to acquire land for, plan, design and construct county-owned facilities for the Santa Fe mountain center in Santa Fe county;

180. two hundred fifty-three thousand six hundred ninety-three dollars ($253,693) to the local government division to plan, design, construct, equip and furnish a youth shelter and family services facility in Santa Fe county;

181. three hundred ninety-six thousand dollars ($396,000) to the local government division to plan, design, construct, equip and furnish an expansion to, and make improvements to the interior infrastructure of, La Familia medical center on Alto street in Santa Fe in Santa Fe county;

182. two hundred thirty-five thousand dollars ($235,000) to the local government division to plan, design and construct a multipurpose community center for the Santa Fe civic housing authority pursuant to the provisions of the Affordable Housing Act in Santa Fe in Santa Fe county;

183. two hundred fifteen thousand dollars ($215,000) to the local government division to plan, design, construct, equip and furnish the Site Santa Fe museum in Santa Fe in Santa Fe county;

184. one hundred thousand dollars ($100,000) to the local government division to plan, design and construct a

cover over the municipal swimming pool in Truth or Consequences in Sierra county;

185. one hundred seventy-three thousand two hundred fifty dollars ($173,250) to the local government division to plan, design, construct and equip the Veguita health and community center in Socorro county;

186. two million dollars ($2,000,000) to the local government division for infrastructure improvements for colonias statewide and emergency school wastewater system improvements;

187. eight hundred thousand dollars ($800,000) to the local government division to plan, design and construct a pediatric clinic in Taos in Taos county;

188. one hundred eighteen thousand eight hundred dollars ($118,800) to the local government division to plan, design, construct and equip an addition to the health clinic in Estancia in Torrance county;

189. one hundred twenty thousand dollars ($120,000) to the local government division to purchase property and to plan, design and construct a public safety facility in Moriarty in Torrance county;

190. one hundred thirty-eight thousand six hundred dollars ($138,600) to the local government division to plan, design and construct a public safety facility in Moriarty in Torrance county;

191. one hundred thirty thousand dollars ($130,000) to the department of transportation to plan, design and construct improvements, including paving, to Cypress road from Central avenue to the Isleta drain in Bernalillo county;

192. one hundred seventy-five thousand dollars ($175,000) to the department of transportation to plan, design and construct road and drainage improvements, including additional lanes, to Eubank boulevard from Academy boulevard to Paseo del Norte in Bernalillo county;

193. one hundred seventy-five thousand dollars ($175,000) to the department of transportation to plan, design and construct improvements to the intersection of Arenal road SW and Atrisco road SW, including turning lanes, paving, sidewalks, curbs and acquisition of rights of way, in Bernalillo county;

194. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct road improvements, including widening and acquiring rights of way, to Eubank boulevard between Academy boulevard and Paseo del Norte in Bernalillo county;

195. four hundred thousand dollars ($400,000) to the department of transportation for acquisition of rights of way and planning, designing and constructing roadway drainage and paving improvements to Five Points road from Gatewood

avenue to Atrisco drive in the south valley, including sections of this road both inside and outside Albuquerque, in Bernalillo county;

196. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct road improvements, including paving, drainage and acquisition of rights of way, to Five Points road from Gatewood avenue to Atrisco drive in the south valley, including sections of the road both inside and outside Albuquerque, in Bernalillo county;

197. three hundred thousand dollars ($300,000) to the department of transportation to plan, design and construct improvements, including drainage improvements, to Sunset Gardens road from Atrisco drive east to the Arenal ditch, including sections of this street both inside and outside Albuquerque, in Bernalillo county;

198. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements, including drainage, to Sunset Gardens road from Atrisco drive to the Arenal ditch, including sections of the road both inside and outside Albuquerque, in Bernalillo county;

BR ~~199. twenty-five thousand dollars ($25,000) to the department of transportation to plan, design and construct improvements, including crosswalks, safety lighting and~~

~~flashing lights, at the intersection of Fourth street and Stover avenue in the Barelas area of Albuquerque in Bernalillo county;~~ BR

BR ~~200. twenty-five thousand dollars ($25,000) to the department of transportation for landscaping and streetscaping improvements on Eighth street from Bridge boulevard to Coal avenue in the Barelas area of Albuquerque in Bernalillo county;~~ BR

BR ~~201. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct metropolitan redevelopment in the Clayton heights and Lomas del Cielo areas, including streetscaping, lighting, land acquisition and median improvements, in Albuquerque in Bernalillo county;~~ BR

BR ~~202. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements to the Eldorado crossing at the intersection of Juan Tabo and Montgomery in Albuquerque in Bernalillo county;~~ BR

203. two hundred thousand dollars ($200,000) to the department of transportation to plan, design and construct sidewalk improvements in the south Broadway area of Albuquerque in Bernalillo county;

BR ~~204. two hundred forty-two thousand dollars ($242,000) to the department of transportation to plan,~~

~~design and construct median landscaping on Garlisle boulevard from Candelaria road to Comanche boulevard in Albuquerque in Bernalillo county;~~

205. one hundred fifty-one thousand five hundred dollars ($151,500) to the department of transportation to plan, design and construct new roadway and pedestrian improvements on Ouray road in Albuquerque in Bernalillo county;

~~206. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct gateways at Unser business park in Albuquerque in Bernalillo county;~~

~~207. one hundred fifty-five thousand dollars ($155,000) to the department of transportation to plan, design and construct improvements, including pedestrian and streetscape improvements, to Fourth street between Douglas MacArthur road and Los Ranchos de Albuquerque in Bernalillo county;~~

~~208. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements, including paving, curbs, gutters and drainage, to Durand lane in Dexter in Chaves county;~~

209. five hundred thousand dollars ($500,000) to the department of transportation to plan, design and construct roadway infrastructure improvements at the Pueblo

of Laguna in Cibola county;

210. two hundred thousand dollars ($200,000) to the department of transportation to plan, design, construct and improve bridges in Colfax county;

211. twenty-five thousand dollars ($25,000) to the department of transportation to plan, design and construct improvements, including drainage structures, to the Abeyta circle in Dona Ana county;

212. four hundred seventy-five thousand dollars ($475,000) to the department of transportation to acquire rights of way, plan, design and construct improvements, including drainage, to Arroyo road in the east mesa area of Dona Ana county;

~~213. one hundred thousand dollars ($100,000) to the department of transportation to acquire land for, plan, design and construct flood control in the El Camino Real and Armstrong road area in Old Picacho in Dona Ana county;~~

214. one hundred fifty thousand dollars ($150,000) to the department of transportation to plan, design and construct roads, including paving for Tepache, Requerdos and Rebozo roads, in Milagro in Dona Ana county;

215. ninety-seven thousand dollars ($97,000) to the department of transportation to plan, design and construct improvements, including drainage, to east Thorpe road in Dona Ana in Dona Ana county;

216. five hundred fifty thousand dollars ($550,000) to the department of transportation to plan, design and construct improvements to East Mesa road in Las Cruces in Dona Ana county;

~~217. one hundred thirty thousand dollars ($130,000) to the department of transportation to plan, design and construct landscape and streetscape improvements on Canal street in Carlsbad in Eddy county;~~

218. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct road and drainage improvements to roads and streets in Hurley, including Diaz avenue and Carrasco avenue, in Grant county;

219. one hundred seventy-five thousand dollars ($175,000) to the department of transportation to plan, design and construct improvements to county road 6 in McKinley county;

220. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct a public access road for the Mariano Lake chapter of the Navajo Nation in McKinley county;

~~221. one hundred fifty thousand dollars ($150,000) to the department of transportation to plan, design and construct improvements, including installing culverts and purchasing gravel, to road number 9653 in the Tohatchi~~

~~chapter of the Navajo Nation in McKinley county;~~ BR

BR ~~222. four hundred thousand dollars ($400,000) to the department of transportation to plan, design and construct improvements, including paving, to the double penetration roadway from Desert Lakes road to Martin Luther King, Jr. drive in Alamogordo in Otero county;~~ BR

223. one hundred fifty thousand dollars ($150,000) to the department of transportation to plan, design and construct a water crossing structure on county road 126 across arroyo de los Barrancos in La Mesilla in Rio Arriba county;

224. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements to series 4000 roads in San Juan county;

225. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements to series 5000 roads in San Juan county;

BR ~~226. one hundred thousand dollars ($100,000) to the department of transportation to plan, design and construct improvements, including resurfacing and purchase of rights of way, to Forest Lake road in the Naschitti chapter of the Navajo Nation in San Juan county;~~ BR

BR ~~227. one hundred thousand dollars ($100,000) to~~

~~the department of transportation to plan, design and construct the emergency access A intersection of New Mexico highway 528 and Northern boulevard in Corrales in Sandoval county;~~

228. two hundred twenty-five thousand dollars ($225,000) to the department of transportation to plan, design and construct a pedestrian walkway, including right-of-way acquisition, in Jemez Springs in Sandoval county;

229. three hundred thousand dollars ($300,000) to the department of transportation to plan, design and construct improvements to Estes road, including the extension of the water and wastewater lines and improvements to the pedestrian walkway, in Taos in Taos county;

230. four hundred thousand dollars ($400,000) to the department of transportation to plan, design and construct improvements to roads in Torrance county;

231. two hundred thousand dollars ($200,000) to the department of transportation to plan, design and construct improvements to streets in Clayton in Union county;

~~232. three hundred thousand dollars ($300,000) to the department of transportation to plan, design, purchase and install traffic lights on New Mexico highway 304 and 47 at Manzano expressway and Marigold boulevard in Valencia county;~~

233. one hundred fifteen thousand dollars

($115,000) to the department of transportation to plan, design and construct improvements, including an extension, to Christopher road in Belen in Valencia county;

234. one hundred seventy thousand dollars ($170,000) to the department of transportation to plan, design and reconstruct road and drainage improvements to New Mexico highway 314, including resurfacing, widening, striping, lighting, pedestrian trails and crossings, in Los Lunas and in Valencia county;

235. six hundred twenty-five thousand dollars ($625,000) to the department of transportation to plan, design and construct improvements to New Mexico highway 6 in Los Lunas in Valencia county;

236. eighty thousand dollars ($80,000) to the board of regents of eastern New Mexico university to purchase and install pianos for student use in the department of music at eastern New Mexico university in Portales in Roosevelt county;

237. seven hundred thousand dollars ($700,000) to the board of regents of New Mexico highlands university to plan, design, construct and equip the student union and services center at New Mexico highlands university in Las Vegas in San Miguel county;

238. four hundred thousand dollars ($400,000) to the board of regents of New Mexico state university to plan,

design, construct, equip, furnish and improve the women's soccer stadium in Las Cruces in Dona Ana county;

239. one hundred sixty thousand dollars ($160,000) to the board of regents of New Mexico state university to plan, design, construct, equip and furnish the livestock research center feed mill at New Mexico state university in Clayton in Union county;

240. three hundred five thousand dollars ($305,000) to the board of regents of northern New Mexico state school to acquire land for, plan, design and construct a community center campus for social service and educational programs, including site improvements, equipment and furnishings, at northern New Mexico state school in Espanola in Rio Arriba county; and

241. one hundred thirty-five thousand dollars ($135,000) to the board of regents of the university of New Mexico to plan, design, construct, equip and furnish an alumni center at the university of New Mexico in Albuquerque in Bernalillo county.

Section 4. PUBLIC SCHOOL CAPITAL OUTLAY FUND--TRANSFERS TO GENERAL FUND.--

A. Thirty-one million six hundred thousand dollars ($31,600,000) is transferred from the public school capital outlay fund to the general fund for the purpose of meeting appropriations from the general fund. The money transferred

represents the remaining portion of the amount of the general fund appropriation made in Laws 2006, Chapter 111, Section 66 that has been allocated to school districts for the state share of projects pursuant to Section 22-24-5.7 NMSA 1978 but that has not yet been expended.

B. Twenty million dollars ($20,000,000) is transferred from the public school capital outlay fund to the general fund for the purpose of meeting appropriations from the general fund. The money transferred represents the amount transferred from the general fund to the public school capital outlay fund in Subsection C of Section 12 of the General Appropriation Act of 2009.

Section 5. SEVERANCE TAX BOND APPROPRIATIONS TO THE PUBLIC SCHOOL CAPITAL OUTLAY FUND.--Pursuant to the provisions of Section 2 of this act, upon certification by the public school capital outlay council that the need exists for the issuance of the bonds, the following amounts are appropriated to the public school capital outlay fund for the following purposes, and any unexpended or unencumbered balance shall not revert:

A. thirty-one million six hundred thousand dollars ($31,600,000) for the purpose of meeting allocations made in Laws 2006, Chapter 111, Section 66 to school districts for the state share of the projects pursuant to Section 22-24-5.7 NMSA 1978; and

B. twenty million dollars ($20,000,000) to carry out the purposes of the Public School Capital Outlay Act.

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

Diane D. Denish, President
Senate

Lenore M. Naranjo, Chief Clerk
Senate

Ben Lujan, Speaker
House of Representatives

Stephen R. Arias, Chief Clerk
House of Representatives

Approved by me this 12th day of November, 2009

Governor Bill Richardson
State of New Mexico

A JOINT MEMORIAL

REMINDING THE LEGISLATURE OF THE IMPORTANCE TO TRIBAL PEOPLE OF THE STATE'S CONTRIBUTIONS TO NATIVE AMERICAN HEALTH CARE AND URGING LEGISLATORS TO HOLD NATIVE AMERICAN TRIBES, NATIONS AND PUEBLOS HARMLESS FROM ANY CUTS TO MEDICAID FUNDING OR PROGRAMS.

WHEREAS, on September 24, 2009, the medical assistance division of the human services department announced a series of cuts expected in medicaid budgets for tribes in New Mexico; and

WHEREAS, the proposed cuts were not discussed in a formal way with the tribes; and

WHEREAS, Governor Bill Richardson's Executive Order 2005-04 promised that tribal consultation would be held in such cases; and

WHEREAS, the human services department is bound by the state-tribal consultation policy announced by the governor and is required by the federal stimulus act, the American Recovery and Reinvestment Act of 2009, to consult with federally recognized tribes on any medicaid plan amendments, waiver requests and proposals that are likely to have a direct impact on Indian health programs and Native American medicaid beneficiaries; and

WHEREAS, the health care that most tribal people in New

Mexico rely upon is severely underfunded, and the federal Indian health system is experiencing a shortage of professional health care providers, including nurses, dentists and pharmacists; and

WHEREAS, in the year 2000, the per capita income on the Navajo Nation was one-third of the per capita income of the rest of the United States at seven thousand two hundred sixty-nine dollars ($7,269) per year; and

WHEREAS, the unemployment rate on the Navajo Nation has doubled from twenty-five and six-tenths percent in 2000 to fifty and one-half percent in 2007; and

WHEREAS, it is well documented that American Indians and Alaska natives suffer the most egregious health disparities compared with the rest of the population of this country; and

WHEREAS, the federal government's spending for health care in tribal areas is less than one-half that spent for prisoners; and

WHEREAS, federal funds for tribal health services require no state matching funds; and

WHEREAS, Navajo Nation President Joe Shirley has written a formal request to the medical assistance division requesting consideration of the Navajo Nation's opposition to tribal health cuts; and

WHEREAS, any cut whatsoever to medicaid expenditures for the chapters of the Navajo Nation; the pueblos; the Jicarilla

Apache Nation; and the Mescalero Apache Tribe will have a significant and disparate impact on a very vulnerable system of health care delivery;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO that any cuts made to medicaid funds or programs in New Mexico in the first special session of the forty-ninth legislature exempt tribal medicaid funds or programs; and

BE IT FURTHER RESOLVED that, rather than making cuts to Indian health service and tribal facilities, the state should consider a Native American carve-out program similar to the carve-out or opt-out program used for the state coverage insurance opt-out; and

BE IT FURTHER RESOLVED that no major changes be made to tribal health services delivery or funding absent a formal tribal consultation with New Mexico's twenty-two tribes, nations and pueblos, as mandated by the governor's Executive Order 2005-04 and the provisions of the federal stimulus bill; and

BE IT FURTHER RESOLVED that copies of this memorial be transmitted to the governor, the secretary of human services, the medical assistance division of the human services department, the heads of all Indian tribes, nations and pueblos and the Indian affairs department.