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HOUSE BILL 196

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Roberto "Bobby" J. Gonzales

AN ACT

AUTHORIZING THE ISSUANCE AND SALE OF CAPITAL PROJECTS GENERAL OBLIGATION BONDS TO MAKE CAPITAL EXPENDITURES FOR SENIOR CITIZEN FACILITY IMPROVEMENTS AND ACQUISITIONS, FOR CAPITAL IMPROVEMENTS AND ACQUISITIONS AT INSTITUTIONS OF HIGHER EDUCATION AND STATE SPECIAL SCHOOLS, FOR LIBRARY ACQUISITIONS AND FOR PUBLIC SCHOOL PRE-KINDERGARTEN CLASSROOMS, SCHOOL BUSES AND LIBRARY BOOKS; PROVIDING FOR A TAX LEVY FOR PAYMENT OF PRINCIPAL OF, INTEREST ON AND CERTAIN COSTS RELATED TO THE BONDS; REQUIRING APPROVAL OF THE REGISTERED VOTERS AT THE 2008 GENERAL ELECTION OF THE STATE; DECLARING AN EMERGENCY.

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

Section 1. SHORT TITLE.--This act may be cited as the "2008 Capital Projects General Obligation Bond Act".

Section 2. PURPOSE.--For the purpose of providing funds

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1 for capital expenditures as authorized in the 2008 Capital
2 Projects General Obligation Bond Act, general obligation
3 indebtedness of the state is authorized for the purposes and in
4 the amounts set forth in Section 10 of that act.

5 Section 3. BOND TERMS.--

6 A. The state board of finance, except as limited by
7 the 2008 Capital Projects General Obligation Bond Act, shall
8 determine the terms, covenants and conditions of bonds issued
9 pursuant to that act, including but not limited to:

10 (1) date or dates of issue, denominations and
11 maturities;

12 (2) principal amounts;

13 (3) rate or rates of interest; and

14 (4) provisions for redemption, including
15 premiums, registration and refundability, whether the bonds are
16 issued in one or more series and other covenants relating to
17 the bonds and the issuance thereof.

18 B. The bonds shall be in such form as the state
19 board of finance determines with an appropriate series
20 designation and shall bear interest payable as set forth in the
21 resolution of the state board of finance.

22 C. Payment of the principal of the bonds shall
23 begin not more than two years after the date of their issuance,
24 and the bonds shall mature not later than ten years after the
25 date of their issuance. Both principal and interest shall be

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1 payable in lawful money of the United States at the office of
2 the paying agent within or without the state as the state board
3 of finance may direct.

4 D. The bonds shall be executed with the manual or
5 facsimile signature of the governor or the state treasurer, and
6 the seal or a facsimile of the seal of the state shall be
7 placed on each bond, except for any series of bonds issued in
8 book entry or similar form without the delivery of physical
9 securities.

10 E. The bonds shall be issued in accordance with the
11 provisions of the 2008 Capital Projects General Obligation Bond
12 Act, the Supplemental Public Securities Act and the Uniform
13 Facsimile Signature of Public Officials Act and may be issued
14 in accordance with the Public Securities Short-Term Interest
15 Rate Act.

16 F. The full faith and credit of the state is
17 pledged for the prompt payment when due of the principal of and
18 interest on all bonds issued and sold pursuant to the 2008
19 Capital Projects General Obligation Bond Act.

20 Section 4. EXPENDITURES.--The proceeds from the sale of
21 the bonds shall be expended solely for providing money to be
22 distributed for the purposes and in amounts not to exceed the
23 amounts set forth in Section 10 of the 2008 Capital Projects
24 General Obligation Bond Act and to pay expenses incurred under
25 Section 6 of that act. Any proceeds from the sale of the bonds

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1 that are not required for the purposes set forth in Sections 6
2 and 10 of that act shall be used for the purpose of paying the
3 principal of and interest on the bonds.

4 Section 5. SALE.--The bonds authorized under the 2008
5 Capital Projects General Obligation Bond Act shall be sold by
6 the state board of finance at such time and in such manner and
7 amounts as the board may elect. The bonds may be sold at
8 private sale or at public sale, in either case at not less than
9 par plus accrued interest to the date of delivery. If sold at
10 public sale, the state board of finance shall publish a notice
11 of the time and place of sale in a newspaper of general
12 circulation in the state and may also publish the notice in a
13 recognized financial journal outside the state. The required
14 publications shall be made once each week for two consecutive
15 weeks prior to the date fixed for the sale, the last
16 publication thereof to be at least five days prior to the date
17 of the sale. The notice shall specify the amount,
18 denomination, maturity and description of the bonds to be
19 offered for sale and the place, date and hour at which the
20 sealed bids shall be received. At the time and place specified
21 in the notice, the state board of finance shall open the bids
22 in public and shall award the bonds to the bidder or bidders
23 offering the best price for the bonds. The state board of
24 finance may reject any or all bids and readvertise and may
25 waive any irregularity in a bid. All bids, except that of the

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1 state, shall be accompanied by a deposit of two percent of the
2 principal amount of the bonds in a form acceptable to the state
3 board of finance. The deposit of an unsuccessful bidder shall
4 be returned upon rejection of the bid. The state board of
5 finance may also sell the bonds or any part of the bonds to the
6 state treasurer or state investment officer. The state
7 treasurer or state investment officer is authorized to purchase
8 any of the bonds for investment. The bonds are legal
9 investments for any person or board charged with the investment
10 of any public funds and may be accepted as security for any
11 deposit of public money.

12 Section 6. EXPENSES.--The expenses incurred by the state
13 board of finance in or relating to the preparation and sale of
14 the bonds shall be paid out of the proceeds from the sale of
15 the bonds, and all rebate, penalty, interest and other
16 obligations of the state relating to the bonds and bond
17 proceeds under the Internal Revenue Code of 1986, as amended,
18 shall be paid from earnings on bond proceeds or other money of
19 the state, legally available for such payments.

20 Section 7. TAX LEVY.--To provide for the payment of the
21 principal of and interest on the bonds issued and sold pursuant
22 to the provisions of the 2008 Capital Projects General
23 Obligation Bond Act, there shall be and there is hereby imposed
24 and levied during each year in which any of the bonds are
25 outstanding an ad valorem tax on all property in the state

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1 subject to property taxation for state purposes sufficient to
2 pay the interest as it becomes due on the bonds, together with
3 an amount sufficient to provide a sinking fund to pay the
4 principal of the bonds as it becomes due and, if permitted by
5 law, ad valorem taxes may be collected to pay administrative
6 costs incident to the collection of such taxes. The taxes
7 shall be imposed, levied, assessed and collected at the times
8 and in the manner that other property taxes for state purposes
9 are imposed, levied, assessed and collected. It is the duty of
10 all tax officials and authorities to cause these taxes to be
11 imposed, levied, assessed and collected.

12 Section 8. TREASURER--DUTIES.--The state treasurer shall
13 keep separate accounts of all money collected pursuant to the
14 taxes imposed and levied pursuant to the provisions of the 2008
15 Capital Projects General Obligation Bond Act and shall use this
16 money only for the purposes of paying the principal of and
17 interest on the bonds as they become due and any expenses
18 relating thereto.

19 Section 9. IRREPEALABLE CONTRACT--AUTHORITY FOR
20 ISSUANCE.--An owner of bonds issued pursuant to the provisions
21 of the 2008 Capital Projects General Obligation Bond Act may,
22 either at law or in equity, by suit, action or mandamus,
23 enforce and compel the performance of the duties required by
24 that act of any officer or entity mentioned in that act. The
25 provisions of that act constitute an irrepealable contract with

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1 the owners of any of the bonds issued pursuant to that act for
2 the faithful performance of which the full faith and credit of
3 the state is pledged. Without reference to any other act of
4 the legislature, the 2008 Capital Projects General Obligation
5 Bond Act is full authority for the issuance and sale of the
6 bonds authorized in that act, and such bonds shall have all the
7 qualities of investment securities under the Uniform Commercial
8 Code, shall not be invalid for any irregularity or defect in
9 the proceedings for the issuance and sale of the bonds and
10 shall be incontestable in the hands of bona fide purchasers or
11 holders thereof for value. All bonds issued under the
12 provisions of that act, and the interest thereon, are exempt
13 from taxation by the state and any subdivision or public body
14 thereof.

15 Section 10. PROJECTS.--The proceeds from the sale of
16 bonds issued under the provisions of the 2008 Capital Projects
17 General Obligation Bond Act shall be distributed as follows for
18 the purposes and in the amounts specified:

19 A. for senior citizen facility improvements,
20 equipment and construction, to the aging and long-term services
21 department:

22 (1) one hundred thirty-seven thousand six
23 hundred dollars (\$137,600) to purchase and install equipment
24 for senior centers citywide in Albuquerque in Bernalillo
25 county;

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1 (2) forty-three thousand seven hundred dollars
2 (\$43,700) to purchase and install meals equipment for senior
3 centers citywide in Albuquerque in Bernalillo county;

4 (3) one million six hundred fifty thousand
5 dollars (\$1,650,000) to plan, design, construct, equip and
6 furnish the Barelvas senior center in Bernalillo county;

7 (4) fifty-eight thousand dollars (\$58,000) to
8 purchase and install equipment for senior centers countywide in
9 Bernalillo county;

10 (5) five hundred thousand dollars (\$500,000)
11 to plan, design, construct, equip and furnish the Highland
12 senior center in Bernalillo county;

13 (6) fifty-one thousand dollars (\$51,000) to
14 make improvements, including purchase and installation of
15 equipment, to the To'hajiilee chapter senior center on the
16 Navajo Nation in Bernalillo county;

17 (7) twenty thousand dollars (\$20,000) to make
18 improvements for building-code compliance, including purchase
19 and installation of equipment, to the To'hajiilee chapter
20 senior center on the Navajo Nation in Bernalillo county;

21 (8) two thousand one hundred sixty-five
22 dollars (\$2,165) to purchase and install meals equipment for
23 the Catron senior center in Catron county;

24 (9) twenty thousand five hundred fifteen
25 dollars (\$20,515) to purchase and install equipment for the

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1 Chaves Joy senior centers in Chaves county;

2 (10) one hundred five thousand dollars
3 (\$105,000) to purchase and install equipment for the senior
4 olympics program in Chaves county;

5 (11) four hundred ninety-eight thousand nine
6 hundred seventy-five dollars (\$498,975) to plan, design,
7 construct, equip and furnish the Hagerman senior center in
8 Chaves county;

9 (12) ten thousand six hundred dollars
10 (\$10,600) to purchase and install equipment for the Pueblo of
11 Acoma senior center in Cibola county;

12 (13) sixty thousand dollars (\$60,000) to make
13 improvements, including purchase and installation of equipment,
14 to the Pueblo of Acoma senior center in Cibola county;

15 (14) six thousand dollars (\$6,000) to purchase
16 and install equipment for the Grants senior center in Cibola
17 county;

18 (15) five hundred thousand dollars (\$500,000)
19 to plan, design, construct, equip and furnish the Pueblo of
20 Laguna senior center in Cibola county;

21 (16) thirty thousand dollars (\$30,000) to make
22 improvements for building-code compliance, including purchase
23 and installation of equipment, to the Pueblo of Laguna senior
24 and adult daycare center in Cibola county;

25 (17) thirty-five thousand eight hundred forty

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1 dollars (\$35,840) to make improvements, including purchase and
2 installation of equipment, to the Cimarron senior center in
3 Colfax county;

4 (18) thirteen thousand five hundred dollars
5 (\$13,500) to purchase and install equipment for senior centers
6 countywide in Colfax county;

7 (19) thirty-nine thousand nine hundred dollars
8 (\$39,900) to purchase and install meals equipment for senior
9 centers countywide in Colfax county;

10 (20) forty-two thousand five hundred dollars
11 (\$42,500) to make improvements, including purchase and
12 installation of equipment, to the Eagle Nest senior center in
13 Colfax county;

14 (21) forty thousand dollars (\$40,000) to make
15 improvements, including purchase and installation of equipment,
16 to the Raton senior center in Colfax county;

17 (22) two thousand five hundred dollars
18 (\$2,500) to make improvements for building-code compliance,
19 including purchase and installation of equipment, to the Raton
20 senior center in Colfax county;

21 (23) one hundred thousand dollars (\$100,000)
22 to make improvements, including purchase and installation of
23 equipment, to the Springer senior center in Colfax county;

24 (24) fifteen thousand dollars (\$15,000) to
25 make improvements, including purchase and installation of

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1 equipment, to the Clovis Baxter-Curren senior center in Curry
2 county;

3 (25) twelve thousand five hundred sixteen
4 dollars (\$12,516) to purchase and install equipment for the
5 Clovis senior center in Curry county;

6 (26) eleven thousand two hundred dollars
7 (\$11,200) to make improvements, including purchase and
8 installation of equipment, to the Alice Converse senior center
9 in Curry county;

10 (27) seven thousand dollars (\$7,000) to
11 purchase and install meals equipment for the Grady senior
12 center in Curry county;

13 (28) eighteen thousand dollars (\$18,000) to
14 purchase and install equipment for the East Mesa senior center
15 in Dona Ana county;

16 (29) five thousand dollars (\$5,000) to
17 purchase and install equipment for the East Side senior center
18 in Dona Ana county;

19 (30) eighteen thousand dollars (\$18,000) to
20 make improvements for building-code compliance, including
21 purchase and installation of equipment, to the East Side senior
22 center in Dona Ana county;

23 (31) six thousand dollars (\$6,000) to purchase
24 and install equipment for senior centers citywide in Las Cruces
25 in Dona Ana county;

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1 (32) forty thousand seven hundred dollars
2 (\$40,700) to purchase and install meals equipment for senior
3 centers citywide in Las Cruces in Dona Ana county;

4 (33) ninety-seven thousand four hundred forty
5 dollars (\$97,440) to make improvements, including purchase and
6 installation of equipment, to the Artesia senior center in Eddy
7 county;

8 (34) three thousand nine hundred thirty-seven
9 dollars (\$3,937) to purchase and install meals equipment for
10 the Carlsbad senior center in Eddy county;

11 (35) seven thousand five hundred dollars
12 (\$7,500) to make improvements, including purchase and
13 installation of equipment, to the Mimbres Valley senior center
14 in Grant county;

15 (36) three thousand five hundred twenty-eight
16 dollars (\$3,528) to purchase and install equipment for senior
17 centers countywide in Grant county;

18 (37) thirty-seven thousand four hundred
19 nineteen dollars (\$37,419) to purchase and install meals
20 equipment for senior centers countywide in Grant county;

21 (38) eighty-four thousand three hundred
22 seventeen dollars (\$84,317) to make improvements, including
23 purchase and installation of equipment, to La Loma senior
24 center in Guadalupe county;

25 (39) eighty-two thousand dollars (\$82,000) to

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1 make improvements for building-code compliance, including
2 purchase and installation of equipment, to the Santa Rosa
3 senior center in Guadalupe county;

4 (40) seven hundred fifty thousand dollars
5 (\$750,000) to plan, design, construct, equip and furnish the
6 Lordsburg senior center in Hidalgo county;

7 (41) three thousand nine hundred thirty-six
8 dollars (\$3,936) to purchase and install meals equipment for
9 the Lordsburg senior center in Hidalgo county;

10 (42) two hundred thousand dollars (\$200,000)
11 to plan, design, construct, equip and furnish the Hobbs senior
12 center in Lea county;

13 (43) twenty-two thousand six hundred dollars
14 (\$22,600) to purchase and install meals equipment for the Jal
15 senior center in Lea county;

16 (44) one hundred seventy-five thousand dollars
17 (\$175,000) to plan, design, construct, equip and furnish the
18 Hondo Valley senior center in Lincoln county;

19 (45) seven thousand five hundred dollars
20 (\$7,500) to make improvements for building-code compliance,
21 including purchase and installation of equipment, to the Hondo
22 Valley senior center in Lincoln county;

23 (46) forty thousand dollars (\$40,000) to make
24 improvements for building-code compliance, including purchase
25 and installation of equipment, to the Ruidoso senior center in

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1 Lincoln county;

2 (47) five thousand dollars (\$5,000) to make
3 improvements, including purchase and installation of equipment,
4 to the Baahaali chapter senior center on the Navajo Nation in
5 McKinley county;

6 (48) eight thousand dollars (\$8,000) to make
7 improvements for building-code compliance, including purchase
8 and installation of equipment, to the Baahaali chapter senior
9 center on the Navajo Nation in McKinley county;

10 (49) fifty-nine thousand dollars (\$59,000) to
11 make improvements for building-code compliance, including
12 purchase and installation of equipment, to the Baca chapter
13 senior center on the Navajo Nation in McKinley county;

14 (50) five hundred thirty thousand dollars
15 (\$530,000) to plan, design, construct, equip and furnish the
16 Chichiltah chapter senior center on the Navajo Nation in
17 McKinley county;

18 (51) eleven thousand one hundred thirty
19 dollars (\$11,130) to make improvements, including purchase and
20 installation of equipment, to the Chichiltah chapter senior
21 center on the Navajo Nation in McKinley county;

22 (52) four thousand dollars (\$4,000) to
23 purchase and install equipment for the Gallup senior center in
24 McKinley county;

25 (53) twenty thousand dollars (\$20,000) to make

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1 improvements for building-code compliance, including purchase
2 and installation of equipment, to the Nahodishgish chapter
3 senior center on the Navajo Nation in McKinley county;

4 (54) forty-five thousand dollars (\$45,000) to
5 make improvements, including purchase and installation of
6 equipment, to the Pinedale chapter senior center on the Navajo
7 Nation in McKinley county;

8 (55) twenty-one thousand dollars (\$21,000) to
9 make improvements for building-code compliance, including
10 purchase and installation of equipment, to the Pinedale chapter
11 senior center on the Navajo Nation in McKinley county;

12 (56) one hundred thousand dollars (\$100,000)
13 to purchase and install equipment for the Pueblo Pintado
14 chapter senior center on the Navajo Nation in McKinley county;

15 (57) twenty-five thousand dollars (\$25,000) to
16 make improvements, including purchase and installation of
17 equipment, to the Ramah senior center in McKinley county;

18 (58) fifteen thousand dollars (\$15,000) to
19 make improvements for building-code compliance, including
20 purchase and installation of equipment, to the Smith Lake
21 chapter senior center on the Navajo Nation in McKinley county;

22 (59) eight hundred thirty thousand dollars
23 (\$830,000) to plan, design, construct, equip and furnish the
24 Standing Rock chapter senior center on the Navajo Nation in
25 McKinley county;

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1 (60) seventy-five thousand dollars (\$75,000)
2 to make improvements for building-code compliance, including
3 purchase and installation of equipment, to the Thoreau senior
4 center in McKinley county;

5 (61) twenty thousand dollars (\$20,000) to make
6 improvements, including purchase and installation of equipment,
7 to the Thoreau chapter senior center on the Navajo Nation in
8 McKinley county;

9 (62) thirty thousand dollars (\$30,000) to make
10 improvements for building-code compliance, including purchase
11 and installation of equipment, to the Thoreau chapter senior
12 center on the Navajo Nation in McKinley county;

13 (63) five thousand dollars (\$5,000) to make
14 improvements for building-code compliance, including purchase
15 and installation of equipment, to the Tohatchi chapter senior
16 center on the Navajo Nation in McKinley county;

17 (64) one hundred thousand dollars (\$100,000)
18 to make improvements for building-code compliance, including
19 purchase and installation of equipment, to the Twin Lakes
20 chapter senior center on the Navajo Nation in McKinley county;

21 (65) ninety thousand dollars (\$90,000) to make
22 improvements, including purchase and installation of equipment,
23 to the Pueblo of Zuni senior center in McKinley county;

24 (66) fifteen thousand three hundred dollars
25 (\$15,300) to purchase and install meals equipment for the Mora

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1 and Wagon Mound senior centers in Mora county;

2 (67) six hundred fifty thousand dollars
3 (\$650,000) to plan, design, construct, equip and furnish the
4 Mora-Wagon Mound senior center in Mora county;

5 (68) ten thousand dollars (\$10,000) to make
6 improvements for building-code compliance, including purchase
7 and installation of equipment, to the Pueblo of Isleta senior
8 center in Bernalillo county;

9 (69) forty-five thousand dollars (\$45,000) to
10 make improvements for building-code compliance, including
11 purchase and installation of equipment, to senior centers
12 nationwide on the Navajo Nation in McKinley, San Juan, Cibola,
13 Bernalillo and Sandoval counties;

14 (70) one hundred twenty thousand dollars
15 (\$120,000) to purchase and install equipment for senior centers
16 nationwide on the Navajo Nation in McKinley, San Juan, Cibola,
17 Bernalillo and Sandoval counties;

18 (71) two hundred twenty-five thousand dollars
19 (\$225,000) to purchase and install meals equipment for the
20 Navajo Nation senior centers nationwide in McKinley, San Juan,
21 Cibola, Bernalillo and Sandoval counties;

22 (72) twenty-five thousand five hundred forty
23 dollars (\$25,540) to purchase and install equipment for the
24 Alamogordo senior center in Otero county;

25 (73) ten thousand six hundred thirty-two

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1 dollars (\$10,632) to purchase and install meals equipment for
2 the Alamogordo senior center in Otero county;

3 (74) five thousand dollars (\$5,000) to
4 purchase and install equipment for the Mescalero Apache Tribe
5 senior center in Otero county;

6 (75) thirteen thousand three hundred ten
7 dollars (\$13,310) to purchase and install meals equipment for
8 the Sacramento senior center in Otero county;

9 (76) eight hundred thousand dollars (\$800,000)
10 to plan, design, construct, equip and furnish the Tularosa
11 senior center in Otero county;

12 (77) six thousand dollars (\$6,000) to purchase
13 and install equipment for the Tularosa senior center in Otero
14 county;

15 (78) ninety-six thousand dollars (\$96,000) to
16 make improvements, including purchase and installation of
17 equipment, to the Tularosa senior center in Otero county;

18 (79) thirty-nine thousand nine hundred dollars
19 (\$39,900) to purchase and install meals equipment for the
20 Tularosa senior center in Otero county;

21 (80) five thousand eight hundred twenty-five
22 dollars (\$5,825) to purchase and install equipment for the
23 Logan senior center in Quay county;

24 (81) twelve thousand one hundred ninety
25 dollars (\$12,190) to purchase and install meals equipment for

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1 the Logan senior center in Quay county;

2 (82) twenty-five thousand dollars (\$25,000) to
3 make improvements, including purchase and installation of
4 equipment, to the San Jose senior center in Quay county;

5 (83) one hundred ninety thousand dollars
6 (\$190,000) to make improvements, including purchase and
7 installation of equipment, to the Alcalde community senior meal
8 site center in Rio Arriba county;

9 (84) two hundred thousand dollars (\$200,000)
10 to make improvements for building-code compliance, including
11 purchase and installation of equipment, to the Coyote senior
12 center in Rio Arriba county;

13 (85) fifty thousand dollars (\$50,000) to make
14 improvements, including purchase and installation of equipment,
15 to the Espanola senior center in Rio Arriba county;

16 (86) forty-five thousand five hundred dollars
17 (\$45,500) to make improvements for building-code compliance,
18 including purchase and installation of equipment, to the
19 Espanola senior center in Rio Arriba county;

20 (87) nine thousand eight hundred dollars
21 (\$9,800) to purchase and install equipment for senior centers
22 countywide in Rio Arriba county;

23 (88) seven thousand six hundred eighty dollars
24 (\$7,680) to purchase and install meals equipment for senior
25 centers countywide in Rio Arriba county;

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1 (89) twenty-five thousand dollars (\$25,000) to
2 make improvements, including purchase and installation of
3 equipment, to the Pueblo of Santa Clara senior center in Rio
4 Arriba county;

5 (90) fifty thousand dollars (\$50,000) to make
6 improvements for building-code compliance, including purchase
7 and installation of equipment, to the Pueblo of Santa Clara
8 senior and adult daycare center in Rio Arriba county;

9 (91) thirty-six thousand two hundred dollars
10 (\$36,200) to purchase and install meals equipment for the
11 Pueblo of Santa Clara senior and adult daycare center in Rio
12 Arriba county;

13 (92) fifteen thousand eight hundred thirty
14 dollars (\$15,830) to purchase and install equipment for the
15 Portales senior center in Roosevelt county;

16 (93) twelve thousand four hundred three
17 dollars (\$12,403) to purchase and install meals equipment for
18 the Portales senior center in Roosevelt county;

19 (94) four thousand five hundred three dollars
20 (\$4,503) to make improvements, including purchase and
21 installation of equipment, to the Blanco senior center in San
22 Juan county;

23 (95) six thousand six hundred twenty-two
24 dollars (\$6,622) to make improvements for building-code
25 compliance, including purchase and installation of equipment,

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1 to the Bloomfield senior center in San Juan county;

2 (96) twenty thousand dollars (\$20,000) to make
3 improvements for building-code compliance, including purchase
4 and installation of equipment, to the Crystal chapter senior
5 center on the Navajo Nation in San Juan county;

6 (97) four thousand dollars (\$4,000) to make
7 improvements for building-code compliance, including purchase
8 and installation of equipment, to the Huerfano chapter senior
9 center on the Navajo Nation in San Juan county;

10 (98) twelve thousand dollars (\$12,000) to make
11 improvements, including purchase and installation of equipment,
12 to the Lake Valley chapter senior center on the Navajo Nation
13 in San Juan county;

14 (99) four thousand five hundred dollars
15 (\$4,500) to make improvements for building-code compliance,
16 including purchase and installation of equipment, to the
17 Nageezi chapter senior center on the Navajo Nation in San Juan
18 county;

19 (100) three hundred thousand dollars
20 (\$300,000) to plan, design, construct, equip and furnish the
21 Newcomb chapter senior center on the Navajo Nation in San Juan
22 county;

23 (101) one thousand five hundred dollars
24 (\$1,500) to purchase and install meals equipment for the Lower
25 Valley senior center in San Juan county;

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1 (102) twenty-one thousand dollars (\$21,000) to
2 purchase and install meals equipment for senior centers
3 countywide in San Juan county;

4 (103) two thousand two hundred thirty dollars
5 (\$2,230) to make improvements, including purchase and
6 installation of equipment, to the Shiprock chapter senior
7 center in San Juan county;

8 (104) seventy-one thousand five hundred
9 dollars (\$71,500) to make improvements for building-code
10 compliance, including purchase and installation of equipment,
11 to the Las Vegas senior center in San Miguel county;

12 (105) nine thousand six hundred dollars
13 (\$9,600) to purchase and install meals equipment for the Las
14 Vegas senior center in San Miguel county;

15 (106) three hundred thousand dollars
16 (\$300,000) to plan, design, construct, equip and furnish the
17 Pueblo of Cochiti senior center in Sandoval county;

18 (107) twenty-four thousand five hundred
19 dollars (\$24,500) to make improvements, including purchase and
20 installation of equipment, to the Pueblo of Jemez senior center
21 in Sandoval county;

22 (108) fifteen thousand dollars (\$15,000) to
23 purchase and install meals equipment for the Pueblo of Jemez
24 senior center in Sandoval county;

25 (109) fourteen thousand dollars (\$14,000) to

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1 make improvements, including purchase and installation of
2 equipment, to the Pena Blanca senior center in Sandoval county;

3 (110) three hundred thousand dollars
4 (\$300,000) to plan, design, construct, equip and furnish the
5 Rio Rancho senior center in Sandoval county;

6 (111) two thousand five hundred dollars
7 (\$2,500) to purchase and install equipment for the Rio Rancho
8 senior center in Sandoval county;

9 (112) nine thousand three hundred dollars
10 (\$9,300) to purchase and install meals equipment for the Rio
11 Rancho senior center in Sandoval county;

12 (113) six thousand five hundred dollars
13 (\$6,500) to purchase and install equipment for the Pueblo of
14 San Felipe senior center in Sandoval county;

15 (114) fourteen thousand dollars (\$14,000) to
16 purchase and install meals equipment for the Jemez senior
17 center in Sandoval county;

18 (115) twelve thousand five hundred dollars
19 (\$12,500) to purchase and install equipment for senior centers
20 countywide in Sandoval county;

21 (116) thirty-eight thousand dollars (\$38,000)
22 to purchase and install equipment for the Pueblo of Zia and
23 Pueblo of Santa Ana senior centers in Sandoval county;

24 (117) thirty thousand dollars (\$30,000) to
25 purchase and install meals equipment for the Pueblo of Zia and

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1 Pueblo of Santa Ana senior centers in Sandoval county;

2 (118) eighteen thousand dollars (\$18,000) to
3 purchase and install equipment for the Pueblo of Santo Domingo
4 senior center in Sandoval county;

5 (119) sixteen thousand three hundred dollars
6 (\$16,300) to make improvements for building-code compliance,
7 including purchase and installation of equipment, to the Pueblo
8 of Santo Domingo senior center in Sandoval county;

9 (120) six hundred thousand dollars (\$600,000)
10 to plan, design, construct, equip and furnish the Torreon
11 chapter senior center on the Navajo Nation in Sandoval county;

12 (121) twenty-five thousand dollars (\$25,000)
13 to make improvements for building-code compliance, including
14 purchase and installation of equipment, to the Chimayo senior
15 center in Santa Fe county;

16 (122) seventy-five thousand dollars (\$75,000)
17 to make improvements, including purchase and installation of
18 equipment, to the Pueblo of Pojoaque senior center in Santa Fe
19 county;

20 (123) twenty-five thousand six hundred dollars
21 (\$25,600) to make improvements, including purchase and
22 installation of equipment, to the Pueblo of San Ildefonso
23 senior center in Santa Fe county;

24 (124) twenty-four thousand three hundred
25 dollars (\$24,300) to purchase and install meals equipment for

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1 senior centers citywide in Santa Fe in Santa Fe county;

2 (125) fourteen thousand two hundred seventy
3 dollars (\$14,270) to make improvements for building-code
4 compliance, including purchase and installation of equipment,
5 to the Mary Esther and Luisa senior centers in Santa Fe county;

6 (126) thirty-two thousand three hundred ten
7 dollars (\$32,310) to purchase and install meals equipment for
8 the Rufina meal site center in Santa Fe county;

9 (127) fifty-seven thousand dollars (\$57,000)
10 to purchase and install meals equipment for senior centers
11 countywide in Santa Fe county;

12 (128) thirty-eight thousand dollars (\$38,000)
13 to make improvements for building-code compliance, including
14 purchase and installation of equipment, to the Truth or
15 Consequences senior center in Sierra county;

16 (129) twenty-two thousand nine hundred fifty
17 dollars (\$22,950) to purchase and install meals equipment for
18 the Truth or Consequences senior center in Sierra county;

19 (130) thirty-six thousand dollars (\$36,000) to
20 make improvements, including purchase and installation of
21 equipment, to the Magdalena senior center in Socorro county;

22 (131) thirty-six thousand dollars (\$36,000) to
23 make improvements, including purchase and installation of
24 equipment, to the Northern senior center in Socorro county;

25 (132) one million dollars (\$1,000,000) to

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1 purchase and install equipment for area agencies on aging
2 statewide;

3 (133) forty thousand dollars (\$40,000) to make
4 improvements, including purchase and installation of equipment,
5 to the Pueblo of Picuris senior center in Taos county;

6 (134) two thousand thirty-six dollars (\$2,036)
7 to make improvements for building-code compliance, including
8 purchase and installation of equipment, to the Taos senior
9 center in Taos county;

10 (135) eleven thousand six hundred forty-eight
11 dollars (\$11,648) to purchase and install equipment for senior
12 centers countywide in Taos county;

13 (136) sixteen thousand six hundred
14 seventy-four dollars (\$16,674) to purchase and install meals
15 equipment for senior centers countywide in Taos county;

16 (137) nine hundred fifty thousand dollars
17 (\$950,000) to plan, design, construct, equip and furnish the
18 Pueblo of Taos senior center in Taos county;

19 (138) three thousand five hundred dollars
20 (\$3,500) to purchase and install equipment for the Pueblo of
21 Taos senior center in Taos county;

22 (139) four thousand five hundred dollars
23 (\$4,500) to purchase and install meals equipment for the Pueblo
24 of Taos senior center in Taos county;

25 (140) twenty-five thousand dollars (\$25,000)

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1 to make improvements, including purchase and installation of
2 equipment, to the Moriarty senior center in Torrance county;

3 (141) three thousand five hundred dollars
4 (\$3,500) to make improvements for building-code compliance,
5 including purchase and installation of equipment, to the
6 Moriarty senior center in Torrance county;

7 (142) thirty-five thousand dollars (\$35,000)
8 to make improvements, including purchase and installation of
9 equipment, to the Mountainair senior center in Torrance county;

10 (143) eighteen thousand dollars (\$18,000) to
11 purchase and install equipment for senior centers in
12 Mountainair, Estancia and Moriarty in Torrance county;

13 (144) eleven thousand three hundred dollars
14 (\$11,300) to purchase and install equipment for the Clayton
15 senior center in Union county;

16 (145) twelve thousand dollars (\$12,000) to
17 make improvements, including purchase and installation of
18 equipment, to the Clayton senior center in Union county;

19 (146) five thousand nine hundred fifty dollars
20 (\$5,950) to purchase and install meals equipment for the
21 Clayton senior center in Union county;

22 (147) four hundred ninety-eight thousand eight
23 hundred dollars (\$498,800) to plan, design, construct, equip
24 and furnish the Del Rio senior center in Valencia county; and

25 (148) twenty-nine thousand two hundred dollars

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1 (\$29,200) to purchase and install equipment for the Del Rio and
2 Meadow Lake senior centers in Valencia county;

3 B. for library acquisitions at state libraries,
4 public school libraries and academic libraries statewide:

5 (1) to the cultural affairs department, ten
6 million dollars (\$10,000,000) to acquire library books,
7 equipment and library resources for state libraries statewide;

8 (2) to the public education department, ten
9 million dollars (\$10,000,000) to acquire library books,
10 equipment and library resources for public school libraries
11 statewide; and

12 (3) to the higher education department, ten
13 million dollars (\$10,000,000) to acquire library books,
14 equipment and library resources for academic libraries
15 statewide;

16 C. for public school capital improvements
17 statewide:

18 (1) to the public education department:

19 (a) two million dollars (\$2,000,000) to
20 purchase library books for public and charter schools
21 statewide; and

22 (b) four million dollars (\$4,000,000) to
23 purchase school buses statewide; and

24 (2) to the public school capital outlay
25 council, three million dollars (\$3,000,000) to construct

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1 pre-kindergarten classrooms statewide;

2 D. for capital improvements at institutions of
3 higher education and constitutional special schools statewide:

4 (1) to the higher education department:

5 (a) eleven million dollars (\$11,000,000)
6 to design and construct phase 3 of the westside campus of
7 central New Mexico community college in Bernalillo county;

8 (b) four million dollars (\$4,000,000) to
9 plan, design, construct, equip and furnish the allied health
10 building at Clovis community college in Clovis in Curry county;

11 (c) five million dollars (\$5,000,000) to
12 plan, design, construct, equip and furnish upgrades at the
13 central plant at the New Mexico junior college in Hobbs in Lea
14 county;

15 (d) seven million dollars (\$7,000,000)
16 to plan, design, construct, equip and furnish the North
17 American wind research and training center at Mesalands
18 community college in Tucumcari in Quay county;

19 (e) five million dollars (\$5,000,000) to
20 plan, design, construct, equip and furnish the health sciences
21 center at San Juan college in Farmington in San Juan county;

22 (f) one million dollars (\$1,000,000) to
23 plan, design, construct, equip and furnish infrastructure
24 upgrades at San Juan college in Farmington in San Juan county;

25 (g) four million five hundred thousand

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1 dollars (\$4,500,000) to plan, design, construct, equip and
2 furnish the multipurpose education center at Luna community
3 college in Las Vegas in San Miguel county; and

4 (h) four million two hundred thousand
5 dollars (\$4,200,000) to plan, design, construct, equip and
6 furnish the trades and advanced technology center at Santa Fe
7 community college in Santa Fe county;

8 (2) to the board of regents of eastern New
9 Mexico university:

10 (a) four million dollars (\$4,000,000) to
11 plan, design, construct, equip and furnish the educational
12 center at the Roswell branch campus in Chaves county;

13 (b) three million dollars (\$3,000,000)
14 to plan, design, construct, equip and furnish an electrical
15 system upgrade in Portales in Roosevelt county; and

16 (c) nine million seven hundred thousand
17 dollars (\$9,700,000) to plan, design, construct, equip and
18 furnish the technology building renovation in Portales in
19 Roosevelt county;

20 (3) to the board of regents of New Mexico
21 highlands university:

22 (a) eight million dollars (\$8,000,000)
23 to plan, design, construct, equip and furnish infrastructure at
24 New Mexico highlands university in Las Vegas in San Miguel
25 county; and

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1 (b) one million five hundred thousand
2 dollars (\$1,500,000) to complete renovations to the Lora Mangum
3 Shields science building and annex at New Mexico highlands
4 university in Las Vegas in San Miguel county;

5 (4) to the board of regents of New Mexico
6 military institute, five million dollars (\$5,000,000) for
7 renovations, including improvements related to code compliance,
8 at Pearson auditorium in Roswell in Chaves county;

9 (5) to the board of regents of New Mexico
10 institute of mining and technology, nine million five hundred
11 thousand dollars (\$9,500,000) to plan, design, construct, equip
12 and furnish the infrastructure renovation and expansion in
13 Socorro in Socorro county;

14 (6) to the board of regents of New Mexico
15 school for the deaf, three million dollars (\$3,000,000) to
16 plan, design, construct, equip and furnish Dillon hall in Santa
17 Fe in Santa Fe county;

18 (7) to the board of regents of New Mexico
19 state university:

20 (a) twenty-six million dollars
21 (\$26,000,000) to plan, design, construct, equip and furnish the
22 arts complex and to demolish the Hershel Zohn theater in Las
23 Cruces in Dona Ana county;

24 (b) seven million five hundred thousand
25 dollars (\$7,500,000) to design, plan, construct, equip and

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1 furnish the Dona Ana east mesa center to be used primarily for
2 classroom and laboratory space at the Dona Ana branch in Las
3 Cruces in Dona Ana county;

4 (c) three million dollars (\$3,000,000)
5 to plan, design and construct an allied health and university
6 transfer center at the Carlsbad branch campus in Eddy county;

7 (d) two million dollars (\$2,000,000) to
8 plan, design, construct, equip and furnish the southwest center
9 for rangeland sustainability in Corona in Lincoln county; and

10 (e) one million five hundred thousand
11 dollars (\$1,500,000) to plan, design, construct, equip and
12 furnish renovations of the general classroom buildings at the
13 Alamogordo branch campus in Otero county;

14 (8) to the board of regents of northern New
15 Mexico state school, five million five hundred thousand dollars
16 (\$5,500,000) to plan, design, construct, equip and furnish the
17 Ben Lujan learning resource center addition at the Espanola
18 campus in Rio Arriba county;

19 (9) to the board of regents of the university
20 of New Mexico:

21 (a) seven million six hundred thousand
22 dollars (\$7,600,000) to plan, design, construct, equip and
23 furnish the renovation and expansion of the existing biology
24 building in Albuquerque in Bernalillo county;

25 (b) eight million five hundred thousand

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1 dollars (\$8,500,000) to plan, design, construct, equip and
2 furnish the college of education renewal in Albuquerque in
3 Bernalillo county;

4 (c) four million dollars (\$4,000,000) to
5 plan, design, construct, equip and furnish the film and digital
6 media building at Mesa del Sol in Albuquerque in Bernalillo
7 county;

8 (d) eighteen million seven hundred
9 thousand dollars (\$18,700,000) to plan, design, construct,
10 equip and furnish the cancer research and treatment center at
11 the health sciences center in Albuquerque in Bernalillo county;

12 (e) four million five hundred thousand
13 dollars (\$4,500,000) to plan, design, construct, equip and
14 furnish the health sciences center neurosciences research
15 building in Albuquerque in Bernalillo county;

16 (f) two million dollars (\$2,000,000) to
17 plan, design, construct, equip and furnish the learning center
18 in Albuquerque in Bernalillo county; and

19 (g) three million three hundred thousand
20 dollars (\$3,300,000) to plan, design, construct, equip and
21 furnish the classroom completion project at the Taos branch in
22 Taos county; and

23 (10) to the board of regents of western New
24 Mexico university;

25 (a) three million dollars (\$3,000,000)

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1 to plan, design, construct, equip and furnish the Chino
2 computing center renovation in Silver City in Grant county; and

3 (b) eight million dollars (\$8,000,000)
4 to plan, design, construct, equip and furnish infrastructure in
5 Silver City in Grant county.

6 Section 11. ELECTION.--

7 A. Bonds issued pursuant to the 2008 Capital
8 Projects General Obligation Bond Act shall be submitted to the
9 registered voters of the state at the general election to be
10 held in November 2008, and, if they receive a majority of all
11 the votes cast thereon at such election, shall take effect upon
12 certification of the state canvassing board announcing the
13 results of such election. No bonds shall be issued or sold
14 under that act until the registered voters of this state have
15 voted upon and approved the bonds and property tax as provided
16 in this section. Any bonds issued under that act shall be
17 issued within thirty months from the date of such election.

18 B. The ballots used at the 2008 general election
19 shall contain substantially the following language:

20 (1) "The 2008 Capital Projects General
21 Obligation Bond Act authorizes the issuance and sale of senior
22 citizen facility improvement, construction and equipment
23 acquisition bonds. Shall the state be authorized to issue
24 general obligation bonds in an amount not to exceed fifteen
25 million three hundred seventy-two thousand six hundred sixty

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1 dollars (\$15,372,660) to make capital expenditures for certain
2 senior citizen facility improvements, construction and
3 equipment acquisition projects and provide for a general
4 property tax imposition and levy for the payment of principal
5 of, interest on and expenses incurred in connection with the
6 issuance of the bonds and the collection of the tax as
7 permitted by law?

8 For _____ Against _____";

9 (2) "The 2008 Capital Projects General
10 Obligation Bond Act authorizes the issuance and sale of higher
11 educational and special schools capital improvement and
12 acquisition bonds. Shall the state be authorized to issue
13 general obligation bonds in an amount not to exceed one hundred
14 ninety-one million ninety thousand five hundred fifty dollars
15 (\$191,090,550) to make capital expenditures for certain higher
16 educational and special schools capital improvements and
17 acquisitions and provide for a general property tax imposition
18 and levy for the payment of principal of, interest on and
19 expenses incurred in connection with the issuance of the bonds
20 and the collection of the tax as permitted by law?

21 For _____ Against _____";

22 (3) "The 2008 Capital Projects General
23 Obligation Bond Act authorizes the issuance and sale of library
24 acquisition bonds. Shall the state be authorized to issue
25 general obligation bonds in an amount not to exceed thirty-one

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1 million one hundred thirty-seven thousand four hundred dollars
2 (\$31,137,400) to make capital expenditures for library
3 acquisitions and provide for a general property tax imposition
4 and levy for the payment of principal of, interest on and
5 expenses incurred in connection with the issuance of the bonds
6 and the collection of the tax as permitted by law?

7 For _____ Against _____";
8 and

9 (4) "The 2008 Capital Projects General
10 Obligation Bond Act authorizes the issuance and sale of public
11 school capital improvement bonds. Shall the state be
12 authorized to issue general obligation bonds in an amount not
13 to exceed nine million ninety-six thousand eight hundred
14 seventy-five dollars (\$9,096,875) to make capital expenditures
15 for pre-kindergarten classrooms, school bus replacements and
16 library book acquisitions for public schools statewide and
17 provide for a general property tax imposition and levy for the
18 payment of principal of, interest on and expenses incurred in
19 connection with the issuance of the bonds and the collection of
20 the tax as permitted by law?

21 For _____ Against _____".

22 C. Each question set forth in this section includes
23 a specific work or object to be financed by the bonds. If any
24 such question is not approved by a majority vote of the
25 electorate at the state's 2008 general election, the issuance

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1 of bonds for the work or object specified by the question shall
2 be excluded from and shall not be part of the 2008 Capital
3 Projects General Obligation Bond Act. The failure of a
4 question to be approved by the electorate at the 2008 general
5 election shall not affect those questions that are approved at
6 the election.

7 D. The secretary of state shall include the
8 submission of the capital projects general obligation bonds to
9 the people at the 2008 general election, and it shall be
10 included in the general election proclamation of each of the
11 county clerks. The secretary of state shall cause the 2008
12 Capital Projects General Obligation Bond Act to be published in
13 full in at least one newspaper in each county of the state if
14 one be published therein, once each week, for four successive
15 weeks next preceding the general election as required by the
16 constitution of New Mexico.

17 Section 12. ART IN PUBLIC PLACES.--Pursuant to Section
18 13-4A-4 NMSA 1978 and where applicable, the appropriations
19 authorized in the 2008 Capital Projects General Obligation Bond
20 Act include money for the art in public places fund.

21 Section 13. PROJECT SCOPE--EXPENDITURES--REVERSION.--

22 A. If an appropriation for a project authorized in
23 the 2008 Capital Projects General Obligation Bond Act is not
24 sufficient to complete all the purposes specified, the
25 appropriation may be expended for any portion of the purposes

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1 specified in the appropriation. Expenditures shall not be made
2 for purposes other than those specified in the appropriation.

3 B. The state agencies and state institutions to
4 which money has been appropriated in the 2008 Capital Projects
5 General Obligation Bond Act shall be responsible for monitoring
6 the projects funded in that act to ensure compliance with the
7 constitution and laws of New Mexico and shall cause to be
8 reverted any unexpended or unencumbered balance remaining at
9 the earlier of the third full fiscal year after issuance of the
10 bonds or the termination or completion of the specific project.
11 Reverted funds shall be deposited in the debt service fund
12 established by the state treasurer for the purpose of paying
13 the principal of and interest on the state's general obligation
14 bonds.

15 Section 14. SEVERABILITY.--If any part or application of
16 the 2008 Capital Projects General Obligation Bond Act is held
17 invalid, the remainder or its application to other situations
18 or persons shall not be affected.

19 Section 15. EMERGENCY.--It is necessary for the public
20 peace, health and safety that this act take effect immediately.