

SENATE PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR  
SENATE BILL 650

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

AN ACT

RELATING TO FEDERAL FUNDS; CREATING THE RENEWABLE ENERGY AND  
TECHNOLOGY FUND; PROVIDING FOR ADMINISTRATION AND DISTRIBUTION;  
CREATING A TECHNICAL ADVISORY COMMITTEE; PROVIDING POWERS AND  
DUTIES; DECLARING AN EMERGENCY.

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

Section 1. RENEWABLE ENERGY AND TECHNOLOGY FUND--  
CREATED--FEDERAL STIMULUS FUNDS--DEPARTMENT DUTIES--TECHNICAL  
ADVISORY COMMITTEE.--

A. The "renewable energy and technology fund" is  
created as a nonreverting fund in the state treasury. The fund  
consists of legislative appropriations, gifts, grants and  
donations to the fund and federal stimulus distributions,  
including unencumbered federal stimulus funds, to the state  
related to:

.177931.4

underscored material = new  
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- 1 (1) information or innovative technology;
- 2 (2) research, investment or development in
- 3 clean or renewable energy generation transmission and
- 4 infrastructure; and
- 5 (3) other science-related infrastructure,
- 6 education and research.

7 B. The economic development department shall  
8 administer the fund, and money in the fund shall be used to  
9 provide grants for technology- and energy-related projects or  
10 other project-ready programs allowed by the federal stimulus  
11 law or according to provisions of federal appropriations. Any  
12 money from the federal stimulus distributions unencumbered to a  
13 specific project within one year from receipt shall be  
14 deposited in the state treasury to the credit of the fund.  
15 Disbursements from the fund shall be by warrant of the  
16 secretary of finance and administration pursuant to vouchers  
17 signed by the secretary of economic development or the  
18 secretary's authorized representative.

19 C. The "technology and energy stimulus technical  
20 advisory committee" is created, composed of the following  
21 members:

- 22 (1) one member appointed by the governor;
- 23 (2) one member appointed by the speaker of the
- 24 house of representatives;
- 25 (3) one member appointed by the president pro

1 tempore of the senate;

2 (4) one member appointed by the majority floor  
3 leader of the house of representatives;

4 (5) one member appointed by the majority floor  
5 leader of the senate;

6 (6) one member appointed by the minority floor  
7 leader of the house of representatives;

8 (7) one member appointed by the minority floor  
9 leader of the senate;

10 (8) one member appointed by the public  
11 regulation commission;

12 (9) the director of Sandia national  
13 laboratories or the director's designee;

14 (10) the director of Los Alamos national  
15 laboratory or the director's designee;

16 (11) the secretary of economic development or  
17 the secretary's designee; and

18 (12) the president of New Mexico institute of  
19 mining and technology, who shall serve as chair.

20 D. Appointment to the committee shall be made no  
21 later than twenty days after the effective date of this act.  
22 The appointed members of the committee and designees shall be  
23 knowledgeable in at least one area related to:

24 (1) information or innovative technology;

25 (2) research, investment or development in

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1 clean or renewable energy generation and transmission  
2 infrastructure; or

3 (3) other science-related infrastructure,  
4 education or research.

5 E. The committee shall meet at the call of the  
6 chair as necessary to carry out its duties, but no less than  
7 once a month. The first meeting shall be held no later than  
8 May 1, 2009.

9 F. The committee shall:

10 (1) provide no later than one month after the  
11 federal guidelines for the federal American Recovery and  
12 Reinvestment Act of 2009 are published a statewide renewable  
13 energy development strategic plan to distribute money in the  
14 fund;

15 (2) identify project-ready programs to provide  
16 grants and contracts to develop renewable energy and  
17 technology; and

18 (3) provide guidance on the distribution of  
19 money in the fund.

20 G. Members of the committee shall not be entitled  
21 to per diem and mileage expenses. The economic development  
22 department shall serve as staff for the committee.

23 Section 2. AGENCY CONSULTATION ON TECHNOLOGY AND ENERGY-  
24 RELATED PROJECTS.--An agency with a project-ready program for a  
25 technology- or energy-related project that may apply for

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1 federal money pursuant to the federal American Recovery and  
2 Reinvestment Act of 2009 shall provide the technology and  
3 energy stimulus technical advisory committee with the project  
4 information for review and consideration. The technology and  
5 energy stimulus technical advisory committee shall provide  
6 guidance to an agency on the priority of project-ready programs  
7 for which federal money shall be sought. The agency shall give  
8 priority to project-ready programs identified by the committee.

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

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