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HOUSE BILL 467

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

Jim R. Trujillo

AN ACT

RELATING TO CAPITAL EXPENDITURES; AUTHORIZING THE ISSUANCE OF SEVERANCE TAX BONDS; AUTHORIZING EXPENDITURES FROM CERTAIN FUNDS AND BALANCES; CLARIFYING CONDITIONS FOR THE ISSUANCE OF BONDS; ESTABLISHING CONDITIONS FOR THE EXPENDITURE OF SEVERANCE TAX BOND PROCEEDS; ESTABLISHING CONDITIONS FOR THE REVERSION OF UNEXPENDED BALANCES; MAKING APPROPRIATIONS; REAUTHORIZING OR REAPPROPRIATING BALANCES, CHANGING PURPOSES, EXTENDING EXPENDITURE PERIODS AND CHANGING AGENCIES; DECLARING AN EMERGENCY.

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

SECTION 1. 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

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1 Bonding Act in an amount not to exceed the total of the amounts
2 authorized for purposes specified in this act. The state board
3 of finance shall schedule the issuance and sale of the bonds in
4 the most expeditious and economical manner possible upon a
5 finding by the board that the project has been developed
6 sufficiently to justify the issuance and that the project can
7 proceed to contract within a reasonable time. The state board
8 of finance shall further take the appropriate steps necessary
9 to comply with the Internal Revenue Code of 1986, as amended.
10 Proceeds from the sale of the bonds are appropriated for the
11 purposes specified in this act.

12 B. The agencies named in this act shall certify to
13 the state board of finance when the money from the proceeds of
14 the severance tax bonds appropriated in this section is needed
15 for the purposes specified in the applicable section of this
16 act. If an agency has not certified the need for severance tax
17 bond proceeds for a particular project, including projects that
18 have been reauthorized, by the end of fiscal year 2013, the
19 authorization for that project is void.

20 C. Before an agency may certify for the need of
21 severance tax bond proceeds, the project must be developed
22 sufficiently so that the agency reasonably expects to:

23 (1) incur within six months after the
24 applicable bond proceeds are available for the project a
25 substantial binding obligation to a third party to expend at

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1 least five percent of the bond proceeds for the project; and
2 (2) spend at least eighty-five percent of the
3 bond proceeds within three years after the applicable bond
4 proceeds are available for the project.

5 D. Except as otherwise specifically provided by
6 law:

7 (1) the unexpended balance from the proceeds
8 of severance tax bonds appropriated in this act for a project
9 shall revert to the severance tax bonding fund no later than
10 the following dates:

11 (a) for a project for which severance
12 tax bond proceeds were appropriated to match federal grants,
13 six months after completion of the project;

14 (b) for a project for which severance
15 tax bond proceeds were appropriated to purchase vehicles,
16 including emergency vehicles and other vehicles that require
17 special equipment; heavy equipment; books; educational
18 technology; or other equipment or furniture that is not related
19 to a more inclusive construction or renovation project, at the
20 end of the fiscal year two years following the fiscal year in
21 which the severance tax bond proceeds were made available for
22 the purchase; and

23 (c) for any other project for which
24 severance tax bonds were appropriated, within six months of
25 completion of the project, but no later than the end of fiscal

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1 year 2015; and

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

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

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

14 SECTION 2. OTHER FUND APPROPRIATIONS--LIMITATIONS--
15 REVERSIONS.--

16 A. Except as otherwise specifically provided by
17 law:

18 (1) the unexpended balance of an appropriation
19 made in this act from other state funds shall revert no later
20 than the following dates:

21 (a) for a project for which an
22 appropriation was made to match federal grants, six months
23 after completion of the project;

24 (b) for a project for which an
25 appropriation was made to purchase vehicles, including

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1 emergency vehicles and other vehicles that require special
2 equipment; heavy equipment; books; educational technology; or
3 other equipment or furniture that is not related to a more
4 inclusive construction or renovation project, at the end of the
5 fiscal year two years following the fiscal year in which the
6 appropriation was made for the purchase; and

7 (c) for any other project for which an
8 appropriation was made, within six months of completion of the
9 project, but no later than the end of fiscal year 2015; and

10 (2) all remaining balances from an
11 appropriation made in this act for a project shall revert three
12 months after the latest reversion date specified for that type
13 of project in Paragraph (1) of this subsection.

14 B. Except for appropriations to the capital program
15 fund, money from appropriations made in this act shall not be
16 used to pay indirect project costs.

17 C. Except as provided in Subsection E of this
18 section, the balance of an appropriation made from the general
19 fund shall revert in the time frame set forth in Subsection A
20 of this section to the capital projects fund.

21 D. Except as provided in Subsection E of this
22 section, the balance of an appropriation made from other state
23 funds shall revert in the time frame set forth in Subsection A
24 of this section to the originating fund.

25 E. The balance of an appropriation made from the

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1 general fund or other state fund to the Indian affairs
2 department or the aging and long-term services department for a
3 project located on lands of an Indian nation, tribe or pueblo
4 shall revert in the time frame set forth in Subsection A of
5 this section to the tribal infrastructure project fund.

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

10 SECTION 3. ADMINISTRATIVE OFFICE OF THE COURTS PROJECT--
11 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
12 of this act, upon certification by the administrative office of
13 the courts that the need exists for the issuance of the bonds,
14 one million nine hundred seventy-two thousand nine hundred
15 dollars (\$1,972,900) is appropriated to the administrative
16 office of the courts to purchase and install security
17 equipment, including related infrastructure, at judicial
18 district and magistrate courts statewide and to furnish and
19 equip the eighth judicial district courthouse in Taos in Taos
20 county.

21 SECTION 4. AGING AND LONG-TERM SERVICES DEPARTMENT
22 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
23 Section 1 of this act, upon certification by the aging and
24 long-term services department that the need exists for the
25 issuance of the bonds, the following amounts are appropriated

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1 to the aging and long-term services department for the
2 following purposes:

3 1. four hundred seventy-five thousand dollars
4 (\$475,000) to purchase and equip vehicles for senior centers
5 countywide in Bernalillo county;

6 2. fifteen thousand dollars (\$15,000) to make
7 improvements for building code compliance, including purchase
8 and installation of equipment, at the Pajarito senior meal site
9 in Bernalillo county;

10 3. one hundred thousand dollars (\$100,000) to make
11 improvements for building code compliance, including purchase
12 and installation of equipment, to the Rio Bravo senior meal
13 site in Bernalillo county;

14 4. forty-eight thousand dollars (\$48,000) to
15 purchase and equip vehicles for the Pueblo of Isleta senior
16 center in Bernalillo county;

17 5. thirty-eight thousand dollars (\$38,000) to
18 purchase and equip vehicles for senior centers countywide in
19 Chaves county;

20 6. forty-two thousand dollars (\$42,000) to purchase
21 and equip vehicles for the Roswell Joy senior center in Chaves
22 county;

23 7. sixty thousand dollars (\$60,000) to make
24 improvements for building code compliance, including purchase
25 and installation of equipment, to the Ramah chapter senior

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1 center on the Navajo Nation in Cibola county;

2 8. ninety-three thousand dollars (\$93,000) to
3 purchase and equip vehicles for senior centers countywide in
4 Colfax county;

5 9. one hundred forty thousand dollars (\$140,000) to
6 make improvements for building code compliance, including
7 purchase and installation of equipment, to the Raton senior
8 center in Colfax county;

9 10. five thousand dollars (\$5,000) to make
10 improvements for building code compliance, including purchase
11 and installation of equipment, to the Springer senior center in
12 Colfax county;

13 11. sixty thousand dollars (\$60,000) to make
14 improvements for building code compliance, including purchase
15 and installation of equipment, to the Alice Converse senior
16 center in Curry county;

17 12. two hundred fifty thousand dollars (\$250,000)
18 to make improvements for building code compliance, including
19 purchase and installation of equipment, to the Robert Munson
20 senior center in Las Cruces in Dona Ana county;

21 13. eight thousand five hundred dollars (\$8,500) to
22 make improvements for building code compliance, including
23 purchase and installation of equipment, to the Artesia senior
24 center in Eddy county;

25 14. forty-eight thousand dollars (\$48,000) to

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1 purchase and equip vehicles for the Artesia senior center in
2 Eddy county;

3 15. sixty-two thousand dollars (\$62,000) to make
4 improvements for building code compliance, including purchase
5 and installation of equipment, to senior centers countywide in
6 Grant county;

7 16. seventy-eight thousand dollars (\$78,000) to
8 purchase and equip vehicles for the Mimbres and Silver City
9 senior centers in Grant county;

10 17. twenty-five thousand dollars (\$25,000) to
11 purchase and equip vehicles for the Santa Rosa senior center in
12 Guadalupe county;

13 18. six thousand dollars (\$6,000) to make
14 improvements for building code compliance, including purchase
15 and installation of equipment, to the Eunice senior center in
16 Lea county;

17 19. twenty-five thousand dollars (\$25,000) to
18 purchase and equip vehicles for the Tatum senior center in Lea
19 county;

20 20. eighteen thousand five hundred dollars
21 (\$18,500) to make improvements for building code compliance,
22 including purchase and installation of equipment, to the Baca
23 chapter senior center on the Navajo Nation in McKinley county;

24 21. one hundred thousand dollars (\$100,000) to make
25 improvements for building code compliance, including purchase

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1 and installation of equipment, to the Thoreau chapter senior
2 center on the Navajo Nation in McKinley county;

3 22. three hundred thousand dollars (\$300,000) to
4 make improvements for building code compliance, including
5 purchase and installation of equipment, to the Pueblo of Zuni
6 senior center in McKinley county;

7 23. eighteen thousand dollars (\$18,000) to make
8 improvements for building code compliance, including purchase
9 and installation of equipment, to the Pueblo of Isleta senior
10 center in Bernalillo county;

11 24. ninety thousand dollars (\$90,000) to purchase
12 and equip vehicles for the Sacramento Mountain senior center in
13 Otero county;

14 25. ten thousand dollars (\$10,000) to make
15 improvements for building code compliance, including purchase
16 and installation of equipment, to the Beatrice Martinez senior
17 center in Espanola in Rio Arriba county;

18 26. fifty-five thousand dollars (\$55,000) to make
19 improvements for building code compliance, including purchase
20 and installation of equipment, to the Espanola senior center in
21 Rio Arriba county;

22 27. one hundred seven thousand dollars (\$107,000)
23 to purchase and equip vehicles for senior centers countywide in
24 San Juan county;

25 28. twenty-five thousand dollars (\$25,000) to

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1 purchase and equip vehicles for the Bloomfield senior center in
2 San Juan county;

3 29. sixty thousand dollars (\$60,000) to make
4 improvements, including purchase and installation of equipment,
5 to the Nageezi chapter senior center on the Navajo Nation in
6 San Juan county;

7 30. two hundred fifty thousand dollars (\$250,000)
8 to make improvements for building code compliance, including
9 purchase and installation of equipment, to the Sanostee chapter
10 senior center on the Navajo Nation in San Juan county;

11 31. thirty-one thousand dollars (\$31,000) to make
12 improvements for building code compliance, including purchase
13 and installation of equipment, to the Tse'Daa'Kaan chapter
14 senior center on the Navajo Nation in San Juan county;

15 32. fifty thousand dollars (\$50,000) to purchase
16 and equip vehicles for senior centers in Las Vegas and Pecos in
17 San Miguel county;

18 33. one hundred twenty-nine thousand dollars
19 (\$129,000) to purchase and equip vehicles for senior centers at
20 the Pueblo of Sandia, Pueblo of Santa Ana and Pueblo of Zia in
21 Sandoval county;

22 34. eight thousand five hundred dollars (\$8,500) to
23 make improvements for building code compliance, including
24 purchase and installation of equipment, to the Corrales senior
25 center in Sandoval county;

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1 35. forty thousand dollars (\$40,000) to purchase
2 and equip vehicles for the Cuba senior center in Sandoval
3 county;

4 36. eleven thousand dollars (\$11,000) to make
5 improvements for building code compliance, including purchase
6 and installation of equipment, to the Pueblo of Jemez senior
7 center in Sandoval county;

8 37. one hundred seventy-seven thousand dollars
9 (\$177,000) to make improvements for building code compliance,
10 including purchase and installation of equipment, to the Pueblo
11 of Sandia senior center in Bernalillo county;

12 38. two hundred seventy-four thousand dollars
13 (\$274,000) to purchase and equip vehicles for senior centers
14 countywide in Santa Fe county;

15 39. seven thousand one hundred fifty dollars
16 (\$7,150) to make improvements for building code compliance,
17 including purchase and installation of equipment, to the
18 Edgewood senior center in Santa Fe county;

19 40. one hundred seventy-eight thousand dollars
20 (\$178,000) to purchase and equip vehicles for senior centers
21 citywide in Santa Fe in Santa Fe county;

22 41. one hundred twenty-eight thousand four hundred
23 sixty-seven dollars (\$128,467) to make improvements for
24 building code compliance, including purchase and installation
25 of equipment, to the Mary Esther Gonzales senior center in

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1 Santa Fe in Santa Fe county;

2 42. fifty-two thousand twenty-two dollars (\$52,022)
3 to make improvements for building code compliance, including
4 purchase and installation of equipment, to the Truth or
5 Consequences senior center in Sierra county;

6 43. thirteen thousand dollars (\$13,000) to make
7 improvements for building code compliance, including purchase
8 and installation of equipment, to the Socorro senior center in
9 Socorro county;

10 44. three thousand eight hundred sixty-six dollars
11 (\$3,866) to make improvements for building code compliance,
12 including purchase and installation of equipment, to the
13 Chamisal senior center in Taos county;

14 45. thirty-five thousand dollars (\$35,000) to
15 purchase and equip vehicles for the Chamisal senior center in
16 Taos county;

17 46. three thousand eight hundred sixty-six dollars
18 (\$3,866) to make improvements for building code compliance,
19 including purchase and installation of equipment, to the Questa
20 senior center in Taos county;

21 47. sixteen thousand one hundred twenty-nine
22 dollars (\$16,129) to make improvements for building code
23 compliance, including purchase and installation of equipment,
24 to the Des Moines senior center in Union county; and

25 48. one hundred sixty-one thousand dollars

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1 (\$161,000) to purchase and equip vehicles for senior centers
2 countywide in Valencia county.

3 SECTION 5. CAPITAL PROGRAM FUND PROJECTS--SEVERANCE TAX
4 BONDS.--Pursuant to the provisions of Section 1 of this act,
5 upon certification by the property control division of the
6 general services department that the need exists for the
7 issuance of the bonds, the following amounts are appropriated
8 to the capital program fund for the following purposes:

9 1. five hundred thousand dollars (\$500,000) to
10 purchase and install shelving for storage of public records at
11 the commission of public records facility in Albuquerque in
12 Bernalillo county;

13 2. three hundred thirty-four thousand dollars
14 (\$334,000) for improvements and upgrades at the human services
15 department commodities warehouse in Albuquerque in Bernalillo
16 county;

17 3. two hundred thousand dollars (\$200,000) for
18 heating, ventilation and air conditioning upgrades at the
19 workforce solutions department administration building in
20 Albuquerque in Bernalillo county;

21 4. one million two hundred thousand dollars
22 (\$1,200,000) to construct a water and wastewater system to meet
23 environmental standards and regulations at the Roswell
24 correctional facility in Chaves county;

25 5. five hundred thousand dollars (\$500,000) to plan

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1 and design water, wastewater and erosion control improvements
2 at the western New Mexico correctional facility in Cibola
3 county;

4 6. two million dollars (\$2,000,000) to acquire land
5 for and plan and design a juvenile detention facility to
6 implement Cambiar New Mexico in the southeastern part of the
7 state;

8 7. two million dollars (\$2,000,000) for
9 infrastructure upgrades and renovations at the youth diagnostic
10 and development center campus in Albuquerque in Bernalillo
11 county and the John Paul Taylor center in Las Cruces in Dona
12 Ana county;

13 8. seven hundred thousand dollars (\$700,000) to
14 plan, design, renovate and expand the New Mexico state police
15 district office in Espanola in Rio Arriba county;

16 9. five hundred thousand dollars (\$500,000) to
17 stabilize the foundations of buildings at the New Mexico
18 behavioral health institute in Las Vegas in San Miguel county;

19 10. one million five hundred thousand dollars
20 (\$1,500,000) for boiler upgrades at the New Mexico behavioral
21 health institute in Las Vegas in San Miguel county;

22 11. one million three hundred thousand dollars
23 (\$1,300,000) for roof replacement at the New Mexico behavioral
24 health institute in Las Vegas in San Miguel county;

25 12. one million four hundred thousand dollars

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1 (\$1,400,000) to renovate the dormitories, including fire
2 suppression and heating, ventilation and air conditioning
3 systems, at the New Mexico law enforcement academy in Santa Fe
4 county;

5 13. two million dollars (\$2,000,000) for
6 renovations and infrastructure improvements to the Runnels
7 building, including heating, ventilation and air conditioning
8 and electrical systems, and to plan, design and develop the
9 site at the south capitol campus in Santa Fe county;

10 14. ten million dollars (\$10,000,000) for
11 infrastructure improvements and renovations at the Lujan
12 building in Santa Fe in Santa Fe county;

13 15. six million dollars (\$6,000,000) for
14 construction of the Alzheimer's skilled nursing unit at the New
15 Mexico state veterans' home in Truth or Consequences in Sierra
16 county;

17 16. one million dollars (\$1,000,000) to upgrade,
18 repair and equip correctional facilities statewide; and

19 17. five million dollars (\$5,000,000) for repairs,
20 renovations, deferred maintenance, restoration infrastructure
21 improvements and construction at state buildings statewide.

22 SECTION 6. CULTURAL AFFAIRS DEPARTMENT PROJECTS--
23 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
24 of this act, upon certification by the cultural affairs
25 department that the need exists for the issuance of the bonds,

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1 the following amounts are appropriated to the cultural affairs
2 department for the following purposes:

3 1. seven hundred fifty thousand dollars (\$750,000)
4 to construct the education center at the New Mexico museum of
5 natural history and science in Albuquerque in Bernalillo
6 county;

7 2. two hundred twenty-five thousand dollars
8 (\$225,000) for landscaping, signage and purchasing and
9 installing furniture, fixtures and equipment at the national
10 Hispanic cultural center in Albuquerque in Bernalillo county;

11 3. five hundred thousand dollars (\$500,000) to
12 design, construct and install exhibits at Bosque Redondo
13 memorial at Fort Sumner state monument in De Baca county;

14 4. five hundred thousand dollars (\$500,000) to
15 construct, purchase and install water infrastructure,
16 furniture, fixtures and equipment at the center for New Mexico
17 archaeology in Santa Fe county; and

18 5. four million dollars (\$4,000,000) for repairs,
19 upgrades and renovations at state museums and monuments
20 statewide.

21 SECTION 7. CUMBRES AND TOLTEC SCENIC RAILROAD COMMISSION
22 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
23 Section 1 of this act, upon certification by the Cumbres and
24 Toltec scenic railroad commission that the need exists for the
25 issuance of the bonds, the following amounts are appropriated

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1 to the Cumbres and Toltec scenic railroad commission for the
2 following purposes:

3 1. one million dollars (\$1,000,000) for track
4 rehabilitation and improvements to the Cumbres and Toltec
5 scenic railroad in Rio Arriba county; and

6 2. five hundred thousand dollars (\$500,000) to
7 rehabilitate the boiler system and make other improvements to
8 comply with federal standards.

9 SECTION 8. ECONOMIC DEVELOPMENT DEPARTMENT PROJECT--
10 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
11 of this act, upon certification by the economic development
12 department that the need exists for the issuance of the bonds,
13 one million dollars (\$1,000,000) is appropriated to the
14 economic development department for mainstreet infrastructure
15 and renovation projects statewide.

16 SECTION 9. STATE PARKS DIVISION OF THE ENERGY, MINERALS
17 AND NATURAL RESOURCES DEPARTMENT PROJECT--SEVERANCE TAX
18 BONDS.--Pursuant to the provisions of Section 1 of this act,
19 upon certification by the state parks division of the energy,
20 minerals and natural resources department that the need exists
21 for the issuance of the bonds, two million dollars (\$2,000,000)
22 is appropriated to the state parks division of the energy,
23 minerals and natural resources department for renovation and
24 infrastructure improvements at state parks statewide.

25 SECTION 10. OFFICE OF THE STATE ENGINEER PROJECT--

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1 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
2 of this act, upon certification by the office of the state
3 engineer that the need exists for the issuance of the bonds,
4 two million seven hundred thousand dollars (\$2,700,000) is
5 appropriated to the office of the state engineer to construct
6 the dam spillway in Springer in Colfax county.

7 SECTION 11. STATE FAIR COMMISSION PROJECT--SEVERANCE TAX
8 BONDS.--Pursuant to the provisions of Section 1 of this act,
9 upon certification by the state fair commission that the need
10 exists for the issuance of the bonds, three million dollars
11 (\$3,000,000) is appropriated to the state fair commission for
12 deferred maintenance improvements, including fire suppression
13 and electrical infrastructure, at the New Mexico state
14 fairgrounds in Albuquerque in Bernalillo county.

15 SECTION 12. DEPARTMENT OF HEALTH PROJECT--SEVERANCE TAX
16 BONDS.--Pursuant to the provisions of Section 1 of this act,
17 upon certification by the department of health that the need
18 exists for the issuance of the bonds, two hundred thousand
19 dollars (\$200,000) is appropriated to the department of health
20 for vehicle replacement to comply with the Americans with
21 Disabilities Act of 1990 at the New Mexico behavioral health
22 institute in Las Vegas in San Miguel county.

23 SECTION 13. HUMAN SERVICES DEPARTMENT PROJECT--SEVERANCE
24 TAX BONDS.--Pursuant to the provisions of Section 1 of this
25 act, upon certification by the human services department that

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1 the need exists for the issuance of the bonds, two hundred
2 fifty thousand dollars (\$250,000) is appropriated to the human
3 services department to upgrade voice and data wiring and
4 purchase and install backup cooling units for the computer
5 systems at human services department offices in Farmington,
6 Hobbs, Albuquerque and Espanola.

7 SECTION 14. DEPARTMENT OF INFORMATION TECHNOLOGY

8 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
9 Section 1 of this act, upon certification by the department of
10 information technology that the need exists for the issuance of
11 the bonds, five hundred thousand dollars (\$500,000) is
12 appropriated to the department of information technology to
13 upgrade infrastructure for the state's enterprise email system.

14 SECTION 15. DEPARTMENT OF PUBLIC SAFETY PROJECT--

15 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
16 of this act, upon certification by the department of public
17 safety that the need exists for the issuance of the bonds, two
18 million five hundred thousand dollars (\$2,500,000) is
19 appropriated to the department of public safety to purchase and
20 equip vehicles, including installing satellite communication
21 upgrades.

22 SECTION 16. NEW MEXICO SCHOOL FOR THE BLIND AND VISUALLY

23 IMPAIRED AND NEW MEXICO SCHOOL FOR THE DEAF PROJECTS--PUBLIC
24 SCHOOL CAPITAL OUTLAY FUND--SEVERANCE TAX BONDS.--Pursuant to
25 the provisions of Section 1 of this act, upon certification by

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1 the public school capital outlay council that the need exists
2 for the issuance of the bonds, the following amounts are
3 appropriated to the public school capital outlay fund for the
4 following purposes:

5 1. three million five hundred thousand dollars
6 (\$3,500,000) for renovating Watkins education center and for
7 other infrastructure improvements to address critical
8 deficiencies and to comply with the requirements of the
9 Americans with Disabilities Act of 1990 at the New Mexico
10 school for the blind and visually impaired in Alamogordo in
11 Otero county; and

12 2. five million dollars (\$5,000,000) for
13 improvements, including fire suppression and improvements to
14 comply with the Americans with Disabilities Act of 1990, and
15 other renovations to Dillon hall and to address critical
16 deficiencies at the New Mexico school for the deaf in Santa Fe
17 in Santa Fe county.

18 SECTION 17. SUPREME COURT BUILDING COMMISSION PROJECTS--
19 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
20 of this act, upon certification by the supreme court building
21 commission that the need exists for the issuance of the bonds,
22 the following amounts are appropriated to the supreme court
23 building commission for the following purposes:

24 1. three million dollars (\$3,000,000) for upgrades,
25 electrical infrastructure and renovations, including

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1 improvements to comply with the Americans with Disabilities Act
2 of 1990, at the supreme court law library in Santa Fe in Santa
3 Fe county; and

4 2. seven hundred eighty thousand dollars (\$780,000)
5 to replace or upgrade the roof at the supreme court building in
6 Santa Fe in Santa Fe county.

7 SECTION 18. HIGHER EDUCATION DEPARTMENT PROJECT--
8 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
9 of this act, upon certification by the higher education
10 department that the need exists for the issuance of the bonds,
11 twenty million dollars (\$20,000,000) is appropriated to the
12 higher education department for critical infrastructure
13 improvements to address needs impacting the health and safety
14 of students, staff and the public at state institutions of
15 higher learning statewide; provided that the criteria and
16 application process for project eligibility shall be developed
17 by the higher education department's capital projects review
18 and approval committee; and provided further that the criteria,
19 application process and allocations shall be subject to review
20 by the legislative finance committee and approval by the state
21 board of finance.

22 SECTION 19. WASTEWATER FACILITY CONSTRUCTION LOAN FUND
23 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
24 Section 1 of this act, upon certification by the department of
25 environment that the need exists for the issuance of the bonds,

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1 two million dollars (\$2,000,000) is appropriated to the
2 wastewater facility construction loan fund to implement the
3 provisions of the Wastewater Facility Construction Loan Act or
4 to provide state matching funds required by the terms of any
5 federal grant under the Clean Water Act.

6 SECTION 20. DEPARTMENT OF GAME AND FISH PROJECTS--
7 APPROPRIATIONS FROM THE GAME AND FISH BOND RETIREMENT FUND.--

8 The following amounts are appropriated from the game and fish
9 bond retirement fund to the department of game and fish for
10 expenditure in fiscal years 2011 through 2015, unless otherwise
11 provided for in Section 2 of this act, for the following
12 purposes:

13 1. two hundred fifty thousand dollars (\$250,000)
14 for wildlife management area facility improvements statewide;
15 and

16 2. three hundred thousand dollars (\$300,000) to
17 replace water pipelines at the hatchery in Red River in Taos
18 county.

19 SECTION 21. DEPARTMENT OF GAME AND FISH PROJECTS--
20 APPROPRIATIONS FROM THE GAME PROTECTION FUND.--

21 The following
22 amounts are appropriated from the game protection fund to the
23 department of game and fish for expenditure in fiscal years
24 2011 through 2015, unless otherwise provided for in Section 2
of this act, for the following purposes:

25 1. one hundred twenty-five thousand dollars

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1 (\$125,000) for improvements related to safety compliance at the
2 Clayton, Snow, Quemado and Hopewell lake fisheries and their
3 associated dams and spillways; and

4 2. two hundred thousand dollars (\$200,000) to
5 replace water pipelines at the hatchery in Red River in Taos
6 county.

7 SECTION 22. DEPARTMENT OF GAME AND FISH PROJECT--
8 APPROPRIATION FROM THE HABITAT MANAGEMENT FUND.--Two hundred
9 fifty thousand dollars (\$250,000) is appropriated from the
10 habitat management fund to the department of game and fish for
11 expenditure in fiscal years 2011 through 2015, unless otherwise
12 provided for in Section 2 of this act, for improvements related
13 to safety compliance at the Clayton, Snow, Quemado and Hopewell
14 lake fisheries and their associated dams and spillways.

15 SECTION 23. DEPARTMENT OF TRANSPORTATION PROJECTS--
16 APPROPRIATIONS FROM THE STATE ROAD FUND.--The following amounts
17 are appropriated from the state road fund to the department of
18 transportation for expenditure in fiscal years 2011 through
19 2015, unless otherwise provided for in Section 2 of this act,
20 for the following purposes:

21 1. one million dollars (\$1,000,000) for capital
22 improvements to the New Mexico rail runner express; and

23 2. three hundred fifty thousand dollars (\$350,000)
24 for purchase, installation and construction of salt storage
25 facilities statewide.

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1 **SECTION 24. STATE ARMORY RENOVATIONS STATEWIDE--CHANGE**
2 PURPOSE FROM SANTA FE AVIATION READINESS CENTER--CHANGE AGENCY--
3 SEVERANCE TAX BONDS.--The unexpended balance of the
4 appropriation to the department of military affairs in Laws
5 2008, Chapter 92, Section 22 to renovate the Santa Fe aviation
6 readiness center in Santa Fe county shall not be expended for
7 the original purpose but is appropriated to the state armory
8 board to renovate and repair armories statewide. The time of
9 expenditure is extended through fiscal year 2014.

10 **SECTION 25. MINERS' HOSPITAL FLOORING--CHANGE PURPOSE**
11 FROM DIGITAL DISPENSING SYSTEM--MINERS' TRUST FUND.--The
12 unexpended balance of the appropriation from the miners' trust
13 fund to the miners' hospital in Laws 2009, Chapter 125, Section
14 44 to purchase and install a dispensing system shall not be
15 expended for the original purpose but is changed to replace
16 flooring at the long-term care facility at the miners'
17 hospital, also known as miners' Colfax medical center, in Raton
18 in Colfax county. The time of expenditure is extended through
19 fiscal year 2014.

20 **SECTION 26. PROJECT SCOPE--EXPENDITURES.--If an**
21 appropriation for a project authorized in this act is not
22 sufficient to complete all the purposes specified, the
23 appropriation may be expended for any portion of the purposes
24 specified in the appropriation. Expenditures shall not be made
25 for purposes other than those specified in the appropriation.

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