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SENATE BILL 218

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

INTRODUCED BY

Carlos R. Cisneros

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. fifty thousand dollars (\$50,000) to plan and
5 design the renovation and expansion of the workforce connection
6 center in Deming in Luna county;

7 7. two million nine hundred thousand dollars
8 (\$2,900,000) to renovate and equip the kitchens at the southern
9 New Mexico correctional facility in Dona Ana county and the
10 central New Mexico correctional facility in Valencia county;

11 8. ten million dollars (\$10,000,000) to upgrade the
12 heating, ventilation and air conditioning systems and
13 infrastructure at the southern New Mexico correctional facility
14 in Dona Ana county, the central New Mexico correctional
15 facility in Valencia county and the western New Mexico
16 correctional facility in Cibola county;

17 9. two million dollars (\$2,000,000) to acquire land
18 for and plan and design a juvenile detention facility to
19 implement Cambiar New Mexico in the southeastern part of the
20 state;

21 10. two million dollars (\$2,000,000) for
22 infrastructure upgrades and renovations at the youth diagnostic
23 and development center campus in Albuquerque in Bernalillo
24 county and the John Paul Taylor center in Las Cruces in Dona
25 Ana county;

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1 11. seven hundred thousand dollars (\$700,000) to
2 plan, design, renovate and expand the New Mexico state police
3 district office in Espanola in Rio Arriba county;

4 12. five hundred thousand dollars (\$500,000) to
5 stabilize the foundations of buildings at the New Mexico
6 behavioral health institute in Las Vegas in San Miguel county;

7 13. one million five hundred thousand dollars
8 (\$1,500,000) for boiler upgrades at the New Mexico behavioral
9 health institute in Las Vegas in San Miguel county;

10 14. three hundred thousand dollars (\$300,000) for
11 chiller purchase and installation at the New Mexico behavioral
12 health institute in Las Vegas in San Miguel county;

13 15. one million dollars (\$1,000,000) to plan and
14 design a forensic unit at the New Mexico behavioral health
15 institute in Las Vegas in San Miguel county;

16 16. two million five hundred thousand dollars
17 (\$2,500,000) for infrastructure improvements at the New Mexico
18 behavioral health institute in Las Vegas in San Miguel county;

19 17. one million three hundred thousand dollars
20 (\$1,300,000) for construction of the New Meadows buildings at
21 the New Mexico behavioral health institute in Las Vegas in San
22 Miguel county;

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

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1 19. one million five hundred thousand dollars
2 (\$1,500,000) for security upgrades at the New Mexico behavioral
3 health institute in Las Vegas in San Miguel county;

4 20. fifty thousand dollars (\$50,000) to plan and
5 design the renovation and expansion of the workforce connection
6 center in Las Vegas in San Miguel county;

7 21. one million four hundred thousand dollars
8 (\$1,400,000) to renovate the dormitories, including fire
9 suppression and heating, ventilation and air conditioning
10 systems, at the New Mexico law enforcement academy in Santa Fe
11 county;

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

17 23. ten million dollars (\$10,000,000) for
18 infrastructure improvements and renovations at the Lujan
19 building in Santa Fe in Santa Fe county;

20 24. six million dollars (\$6,000,000) for
21 construction of the Alzheimer's skilled nursing unit at the New
22 Mexico state veterans' home in Truth or Consequences in Sierra
23 county;

24 25. two million six hundred thousand dollars
25 (\$2,600,000) for electrical system upgrades at the New Mexico

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1 state veterans' home in Truth or Consequences in Sierra county;

2 26. seven hundred thousand dollars (\$700,000) for
3 heating, ventilation and air conditioning system improvements
4 and system isolation at the New Mexico state veterans' home in
5 Truth or Consequences in Sierra county;

6 27. one million dollars (\$1,000,000) to upgrade,
7 repair and equip correctional facilities statewide;

8 28. two million dollars (\$2,000,000) for
9 demolition, decommissioning and asbestos abatement of state
10 buildings, including structures on the campuses of Fort Bayard
11 medical center in Grant county, the old Roswell rehabilitation
12 center in Chaves county, the oil conservancy building in Hobbs
13 in Lea county and the youth diagnostic and development center
14 in Albuquerque in Bernalillo county; and

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

18 SECTION 6. CULTURAL AFFAIRS DEPARTMENT PROJECTS--
19 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
20 of this act, upon certification by the cultural affairs
21 department that the need exists for the issuance of the bonds,
22 the following amounts are appropriated to the cultural affairs
23 department for the following purposes:

24 1. seven hundred fifty thousand dollars (\$750,000)
25 to construct the education center at the New Mexico museum of

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1 natural history and science in Albuquerque in Bernalillo
2 county;

3 2. two hundred twenty-five thousand dollars
4 (\$225,000) for landscaping, signage and purchasing and
5 installing furniture, fixtures and equipment at the national
6 Hispanic cultural center in Albuquerque in Bernalillo county;

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

10 4. one million dollars (\$1,000,000) to construct
11 and install outdoor exhibits and security fencing at the New
12 Mexico farm and ranch heritage museum in Las Cruces in Dona Ana
13 county;

14 5. one hundred thousand dollars (\$100,000) for
15 property acquisition at Fort Selden state monument in Radium
16 Springs in Dona Ana county;

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

21 7. four million dollars (\$4,000,000) for repairs,
22 upgrades and renovations at state museums and monuments
23 statewide.

24 SECTION 7. CUMBRES AND TOLTEC SCENIC RAILROAD COMMISSION
25 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of

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1 Section 1 of this act, upon certification by the Cumbres and
2 Toltec scenic railroad commission that the need exists for the
3 issuance of the bonds, the following amounts are appropriated
4 to the Cumbres and Toltec scenic railroad commission for the
5 following purposes:

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

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

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

19 SECTION 9. PUBLIC EDUCATION DEPARTMENT PROJECT--SEVERANCE
20 TAX BONDS.--Pursuant to the provisions of Section 1 of this
21 act, upon certification by the public education department that
22 the need exists for the issuance of the bonds, four million
23 three hundred thousand dollars (\$4,300,000) is appropriated to
24 the public education department to purchase school buses
25 statewide.

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1 **SECTION 10. STATE PARKS DIVISION OF THE ENERGY, MINERALS**
2 **AND NATURAL RESOURCES DEPARTMENT PROJECT--SEVERANCE TAX**
3 **BONDS.--**Pursuant to the provisions of Section 1 of this act,
4 upon certification by the state parks division of the energy,
5 minerals and natural resources department that the need exists
6 for the issuance of the bonds, two million dollars (\$2,000,000)
7 is appropriated to the state parks division of the energy,
8 minerals and natural resources department for renovation and
9 infrastructure improvements at state parks statewide.

10 **SECTION 11. OFFICE OF THE STATE ENGINEER PROJECTS--**
11 **SEVERANCE TAX BONDS.--**Pursuant to the provisions of Section 1
12 of this act, upon certification by the office of the state
13 engineer that the need exists for the issuance of the bonds,
14 the following amounts are appropriated to the office of the
15 state engineer for the following purposes:

- 16 1. two million seven hundred thousand dollars
17 (\$2,700,000) to construct the dam spillway in Springer in
18 Colfax county; and
- 19 2. two hundred thousand dollars (\$200,000) to
20 purchase and install surface and ground water meters to assess
21 water use, water supply, impairment, public welfare,
22 conservation and water accountability statewide.

23 **SECTION 12. DEPARTMENT OF ENVIRONMENT PROJECT--SEVERANCE**
24 **TAX BONDS.--**Pursuant to the provisions of Section 1 of this
25 act, upon certification by the department of environment that

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1 the need exists for the issuance of the bonds, one million five
2 hundred thousand dollars (\$1,500,000) is appropriated to the
3 department of environment to plan, design and construct
4 improvements to the water supply and distribution system,
5 including replacing wells and fire pumps, serving the Santa
6 Teresa port of entry and surrounding areas of Dona Ana county.

7 SECTION 13. 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 14. DEPARTMENT OF FINANCE AND ADMINISTRATION
16 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
17 Section 1 of this act, upon certification by the department of
18 finance and administration that the need exists for the
19 issuance of the bonds, two million dollars (\$2,000,000) is
20 appropriated to the department of finance and administration
21 for colonias infrastructure improvements statewide.

22 SECTION 15. DEPARTMENT OF HEALTH PROJECTS--SEVERANCE TAX
23 BONDS.--Pursuant to the provisions of Section 1 of this act,
24 upon certification by the department of health that the need
25 exists for the issuance of the bonds, the following amounts are

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1 appropriated to the department of health for the following
2 purposes:

3 1. one million three hundred thousand dollars
4 (\$1,300,000) to purchase and install equipment at the New
5 Mexico behavioral health institute in Las Vegas in San Miguel
6 county;

7 2. two hundred thousand dollars (\$200,000) for
8 vehicle replacement to comply with the Americans with
9 Disabilities Act of 1990 at the New Mexico behavioral health
10 institute in Las Vegas in San Miguel county; and

11 3. four hundred fifty thousand dollars (\$450,000)
12 to purchase and install analytical equipment for the scientific
13 laboratory division in Albuquerque in Bernalillo county.

14 SECTION 16. HUMAN SERVICES DEPARTMENT PROJECT--SEVERANCE
15 TAX BONDS.--Pursuant to the provisions of Section 1 of this
16 act, upon certification by the human services department that
17 the need exists for the issuance of the bonds, two hundred
18 fifty thousand dollars (\$250,000) is appropriated to the human
19 services department to upgrade voice and data wiring and
20 purchase and install backup cooling units for the computer
21 systems at human services department offices in Farmington,
22 Hobbs, Albuquerque and Espanola.

23 SECTION 17. DEPARTMENT OF INFORMATION TECHNOLOGY
24 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
25 Section 1 of this act, upon certification by the department of

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1 information technology that the need exists for the issuance of
2 the bonds, the following amounts are appropriated to the
3 department of information technology for the following
4 purposes:

5 1. five hundred thousand dollars (\$500,000) to
6 upgrade infrastructure for the state's enterprise email system;

7 2. two million six hundred thousand dollars
8 (\$2,600,000) for two-way radios and antenna systems and
9 upgrades to support radio communications for agencies
10 statewide; and

11 3. five hundred thousand dollars (\$500,000) for
12 telephone system upgrades statewide.

13 SECTION 18. DEPARTMENT OF MILITARY AFFAIRS

14 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
15 Section 1 of this act, upon certification by the department of
16 military affairs that the need exists for the issuance of the
17 bonds, one million six hundred thousand dollars (\$1,600,000) is
18 appropriated to the department of military affairs to design
19 and construct a readiness center in Farmington in San Juan
20 county.

21 SECTION 19. DEPARTMENT OF PUBLIC SAFETY PROJECT--

22 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
23 of this act, upon certification by the department of public
24 safety that the need exists for the issuance of the bonds, two
25 million five hundred thousand dollars (\$2,500,000) is

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1 appropriated to the department of public safety to purchase and
2 equip vehicles, including installing satellite communication
3 upgrades.

4 SECTION 20. NEW MEXICO SCHOOL FOR THE BLIND AND VISUALLY
5 IMPAIRED AND NEW MEXICO SCHOOL FOR THE DEAF PROJECTS--PUBLIC
6 SCHOOL CAPITAL OUTLAY FUND--SEVERANCE TAX BONDS.--Pursuant to
7 the provisions of Section 1 of this act, upon certification by
8 the public school capital outlay council that the need exists
9 for the issuance of the bonds, the following amounts are
10 appropriated to the public school capital outlay fund for the
11 following purposes:

12 1. three million five hundred thousand dollars
13 (\$3,500,000) for renovating Watkins education center and for
14 other infrastructure improvements to address critical
15 deficiencies and to comply with the requirements of the
16 Americans with Disabilities Act of 1990 at the New Mexico
17 school for the blind and visually impaired in Alamogordo in
18 Otero county; and

19 2. five million dollars (\$5,000,000) for
20 improvements, including fire suppression and improvements to
21 comply with the Americans with Disabilities Act of 1990, and
22 other renovations to Dillon hall and to address critical
23 deficiencies at the New Mexico school for the deaf in Santa Fe
24 in Santa Fe county.

25 SECTION 21. SECRETARY OF STATE PROJECT--SEVERANCE TAX

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1 BONDS.--Pursuant to the provisions of Section 1 of this act,
2 upon certification by the secretary of state that the need
3 exists for the issuance of the bonds, two hundred thousand
4 dollars (\$200,000) is appropriated to the secretary of state
5 for information technology upgrades, including computers and
6 servers, at the secretary of state's office in Santa Fe in
7 Santa Fe county.

8 SECTION 22. SUPREME COURT BUILDING COMMISSION PROJECTS--

9 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
10 of this act, upon certification by the supreme court building
11 commission that the need exists for the issuance of the bonds,
12 the following amounts are appropriated to the supreme court
13 building commission for the following purposes:

14 1. three million dollars (\$3,000,000) for upgrades,
15 electrical infrastructure and renovations, including
16 improvements to comply with the Americans with Disabilities Act
17 of 1990, at the supreme court law library in Santa Fe in Santa
18 Fe county; and

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

22 SECTION 23. TAXATION AND REVENUE DEPARTMENT PROJECTS--

23 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
24 of this act, upon certification by the taxation and revenue
25 department that the need exists for the issuance of the bonds,

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1 the following amounts are appropriated to the taxation and
2 revenue department for the following purposes:

3 1. three hundred thirty thousand dollars (\$330,000)
4 to purchase and install mail extraction units in Santa Fe in
5 Santa Fe county; and

6 2. two hundred fifty thousand dollars (\$250,000) to
7 purchase and install microfilm equipment, including scanners
8 for the image processing unit, in Santa Fe in Santa Fe county.

9 SECTION 24. DEPARTMENT OF TRANSPORTATION PROJECT--
10 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
11 of this act, upon certification by the department of
12 transportation that the need exists for the issuance of the
13 bonds, three hundred fifty thousand dollars (\$350,000) is
14 appropriated to the department of transportation to construct a
15 commercial lane, including related infrastructure, on the
16 southbound road at the port of entry in Santa Teresa in Dona
17 Ana county.

18 SECTION 25. STATE ROAD FUND PROJECT--SEVERANCE TAX
19 BONDS.--Pursuant to the provisions of Section 1 of this act,
20 upon certification by the department of transportation that the
21 need exists for the issuance of the bonds, one hundred million
22 dollars (\$100,000,000) is appropriated to the state road fund
23 for state highway improvements, including pavement preservation
24 treatments, pavement overlay, rehabilitation and highway
25 reconstruction statewide.

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1 **SECTION 26. HIGHER EDUCATION DEPARTMENT PROJECT--**
2 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
3 of this act, upon certification by the higher education
4 department that the need exists for the issuance of the bonds,
5 twenty million dollars (\$20,000,000) is appropriated to the
6 higher education department for critical infrastructure
7 improvements to address needs impacting the health and safety
8 of students, staff and the public at state institutions of
9 higher learning statewide; provided that the criteria and
10 application process for project eligibility shall be developed
11 by the higher education department's capital projects review
12 and approval committee; and provided further that the criteria,
13 application process and allocations shall be subject to review
14 by the legislative finance committee and approval by the state
15 board of finance.

16 **SECTION 27. WASTEWATER FACILITY CONSTRUCTION LOAN FUND**
17 **PROJECT--SEVERANCE TAX BONDS.--**Pursuant to the provisions of
18 Section 1 of this act, upon certification by the department of
19 environment that the need exists for the issuance of the bonds,
20 two million dollars (\$2,000,000) is appropriated to the
21 wastewater facility construction loan fund to implement the
22 provisions of the Wastewater Facility Construction Loan Act or
23 to provide state matching funds required by the terms of any
24 federal grant under the Clean Water Act.

25 **SECTION 28. DEPARTMENT OF GAME AND FISH PROJECTS--**

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1 APPROPRIATIONS FROM THE GAME AND FISH BOND RETIREMENT FUND.--
2 The following amounts are appropriated from the game and fish
3 bond retirement fund to the department of game and fish for
4 expenditure in fiscal years 2011 through 2015, unless otherwise
5 provided for in Section 2 of this act, for the following
6 purposes:

7 1. two hundred fifty thousand dollars (\$250,000)
8 for wildlife management area facility improvements statewide;
9 and

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

13 SECTION 29. DEPARTMENT OF GAME AND FISH PROJECTS--
14 APPROPRIATIONS FROM THE GAME PROTECTION FUND.--The following
15 amounts are appropriated from the game protection fund to the
16 department of game and fish for expenditure in fiscal years
17 2011 through 2015, unless otherwise provided for in Section 2
18 of this act, for the following purposes:

19 1. one hundred twenty-five thousand dollars
20 (\$125,000) for improvements related to safety compliance at the
21 Clayton, Snow, Quemado and Hopewell lake fisheries and their
22 associated dams and spillways; and

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

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1 **SECTION 30. DEPARTMENT OF GAME AND FISH PROJECT--**
2 APPROPRIATION FROM THE HABITAT MANAGEMENT FUND.--Two hundred
3 fifty thousand dollars (\$250,000) is appropriated from the
4 habitat management fund to the department of game and fish for
5 expenditure in fiscal years 2011 through 2015, unless otherwise
6 provided for in Section 2 of this act, for improvements related
7 to safety compliance at the Clayton, Snow, Quemado and Hopewell
8 lake fisheries and their associated dams and spillways.

9 **SECTION 31. DEPARTMENT OF TRANSPORTATION PROJECTS--**
10 APPROPRIATIONS FROM THE STATE ROAD FUND.--The following amounts
11 are appropriated from the state road fund to the department of
12 transportation for expenditure in fiscal years 2011 through
13 2015, unless otherwise provided for in Section 2 of this act,
14 for the following purposes:

- 15 1. one million dollars (\$1,000,000) for capital
- 16 improvements to the New Mexico rail runner express; and
- 17 2. three hundred fifty thousand dollars (\$350,000)
- 18 for purchase, installation and construction of salt storage
- 19 facilities statewide.

20 **SECTION 32. STATE ARMORY RENOVATIONS STATEWIDE--CHANGE**
21 PURPOSE FROM SANTA FE AVIATION READINESS CENTER--CHANGE AGENCY--
22 SEVERANCE TAX BONDS.--The unexpended balance of the
23 appropriation to the department of military affairs in Laws
24 2008, Chapter 92, Section 22 to renovate the Santa Fe aviation
25 readiness center in Santa Fe county shall not be expended for

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1 the original purpose but is appropriated to the state armory
2 board to renovate and repair armories statewide. The time of
3 expenditure is extended through fiscal year 2014.

4 SECTION 33. MINERS' HOSPITAL FLOORING--CHANGE PURPOSE
5 FROM DIGITAL DISPENSING SYSTEM--MINERS' TRUST FUND.--The
6 unexpended balance of the appropriation from the miners' trust
7 fund to the miners' hospital in Laws 2009, Chapter 125, Section
8 44 to purchase and install a dispensing system shall not be
9 expended for the original purpose but is changed to replace
10 flooring at the long-term care facility at the miners'
11 hospital, also known as miners' Colfax medical center, in Raton
12 in Colfax county. The time of expenditure is extended through
13 fiscal year 2014.

14 SECTION 34. PROJECT SCOPE--EXPENDITURES.--If an
15 appropriation for a project authorized in this act is not
16 sufficient to complete all the purposes specified, the
17 appropriation may be expended for any portion of the purposes
18 specified in the appropriation. Expenditures shall not be made
19 for purposes other than those specified in the appropriation.

20 SECTION 35. ART IN PUBLIC PLACES.--Pursuant to Section
21 13-4A-4 NMSA 1978 and where applicable, the appropriations
22 authorized in this act include one percent for the art in
23 public places fund.

24 SECTION 36. EMERGENCY.--It is necessary for the public
25 peace, health and safety that this act take effect immediately.

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