

March 7, 2018

HOUSE EXECUTIVE MESSAGE NO. 152

The Honorable Brian Egolf, Jr., Speaker of the House and
Members of the House of Representatives
State Capitol Building
Santa Fe, NM 87501

Honorable Speaker Egolf and Members of the House:

For the eighth straight year, the capital outlay bill passed by the Legislature contains some of the same pork projects that continue to trouble the state of New Mexico. These projects do not create jobs, nor have a lasting impact on our economy.

As I've stressed time and again, capital outlay funding should always be used for projects that create jobs, address critical infrastructure needs, and have a long-term positive economic impact. State resources should be focused on projects which are too expensive for a local entity to remedy, or are potentially disruptive to public life and public safety. Instead, as evidenced by many of the projects included in this bill, the Legislature continues to support projects that will sit idle because they are poorly funded, planned, vetted, or titled.

Once again, the Legislature refused to approve legislation that would ensure public funds are spent effectively and efficiently. Not only does the Legislature refuse to address the weaknesses in the current system, but it also chooses to hide the way each legislator allocates capital dollars. It is unfortunate that our legislative body does not see fit to enforce upon itself the level of transparency it so frequently demands of other governmental agencies. Despite best efforts, legislation intended to increase needed transparency continues to stall.

The Department of Finance and Administration, in collaboration with the Legislative Finance Committee, reviewed a large number of projects that have had no activity, as far back as 2004. As a result, 112 projects, totaling almost \$11 million dollars, were swept and used to address solvency needs. Last year, more projects were presented to the State Board of Finance, which approved the reassignment of 25 project bond proceeds to projects considered shovel-ready. The total amount of reassigned projects was \$1.6 million dollars.

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Because the Legislature refuses to support necessary changes, I have been forced to ensure that scarce capital dollars are spent effectively and efficiently. It is imperative to safeguard public funds and ensure expenditure within the timeframe identified in legislation. Administrative improvements made so far include:

- Executive Order 2013-006, which requires that entities be compliant with the Audit Act and its reporting requirements;
- Anti-donation clearance protocol;
- Enforcement of monthly reporting requirements; and
- Concurrent bill review and the bond questionnaire processes.

State projects, higher education institutions, and aging projects go through a rigorous vetting process. The state facility priority projects in this bill include:

- Funding for security systems in schools statewide;
- Critical upgrades to corrections, CYFD, health facilities, national guard facilities, and state police;
- Watershed and forest-thinning to protect communities and environments;
- A new helicopter for State Police for search and rescue;
- New school buses for students in every corner of the state;
- Public safety telecommunications; and
- Construction of a new Vital Records Office to meet the demands of Real ID.

This bill has a number of projects in which local entities cannot demonstrate that tax payer dollars are protected from fraud and abuse.

A number of legislators chose to pool their individual capital funding allocations to complete large-scale projects. A couple of examples include \$1.9 million for New Mexico Highway 347 in Sandoval and Bernalillo Counties, and \$2.5 million for a bridge replacement in San Juan County. These legislators should be applauded for funding projects that will have a lasting positive impact in their communities.

I have this day SIGNED HOUSE TAXATION AND REVENUE COMMITTEE SUBSTITUTE FOR HOUSE BILL 306, with emergency clause, enacted by the Fifty-Third Legislature, Second Session, 2018, except the following parts or parts, items or items, which I have vetoed pursuant to Article IV, Section 22 of the Constitution of the State of New Mexico:

On page 8, I have vetoed all of lines 12 through 15.

On page 14, I have vetoed all of lines 19 through 23.

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Beginning on page 18, I have vetoed all of lines 22 through 25, and on page 19, I have vetoed all of lines 1 through 6.

On page 19, I have vetoed all of lines 7 through 10.

On page 20, on line 11, beginning with the word “playground”, I have vetoed the remainder of the line, and on line 12, I have vetoed the words “and other”.

On page 20, on line 19, I have vetoed the words and punctuation “playground equipment,”.

On page 21, on line 14, I have vetoed the words and punctuation “playground,”.

On page 26, on line 16, I have vetoed the words “and playgrounds”.

On page 28, on line 13, beginning with the second occurrence of the word “and”, I have vetoed the remainder of the line, and on line 14, I have vetoed the word “signage”.

On page 28, on line 18, I have vetoed the words “and playgrounds”.

On page 29, on line 6, I have vetoed the words “and playgrounds”.

On page 30, on line 1, I have vetoed the words and punctuation “stage curtains,”.

On page 30, on line 22, beginning with the word “and”, I have vetoed the remainder of the line, and on line 23, I have vetoed the words “and installation of artificial turf”.

On page 31, on line 4, I have vetoed the words “and playgrounds”.

On page 31, on line 16, I have vetoed the words “and playgrounds”.

On page 32, I have vetoed all of lines 15 through 21.

On page 33, on line 21, I have vetoed the punctuation and word “, scoreboards”.

On page 36, on line 2, I have vetoed the words “and playgrounds”.

On page 37, on line 20, I have vetoed the words “and playgrounds”.

On page 38, on line 1, I have vetoed the words “and playgrounds”.

On page 40, on line 18, I have vetoed the words and punctuation “stage curtains,”.

On page 40, on line 25, I have vetoed the words “and playgrounds”.

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Page 4

On page 41, on line 25, I have vetoed the words “and playgrounds”.

On page 42, on line 16, I have vetoed the words and the punctuation “stage curtains,”.

On page 42, on line 25, beginning with the punctuation and word “, scoreboards” I have vetoed the remainder of the line.

On page 43, on line 5, I have vetoed the words “and playgrounds”.

On page 45, on line 5, I have vetoed the words “and playgrounds”.

On page 45, on line 18, I have vetoed the words “and playgrounds”.

On page 47, on line 8, I have vetoed the words “and playgrounds”.

On page 50, on line 11, I have vetoed the words and punctuation “stage curtains,”.

On page 52, on line 12, I have vetoed the words “and playgrounds”.

Beginning on page 52, I have vetoed all of lines 23 through 25, and on page 53, I have vetoed all of lines 1 through 3.

On page 53, on line 6, I have vetoed the words “and playgrounds”.

On page 53, on line 21, I have vetoed the words and punctuation “stage curtains,”, and I have vetoed the remainder of the line.

On page 55, on line 15, I have vetoed the words “and playgrounds”.

On page 56, on line 5, beginning with the word “and”, I have vetoed the remainder of the line.

On page 56, on line 12, beginning with the word “and”, I have vetoed the remainder of the line.

On page 56, on line 17, I have vetoed the words “and playgrounds”.

On page 59, I have vetoed all of lines 8 through 11.

On page 59, I have vetoed all of lines 12 through 15.

On page 60, I have vetoed all of lines 9 through 12.

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On page 60, I have vetoed all of lines 13 through 16.

On page 60, on line 20, I have vetoed the semicolon [;], and I have vetoed the remainder of the line, and all of lines 21 through 23, and on line 24, I have vetoed through the word “county”.

On page 63, I have vetoed all of lines 6 through 8.

On page 63, I have vetoed all of lines 9 through 11.

On page 64, I have vetoed all of lines 17 through 19.

On page 65, I have vetoed all of lines 2 through 4.

On page 65, I have vetoed all of lines 5 through 8.

On page 65, I have vetoed all of lines 9 through 11.

On page 65, I have vetoed all of lines 22 through 24.

Beginning on page 65, I have vetoed all of line 25, and on page 66, I have vetoed all of lines 1 through 3.

On page 66, I have vetoed all of lines 17 through 20.

On page 67, I have vetoed all of lines 18 through 22.

On page 68, I have vetoed all of lines 2 through 5.

On page 68, I have vetoed all of lines 10 through 13.

On page 68, I have vetoed all of lines 20 through 24.

On page 69, I have vetoed all of lines 7 through 9.

On page 69, I have vetoed all of lines 18 through 22.

On page 72, I have vetoed all of lines 7 through 10.

On page 72, I have vetoed all of lines 11 through 13.

On page 73, I have vetoed all of lines 2 through 5.

On page 73, I have vetoed all of lines 6 through 8.

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On page 73, I have vetoed all of lines 19 through 21.

Beginning on page 73, I have vetoed all of line 25, and on page 74, I have vetoed all of lines 1 and 2.

On page 74, I have vetoed all of lines 18 through 21.

On page 75, I have vetoed all of lines 16 through 19.

On page 75, I have vetoed all of lines 20 through 23.

On page 76, I have vetoed all of lines 12 through 14.

On page 76, I have vetoed all of lines 15 through 17.

On page 77, I have vetoed all of lines 5 through 7.

On page 77, I have vetoed all of lines 8 through 11.

On page 77, I have vetoed all of lines 12 through 14.

On page 78, I have vetoed all of lines 4 through 6.

On page 78, I have vetoed all of lines 7 through 9.

Beginning on page 79, I have vetoed all of lines 23 through 25, and on page 80, I have vetoed all of line 1.

On page 81, I have vetoed all of lines 8 through 10.

On page 82, I have vetoed all of lines 8 through 11.

On page 82, I have vetoed all of lines 15 through 17.

On page 83, on line 5, I have vetoed the semicolon [;], and I have vetoed the remainder of the line, and I have vetoed all of lines 6 through 9.

On page 83, I have vetoed all of lines 10 through 12.

On page 83, I have vetoed all of lines 13 through 15, and on line 16, I have vetoed through the word “county”.

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Beginning on page 85, I have vetoed all of line 25, and on page 86, I have vetoed all of lines 1 and 2.

Beginning on page 86, I have vetoed all of lines 23 through 25, and on page 87, I have vetoed all of line 1.

On page 87, I have vetoed all of lines 2 through 4.

On page 88, I have vetoed all of lines 2 through 5.

On page 88, I have vetoed all of lines 9 through 11.

On page 90, I have vetoed all of lines 1 through 4.

On page 90, I have vetoed all of lines 11 through 16.

On page 91, I have vetoed all of lines 8 through 13.

On page 92, I have vetoed all of lines 13 through 15.

Beginning on page 92, I have vetoed all of lines 24 and 25, and on page 93, I have vetoed all of line 1.

On page 93, I have vetoed all of lines 14 through 17.

On page 93, I have vetoed all of lines 18 through 21.

On page 94, I have vetoed all of lines 6 through 9.

On page 95, I have vetoed all of lines 19 through 22.

On page 96, on line 9, I have vetoed the punctuation and word “, scoreboard”.

On page 96, I have vetoed all of lines 12 through 14.

On page 96, I have vetoed all of lines 15 through 18.

On page 100, on line 4, I have vetoed the words “and signage”.

On page 100, I have vetoed all of lines 13 through 15.

On page 103, I have vetoed all of lines 5 through 7.

On page 103, I have vetoed all of lines 8 through 10.

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On page 103, I have vetoed all of lines 11 through 13.

On page 104, I have vetoed all of lines 17 through 19.

On page 104, I have vetoed all of lines 20 through 23.

On page 105, I have vetoed all of lines 10 through 12.

On page 105, I have vetoed all of lines 19 through 21.

On page 106, I have vetoed all of lines 6 and 7.

On page 106, I have vetoed all of lines 18 through 22.

On page 107, I have vetoed all of lines 13 through 15.

On page 108, I have vetoed all of lines 7 through 10.

On page 111, I have vetoed all of lines 1 through 3.

On page 112, I have vetoed all of lines 14 through 20.

On page 112, I have vetoed all of lines 21 through 24.

On page 113, on line 6, I have vetoed the word and punctuation “scoreboards,” and I have vetoed the remainder of the line.

On page 113, I have vetoed all of lines 16 through 19.

On page 114, on line 1, I have vetoed the word and punctuation “scoreboards,” and I have vetoed the remainder of the line.

On page 114, on line 2, I have vetoed the words and punctuation “meeting rooms,”.

On page 114, on line 13, I have vetoed the words and punctuation “artificial turf,”.

On page 114, on line 17, I have vetoed the word and punctuation “scoreboards,” and I have vetoed the remainder of the line.

On page 114, on line 18, I have vetoed the words and punctuation “meeting rooms,”.

On page 115, I have vetoed all of lines 16 through 19.

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On page 115, I have vetoed all of line 25, and on page 116, I have vetoed all of lines 1 through 3.

On page 117, on line 5, I have vetoed the word and punctuation “signage,”.

On page 117, I have vetoed all of lines 8 through 10.

Beginning on page 118, I have vetoed all of lines 24 and 25, and on page 119, I have vetoed all of lines 1 and 2.

On page 119, I have vetoed all of lines 3 and 4, and on line 5, I have vetoed through the semicolon [;].

Beginning on page 119, I have vetoed all of lines 19 through 25, and on page 120, I have vetoed all of lines 1 through 3.

On page 122, I have vetoed all of lines 2 through 5.

On page 123, I have vetoed all of lines 12 through 14.

On page 123, on line 22, I have vetoed the words “and landscape”.

Beginning on page 123, I have vetoed all of line 25, and on page 124, I have vetoed all of lines 1 through 3.

On page 124, I have vetoed all of lines 8 through 11.

On page 125, on line 14, I have vetoed the words “and signage”.

On page 126, on line 12, I have vetoed the punctuation and the word “, signage”.

On page 128, I have vetoed all of lines 20 through 22.

On page 128, I have vetoed all of lines 23 through 25.

On page 129, I have vetoed all of lines 1 through 4.

On page 129, I have vetoed all of lines 5 through 8.

On page 129, I have vetoed all of lines 9 through 12.

On page 129, I have vetoed all of lines 13 through 16.

On page 130, I have vetoed all of lines 11 through 14.

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Page 10

Beginning on page 130, on line 25, beginning with the first occurrence of the word “in”, I have vetoed the remainder of the line, and on page 131, on line 1, I have vetoed through the word “county”.

On page 132, I have vetoed all of lines 10 through 12.

On page 133, I have vetoed all of lines 6 through 9.

On page 133, I have vetoed all of lines 10 through 12.

On page 133, I have vetoed all of lines 17 through 21.

Beginning on page 133, I have vetoed all of lines 22 through 25, and on page 134, I have vetoed all of line 1.

On page 134, I have vetoed all of lines 2 through 6.

On page 134, I have vetoed all of lines 19 through 23.

Beginning on page 134, I have vetoed all of lines 24 and 25, and on page 135, I have vetoed all of lines 1 and 2.

On page 135, I have vetoed all of lines 7 through 15.

On page 136, I have vetoed all of lines 6 through 8.

On page 136, on line 16, I have vetoed the semicolon [;], and I have vetoed the remainder of the line, and I have vetoed all of lines 17 through 19, and on line 20, I have vetoed through the word “county”.

On page 138, I have vetoed all of lines 13 through 16.

On page 139, I have vetoed all of lines 5 through 8.

On page 139, I have vetoed all of lines 13 through 17.

On page 139, I have vetoed all of lines 18 through 21.

On page 139, I have vetoed all of lines 22 through 25.

On page 140, I have vetoed all of lines 15 through 19.

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Beginning on page 140, I have vetoed all of lines 24 and 25, and on page 141, I have vetoed all of lines 1 and 2.

On page 141, on line 5, I have vetoed the words and punctuation “including a wi-fi system,”.

On page 141, on line 7, beginning with the semicolon [;], I have vetoed the remainder of the line, and I have vetoed all of lines 8 through 11.

On page 141, I have vetoed all of lines 12 through 15.

On page 141, I have vetoed all of lines 16 through 20, and on line 21, I have vetoed through the word “county”.

On page 146, on line 4, beginning with the comma [,], I have vetoed the remainder of the line, and I have vetoed all of lines 5 through 8, and on line 9, I have vetoed through the word “legislature”.

On page 146, on line 25, beginning with the comma [,], I have vetoed the remainder of the line, and on page 147, I have vetoed all of lines 1 through 4, and on line 5, I have vetoed through the word “legislature”.

On page 147, on line 23, beginning with the comma [,], I have vetoed the remainder of the line.

Beginning on page 147, I have vetoed all of lines 24 and 25, and on page 148, I have vetoed all of lines 1 through 3, and on line 4, I have vetoed the word “legislature”.

On page 150, on line 14, beginning with the comma [,], I have vetoed the remainder of the line, and I have vetoed all of lines 15 through 18, and on line 19, I have vetoed through the word “legislature”.

Respectfully yours,

Susana Martinez
Governor

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RECEIVED FROM THE OFFICE OF THE GOVERNOR

Time: _____ a.m. p.m.

Date: _____, 2018

By _____
Secretary of State

Time: _____ a.m. p.m.

Date: _____, 2018

By _____
Chief Clerk of the House