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AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;  
MAKING APPROPRIATIONS TO THE TOWN OF ESTANCIA, THE CITY OF  
GRANTS, THE VILLAGE OF MILAN, CIBOLA COUNTY, OTERO COUNTY AND  
TORRANCE COUNTY TO HOLD THOSE MUNICIPALITIES AND COUNTIES  
HARMLESS FROM THE ESTIMATED POTENTIAL LOSS OF REVENUE FROM A  
CONTRACT THAT COULD HAVE BEEN AGREED TO WITH A PRIVATE ENTITY  
TO USE A MUNICIPAL OR COUNTY CORRECTIONAL FACILITY IF NOT FOR  
LAWS 2026, CHAPTER 5; PROVIDING LIMITATIONS; MAKING  
APPROPRIATIONS TO THE CHILDREN, YOUTH AND FAMILIES  
DEPARTMENT, THE PUBLIC EDUCATION DEPARTMENT, THE DEPARTMENT  
OF FINANCE AND ADMINISTRATION, THE AGING AND LONG-TERM  
SERVICES DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION.

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

SECTION 1. APPROPRIATIONS--~~MONTHLY~~ DISBURSEMENTS--  
CLAWBACK PROVISION.--

A. Subject to the limitations provided in  
Subsection B of this section, the following appropriations  
are made from the general fund to the local government  
division of the department of finance and administration for  
expenditure in fiscal year 2027 for the following  
municipalities and counties to hold the municipalities and  
counties harmless from the potential loss of the following  
revenues the municipalities and counties may have collected

1 pursuant to and attributable to an agreement that may have  
2 been made with a private entity to use a municipal or county  
3 correctional facility but for the prohibitions of such  
4 agreements pursuant to Laws 2026, Chapter 5. ~~Each~~  
5 ~~appropriation shall be disbursed each month in an amount~~  
6 ~~equal to one-twelfth of the amount appropriated.~~ Any  
7 unexpended balance remaining ~~at the end of each month and at~~  
8 the end of fiscal year 2027 shall revert to the general fund:

9 (1) nine hundred thousand dollars (\$900,000)  
10 for the town of Estancia to hold the town of Estancia  
11 harmless from the potential loss of municipal local option  
12 gross receipts tax revenue;

13 (2) six hundred forty-two thousand dollars  
14 (\$642,000) for Torrance county to hold Torrance county  
15 harmless from the potential loss of county local option gross  
16 receipts tax revenue;

17 (3) five million nine hundred forty thousand  
18 dollars (\$5,940,000) for Otero county to hold Otero county  
19 harmless from the loss of county local option gross receipts  
20 tax revenue, which shall be used for payment of principal and  
21 interest due in connection with, and other expenses related  
22 to, revenue bonds issued in 2007 for the purpose of  
23 constructing a facility to detain individuals for federal  
24 civil immigration violations;

25 (4) three hundred seventy-five thousand

1 dollars (\$375,000) for Cibola county to hold Cibola county  
2 harmless from the estimated potential loss of county local  
3 option gross receipts tax revenue;

4 (5) one million six hundred thousand dollars  
5 (\$1,600,000) for Cibola county to transport prisoners from  
6 Cibola county to a public correctional facility outside  
7 Cibola county;

8 (6) four hundred fifty thousand dollars  
9 (\$450,000) for Torrance county to transport prisoners from  
10 Torrance county to a public correctional facility outside  
11 Torrance county;

12 (7) four hundred twenty-five thousand  
13 dollars (\$425,000) for the village of Milan to hold the  
14 village of Milan harmless from the estimated potential loss  
15 of property tax revenue and revenue from the sale of water  
16 and sewer services;

17 (8) seven hundred thousand dollars  
18 (\$700,000) for the village of Milan to hold the village of  
19 Milan harmless from the estimated potential loss of municipal  
20 local option gross receipts tax revenue; and

21 (9) eight hundred fifty thousand dollars  
22 (\$850,000) for the city of Grants to hold the city of Grants  
23 harmless from the estimated potential loss of municipal local  
24 option gross receipts tax revenue.

25 B. If a municipality's or county's correctional

1 facility is or will be used for any purpose for which the  
2 municipality or county may collect revenue that is being held  
3 harmless by the appropriations made pursuant to Subsection A  
4 of this section, the municipality or county shall notify the  
5 local government division of the department of finance and  
6 administration at least ninety days prior to the facility  
7 being used for that purpose. As of the date in which the  
8 facility is used for that purpose, no further disbursements  
9 to the municipality or county shall be made. If the  
10 municipality or county receives a disbursement while the  
11 facility is being used for that purpose or is otherwise  
12 receiving revenue for which it is to be held harmless  
13 pursuant to Subsection A of this section, the municipality or  
14 county shall reimburse the general fund the amount that was  
15 disbursed.

16 SECTION 2. APPROPRIATIONS.--

17 A. The following appropriations are made from the  
18 general fund for expenditure in fiscal year 2026. Any  
19 unexpended balance remaining at the end of fiscal year 2026  
20 shall revert to the general fund:

21 (1) two million seven hundred thousand  
22 dollars (\$2,700,000) to the juvenile justice division of the  
23 children, youth and families department to carry out the  
24 duties of that division; and

25 (2) seven million dollars (\$7,000,000) to

1 the protective services division of the children, youth and  
2 families department to carry out the duties of that  
3 department.

4 B. The following appropriations are made from the  
5 general fund for expenditure in fiscal year 2027. Any  
6 unexpended balance remaining at the end of fiscal year 2027  
7 shall revert to the general fund:

8 (1) eight million dollars (\$8,000,000) to  
9 the children, youth and families department to finalize and  
10 implement the department's child welfare information system;

11 (2) four million dollars (\$4,000,000) to the  
12 public education department for school improvement  
13 activities;

14 (3) two million dollars (\$2,000,000) to the  
15 department of finance and administration for payment to the  
16 Pueblo of Zia for ~~past, present and future~~ use by the state  
17 of the Zia symbol;

18 (4) four million dollars (\$4,000,000) to the  
19 aging and long-term services department for the department's  
20 New MexiCare program; and

21 (5) six million dollars (\$6,000,000) to the  
22 department of transportation for the rural air service  
23 enhancement grant program.

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