

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 516

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

DANIEL P. SILVA

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE.

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

Underscored material = new
~~[bracketed material]~~ = delete

1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

3
4
5
6 February 12, 1998

7
8 Mr. Speaker:

9
10 Your TRANSPORTATION COMMITTEE, to whom has been
11 referred

12
13 HB 516

14
15 has had it under consideration and reports same with
16 recommendation that it DO NOT PASS, but that

17 HOUSE TRANSPORTATION COMMITTEE SUBSTITUTE FOR HOUSE
18 BILL 516

19
20 DO PASS.
21
22
23
24
25

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 HTC/HB 516

Page 3

4 Respectfully submitted,

8 _____
9 Daniel P. Silva, Chairman

11 Adopted _____

12 (Chief Clerk)

11 Not Adopted _____

12 (Chief Clerk)

14 Date _____

16 The roll call vote was 10 For 0 Against

17 Yes: 10

18 Excused: Parsons

19 Absent: Russell

20 G:\BILLTEXT\BILLW_98\H0516

HOUSE TRANSPORTATION COMMITTEE SUBSTITUTE FOR
HOUSE BILL 516

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
AUTHORIZING THE ISSUANCE OF STATE HIGHWAY BONDS FOR CERTAIN
STATE HIGHWAY PROJECTS; MAKING APPROPRIATIONS.

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

Section 1. STATE HIGHWAY BONDS--PURPOSES FOR WHICH
ISSUED-- APPROPRIATION OF PROCEEDS. --

A. The state highway commission may issue and sell
state highway bonds in compliance with the provisions of
Section 67-3-59.1 NMSA 1978 in an amount not exceeding two
hundred fourteen million dollars (\$214,000,000) when the
commission determines the need for the issuance of the bonds.
The state highway commission shall schedule the issuance and
sale of the bonds in the most expeditious and economic manner
possible upon a finding by the commission that the project has
been developed sufficiently to justify the issuance and that
the project can proceed to contract within a reasonable time.
The proceeds from the sale of the bonds are appropriated to

. 123296. 2

the state highway and transportation department for the four-lane construction and improvement of state highway 44 from Bernalillo to Bloomfield.

1 B. The state highway commission may issue and sell state
2 highway bonds in compliance with the provisions of Section
3 67-3-59.1 NMSA 1978 in an amount not exceeding two hundred ten
4 million dollars (\$210,000,000) when the commission determines
5 the need for the issuance of the bonds. The state highway
6 commission shall schedule the issuance and sale of the bonds
7 in the most expeditious and economic manner possible upon a
8 finding by the commission that the project has been developed
9 sufficiently to justify the issuance and that the project can
10 proceed to contract within a reasonable time. Bonds issued
11 pursuant to this subsection shall have a maturity of no more
12 than ten years from the date of issuance. The proceeds from
13 the sale of the bonds are appropriated to the state highway
14 and transportation department for the reconstruction of the
15 interstate 40 and interstate 25 interchange in Albuquerque.
16 The state highway and transportation department shall develop
17 and implement a comprehensive mitigation plan associated with
18 the reconstruction. The plan shall be developed and
19 implemented in coordination with all affected entities,
20 including the city of Albuquerque and Bernalillo, Valencia and
21 Sandoval counties. The plan shall address mitigation of the
22 impacts during the project and shall minimize, as much as
23 practicable, the impact of the construction and related
24 traffic flows on adjacent neighborhoods, businesses and, in
25 particular, the Albuquerque central business district, the
university of New Mexico and the nearby health care
institutions. The plan shall include a projected cost for
implementation.

C. The state highway commission may issue and sell

. 123296. 2

1 state highway bonds in compliance with the provisions of Section
 2 67-3-59.1 NMSA 1978 in an amount not exceeding twenty million
 3 dollars (\$20,000,000) when the commission determines the need for
 4 the issuance of the bonds. The state highway commission shall
 5 schedule the issuance and sale of the bonds in the most
 6 expeditious and economic manner possible upon a finding by the
 7 commission that the project has been developed sufficiently to
 8 justify the issuance and that the project can proceed to contract
 9 within a reasonable time. Bonds issued pursuant to this
 10 subsection shall have a maturity of no more than ten years from
 11 the date of issuance. The proceeds from the sale of the bonds
 12 are appropriated to the state highway and transportation
 13 department for construction of the Santa Fe relief route.

13 D. The state highway commission may issue and sell
 14 state highway bonds in compliance with the provisions of Section
 15 67-3-59.1 NMSA 1978 in an amount not exceeding eighty million
 16 dollars (\$80,000,000) when the commission determines the need for
 17 the issuance of the bonds. The state highway commission shall
 18 schedule the issuance and sale of the bonds in the most
 19 expeditious and economic manner possible upon a finding by the
 20 commission that the project has been developed sufficiently to
 21 justify the issuance and that the project can proceed to contract
 22 within a reasonable time. Bonds issued pursuant to this
 23 subsection shall have a maturity of no more than ten years from
 24 the date of issuance. The proceeds from the sale of the bonds
 25 are appropriated to the state highway and transportation
 department for the limited-access construction and necessary
 interchanges for United States highway 70 from Las Cruces east to

underscored material = new
 [bracketed material] = delete

1 White Sands missile range road.

2 E. The state highway commission may issue and sell
 3 state highway bonds in compliance with the provisions of Section
 4 67-3-59.1 NMSA 1978 in an amount not exceeding one hundred
 5 million dollars (\$100,000,000) when the commission determines the
 6 need for the issuance of the bonds. The state highway commission
 7 shall schedule the issuance and sale of the bonds in the most
 8 expeditious and economic manner possible upon a finding by the
 9 commission that the project has been developed sufficiently to
 10 justify the issuance and that the project can proceed to contract
 11 within a reasonable time. Bonds issued pursuant to this
 12 subsection shall have a maturity of no more than ten years from
 13 the date of issuance. The proceeds from the sale of the bonds
 14 are appropriated to the state highway and transportation
 15 department for the construction of United States highway 84/285
 16 from Santa Fe to Pojoaque.

17 F. The state highway commission may issue and sell
 18 state highway bonds in compliance with the provisions of Section
 19 67-3-59.1 NMSA 1978 in an amount not exceeding thirty-five
 20 million dollars (\$35,000,000) when the commission determines the
 21 need for the issuance of the bonds. The state highway commission
 22 shall schedule the issuance and sale of the bonds in the most
 23 expeditious and economic manner possible upon a finding by the
 24 commission that the project has been developed sufficiently to
 25 justify the issuance and that the project can proceed to contract
 within a reasonable time. Bonds issued pursuant to this
 subsection shall have a maturity of no more than ten years from
 the date of issuance. The proceeds from the sale of the bonds

. 123296. 2

underscored material = new
 [bracketed material] = delete

1 are appropriated to the state highway and transportation
2 department for construction of the southwest loop in Albuquerque,
3 including the Paseo de Volcan interchange at interstate 40.

4 G. The state highway commission may issue and sell
5 state highway bonds in compliance with the provisions of Section
6 67-3-59.1 NMSA 1978 in an amount not exceeding forty-five million
7 dollars (\$45,000,000) when the commission determines the need for
8 the issuance of the bonds. The state highway commission shall
9 schedule the issuance and sale of the bonds in the most
10 expeditious and economic manner possible upon a finding by the
11 commission that the project has been developed sufficiently to
12 justify the issuance and that the project can proceed to contract
13 within a reasonable time. Bonds issued pursuant to this
14 subsection shall have a maturity of no more than ten years from
15 the date of issuance. The proceeds from the sale of the bonds
16 are appropriated to the state highway and transportation
17 department for improvement of United States highway 666.

18 H. The state highway commission may issue and sell
19 state highway bonds in compliance with the provisions of Section
20 67-3-59.1 NMSA 1978 in an amount not exceeding one hundred
21 million dollars (\$100,000,000) when the commission determines the
22 need for the issuance of the bonds. The state highway commission
23 shall schedule the issuance and sale of the bonds in the most
24 expeditious and economic manner possible upon a finding by the
25 commission that the project has been developed sufficiently to
justify the issuance and that the project can proceed to contract
within a reasonable time. The proceeds from the sale of the
bonds are appropriated to the state highway and transportation

1 department for four-lane construction of United States highway
2 285 from interstate 25 to Carlsbad as a state highway project
3 required for the waste isolation pilot project and eligible for
4 federal reimbursement or payment as authorized by federal
5 legislation.

6 I. Any unexpended or unencumbered balances remaining
7 six months after the completion of a project authorized in
8 Subsections A through H of this section shall revert to the state
9 road fund. If the state highway commission has not certified the
10 need for the issuance of bonds for any project authorized in this
11 section by the end of fiscal year 2001, the authorization
12 provided in this section shall be void.

13 Section 2. STATE ROAD FUND-- APPROPRIATION. -- Twenty-two
14 million five hundred thousand dollars (\$22,500,000) is
15 appropriated from the state road fund to the state highway and
16 transportation department for expenditure in fiscal years 1999
17 through 2001 for the four-lane construction of United States
18 highway 70, contingent upon the commitment by the state highway
19 and transportation department of one hundred twenty-two million
20 five hundred thousand dollars (\$122,500,000) in matching federal
21 funds to the project. Any unexpended or unencumbered balance
22 remaining at the end of fiscal year 2001 shall revert to the
23 state road fund.

underscored material = new
[bracketed material] = delete

1
2 **HTC/HB 516**

3
4 **FORTY-THIRD LEGISLATURE**
5 **SECOND SESSION, 1998**
6

7 **February 14, 1998**
8

9
10 **Mr. Speaker:**
11

12 **Your APPROPRIATIONS AND FINANCE COMMITTEE, to whom**
13 **has been referred**

14 **HOUSE TRANSPORTATION COMMITTEE SUBSTITUTE FOR HOUSE**
15 **BILL 516**
16

17 **has had it under consideration and reports same with**
18 **recommendation that it DO PASS, amended as follows:**
19

20 **1. On page 7, between lines 5 and 6, insert the following**
21 **new subsection:**

22 **"J. For the purposes of this section, "construction",**
23 **"reconstruction" and "improvement" include planning, designing,**
24 **engineering, constructing and acquiring rights-of-way. "**
25

. 123296. 2

underscored material = new
[bracketed material] = delete

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 Page 11

4 2. On page 7, line 10, after "construction" insert ", including
5 planning, designing, engineering, constructing and acquiring
6 rights-of-way, ". .

7
8 Respectfully submitted,

9
10
11
12 _____
13 Max Coll, Chairman

14
15 Adopted _____ Not Adopted _____
16 (Chief Clerk) (Chief Clerk)

17 Date _____
18
19
20
21
22
23
24
25

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

HTC/HB 516

Page 12

The roll call vote was 15 For 0 Against

Yes: 15

Excused: Heaton, Pearce, Vigil

Absent: None

123448. 1

G:\BILLTEXT\BILLW_98\H0516

. 123296. 2

underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 13

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

February 16, 1998

Mr. President:

Your FINANCE COMMITTEE, to whom has been referred

HOUSE TRANSPORTATION COMMITTEE SUBSTITUTE FOR
HOUSE BILL 516, as amended

has had it under consideration and reports same with recommendation
that it DO PASS.

Respectfully submitted,

Ben D. Altamirano, Chairman

FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

HTC/HB 516

Page 14

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Carraro, Eisenstadt, Ingle, Lyons, McKibben

Absent: None

H0516FC1

. 123296. 2

underscored material = new
[bracketed material] = delete