

1 HOUSE BILL 12
2 44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

3 INTRODUCED BY
4 Donald L. Whitaker

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10 AN ACT

11 RELATING TO CAPITAL EXPENDITURES; AUTHORIZING THE ISSUANCE OF
12 SEVERANCE TAX BONDS; REAUTHORIZING UNEXPENDED OR UNENCUMBERED
13 BALANCES; CHANGING THE PURPOSE OF CERTAIN BOND AUTHORIZATIONS;
14 EXTENDING THE EXPENDITURE PERIODS; MAKING APPROPRIATIONS;
15 DECLARING AN EMERGENCY.

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

18 Section 1. SEVERANCE TAX BONDS-- AUTHORIZATIONS--
19 APPROPRIATION OF PROCEEDS. --

20 A. The state board of finance may issue and sell
21 severance tax bonds in compliance with the Severance Tax
22 Bonding Act in an amount not to exceed the total of the
23 amounts authorized for purposes specified in this act. The
24 state board of finance shall schedule the issuance and sale of
25 the bonds in the most expeditious and economical manner

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1 possible upon a finding by the board that the project has been
2 developed sufficiently to justify the issuance and that the
3 project can proceed to contract within a reasonable time. The
4 state board of finance shall further take the appropriate
5 steps necessary to comply with the Internal Revenue Code of
6 1986, as amended. Proceeds from the sale of the bonds are
7 appropriated for the purposes specified in this act.

8 B. The agencies named in this act shall certify to
9 the state board of finance when the money from the proceeds of
10 the severance tax bonds authorized in this section is needed
11 for the purposes specified in the applicable section of this
12 act.

13 C. If the specified agency has not certified the
14 need for the issuance of the bonds by the end of fiscal year
15 2001, the authorization provided in this act shall be void.

16 D. Unless otherwise specified in this act, any
17 unexpended or unencumbered balance remaining from the proceeds
18 of severance tax bonds issued pursuant to this act at the end
19 of fiscal year 2003 shall revert to the severance tax bonding
20 fund.

21 Section 2. SEVERANCE TAX BONDS--GENERAL SERVICES
22 DEPARTMENT--PURPOSES.--Pursuant to the provisions of Section 1
23 of this act, upon certification by the property control
24 division of the general services department that the need
25 exists for the issuance of the bonds, the following amounts

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1 are appropriated to the capital program fund for the following
2 purposes:

3 A. five hundred thousand dollars (\$500,000) for
4 repairs to state buildings located throughout the state; and

5 B. one million dollars (\$1,000,000) to plan,
6 design and make improvements to buildings located throughout
7 the state, including necessary improvements to comply with the
8 Americans With Disabilities Act of 1990.

9 Section 3. SEVERANCE TAX BONDS-- COMMISSION ON HIGHER
10 EDUCATION-- PURPOSES. -- Pursuant to the provisions of Section 1
11 of this act, upon certification by the commission on higher
12 education that the need exists for the issuance of the bonds,
13 ten million dollars (\$10,000,000) is appropriated to the
14 commission on higher education for infrastructure
15 improvements, including necessary replacements and expansions
16 of aging centralized systems, at higher education institutions
17 and constitutional special schools throughout the state.

18 Section 4. SEVERANCE TAX BONDS-- DEPARTMENT OF
19 ENVIRONMENT-- PURPOSE. -- Pursuant to the provisions of Section 1
20 of this act, upon certification by the department of
21 environment that the need exists for the issuance of the
22 bonds, one million dollars (\$1,000,000) is appropriated to the
23 wastewater facility construction loan fund to carry out the
24 provisions of the Wastewater Facility Construction Loan Act.

25 Section 5. STATE ROAD FUND-- PURPOSE. --

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1 A. Two million forty-three thousand dollars
2 (\$2,043,000) is appropriated from the state road fund for
3 expenditure in fiscal years 1999 and 2000 for capital repairs
4 and improvements in the following amounts for the following
5 purposes:

6 (1) seven hundred seventy-eight thousand
7 dollars (\$778,000) for capital repairs and improvements at the
8 Belen patrol yard;

9 (2) five hundred fifty-three thousand dollars
10 (\$553,000) for capital repairs and improvements at the Raton
11 patrol yard; and

12 (3) seven hundred twelve thousand dollars
13 (\$712,000) for capital repairs and improvements at the Vaughn
14 patrol yard.

15 B. Any unexpended or unencumbered balance
16 remaining at the end of fiscal year 2000 shall revert to the
17 state road fund.

18 Section 6. GENERAL FUND--EDUCATIONAL TECHNOLOGY FUND--
19 PURPOSE. --Six hundred thousand dollars (\$600,000) is
20 appropriated from the general fund to the educational
21 technology fund for expenditure in fiscal year 1999 and
22 subsequent fiscal years for the purpose of implementing the
23 provisions of the Technology for Education Act. Any
24 unexpended or unencumbered balance remaining at the end of any
25 fiscal year shall not revert.

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1 Section 7. REAUTHORIZATION-- CANONCITO MULTIPURPOSE
2 BUILDING-- SEVERANCE TAX BONDS-- CHANGE IN PURPOSE-- EXTENSION OF
3 EXPENDITURE PERIOD. --The severance tax bond proceeds
4 appropriated to the New Mexico office of Indian affairs
5 pursuant to Subsection A of Section 9 of Chapter 4 of Laws
6 1996 (1st S. S.) to plan, design or construct a multipurpose
7 building at the Canoncito chapter in Bernalillo county shall
8 not be expended for the original purpose but are appropriated
9 to renovate or improve the multipurpose building at the
10 Canoncito chapter. Severance tax bonds appropriated to the
11 New Mexico office of Indian affairs pursuant to Subsection A
12 of Section 9 of Chapter 4 of Laws 1996 (1st S. S.) may be
13 expended through fiscal year 2002. Any unexpended or
14 unencumbered balance remaining at the end of fiscal year 2002
15 shall revert to the severance tax bonding fund.

16 Section 8. PROJECT SCOPE-- EXPENDITURES. --If an
17 appropriation for a project authorized in this act is not
18 sufficient to complete all the purposes specified, the
19 appropriation may be expended for any portion of the purposes
20 specified in the appropriation. Expenditures shall not be
21 made for purposes other than those specified in the
22 appropriation.

23 Section 9. ART IN PUBLIC PLACES. --Pursuant to Section
24 13-4A-4 NMSA 1978 and where applicable, the appropriations
25 authorized in this act include one percent for the art in

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1 public places fund.

2 Section 10. EMERGENCY.--It is necessary for the public
3 peace, health and safety that this act take effect
4 immediately.

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