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HOUSE BILL 539

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Joe Thompson

AN ACT

RELATING TO THE STATE BUDGET; REMOVING THE TEN-DAY WAITING PERIOD FOR A BUDGET ADJUSTMENT REQUEST TO INCREASE FUNDS FOR AN EMERGENCY OR DISASTER INCIDENT; AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 6-3-25 NMSA 1978 (being Laws 1992, Chapter 2, Section 3) is amended to read:

"6-3-25. BUDGET ADJUSTMENT PROCEDURE. --

A. Except for federal funds or a budget adjustment request to increase funds for an emergency or disaster incident that is approved by the governor by an executive order and by the director of the state budget division of the department of finance and administration, any budget adjustment request to transfer, decrease or increase funds

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1 shall be held in abeyance for ten calendar days after the
2 director of the state budget division of the department of
3 finance and administration has approved the request and has
4 filed the request with the director of the legislative finance
5 committee or his designee. The request shall be accompanied
6 by a statement, in writing, of the conditions under which the
7 budget adjustment request is approved, together with
8 justification for approval.

9 B. If within ten days the director of the
10 legislative finance committee or his designee objects to the
11 request, the request shall not go into effect until it is
12 reviewed by the legislative finance committee at a public
13 hearing held within thirty-five calendar days of receipt of
14 the proposed budget adjustment by the director of the
15 legislative finance committee or his designee. If the state
16 fiscal year ends prior to the date scheduled for a hearing,
17 the request shall go into effect on the last day of the fiscal
18 year.

19 C. If within ten days of receipt of a budget
20 adjustment request the director of the legislative finance
21 committee or his designee indicates that no objection will be
22 forthcoming, the proposed budget adjustment request may be
23 implemented immediately. If no public hearing is held within
24 the required thirty-five days, the request may be
25 implemented. "

1 Section 2. EFFECTIVE DATE. --The effective date of the
2 provisions of this act is July 1, 1999.

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