


### Qualified Projects

---

2. Developing Engineering feasibility reports
3. Inspecting construction of qualified projects
4. Providing special engineering services
5. Completing environmental assessments or archeological clearances or other surveys for infrastructure projects
6. Acquiring land, easements or ROWs
7. Paying legal costs and fiscal agent fees associated with the development of qualified projects

- Comprehensive Plans are NOT qualified planning projects



### Tribal Infrastructure Act - §6-29 to §6-29-9 NMSA 1978

---

Ensure adequate financial resources for infrastructure development

Provide for the planning and development of infrastructure

Develop infrastructure in tribal communities to improve quality of life and encourage economic development

### Board Certification


---

Board of Finance allocates a percentage of the estimated senior severance tax bonding capacity each year for tribal infrastructure projects

The TIF Board certifies the need for issuance of bonds to the Board of Finance

Sale of the bonds are appropriated to the tribal infrastructure project fund

Any unexpended balance of TIF projects reverts within six months of project end date



### Qualified Projects

---

1. Planning, Designing, Constructing, Improving, expanding or equipping:
  - Water and Wastewater facilities
  - Major Water systems
  - Electrical Power Lines
  - Communications Infrastructure
  - Roads
  - Health Infrastructure
  - Emergency Response Facilities
  - Infrastructure needed to encourage economic growth

### Performance Period

---

- Planning projects must be completed within 24 months from the date of the execution of the Intergovernmental Agreement (IGA)
- All non-planning projects, including construction and design projects must be completed within 36 months from the date of the execution of the Intergovernmental Agreement (IGA)

## Project Fund Distribution

Indirect Costs not allowed, including Master Planning  
 Entity MUST obligate 5% within the first 6 months of bond sale



## TIF Review Committee (TRC)

PRC is a TIF Board Sub-Committee comprised of:

- Members of the TIF Board
- Staff designated from the various agencies represented on the Board
- Appropriate infrastructure experts as may be deemed necessary.



## Tribal Infrastructure Fund Application

Tribal entities eligible for funding are required to submit a Tribal Infrastructure Fund Application (TIFA)

With project readiness documents

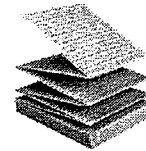


## TIF Review Committee (TRC)

PRC conducts an in-depth review of all project applications

Scoring based on:

- Critical Need
- Readiness
- Entity Capacity
- Leveraging



## Application Review

TIF Review Committee reviews each TIFA  
 Each complete application is placed on a Tribal Comprehensive Project List (TCPL) of applications

## Scoring Metric

Category	Possible Points
• 1 Critical Need	30
• 2 Readiness	30
• 3 Capacity	25
• 4 Leveraging	15
<b>TOTAL</b>	<b>100</b>

### Project Prioritization

- Emphasis on addressing specific health, safety, welfare, or economic development needs
- Projects are ready to proceed within the time allotted for the grant
- Demonstrated past timely expenditure and compliance with requirements for grant funding
- Supported by a high percentage of funds or in-kind contribution in relation to the amount of the TIF Funding

### Early Termination on Incomplete Projects

Board may terminate a project if a project is not moving quickly enough  
 Funds of terminated projects shall be reverted back to the Severance Tax Bond fund

### TIF Board Project Awards

TIF Review Committee gives the ranked list to the Board for review.

Top-ranking proposals are invited to make a short presentation to the Board

Board votes on TIF awards

Awards depend on sufficient funds in the Project Fund

Board's decision as to TIF project awards will be accepted and final

### TIF Funding

Fiscal Year of Award	Amount of STB Award
FY2012	\$13,207,965
FY2013	\$16,640,011
FY2014	\$14,235,640
FY2015	\$14,000,875
FY2016	\$11,958,068
FY2017	\$4,892,950

### TIF Awards

Award letters will be sent to all Grant Awardees  
 Attached to the letter will be a SOW and Project Budget template  
 SOW needs to be filled out, can be copied and pasted from application  
 Budget template must be filled out and detailed in order to be accepted

### TIF Projects – Zuni Teen Life Center



## HB 5 – Capital Outlay Project Changes

Sponsors: Patrick A. Lundstrom [D] and George A. Dodge, Jr [R]

1. Initial draft of Bill:
  - *Description of Act (in-part): "...suspending a portion of the severance tax bonding capacity allocations for ... tribal ... infrastructure projects."*
  - *Specifically, the Bill proposed amending NMSA 1978 §7-27-10.1, adding the language "[f]or each year except 2017, in reference to DFA allocating severance tax bonding capacity to tribal infrastructure projects—effectively suspending TIF funding entirely for FY 2017."*
2. House Appropriations and Finance Committee Amendment:
  - *Struck all language to do with suspending the TIF fund.*
3. Amended version passed the House: Y37 N:29
4. Sent to Senate Finance Committee.
  - *A Committee Amendment was made – striking the part of the House Amendment that reinstated TIF – i.e. they wanted the original draft to stand, with respect to suspending TIF for FY 2017*
  - *The Senate-amended version passed: Y40 N:1*
5. The House did not concur with the Senate Amendments
  - *Bill Died*

SB 112 – Capital Outlay Project Changes – Carlos R. Cisneros/Stuart Ingle - *Bill Died in Committee*

## Thank You.

David Mann, General Counsel  
[David.Mann@state.nm.us](mailto:David.Mann@state.nm.us)  
 505.476.1600 Office  
 505.670.4218 Cell  
 Lawrence John, Tribal Infrastructure Fund Coordinator  
[Lawrence.John@state.nm.us](mailto:Lawrence.John@state.nm.us)  
 505.476.1600 Office  
 505.690.5694 Cell

## TIF Board Members

### 9 voting

- Board Chair - Secretary of IAD (or designee)
- Secretary of DFA (or designee)
- Secretary of DOH (or designee)
- Executive Director of NMFA (or designee)
- Governor Appointee from a Pueblo
- Governor Appointee from Jicarilla
- Governor Appointee from Mescalero
- Governor Appointee from Navajo

### 4 non-voting

- Representative from BIA, Albuquerque
- Representative from BIA Navajo
- Representative from IHS Albuquerque
- Representative from IHS Navajo

## NMFA Involvement in TIF

NMFA holds one of nine voting positions on the board:

- NMFA brings industry financial expertise to the table:
  - *Financial risk analysis*
  - *Industry knowledge of bonding processes, laws and practices*
  - *Loan expertise*
- NMFA contributes to the assessment of the financial viability of projects, as opposed to having institutional knowledge with respect to specific needs and challenges in native communities