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**HOUSE BILL 3**

**45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST EXTRAORDINARY SESSION, 2002**

**INTRODUCED BY**

**Luciano "Lucky" Varela**

**AN ACT**

**RELATING TO PUBLIC PROPERTY; AMENDING SECTION 15-3B-20 NMSA  
1978 (BEING LAWS 1998, CHAPTER 58, SECTION 1, AS AMENDED) TO  
CHANGE PROVISIONS FOR DISTRIBUTION OF PROCEEDS OF SALE OF REAL  
PROPERTY UNDER THE JURISDICTION OF THE PROPERTY CONTROL  
DIVISION OF THE GENERAL SERVICES DEPARTMENT; DECLARING AN  
EMERGENCY.**

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

**Section 1. Section 15-3B-20 NMSA 1978 (being Laws 1998,  
Chapter 58, Section 1, as amended) is amended to read:**

**"15-3B-20. PROPERTY CONTROL RESERVE FUND--CREATED--  
PURPOSE.--The "property control reserve fund" is created in  
the state treasury. The purpose of the fund is to provide a  
reserve account from which the division can purchase or  
construct state office buildings, in particular to alleviate**

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1 the state's reliance on expensive leased office space in Santa  
2 Fe. The fund shall consist of appropriations, [~~money from the~~  
3 ~~sale of real property under the jurisdiction of the division~~]  
4 gifts, grants, donations, bequests and income from investment  
5 of the fund. Money from the sale of real property under the  
6 jurisdiction of the division shall be deposited in the fund  
7 unless the legislature by law provides for all or part of the  
8 proceeds from a specific sale to be deposited in another fund.  
9 Money in the fund shall not revert to the general fund at the  
10 end of any fiscal year. The division shall administer the  
11 fund subject to appropriation by the legislature. The  
12 legislature shall appropriate money in the fund to the  
13 division to purchase or acquire land and construct state  
14 office buildings in Santa Fe in accordance with the state's  
15 four-year major capital improvements plan. Disbursements from  
16 the fund shall be made on warrants drawn by the secretary of  
17 finance and administration pursuant to vouchers signed by the  
18 director or his authorized representative. "

19 Section 2. TEMPORARY PROVISION-- SALE OF LA VILLA RIVERA  
20 BUILDING.--Pursuant to Section 15-3B-20 NMSA 1978, if the sale  
21 of the La Villa Rivera building in Santa Fe occurs prior to  
22 July 1, 2003, the division shall deposit six million five  
23 hundred thousand dollars (\$6,500,000) from the proceeds of the  
24 sale in the general fund. The balance of the proceeds from  
25 that sale shall be deposited in the property control reserve

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1 fund.

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

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