

SENATE CAPITAL OUTLAY REQUEST 1168

STATE OF NEW MEXICO

45TH LEGISLATURE - SECOND SESSION - 2002

REQUESTED BY Stuart Ingle

FOR EXPANDING THE PURPOSES AND EXTENDING THE EXPENDITURE PERIODS OF IRRIGATION WORKS CONSTRUCTION FUND APPROPRIATIONS FOR PECOS RIVER BASIN WATER RIGHTS AND THE PECOS RIVER COMPACT.

A. The purposes for which the New Mexico irrigation works construction fund appropriations were originally made under the following cited laws were: Laws 1998, Chapter 81, Section 2 for retiring water rights along the Pecos river basin; Laws 1998, Chapter 81, Section 3, as amended by Laws 1999 (1st S.S.), Chapter 2, Section 84 for the purchase of water rights along the Pecos river basin; and Laws 1998, Chapter 81, Section 4 for preparing a long-term strategy for the state's compliance with the Pecos River Compact and other matters. Those purposes are expanded to include taking appropriate actions that would effectively aid New Mexico to comply with the United States supreme court amended decree entered in *Texas v. New Mexico*, No. 65 original.

B. The period of time in which the appropriations cited in Subsection A of this section may be expended is extended through fiscal year 2006. Any unencumbered or unexpended balance remaining at the end of fiscal year 2006 shall revert to the New Mexico irrigation works construction fund.

C. The interstate stream commission shall obtain professionally prepared market or economic valuations or appraisals of water rights proposed to be purchased before any purchases of water rights are made. The valuations or appraisals, along with other relevant considerations, shall be the basis for any purchase.

D. The interstate stream commission shall review the expenditures made of the appropriations reauthorized in Subsection A of this section at each of the commission's regularly scheduled meetings in fiscal years 2003 through 2006.