

1 SENATE BILL 401

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 George K. Munoz

5  
6  
7  
8  
9  
10 AN ACT

11 RELATING TO EMERGENCIES; AMENDING SECTIONS OF THE NMSA 1978 TO  
12 INCREASE THE APPROPRIATION AMOUNT FOR DECLARED EMERGENCIES;  
13 MAKING AN APPROPRIATION.

14  
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. Section 12-11-24 NMSA 1978 (being Laws 1955,  
17 Chapter 185, Section 2, as amended) is amended to read:

18 "12-11-24. PROVISIONAL APPROPRIATION.--For the purposes  
19 set out in Section [~~6-7-1~~] 12-11-23 NMSA 1978, when and if the  
20 governor [~~shall declare~~] declares an emergency, as provided in  
21 Section [~~6-7-3~~] 12-11-25 NMSA 1978, [~~there is appropriated the~~  
22 ~~sum of seven hundred fifty thousand dollars (\$750,000)] one  
23 million dollars (\$1,000,000) is appropriated for each eligible  
24 and qualified applicant or so much thereof as the governor may  
25 from time to time designate from the surplus unappropriated~~

.199355.1

underscored material = new  
[bracketed material] = delete

underscoring material = new  
[bracketed material] = delete

1 money in the general fund, if any, at the time of the  
2 declaration of [~~such~~] the emergency [~~or emergencies~~]."

3 SECTION 2. Section 12-11-25 NMSA 1978 (being Laws 1955,  
4 Chapter 185, Section 3, as amended) is amended to read:

5 "12-11-25. EXPENDITURE OF FUNDS--MANNER.--The money  
6 appropriated by Sections [~~6-7-1 and 6-7-2~~] 12-11-23 and  
7 12-11-24 NMSA 1978 shall be expended for disaster relief for  
8 any disaster declared by the governor to be of such magnitude  
9 as to be beyond local control and requiring the resources of  
10 the state. The funds shall be expended by the governor or  
11 [~~any~~] an agent or agency designated by [~~him~~] the governor for  
12 those purposes, either as a state project or for securing  
13 matching federal funds. The money shall be paid out upon  
14 warrants drawn by the secretary of finance and administration  
15 upon vouchers approved by the governor or an agent or agency  
16 designated by [~~him~~] the governor for that purpose. As used in  
17 this section, "state project" means an expenditure by a state  
18 agency to provide those resources and services necessary to  
19 avoid or minimize economic or physical harm until a situation  
20 becomes stabilized and again under local self-support and  
21 control. "State project" may include any expenditure on a  
22 temporary, emergency basis for lodging, sheltering, health  
23 care, food, any transportation or shipping necessary to protect  
24 lives or public property; or for any other action necessary to  
25 protect the public health, safety and welfare."

.199355.1

underscoring material = new  
~~[bracketed material] = delete~~

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

SECTION 3. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2015.