

underscored 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

SENATE BILL 362

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Carlos R. Cisneros

AN ACT

RELATING TO CAPITAL EXPENDITURES; REAUTHORIZING OR
REAPPROPRIATING BALANCES, EXPANDING OR CHANGING PURPOSES,
EXTENDING EXPENDITURE PERIODS, CHANGING AGENCIES AND
ESTABLISHING CONDITIONS FOR THE REVERSION OF UNEXPENDED
BALANCES OF APPROPRIATIONS MADE BY THE LEGISLATURE IN PRIOR
YEARS; DECLARING AN EMERGENCY.

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

SECTION 1. SEVERANCE TAX BONDS--REVERSION OF PROCEEDS.--

A. Except as otherwise provided in another section
of this act:

(1) the unexpended balance from the proceeds
of severance tax bonds issued for a project that has been
reauthorized in this act shall revert to the severance tax
bonding fund:

underscored material = new
[bracketed material] = delete

1 (a) at the end of the expenditure period
2 as set forth in this act, if the expenditure period is changed
3 in this act; or

4 (b) if the expenditure period is not
5 changed in this act, pursuant to the time frame set forth in
6 the law that originally authorized the severance tax bonds or
7 the time frame set forth in any law that has previously
8 reauthorized the expenditure of the proceeds, whichever is
9 later; and

10 (2) all remaining balances from the proceeds
11 of severance tax bonds issued for a project that has been
12 reauthorized in this act shall revert to the severance tax
13 bonding fund three months after the reversion date for the
14 unexpended balances.

15 B. For the purpose of this section, "unexpended
16 balance" means the remainder of an appropriation after
17 reserving for unpaid costs and expenses covered by binding
18 written obligations to third parties.

19 SECTION 2. GENERAL FUND AND OTHER FUND APPROPRIATIONS--
20 REVERSIONS.--

21 A. Except as otherwise provided in another section
22 of this act:

23 (1) the unexpended balance of an appropriation
24 from the general fund or other state fund that has been changed
25 in this act shall revert:

.205615.1

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

1 (a) at the end of the expenditure period
2 as set forth in this act, if the expenditure period is changed
3 in this act; or

4 (b) if the expenditure period is not
5 changed in this act, pursuant to the time frame set forth in
6 the law in which the original appropriation was made or the
7 time frame set forth in any law that has previously changed the
8 appropriation, whichever is later; and

9 (2) all remaining balances of an appropriation
10 from the general fund or other state fund that has been changed
11 in this act shall revert three months after the reversion date
12 for the unexpended balance.

13 B. Except as provided in Subsection C of this
14 section, the balance of an appropriation made from the general
15 fund or other state fund shall revert pursuant to Subsection A
16 of this section to the originating fund.

17 C. The balance of an appropriation made from the
18 general fund or other state fund to the Indian affairs
19 department or the aging and long-term services department for a
20 project located on lands of an Indian nation, tribe or pueblo
21 shall revert pursuant to Subsection A of this section to the
22 tribal infrastructure project fund.

23 D. For the purpose of this section, "unexpended
24 balance" means the remainder of an appropriation after
25 reserving for unpaid costs and expenses covered by binding

.205615.1

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

1 written obligations to third parties.

2 **SECTION 3. NEW MEXICO INTERNATIONAL SCHOOL SECURITY**
3 **SYSTEM--EXPAND PURPOSE--EXTEND TIME--SEVERANCE TAX BONDS.--**The
4 public education department project in Subsection 16 of Section
5 15 of Chapter 3 of Laws 2015 (1st S.S.) to plan and design a
6 security system and upgrades at New Mexico international school
7 in Albuquerque in Bernalillo county may include the purchase
8 and installation of security cameras and equipment. The time
9 of expenditure is extended through fiscal year 2019.

10 **SECTION 4. TOO H HALTSOOI CHAPTER BUILDING DEMOLITION AND**
11 **DISPOSAL--CHANGE TO METAL WAREHOUSE BUILDING--SEVERANCE TAX**
12 **BONDS.--**The unexpended balance of the appropriation to the
13 Indian affairs department in Subsection 36 of Section 25 of
14 Chapter 3 of Laws 2015 (1st S.S.) for demolition and disposal
15 of abandoned buildings in the Tooh Haltsooi chapter of the
16 Navajo Nation in San Juan county shall not be expended for the
17 original purpose but is changed to plan, design, purchase and
18 construct a metal warehouse building in that chapter.

19 **SECTION 5. BERNALILLO WATER LINE ADDITION--CHANGE TO WELL**
20 **2 ARSENIC TREATMENT SYSTEM--SEVERANCE TAX BONDS.--**The
21 unexpended balance of the appropriation to the department of
22 environment in Subsection 59 of Section 20 of Chapter 3 of Laws
23 2015 (1st S.S.) to acquire rights of way and to plan, design
24 and construct a river crossing water line for Bernalillo in
25 Sandoval county shall not be expended for the original purpose

.205615.1

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

1 but is changed to purchase and install an arsenic treatment
2 system for municipal drinking water well 2 in Bernalillo in
3 Sandoval county.

4 SECTION 6. AGUA FRIA WATER BOARD OFFICE EQUIPMENT--CHANGE
5 TO AGUA FRIA WATER SYSTEM CONSTRUCTION--CHANGE AGENCY--EXTEND
6 TIME--SEVERANCE TAX BONDS.--The unexpended balance of the
7 appropriation to the local government division in Subsection
8 205 of Section 28 of Chapter 3 of Laws 2015 (1st S.S.) to equip
9 and furnish the building and to purchase and install
10 information technology, including related equipment, furniture
11 and infrastructure, at the Agua Fria association water board
12 office building in Agua Fria in Santa Fe county shall not be
13 expended for the original purpose but is appropriated to the
14 department of environment to plan, design, construct and
15 improve a water distribution system in Agua Fria in Santa Fe
16 county. The time of expenditure is extended through fiscal
17 year 2019.

18 SECTION 7. EMERGENCY.--It is necessary for the public
19 peace, health and safety that this act take effect immediately.