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SENATE BILL 10

**54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2020**

INTRODUCED BY

Michael Padilla

AN ACT

RELATING TO PUBLIC FINANCE; TRANSFERRING FEDERAL CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT FUNDING TO THE DEPARTMENT OF INFORMATION TECHNOLOGY TO PROVIDE MATCHING GRANT FUNDING TO TRIBAL GOVERNMENTS, SCHOOL DISTRICTS AND CERTAIN POLITICAL SUBDIVISIONS OF THE STATE FOR EXPANSION OF HIGH-SPEED INTERNET CAPABILITIES IN UNDERSERVED AREAS FOR DISTANCE LEARNING AND TELEMEDICINE SERVICES; PROVIDING A PROCESS FOR GRANT APPLICATIONS; MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

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

**SECTION 1. TEMPORARY PROVISION--TRANSFER OF FEDERAL CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT FUNDING TO DEPARTMENT OF INFORMATION TECHNOLOGY--GRANT APPLICATIONS--HIGH-SPEED INTERNET PROJECTS.--**

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1           A. Twenty-five million dollars (\$25,000,000) of the  
2 money from the Coronavirus Aid, Relief, and Economic Security  
3 Act 2020 fund that is administered by the department of finance  
4 and administration shall be transferred to the department of  
5 information technology for expenditure in fiscal years 2021  
6 through 2023 to provide grants pursuant to this section for the  
7 expansion of high-speed internet capability for distance  
8 learning and telemedicine services in underserved areas. Any  
9 unexpended or unencumbered balance remaining at the end of  
10 fiscal year 2023 shall revert to the Coronavirus Aid, Relief,  
11 and Economic Security Act 2020 fund administered by the  
12 department of finance and administration.

13           B. A public school district, public institution of  
14 higher learning, tribal government, municipality, county or  
15 hospital district may apply to the department of information  
16 technology for grant funding for the expansion of high-speed  
17 internet capabilities, including the planning, design and  
18 engineering of required infrastructure, for distance learning  
19 or telemedicine services within its jurisdiction or service  
20 area; provided that:

21                   (1) the expanded internet capabilities are  
22 within an area that either does not currently have internet  
23 service or does not have access to internet speeds that meet  
24 the latest federal communications commission guidelines for  
25 students, video conferencing or streaming standard definition

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1 video; and

2 (2) the recipient demonstrates to the  
3 department of information technology that at least fifty  
4 percent of the funding for the expanded internet capabilities  
5 will come from sources other than federal Coronavirus Aid,  
6 Relief, and Economic Security Act funding.

7 C. No individual grant awarded pursuant to  
8 Subsection B of this section shall exceed two million dollars  
9 (\$2,000,000); however, an entity may apply for separate grants  
10 for different internet capability projects that serve different  
11 geographic areas or distinct populations.

12 D. The department of information technology shall  
13 determine by rule the procedures for applications and grant  
14 agreements for funding pursuant to this 2020 act.

15 SECTION 2. EMERGENCY.--It is necessary for the public  
16 peace, health and safety that this act take effect immediately.