

HOUSE BILL 285

55TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2021

INTRODUCED BY

Javier Martínez

AN ACT

RELATING TO CAPITAL EXPENDITURES; AUTHORIZING THE ISSUANCE OF SEVERANCE TAX BONDS; AUTHORIZING EXPENDITURES FROM CERTAIN FUNDS AND BALANCES; CLARIFYING CONDITIONS FOR THE ISSUANCE OF BONDS; ESTABLISHING CONDITIONS FOR THE EXPENDITURE OF SEVERANCE TAX BOND PROCEEDS; PROVIDING CONTINGENT AUTHORIZATION TO THE PUBLIC EDUCATION DEPARTMENT TO REQUEST BUDGET INCREASES FOR CERTAIN CAPITAL EXPENDITURES; ESTABLISHING CONDITIONS FOR THE REVERSION OF UNEXPENDED BALANCES; MAKING APPROPRIATIONS; DECLARING AN EMERGENCY.

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

SECTION 1. SEVERANCE TAX BONDS--AUTHORIZATIONS--
APPROPRIATION OF PROCEEDS.--

A. The state board of finance may issue and sell severance tax bonds in compliance with the Severance Tax

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1 Bonding Act in an amount not to exceed the total of the amounts
2 authorized for purposes specified in this act. The state board
3 of finance shall schedule the issuance and sale of the bonds in
4 the most expeditious and economical manner possible upon a
5 finding by the board that the project has been developed
6 sufficiently to justify the issuance and that the project can
7 proceed to contract within a reasonable time. The state board
8 of finance shall further take the appropriate steps necessary
9 to comply with the federal Internal Revenue Code of 1986, as
10 amended. Proceeds from the sale of the bonds are appropriated
11 for the purposes specified in this act.

12 B. The agencies named in this act shall certify to
13 the state board of finance when the money from the proceeds of
14 the severance tax bonds appropriated in this section is needed
15 for the purposes specified in the applicable section of this
16 act. If an agency has not certified the need for severance tax
17 bond proceeds for a particular project by the end of fiscal
18 year 2023, the authorization for that project is void.

19 C. Before an agency may certify for the need of
20 severance tax bond proceeds, the project must be developed
21 sufficiently so that the agency reasonably expects to:

22 (1) incur within six months after the
23 applicable bond proceeds are available for the project a
24 substantial binding obligation to a third party to expend at
25 least five percent of the bond proceeds for the project; and

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1 (2) spend at least eighty-five percent of the
2 bond proceeds within three years after the applicable bond
3 proceeds are available for the project.

4 D. Except as otherwise specifically provided by
5 law:

6 (1) the unexpended balance from the proceeds
7 of severance tax bonds appropriated in this act for a project
8 shall revert to the severance tax bonding fund no later than
9 the following dates:

10 (a) for a project for which severance
11 tax bond proceeds were appropriated to match federal grants,
12 six months after completion of the project;

13 (b) for a project for which severance
14 tax bond proceeds were appropriated to purchase vehicles,
15 including emergency vehicles and other vehicles that require
16 special equipment; heavy equipment; books; educational
17 technology; or other equipment or furniture that is not related
18 to a more inclusive construction or renovation project, at the
19 end of the fiscal year two years following the fiscal year in
20 which the severance tax bond proceeds were made available for
21 the purchase; and

22 (c) for any other project for which
23 severance tax bonds were appropriated, within six months of
24 completion of the project, but no later than the end of fiscal
25 year 2025; and

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1 (2) all remaining balances from the proceeds
2 of severance tax bonds appropriated for a project in this act
3 shall revert to the severance tax bonding fund three months
4 after the latest reversion date specified for that type of
5 project in Paragraph (1) of this subsection.

6 E. Except for appropriations to the capital program
7 fund, money from severance tax bond proceeds provided pursuant
8 to this act shall not be used to pay indirect project costs.

9 F. Except for a project that was originally funded
10 using a tax-exempt loan or bond issue, a project involving
11 repayment of debt previously incurred shall be funded through
12 the issuance of taxable severance tax bonds with a term that
13 does not extend beyond the fiscal year in which they are
14 issued.

15 G. Money that is appropriated from the proceeds of
16 severance tax bonds pursuant to this act shall not be subject
17 to a binding written agreement with a third party prior to the
18 authorized state agency's approval to enter into that
19 agreement.

20 H. For the purposes of this section, "unexpended
21 balance" means the remainder of an appropriation after
22 reserving for unpaid costs and expenses subject to a binding
23 written agreement with a third party.

24 SECTION 2. GENERAL FUND APPROPRIATIONS--LIMITATIONS--
25 REVERSIONS.--

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1 A. Except as otherwise specifically provided by
2 law, the unexpended balance of an appropriation made in this
3 act from the general fund shall revert:

4 (1) no later than September 30 following:

5 (a) the end of fiscal year 2022 if the
6 project for which an appropriation was made has less than five
7 percent of the project's total appropriation amount subject to
8 a binding written agreement with a third party on that date;

9 (b) the end of fiscal year 2023 for a
10 project for which an appropriation was made to purchase
11 vehicles, including emergency vehicles and other vehicles that
12 require special equipment; heavy equipment; books; educational
13 technology; or other equipment or furniture that is not related
14 to a more inclusive construction or renovation project; or

15 (c) the end of fiscal year 2025 for a
16 project for which an appropriation was made related to an
17 inclusive construction or renovation project; or

18 (2) within six months of completion of the
19 project for any other project for which an appropriation was
20 made, but no later than the end of fiscal year 2025.

21 B. Money that is appropriated from the general fund
22 pursuant to this act shall not be subject to a binding written
23 agreement with a third party prior to the authorized state
24 agency's approval to enter into that agreement.

25 C. For the purposes of this section, "unexpended

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1 balance" means the remainder of an appropriation after
2 reserving for unpaid costs and expenses subject to a binding
3 written agreement with a third party.

4 SECTION 3. FUND APPROPRIATIONS OTHER THAN GENERAL FUND--
5 LIMITATIONS--REVERSIONS.--

6 A. Except as otherwise specifically provided by
7 law:

8 (1) the unexpended balance of an appropriation
9 from a fund other than the general fund shall revert no later
10 than the following dates:

11 (a) for a project for which an
12 appropriation was made to match federal grants, six months
13 after completion of the project;

14 (b) for a project for which an
15 appropriation was made to purchase vehicles, including
16 emergency vehicles and other vehicles that require special
17 equipment; heavy equipment; books; educational technology; or
18 other equipment or furniture that is not related to a more
19 inclusive construction or renovation project, at the end of the
20 fiscal year two years following the fiscal year in which the
21 appropriation was made for the purchase; and

22 (c) for any other project for which an
23 appropriation was made, within six months of completion of the
24 project, but no later than the end of fiscal year 2025; and

25 (2) all remaining balances from an

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1 appropriation made in this act for a project shall revert three
2 months after the latest reversion date specified for that type
3 of project in Paragraph (1) of this subsection.

4 B. Except for appropriations to the capital program
5 fund, money from appropriations made in this act shall not be
6 used to pay indirect project costs.

7 C. Money that is appropriated from a fund other
8 than the general fund pursuant to this act shall not be subject
9 to a binding written agreement with a third party prior to the
10 authorized state agency's approval to enter into that
11 agreement.

12 D. For the purposes of this section, "unexpended
13 balance" means the remainder of an appropriation after
14 reserving for unpaid costs and expenses subject to a binding
15 written agreement with a third party.

16 SECTION 4. ADMINISTRATIVE OFFICE OF THE COURTS PROJECTS--
17 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
18 of this act, upon certification by the administrative office of
19 the courts that the need exists for the issuance of the bonds,
20 the following amounts are appropriated to the administrative
21 office of the courts for the following purposes:

22 1. nine hundred forty-one thousand eight hundred
23 twenty-two dollars (\$941,822) to plan, design, construct,
24 renovate, furnish and equip a new location for the magistrate
25 court in Curry county;

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1 2. one million five hundred twenty thousand nine
2 dollars (\$1,520,009) to plan, design, construct, renovate,
3 furnish and equip a new location for the magistrate court in
4 Grant county;

5 3. one million four hundred thirty-four thousand
6 three hundred ninety-six dollars (\$1,434,396) to plan, design,
7 construct, renovate, furnish and equip a new location for the
8 magistrate court in Guadalupe county;

9 4. four hundred thirty thousand nine hundred sixty-
10 six dollars (\$430,966) to plan, design, construct, renovate,
11 furnish and equip a new location for the magistrate court in
12 Otero county; and

13 5. ten million seven hundred thousand dollars
14 (\$10,700,000) to plan, design, construct, furnish and equip a
15 new county magistrate court building in Santa Fe county.

16 SECTION 5. AGING AND LONG-TERM SERVICES DEPARTMENT

17 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
18 Section 1 of this act, upon certification by the aging and
19 long-term services department that the need exists for the
20 issuance of the bonds, the following amounts are appropriated
21 to the aging and long-term services department for the
22 following purposes:

23 1. twenty-nine thousand six hundred seventy dollars
24 (\$29,670) to purchase and equip vehicles for the Bear Canyon
25 senior center in Albuquerque in Bernalillo county;

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1 2. twenty-four thousand dollars (\$24,000) to
2 purchase and install meals equipment and other equipment for
3 the city of Albuquerque senior affairs nutrition and
4 transportation program in Albuquerque in Bernalillo county;

5 3. two hundred sixty-six thousand nine hundred
6 fifty dollars (\$266,950) to purchase and equip vehicles for the
7 city of Albuquerque senior affairs nutrition and transportation
8 program in Albuquerque in Bernalillo county;

9 4. seventy-nine thousand nine hundred ninety-eight
10 dollars (\$79,998) for renovations to the Highland senior center
11 in Albuquerque in Bernalillo county;

12 5. twenty-one thousand five hundred eighty-two
13 dollars (\$21,582) to purchase and install meals equipment and
14 other equipment for the Manzano Mesa multigenerational center
15 in Albuquerque in Bernalillo county;

16 6. fifty-eight thousand five hundred dollars
17 (\$58,500) to purchase and equip vehicles for the Eagle Nest
18 senior center in Colfax county;

19 7. thirty-one thousand thirty-four dollars
20 (\$31,034) for improvements to the facility to address code
21 compliance issues and for the purchase and installation of
22 equipment and building systems at the Friendship senior center
23 in Clovis in Curry county;

24 8. one hundred twenty thousand dollars (\$120,000)
25 for renovations to the Santa Clara senior center in Grant

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1 county;

2 9. ninety-six thousand one hundred ninety-one
3 dollars (\$96,191) for renovations to the Silver City senior
4 center in Grant county;

5 10. thirty thousand six hundred fifty-six dollars
6 (\$30,656) to purchase and install meals equipment and other
7 equipment for La Loma senior center in Anton Chico in Guadalupe
8 county;

9 11. fifty-five thousand four hundred one dollars
10 (\$55,401) to purchase and equip vehicles for La Loma senior
11 center in Anton Chico in Guadalupe county;

12 12. fifty thousand three hundred sixty-five dollars
13 (\$50,365) to purchase and equip vehicles for the Puerto de Luna
14 senior center in Santa Rosa in Guadalupe county;

15 13. one hundred twenty-one thousand five hundred
16 ninety-seven dollars (\$121,597) to purchase and install meals
17 equipment and other equipment for the Ena Mitchell senior
18 center in Lordsburg in Hidalgo county;

19 14. seventy-three thousand five hundred dollars
20 (\$73,500) for renovations to the Corona Zia senior center in
21 Lincoln county;

22 15. thirteen thousand seven hundred dollars
23 (\$13,700) to plan and design the Ruidoso Downs community center
24 in Lincoln county;

25 16. seventy-six thousand dollars (\$76,000) to

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1 purchase and equip vehicles for the Gallup neighborhood senior
2 center in McKinley county;

3 17. one hundred fifty thousand dollars (\$150,000)
4 to plan and design the Gallup regional senior center in
5 McKinley county;

6 18. twenty-five thousand sixty-three dollars
7 (\$25,063) to purchase and install meals equipment and other
8 equipment for the Alamogordo senior center in Otero county;

9 19. fifty-eight thousand one hundred fourteen
10 dollars (\$58,114) for renovations to the Tucumcari senior
11 center in Quay county;

12 20. forty-seven thousand five hundred dollars
13 (\$47,500) to purchase and equip vehicles for the Chama senior
14 center in Rio Arriba county;

15 21. forty-seven thousand five hundred dollars
16 (\$47,500) to purchase and equip vehicles for the Coyote senior
17 center in Rio Arriba county;

18 22. forty-seven thousand five hundred dollars
19 (\$47,500) to purchase and equip vehicles for the Dixon senior
20 center in Rio Arriba county;

21 23. forty-seven thousand five hundred dollars
22 (\$47,500) to purchase and equip vehicles for El Rito senior
23 center in Rio Arriba county;

24 24. seventy thousand dollars (\$70,000) to purchase
25 and equip vehicles for the Espanola senior center in Rio Arriba

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1 county;

2 25. forty-seven thousand five hundred dollars
3 (\$47,500) to purchase and equip vehicles for the Tierra
4 Amarilla senior center in Rio Arriba county;

5 26. forty-seven thousand five hundred dollars
6 (\$47,500) to purchase and equip vehicles for the Truchas senior
7 center in Rio Arriba county;

8 27. fifty-three thousand dollars (\$53,000) to
9 purchase and equip vehicles for the community services center
10 in Portales in Roosevelt county;

11 28. twenty-five thousand five hundred dollars
12 (\$25,500) for renovations to the Bloomfield senior center in
13 San Juan county;

14 29. fifty thousand dollars (\$50,000) to purchase
15 and equip vehicles for the Jemez senior center in Sandoval
16 county;

17 30. sixty-four thousand four hundred fifty dollars
18 (\$64,450) to purchase and equip vehicles for the Bernalillo
19 senior center in Sandoval county;

20 31. forty-six thousand three hundred seventy-one
21 dollars (\$46,371) to purchase and equip vehicles for the Cuba
22 senior center in Sandoval county;

23 32. forty-one thousand six hundred seventy-six
24 dollars (\$41,676) to purchase and equip vehicles for the Pena
25 Blanca senior center in Sandoval county;

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1 33. three hundred thousand dollars (\$300,000) to
2 plan and design the Placitas senior center in Sandoval county;

3 34. seventeen thousand six hundred forty-five
4 dollars (\$17,645) for improvements to the facility to address
5 code compliance issues and for the purchase and installation of
6 equipment and building systems at the Meadowlark senior center
7 in Rio Rancho in Sandoval county;

8 35. forty-one thousand seven hundred dollars
9 (\$41,700) to purchase and equip vehicles for the Rio Rancho
10 meal site in Sandoval county;

11 36. seventy-six thousand dollars (\$76,000) for
12 renovations to the Ken James senior center in Truth or
13 Consequences in Sierra county;

14 37. fifty-eight thousand four hundred thirteen
15 dollars (\$58,413) to purchase and equip vehicles for the Ken
16 James senior center in Truth or Consequences in Sierra county;

17 38. one hundred twenty-seven thousand five hundred
18 dollars (\$127,500) for improvements to the facility to address
19 code compliance issues and for the purchase and installation of
20 equipment and building systems at the Magdalena senior center
21 in Socorro county;

22 39. eighty-nine thousand dollars (\$89,000) for
23 improvements to the facility to address code compliance issues
24 and for the purchase and installation of equipment and building
25 systems at the Veguita senior center in Socorro county;

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1 40. sixty thousand five hundred dollars (\$60,500)
2 for renovations to the Moriarty senior center in Torrance
3 county;

4 41. one hundred seventy-six thousand dollars
5 (\$176,000) to plan, design, construct, equip and furnish the
6 Mountainair senior center in Torrance county; and

7 42. one hundred thousand dollars (\$100,000) to
8 purchase and equip vehicles for the Belen senior center in
9 Valencia county.

10 SECTION 6. BERNALILLO COUNTY METROPOLITAN COURT PROJECT--
11 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
12 of this act, upon certification by the Bernalillo county
13 metropolitan court that the need exists for the issuance of the
14 bonds, two hundred seventy-six thousand five hundred dollars
15 (\$276,500) is appropriated to the Bernalillo county
16 metropolitan court to plan, design, purchase, equip and install
17 improvements, including a parking operating system and a
18 courtroom maglock security system, at the Bernalillo county
19 metropolitan court in Bernalillo county.

20 SECTION 7. COMMISSION FOR THE BLIND PROJECT--SEVERANCE
21 TAX BONDS.--Pursuant to the provisions of Section 1 of this
22 act, upon certification by the commission for the blind that
23 the need exists for the issuance of the bonds, sixty-two
24 thousand five hundred forty-three dollars (\$62,543) is
25 appropriated to the commission for the blind to plan, design,

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1 construct, renovate, repair, furnish and equip facilities for
2 the commission for the blind in Otero and Bernalillo counties.

3 SECTION 8. BORDER AUTHORITY PROJECTS--SEVERANCE TAX
4 BONDS.--Pursuant to the provisions of Section 1 of this act,
5 upon certification by the border authority that the need exists
6 for the issuance of the bonds, the following amounts are
7 appropriated to the border authority for the following
8 purposes:

9 1. six hundred fifty-one thousand dollars
10 (\$651,000) to plan, design and construct a parking facility on
11 property adjacent to the border authority in Santa Teresa in
12 Dona Ana county; and

13 2. five hundred twelve thousand six hundred dollars
14 (\$512,600) to plan, design and construct wastewater system
15 improvements, including a new pond, at the port of entry in
16 Columbus in Luna county.

17 SECTION 9. CAPITAL PROGRAM FUND PROJECTS--SEVERANCE TAX
18 BONDS.--Pursuant to the provisions of Section 1 of this act,
19 upon certification by the facilities management division of the
20 general services department that the need exists for the
21 issuance of the bonds, the following amounts are appropriated
22 to the capital program fund for the following purposes:

23 1. four million seven hundred forty thousand four
24 hundred fifty-five dollars (\$4,740,455) to plan, design,
25 construct, improve, repair, renovate, furnish and equip the

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1 child wellness center in Albuquerque in Bernalillo county;

2 2. one million four hundred sixty-one thousand one
3 hundred fifteen dollars (\$1,461,115) to plan, design,
4 construct, renovate, remodel, furnish and equip improvements,
5 including demolition and abatement of hazardous materials, to
6 the workforce solutions department administration building in
7 Albuquerque in Bernalillo county;

8 3. four hundred thousand dollars (\$400,000) to
9 plan, design, construct, renovate, replace, equip, purchase and
10 install infrastructure improvements, including interior service
11 windows, heating, ventilation and air conditioning systems and
12 other improvements, at the Albert Amador building in Espanola
13 in Rio Arriba county;

14 4. one million five hundred thousand dollars
15 (\$1,500,000) to plan, design, construct, renovate, furnish and
16 equip facilities for the children, youth and families
17 department at the public employees retirement association
18 building in Santa Fe in Santa Fe county;

19 5. five million dollars (\$5,000,000) to plan,
20 design, construct, furnish and equip a new crime laboratory in
21 Santa Fe in Santa Fe county;

22 6. one million five hundred thousand dollars
23 (\$1,500,000) to plan, design, construct, renovate, furnish and
24 equip facilities for the early childhood education and care
25 department at the public employees retirement association

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1 building in Santa Fe in Santa Fe county;

2 7. four million dollars (\$4,000,000) to plan,
3 design, construct, renovate, remediate, furnish and equip state
4 buildings located on the capitol campus to implement the Santa
5 Fe master plan in Santa Fe county;

6 8. ten million dollars (\$10,000,000) to plan,
7 design, construct, renovate, purchase, install, furnish, equip
8 and make other infrastructure improvements at correctional
9 facilities statewide;

10 9. two million eight hundred sixty-two thousand
11 dollars (\$2,862,000) to plan, design, construct, improve,
12 renovate, furnish and equip facilities for the children, youth
13 and families department statewide;

14 10. twelve million dollars (\$12,000,000) to plan,
15 design, construct, renovate, remediate, furnish, equip,
16 purchase and install infrastructure improvements, including
17 information technology and medical equipment, at department of
18 health facilities statewide;

19 11. two million two hundred fifty thousand dollars
20 (\$2,250,000) to plan, design, construct, renovate, furnish and
21 equip infrastructure improvements at state police facilities
22 statewide;

23 12. six million dollars (\$6,000,000) to plan,
24 design, construct, renovate, remediate, furnish and equip
25 facilities at state-owned facilities statewide; and

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1 13. one hundred seventy-five thousand dollars
2 (\$175,000) to plan, design, repair and replace infrastructure
3 at workforce solutions department offices statewide.

4 **SECTION 10. CULTURAL AFFAIRS DEPARTMENT PROJECT--**
5 **SEVERANCE TAX BONDS.--**Pursuant to the provisions of Section 1
6 of this act, upon certification by the cultural affairs
7 department that the need exists for the issuance of the bonds,
8 six million dollars (\$6,000,000) is appropriated to the
9 cultural affairs department to plan, design, construct,
10 improve, renovate, furnish and equip infrastructure, including
11 fire suppression and mitigation, climate control, security
12 systems and exhibits, and to comply with requirements of the
13 federal Americans with Disabilities Act of 1990 at museums,
14 monuments and historic sites statewide.

15 **SECTION 11. CUMBRES AND TOLTEC SCENIC RAILROAD COMMISSION**
16 **PROJECT--SEVERANCE TAX BONDS.--**Pursuant to the provisions of
17 Section 1 of this act, upon certification by the Cumbres and
18 Toltec scenic railroad commission that the need exists for the
19 issuance of the bonds, one million one hundred thousand dollars
20 (\$1,100,000) is appropriated to the Cumbres and Toltec scenic
21 railroad commission for track rehabilitation and related
22 infrastructure improvements, including locomotive and boiler
23 upgrades to comply with federal railroad administration
24 standards, and for improvements to passenger cars for the
25 Cumbres and Toltec scenic railroad operating between New Mexico

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1 and Colorado.

2 SECTION 12. NEW MEXICO SCHOOL FOR THE DEAF PROJECT--
3 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
4 of this act, upon certification by the board of regents of the
5 New Mexico school for the deaf that the need exists for the
6 issuance of the bonds, three million five hundred thousand
7 dollars (\$3,500,000) is appropriated to the board of regents of
8 the New Mexico school for the deaf to plan, design, construct,
9 renovate, furnish and equip facilities, including abatement, at
10 the James A. Little theater building, central plant and
11 associated site areas at the New Mexico school for the deaf in
12 Santa Fe in Santa Fe county.

13 SECTION 13. FIRST JUDICIAL DISTRICT COURT PROJECT--
14 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
15 of this act, upon certification by the first judicial district
16 court that the need exists for the issuance of the bonds, two
17 hundred twenty thousand dollars (\$220,000) is appropriated to
18 the first judicial district court to plan, design, purchase,
19 equip and install improvements, including audiovisual upgrades
20 and an electronic queue management system, at the first
21 judicial district court in Santa Fe county.

22 SECTION 14. THIRD JUDICIAL DISTRICT COURT PROJECT--
23 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
24 of this act, upon certification by the third judicial district
25 court that the need exists for the issuance of the bonds,

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1 seventy-eight thousand eight hundred fifty-two dollars
2 (\$78,852) is appropriated to the third judicial district court
3 to plan, design, purchase, renovate, equip and install building
4 improvements, including security equipment, at the third
5 judicial district court in Dona Ana county.

6 SECTION 15. ELEVENTH JUDICIAL DISTRICT COURT PROJECT--
7 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
8 of this act, upon certification by the eleventh judicial
9 district court that the need exists for the issuance of the
10 bonds, one hundred twenty-five thousand seven hundred thirty-
11 seven dollars (\$125,737) is appropriated to the eleventh
12 judicial district court to plan, design, purchase, equip and
13 install improvements, including telecommunications upgrades, at
14 the eleventh judicial district court in San Juan county.

15 SECTION 16. ECONOMIC DEVELOPMENT DEPARTMENT PROJECTS--
16 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
17 of this act, upon certification by the economic development
18 department that the need exists for the issuance of the bonds,
19 the following amounts are appropriated to the economic
20 development department for the following purposes:

- 21 1. ten million dollars (\$10,000,000) for economic
22 development projects statewide pursuant to the Local Economic
23 Development Act; and
- 24 2. two million five hundred thousand dollars
25 (\$2,500,000) to plan, design, construct and improve

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1 infrastructure in downtown mainstreet districts and in local
2 arts and cultural districts statewide.

3 SECTION 17. PUBLIC EDUCATION DEPARTMENT PROJECT--
4 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
5 of this act, upon certification by the public education
6 department that the need exists for the issuance of the bonds,
7 one hundred eighty thousand dollars (\$180,000) is appropriated
8 to the public education department to purchase, equip and
9 install school bus cameras for school districts statewide.

10 SECTION 18. ENERGY, MINERALS AND NATURAL RESOURCES
11 DEPARTMENT PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the
12 provisions of Section 1 of this act, upon certification by the
13 energy, minerals and natural resources department that the need
14 exists for the issuance of the bonds, the following amounts are
15 appropriated to the energy, minerals and natural resources
16 department for the following purposes:

- 17 1. four million dollars (\$4,000,000) for the
18 remediation of the Carlsbad brine well in Eddy county,
19 contingent upon a one hundred percent match from local
20 entities;
- 21 2. two million dollars (\$2,000,000) to plug,
22 remediate and reclaim abandoned oil and gas wells statewide;
23 and
- 24 3. three million dollars (\$3,000,000) to plan,
25 design and construct watershed restoration and community

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1 wildfire protection improvements, including forest thinning,
2 statewide.

3 SECTION 19. OFFICE OF THE STATE ENGINEER PROJECTS--
4 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
5 of this act, upon certification by the office of the state
6 engineer that the need exists for the issuance of the bonds,
7 the following amounts are appropriated to the office of the
8 state engineer for the following purposes:

9 1. five million dollars (\$5,000,000) to plan,
10 design, construct, rehabilitate and make improvements to
11 publicly owned dams statewide; and

12 2. two million one hundred thousand dollars
13 (\$2,100,000) to purchase, construct, install, map and calibrate
14 surface and ground water measurement structures, equipment and
15 related software for administrative purposes and accountability
16 statewide.

17 SECTION 20. DEPARTMENT OF ENVIRONMENT PROJECT--SEVERANCE
18 TAX BONDS.--Pursuant to the provisions of Section 1 of this
19 act, upon certification by the department of environment that
20 the need exists for the issuance of the bonds, one million five
21 hundred thousand dollars (\$1,500,000) is appropriated to the
22 department of environment to plan, design and construct
23 projects to improve surface water quality and river habitats
24 statewide.

25 SECTION 21. STATE FAIR COMMISSION PROJECT--SEVERANCE TAX

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1 BONDS.--Pursuant to the provisions of Section 1 of this act,
2 upon certification by the state fair commission that the need
3 exists for the issuance of the bonds, three million dollars
4 (\$3,000,000) is appropriated to the state fair commission to
5 plan, design, construct, renovate, purchase and install
6 electrical equipment and for site improvements at the New
7 Mexico state fairgrounds in Albuquerque in Bernalillo county.

8 SECTION 22. DEPARTMENT OF FINANCE AND ADMINISTRATION

9 PROJECT--SEVERANCE TAX BONDS.--Pursuant to the provisions of
10 Section 1 of this act, upon certification by the department of
11 finance and administration that the need exists for the
12 issuance of the bonds, three million dollars (\$3,000,000) is
13 appropriated to the department of finance and administration
14 for the New Mexico mortgage finance authority to build or
15 rehabilitate affordable housing statewide pursuant to the
16 provisions of the New Mexico Housing Trust Fund Act and the
17 Affordable Housing Act.

18 SECTION 23. INDIAN AFFAIRS DEPARTMENT PROJECT--SEVERANCE

19 TAX BONDS.--Pursuant to the provisions of Section 1 of this
20 act, upon certification by the Indian affairs department that
21 the need exists for the issuance of the bonds, three hundred
22 thousand dollars (\$300,000) is appropriated to the Indian
23 affairs department to plan, design, construct and improve
24 infrastructure, including entry boundary fencing and storm
25 water drainage and mitigation, at the Santa Fe Indian school in

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1 Santa Fe county.

2 SECTION 24. DEPARTMENT OF INFORMATION TECHNOLOGY

3 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
4 Section 1 of this act, upon certification by the department of
5 information technology that the need exists for the issuance of
6 the bonds, the following amounts are appropriated to the
7 department of information technology for the following
8 purposes:

9 1. four million dollars (\$4,000,000) to plan,
10 design, construct, renovate and improve the John F. Simms
11 building in Santa Fe in Santa Fe county;

12 2. ten million dollars (\$10,000,000) to plan,
13 design, engineer, construct, purchase and equip broadband
14 infrastructure statewide; and

15 3. ten million dollars (\$10,000,000) to plan,
16 design, purchase, install and implement infrastructure to
17 stabilize and modernize public safety radio communications
18 systems statewide.

19 SECTION 25. INDIAN WATER RIGHTS SETTLEMENT FUND--

20 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
21 of this act, upon certification by the office of the state
22 engineer that the need exists for the issuance of the bonds,
23 nine million dollars (\$9,000,000) is appropriated to the Indian
24 water rights settlement fund. Notwithstanding the requirement
25 for a joint resolution of the legislature in Subsection A of

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1 Section 72-1-11 NMSA 1978, if a corresponding commitment has
2 been made for the federal portion of the settlements in the
3 Aamodt case, the money may be expended by the interstate stream
4 commission in fiscal year 2022 and subsequent fiscal years to
5 implement the state's portion of the settlement, and any
6 unexpended or unencumbered balance remaining at the end of a
7 fiscal year shall not revert.

8 SECTION 26. DEPARTMENT OF MILITARY AFFAIRS PROJECTS--
9 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
10 of this act, upon certification by the department of military
11 affairs that the need exists for the issuance of the bonds, the
12 following amounts are appropriated to the department of
13 military affairs for the following purposes:

14 1. four hundred thousand dollars (\$400,000) to
15 plan, design, construct, renovate and make improvements,
16 including energy-efficient systems and infrastructure upgrades,
17 at the Clovis armory in Curry county;

18 2. one million three hundred thousand dollars
19 (\$1,300,000) to plan, design, construct, renovate and make
20 improvements, including energy-efficient systems and
21 infrastructure upgrades, at the Las Cruces armory in Dona Ana
22 county; and

23 3. four hundred fifty thousand dollars (\$450,000)
24 to plan, design, construct, renovate and make improvements,
25 including energy-efficient systems and infrastructure upgrades,

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1 at the Oate training center complex in Santa Fe county.

2 SECTION 27. SUPREME COURT BUILDING COMMISSION PROJECT--
3 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
4 of this act, upon certification by the supreme court building
5 commission that the need exists for the issuance of the bonds,
6 two hundred five thousand eight hundred seven dollars
7 (\$205,807) is appropriated to the supreme court building
8 commission to plan, design, construct and renovate facilities,
9 including removal, disposal, remediation and installation of
10 carpet, at the supreme court building in Santa Fe in Santa Fe
11 county.

12 SECTION 28. HIGHER EDUCATION DEPARTMENT PROJECTS--
13 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
14 of this act, upon certification by the higher education
15 department that the need exists for the issuance of the bonds,
16 the following amounts are appropriated to the higher education
17 department for the following purposes:

18 1. one million dollars (\$1,000,000) to plan,
19 design, construct, renovate, furnish and equip infrastructure
20 improvements at central New Mexico community college campuses
21 in Bernalillo and Sandoval counties;

22 2. nine hundred sixty thousand five hundred thirty-
23 six dollars (\$960,536) to plan, design, renovate, construct and
24 equip infrastructure improvements for building 105 at the
25 southwestern Indian polytechnic institute in Albuquerque in

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1 Bernalillo county;

2 3. one million fifty thousand dollars (\$1,050,000)
3 to plan, design, construct, upgrade, equip and install fire
4 alarm and sprinkler systems at Clovis community college in
5 Clovis in Curry county;

6 4. one million seven hundred fifty thousand dollars
7 (\$1,750,000) to plan, design, construct, renovate, equip and
8 install infrastructure improvements, including vestibules,
9 campuswide at New Mexico junior college in Hobbs in Lea county;

10 5. four hundred thousand dollars (\$400,000) to
11 plan, design, construct, furnish and equip heating, ventilation
12 and air conditioning system improvements to classroom
13 facilities campuswide at Navajo technical university in
14 Crownpoint in McKinley county;

15 6. one million one hundred thousand dollars
16 (\$1,100,000) to plan, design, construct, renovate, furnish and
17 equip improvements at the agricultural multipurpose center at
18 the Shiprock campus of Diné college in San Juan county;

19 7. seven hundred thousand dollars (\$700,000) to
20 plan, design and construct a fire truck access lane, including
21 street lighting, at the Shiprock campus of Diné college in San
22 Juan county;

23 8. one hundred three thousand five hundred dollars
24 (\$103,500) to plan, design, construct, renovate, purchase,
25 equip and install fire alarm systems campuswide at Luna

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1 community college in San Miguel county;

2 9. two hundred thousand dollars (\$200,000) to plan,
3 design, renovate, expand, construct and equip the research
4 center to advance contemporary native arts and the museum
5 studies department at the institute of American Indian arts in
6 Santa Fe in Santa Fe county; and

7 10. eight hundred twenty-five thousand dollars
8 (\$825,000) to plan, design, construct, furnish, equip and make
9 upgrades to the emergency management and fire suppression
10 systems at Santa Fe community college in Santa Fe county.

11 SECTION 29. EASTERN NEW MEXICO UNIVERSITY PROJECTS--
12 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
13 of this act, upon certification by the board of regents of
14 eastern New Mexico university that the need exists for the
15 issuance of the bonds, the following amounts are appropriated
16 to the board of regents of eastern New Mexico university for
17 the following purposes:

18 1. two million four hundred seventy-five thousand
19 dollars (\$2,475,000) to plan, design, construct, renovate and
20 equip sewer line improvements campuswide, including restroom
21 renovations, at the Roswell branch campus of eastern New Mexico
22 university in Chaves county;

23 2. four hundred five thousand dollars (\$405,000) to
24 plan, design, construct and equip infrastructure improvements
25 campuswide at the Ruidoso branch campus of eastern New Mexico

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1 university in Lincoln county; and

2 3. one million five hundred thousand dollars
3 (\$1,500,000) to plan, design, construct, improve and equip
4 infrastructure, including parking lots and sidewalks, at
5 eastern New Mexico university in Portales in Roosevelt county.

6 SECTION 30. NEW MEXICO HIGHLANDS UNIVERSITY PROJECT--
7 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
8 of this act, upon certification by the board of regents of New
9 Mexico highlands university that the need exists for the
10 issuance of the bonds, one million dollars (\$1,000,000) is
11 appropriated to the board of regents of New Mexico highlands
12 university to plan, design, construct, renovate, upgrade and
13 equip fire, health and safety infrastructure improvements,
14 including roof repair and replacement, for the Sala de Madrid
15 building at New Mexico highlands university in Las Vegas in San
16 Miguel county.

17 SECTION 31. NEW MEXICO MILITARY INSTITUTE PROJECT--
18 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
19 of this act, upon certification by the board of regents of the
20 New Mexico military institute that the need exists for the
21 issuance of the bonds, eight hundred twenty-five thousand
22 dollars (\$825,000) is appropriated to the board of regents of
23 the New Mexico military institute to plan, design, construct,
24 repair and replace health and safety infrastructure campuswide,
25 including sewer systems, at the New Mexico military institute

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1 in Roswell in Chaves county.

2 SECTION 32. NEW MEXICO INSTITUTE OF MINING AND TECHNOLOGY
3 PROJECTS--SEVERANCE TAX BONDS.--Pursuant to the provisions of
4 Section 1 of this act, upon certification by the board of
5 regents of the New Mexico institute of mining and technology
6 that the need exists for the issuance of the bonds, the
7 following amounts are appropriated to the board of regents of
8 the New Mexico institute of mining and technology for the
9 following purposes:

10 1. two million five hundred twenty thousand dollars
11 (\$2,520,000) to plan, design, construct, renovate and equip
12 infrastructure improvements campuswide at the New Mexico
13 institute of mining and technology in Socorro county; and

14 2. four hundred seventeen thousand four hundred
15 eighty dollars (\$417,480) to plan, design, engineer, purchase,
16 construct and install fiber-optic cable infrastructure at the
17 New Mexico institute of mining and technology in Socorro
18 county.

19 SECTION 33. NEW MEXICO STATE UNIVERSITY PROJECTS--
20 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
21 of this act, upon certification by the board of regents of New
22 Mexico state university that the need exists for the issuance
23 of the bonds, the following amounts are appropriated to the
24 board of regents of New Mexico state university for the
25 following purposes:

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1 1. eight hundred eighty-seven thousand five hundred
2 dollars (\$887,500) to plan, design, construct, repair and
3 replace the roof at Martinez hall at the Grants campus of New
4 Mexico state university in Cibola county;

5 2. seven hundred fifty thousand dollars (\$750,000)
6 to plan, design, construct, renovate, furnish and equip
7 improvements to classrooms and laboratories at the Dona Ana
8 community college campus of New Mexico state university in Dona
9 Ana county;

10 3. three million dollars (\$3,000,000) to plan,
11 design, construct and repair utility tunnel systems at New
12 Mexico state university in Las Cruces in Dona Ana county;

13 4. four hundred thousand dollars (\$400,000) to
14 plan, design, construct, renovate, furnish and equip
15 improvements to buildings and infrastructure, including
16 information technology upgrades, at the Carlsbad campus of New
17 Mexico state university in Eddy county;

18 5. six hundred fifty thousand dollars (\$650,000) to
19 plan, design, construct, renovate, repair and equip
20 infrastructure improvements, including duct work and boiler
21 feed lines, in classroom buildings at the Alamogordo campus of
22 New Mexico state university in Otero county; and

23 6. three million dollars (\$3,000,000) to plan,
24 design, construct, renovate, furnish and equip improvements,
25 including abatement and demolition, at New Mexico state

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1 university agricultural science centers statewide.

2 SECTION 34. NORTHERN NEW MEXICO STATE SCHOOL PROJECT--
3 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
4 of this act, upon certification by the board of regents of
5 northern New Mexico state school that the need exists for the
6 issuance of the bonds, one million dollars (\$1,000,000) is
7 appropriated to the board of regents of northern New Mexico
8 state school to plan, design, construct, equip and install
9 infrastructure improvements to heating, ventilation and air
10 conditioning systems and controls at the El Rito and Espanola
11 campuses of northern New Mexico state school in Rio Arriba
12 county.

13 SECTION 35. UNIVERSITY OF NEW MEXICO PROJECTS--SEVERANCE
14 TAX BONDS.--Pursuant to the provisions of Section 1 of this
15 act, upon certification by the board of regents of the
16 university of New Mexico that the need exists for the issuance
17 of the bonds, the following amounts are appropriated to the
18 board of regents of the university of New Mexico for the
19 following purposes:

20 1. three million dollars (\$3,000,000) to plan,
21 design, construct, improve, renovate and equip facilities and
22 to expand the radiation oncology suites and good manufacturing
23 process laboratories at the comprehensive cancer center at the
24 university of New Mexico in Albuquerque in Bernalillo county;

25 2. two million two hundred eight thousand one

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1 hundred dollars (\$2,208,100) to plan, design, construct and
2 improve infrastructure at the center for the arts facility,
3 including roof replacement and installation of perimeter access
4 controls, at the university of New Mexico in Albuquerque in
5 Bernalillo county;

6 3. two million dollars (\$2,000,000) to plan,
7 design, construct, renovate, equip and install fire alarm and
8 fire suppression systems campuswide, including at the Reginald
9 Heber Fitz hall and the biomedical research facility, at the
10 university of New Mexico in Albuquerque in Bernalillo county;

11 4. one million eight hundred fifty thousand dollars
12 (\$1,850,000) to plan, design, construct and equip research
13 facilities at the university of New Mexico in Albuquerque in
14 Bernalillo county;

15 5. eight hundred thousand dollars (\$800,000) to
16 plan, design, construct, improve and equip infrastructure
17 campuswide, including safety, security and energy-efficiency
18 improvements, at the Los Alamos campus of the university of New
19 Mexico in Los Alamos county;

20 6. eight hundred thousand dollars (\$800,000) to
21 plan, design, construct, improve, repair and equip
22 infrastructure campuswide at the Gallup campus of the
23 university of New Mexico in McKinley county;

24 7. one million eight hundred seventy-five thousand
25 dollars (\$1,875,000) to plan, design, construct, repair, equip

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1 and install infrastructure improvements campuswide at the
2 Klauer campus of the Taos campus of the university of New
3 Mexico in Taos county; and

4 8. three hundred thousand dollars (\$300,000) to
5 plan, design, construct, improve, renovate, equip and furnish
6 the learning commons at the Valencia campus of the university
7 of New Mexico in Valencia county.

8 SECTION 36. WESTERN NEW MEXICO UNIVERSITY PROJECT--
9 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
10 of this act, upon certification by the board of regents of
11 western New Mexico university that the need exists for the
12 issuance of the bonds, three million five hundred thousand
13 dollars (\$3,500,000) is appropriated to the board of regents of
14 western New Mexico university to plan, design, construct,
15 demolish, furnish and equip phase 2 of a learning center for
16 western New Mexico university in Luna county.

17 SECTION 37. VETERANS' SERVICES DEPARTMENT PROJECT--
18 SEVERANCE TAX BONDS.--Pursuant to the provisions of Section 1
19 of this act, upon certification by the veterans' services
20 department that the need exists for the issuance of the bonds,
21 two million three hundred thousand dollars (\$2,300,000) is
22 appropriated to the veterans' services department to plan,
23 design, construct, improve, repair, furnish and equip and make
24 improvements, including safety and security infrastructure, at
25 veterans' cemeteries and monuments statewide.

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1 **SECTION 38. ADMINISTRATIVE OFFICE OF THE COURTS PROJECT--**
2 GENERAL FUND.--Twenty-two thousand dollars (\$22,000) is
3 appropriated from the general fund to the administrative office
4 of the courts for expenditure in fiscal years 2021 through
5 2025, unless otherwise provided in Section 2 of this act, for a
6 feasibility study to determine a new location for the
7 magistrate court in Union county.

8 **SECTION 39. AGING AND LONG-TERM SERVICES DEPARTMENT**
9 PROJECT--GENERAL FUND.--Seven hundred fifty thousand dollars
10 (\$750,000) is appropriated from the general fund to the aging
11 and long-term services department for expenditure in fiscal
12 years 2021 through 2025, unless otherwise provided in Section 2
13 of this act, to purchase and install kitchen and other
14 equipment, including for repair, replacement and installation
15 on an emergency basis and for immediate code compliance, at
16 senior centers statewide.

17 **SECTION 40. CAPITAL PROGRAM FUND PROJECTS--GENERAL**
18 FUND.--The following amounts are appropriated from the general
19 fund to the capital program fund for expenditure in fiscal
20 years 2021 through 2025, unless otherwise provided in Section 2
21 of this act, for the following purposes:

22 1. one million five hundred thousand dollars
23 (\$1,500,000) to plan, design, construct, renovate, equip,
24 purchase and install infrastructure improvements, including
25 roofing replacement, at the Harriet Sammons building in

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1 Farmington in San Juan county; and

2 2. one hundred thirty-eight thousand dollars
3 (\$138,000) to plan, design, construct, repair and replace the
4 roof at the homeland security and emergency management
5 department building in Santa Fe in Santa Fe county.

6 **SECTION 41. OFFICE OF THE SECRETARY OF STATE PROJECT--**
7 **GENERAL FUND.--**Two hundred thousand dollars (\$200,000) is
8 appropriated from the general fund to the office of the
9 secretary of state for expenditure in fiscal years 2021 through
10 2025, unless otherwise provided in Section 2 of this act, to
11 plan, design and program office space to house the office of
12 the secretary of state in Santa Fe in Santa Fe county.

13 **SECTION 42. HIGHER EDUCATION DEPARTMENT PROJECT--GENERAL**
14 **FUND.--**Six hundred fifty thousand dollars (\$650,000) is
15 appropriated from the general fund to the higher education
16 department for expenditure in fiscal years 2021 through 2025,
17 unless otherwise provided in Section 2 of this act, to plan,
18 design, construct, furnish and equip a new facility for the
19 welding program at San Juan college in Farmington in San Juan
20 county.

21 **SECTION 43. NEW MEXICO STATE UNIVERSITY PROJECT--GENERAL**
22 **FUND.--**Two hundred thousand dollars (\$200,000) is appropriated
23 from the general fund to the board of regents of New Mexico
24 state university for expenditure in fiscal years 2021 through
25 2025, unless otherwise provided in Section 2 of this act, for a

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1 feasibility study to determine relocation, demolition or
2 consolidation of New Mexico department of agriculture
3 facilities in Las Cruces in Dona Ana county.

4 SECTION 44. PUBLIC EDUCATION DEPARTMENT PROJECT--
5 APPROPRIATION FROM THE PUBLIC SCHOOL CAPITAL OUTLAY FUND.--
6 Three million four hundred ninety-two thousand dollars
7 (\$3,492,000) is appropriated from the public school capital
8 outlay fund to the public education department for expenditure
9 in fiscal years 2021 through 2025, unless otherwise provided in
10 Section 3 of this act, contingent upon approval of the public
11 school capital outlay council, to purchase, replace and equip
12 school buses for school districts statewide.

13 SECTION 45. PUBLIC SCHOOL FACILITIES AUTHORITY PROJECT--
14 APPROPRIATION FROM THE PUBLIC SCHOOL CAPITAL OUTLAY FUND.--Four
15 million dollars (\$4,000,000) is appropriated from the public
16 school capital outlay fund to the public school facilities
17 authority for expenditure in fiscal years 2021 through 2025,
18 unless otherwise provided in Section 3 of this act, to plan,
19 design, construct, renovate and equip infrastructure
20 improvements for pre-kindergarten facilities statewide.

21 SECTION 46. DEPARTMENT OF GAME AND FISH PROJECT--
22 APPROPRIATION FROM THE HABITAT MANAGEMENT FUND.--One million
23 dollars (\$1,000,000) is appropriated from the habitat
24 management fund to the department of game and fish for
25 expenditure in fiscal years 2021 through 2025, unless otherwise

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1 provided in Section 3 of this act, for wildlife and riparian
2 habitat restoration and for improvements at properties owned by
3 the state game commission statewide.

4 SECTION 47. DEPARTMENT OF GAME AND FISH PROJECT--
5 APPROPRIATION FROM THE GAME AND FISH BOND RETIREMENT FUND.--
6 Five hundred thousand dollars (\$500,000) is appropriated from
7 the game and fish bond retirement fund to the department of
8 game and fish for expenditure in fiscal years 2021 through
9 2025, unless otherwise provided in Section 3 of this act, to
10 plan, design, construct, renovate and equip infrastructure
11 improvements at hatcheries owned by the state game commission
12 statewide.

13 SECTION 48. CAPITAL PROGRAM FUND PROJECT--APPROPRIATION
14 FROM THE FIRE PROTECTION FUND.--Notwithstanding the provisions
15 of the Fire Protection Fund Law to the contrary, five hundred
16 thousand dollars (\$500,000) is appropriated from the fire
17 protection fund to the capital program fund for expenditure in
18 fiscal years 2021 through 2025, unless otherwise provided in
19 Section 3 of this act, to plan, design, construct and equip a
20 burn building for the homeland security and emergency
21 management department in Socorro in Socorro county.

22 SECTION 49. EDUCATIONAL RETIREMENT BOARD PROJECT--
23 APPROPRIATION FROM THE EDUCATIONAL RETIREMENT FUND.--Five
24 million dollars (\$5,000,000) is appropriated from the
25 educational retirement fund to the educational retirement board

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1 for expenditure in fiscal years 2021 through 2025, unless
2 otherwise provided in Section 3 of this act, to plan, design,
3 construct, furnish, equip and make site improvements for a new
4 educational retirement board facility in Santa Fe in Santa Fe
5 county.

6 SECTION 50. DEPARTMENT OF GAME AND FISH PROJECT--
7 APPROPRIATION FROM THE BIG GAME ENHANCEMENT ACCOUNT OF THE GAME
8 PROTECTION FUND.--One million five hundred thousand dollars
9 (\$1,500,000) is appropriated from the big game enhancement
10 account of the game protection fund to the department of game
11 and fish for expenditure in fiscal years 2021 through 2025,
12 unless otherwise provided in Section 3 of this act, for
13 fisheries renovation, wildlife and riparian habitat restoration
14 and improvements at properties owned by the state game
15 commission statewide.

16 SECTION 51. ENVIRONMENTAL MITIGATION TRUST--CONTINGENT
17 AUTHORIZATION--BUDGET INCREASE REQUEST FOR SCHOOL BUSES.--If,
18 pursuant to the environmental mitigation trust agreement for
19 state beneficiaries entered into pursuant to the partial
20 consent decrees entered in In re: Volkswagen "Clean Diesel"
21 Marketing, Sales Practices, and Products Liability Litigation,
22 MDL No. 2672 CRB (JSC) (Dkt. No. 2103-1), the trustee approves
23 the expenditure of funds to allow the public education
24 department to replace school-district-owned buses statewide
25 that are used to transport students to and from school pursuant
26 .218881.1

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1 to the Public School Finance Act, the public education
2 department is authorized to request budget increases for that
3 purpose totaling three million four hundred ninety-two thousand
4 dollars (\$3,492,000) in fiscal years 2022 through 2024, if that
5 amount is approved by the trustee, or any other amount that is
6 authorized by the trustee for the same purpose. The
7 authorization provided pursuant to this section is in addition
8 to the contingent authorizations for the public education
9 department to request budget increases that are applicable for
10 fiscal years:

11 1. 2019 through 2022, as provided pursuant to Laws
12 2018, Chapter 80, Section 57, to replace school-district-owned
13 buses statewide that are used to transport students to and from
14 school pursuant to the Public School Finance Act; and

15 2. 2021 through 2024, as provided pursuant to Laws
16 2020, Chapter 81, Section 96, to provide infrastructure for
17 fueling and charging stations for alternatively fueled school
18 buses statewide pursuant to the Public School Finance Act.

19 **SECTION 52. PROJECT SCOPE--EXPENDITURES.**---If an
20 appropriation for a project authorized in this act is not
21 sufficient to complete all the purposes specified, the
22 appropriation may be expended for any portion of the purposes
23 specified in the appropriation. Expenditures shall not be made
24 for purposes other than those specified in the appropriation.

25 **SECTION 53. ART IN PUBLIC PLACES.**--Pursuant to Section
.218881.1

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1 13-4A-4 NMSA 1978 and where applicable, the appropriations
2 authorized in this act include one percent for the art in
3 public places fund.

4 SECTION 54. EMERGENCY.--It is necessary for the public
5 peace, health and safety that this act take effect immediately.

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