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AN ACT

MAKING GENERAL APPROPRIATIONS AND AUTHORIZING EXPENDITURES.

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

**SECTION 1. TRANSFER--APPROPRIATION CONTINGENCY FUND.--**

Of the federal funds received in the state treasury in the coronavirus state fiscal recovery fund pursuant to the federal American Rescue Plan Act of 2021, Sec. 9901, Public Law 117-2, 135 Stat. 223, one billion sixty-nine million one hundred seventy-five thousand dollars (\$1,069,175,000) is transferred to the appropriation contingency fund of the general fund to replace lost revenue due to the ongoing coronavirus disease 2019 public health emergency.

**SECTION 2. APPROPRIATIONS--APPROPRIATION CONTINGENCY**

**FUND.--**Of the one billion sixty-nine million one hundred seventy-five thousand dollars (\$1,069,175,000) transferred to the appropriation contingency fund of the general fund pursuant to Section 1 of this 2021 act, the following amounts are appropriated for expenditure in fiscal years 2022 through 2025, and any unexpended or unencumbered balance remaining at the end of fiscal year 2025 shall revert to the appropriation contingency fund:

A. five hundred thousand dollars (\$500,000) to the administrative office of the courts for pretrial services monitoring;

1           B. two million dollars (\$2,000,000) to the teacher  
2 loan repayment fund to carry out the provisions of the  
3 Teacher Loan Repayment Act;

4           C. twenty million dollars (\$20,000,000) to the  
5 energy, minerals and natural resources department to plan,  
6 design, construct, improve, renovate, furnish and equip  
7 facilities and infrastructure at state parks statewide;

8           D. three million five hundred thousand dollars  
9 (\$3,500,000) to the energy, minerals and natural resources  
10 department for orphan and inactive well planning,  
11 identification and program implementation;

12           E. seven million dollars (\$7,000,000) to the  
13 economic development department for outdoor recreation  
14 grants;

15           F. ten million dollars (\$10,000,000) to the  
16 department of environment to plan, design and construct  
17 projects to improve surface water quality and river habitats  
18 statewide;

19           G. ten million dollars (\$10,000,000) to the  
20 department of finance and administration to provide housing  
21 assistance for homeless persons ~~contingent on a one hundred~~  
22 ~~percent local match of expenditures for the same purpose;~~

23           H. fifteen million dollars (\$15,000,000) to the  
24 department of finance and administration for disbursement to  
25 the New Mexico mortgage finance authority for expenditure for

1 energy-efficient affordable housing pursuant to the New  
2 Mexico Housing Trust Fund Act; provided that the funding  
3 shall not be used to match federal funds but may be used to  
4 match private or local funds;

5 I. fifty million dollars (\$50,000,000) to the  
6 department of finance and administration to plan, design,  
7 construct, equip and furnish an acute care hospital in a  
8 county with a population of less than one hundred thousand,  
9 according to the most recent federal decennial census;

10 J. four hundred thirty-five thousand dollars  
11 (\$435,000) to the department of finance and administration  
12 for personal services and employee benefits costs for the  
13 grants administration program;

14 K. five hundred thousand dollars (\$500,000) to the  
15 department of finance and administration for temporary  
16 employees and contractors to assist the local government  
17 division of the department of finance and administration in  
18 advancing capital outlay projects and projects funded through  
19 the federal American Rescue Plan Act of 2021;

20 L. fifteen million dollars (\$15,000,000) to the  
21 tourism department for tourism marketing advertising;

22 M. five million dollars (\$5,000,000) to the human  
23 services department to assist food banks in meeting the needs  
24 of food-insecure New Mexicans;

25 N. fifteen million dollars (\$15,000,000) to the

1 employee group health benefits program of the general  
2 services department for public employee health care costs and  
3 testing related to coronavirus disease 2019;

4 O. ten million dollars (\$10,000,000) to the  
5 department of transportation to plan, design, construct,  
6 renovate and equip electric vehicle charging stations  
7 statewide;

8 P. ten million dollars (\$10,000,000) to the  
9 department of transportation to plan, design, construct,  
10 renovate and equip upgrades to regional airports statewide;

11 Q. ten million dollars (\$10,000,000) to the  
12 department of transportation for the clean up New Mexico  
13 roadway beautification program; and

14 R. one hundred forty-two million five hundred  
15 thousand dollars (\$142,500,000) to the department of  
16 transportation for acquisition of rights of way, planning,  
17 design and construction and to match other state funds for  
18 the following statewide infrastructure projects:

19 (1) the interstate 40 corridor in McKinley  
20 and Cibola counties;

21 (2) a new state road in Santa Teresa in Dona  
22 Ana county;

23 (3) New Mexico highway 128 from Carlsbad to  
24 Jal in Eddy and Lea counties;

25 (4) New Mexico highway 180 in Grant county;

1 (5) Bobby Foster road to Mesa Del Sol in  
2 Bernalillo county;

3 (6) interstate 25 from Montgomery boulevard  
4 to Comanche road in Bernalillo county;

5 (7) Cerrillos road in Santa Fe county;

6 (8) Pinon Hills boulevard in San Juan  
7 county; and

8 (9) New Mexico highway 39 in Mosquero in  
9 Harding and San Miguel counties.

10 SECTION 3. TRANSFERS--APPROPRIATION CONTINGENCY FUND--  
11 OTHER STATE FUNDS.--Of the one billion sixty-nine million one  
12 hundred seventy-five thousand dollars (\$1,069,175,000)  
13 transferred to the appropriation contingency fund of the  
14 general fund pursuant to Section 1 of this 2021 act, the  
15 following amounts are transferred from the appropriation  
16 contingency fund to the following other state funds:

17 A. three million dollars (\$3,000,000) to the  
18 economic development department for the outdoor equity grant  
19 program fund; and

20 B. fifteen million dollars (\$15,000,000) to the  
21 higher education program development enhancement fund for  
22 expanding enrollment in and graduation from nursing programs  
23 at state institutions of higher education.

24 SECTION 4. APPROPRIATIONS--CAPITAL PROJECTS FUND.--  
25 Contingent on the transfer of one hundred thirty-three

1 million sixty-six thousand eight hundred twelve dollars  
2 (\$133,066,812) authorized for the state in the capital  
3 projects fund pursuant to the federal American Rescue Plan  
4 Act of 2021, the following amounts are appropriated for  
5 expenditure in fiscal years 2022 through 2025:

6 A. one hundred twenty-three million sixty-six  
7 thousand eight hundred twelve dollars (\$123,066,812) to the  
8 department of information technology to plan, design,  
9 construct, renovate and equip broadband, including  
10 alternative and satellite broadband, statewide; and

11 B. ten million dollars (\$10,000,000) to the public  
12 education department to plan, design, construct, renovate and  
13 equip libraries and broadband infrastructure for Native  
14 American communities statewide.

15 **SECTION 5. APPROPRIATION--LEGISLATIVE PROCESSING**  
16 **SYSTEM.--**Of the one billion sixty-nine million one hundred  
17 seventy-five thousand dollars (\$1,069,175,000) transferred to  
18 the appropriation contingency fund of the general fund  
19 pursuant to Section 1 of this 2021 act, one million dollars  
20 (\$1,000,000) is appropriated to the legislative council  
21 service for expenditure in fiscal year 2022 and subsequent  
22 fiscal years to initiate planning and design of a legislative  
23 processing system. Any unexpended or unencumbered balance  
24 remaining at the end of a fiscal year shall not revert to the  
25 appropriation contingency fund. \_\_\_\_\_