

State of New Mexico
House of Representatives

FIFTY-SIXTH LEGISLATURE
FIRST SESSION

March 13, 2023

HOUSE FLOOR AMENDMENT number _____ to SENATE BILL 176, as amended

Amendment sponsored by Representative Gail Armstrong

1. On page 1, line 17, before the period, insert "; PROVIDING A DELAYED REPEAL OF THE AMENDMENTS TO SECTION 1 OF THIS ACT TO SECTION 72-14-24.1 NMSA 1978 (BEING LAWS 2019, CHAPTER 169, SECTION 1)".

2. On page 6, strike lines 3 and 4 in their entirety and insert in lieu thereof the following new sections:

"SECTION 2. That version of Section 72-14-24.1 NMSA 1978 (being Laws 2019, Chapter 169, Section 1) that is amended in Section 1 of this 2023 act is amended to read:

"72-14-24.1. ACEQUIA AND COMMUNITY DITCH INFRASTRUCTURE FUND--
CREATED.--

A. The "acequia and community ditch infrastructure fund" is created in the state treasury and shall be administered by the interstate stream commission. The fund consists of money transferred from the New Mexico irrigation works construction fund and interest accruing to the fund. Disbursements from the fund shall be made by warrant of the secretary of finance and administration pursuant to vouchers signed by the director of the interstate stream commission or the director's authorized representative. Any unexpended or unencumbered balance remaining in the fund at the end of any fiscal year shall revert to the New Mexico irrigation works construction fund.

B. Money in the fund is appropriated to the interstate stream commission to ~~[(+)]~~ provide funding ~~[to acequias or community ditches]~~ for the planning, engineering design or construction of irrigation works ~~[and infrastructure projects]~~ of acequias or

State of New Mexico
House of Representatives

FIFTY-SIXTH LEGISLATURE
FIRST SESSION

HF1/SB 176, aa

Page 2

community ditches, including dams, reservoirs, diversions, ditches, flumes or other appurtenances, for the purposes of restoration, repair, [~~disaster response, recovery and hazard mitigation~~] improvement of irrigation efficiency [~~and~~] or protection from floods [~~and (2) match or meet cost share requirements of other state and federal funding programs~~].

C. The interstate stream commission shall:

(1) [~~consult~~] in consultation with the acequia commission and the New Mexico acequia association, [~~to~~] develop [~~(a)~~] guidelines and criteria for [funding] program eligibility, [~~provided that no local cost share shall be required (b)~~] applications and [~~(c)~~] selection requirements [with a prioritization on project readiness and need];

(2) prioritize the provision of funding based on project readiness;

[~~(2)~~] (3) review acequia or community ditch plans and specifications [~~(3)~~] and inspect completed projects; and

(4) report biannually to the acequia commission on the progress of projects funded through the fund and the expenditure of money from the fund.

D. As used in this section, "fund" means the acequia and community ditch infrastructure fund."

SECTION 3. DELAYED REPEAL.--Section 1 of this act is repealed effective July 1, 2026.

SECTION 4. EFFECTIVE DATE.--

A. The effective date of the provisions of Section 1 of this act is July 1, 2023.

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State of New Mexico
House of Representatives

FIFTY-SIXTH LEGISLATURE
FIRST SESSION

HF1/SB 176, aa

Page 3

B. The effective date of the provisions of Section 2 of this act is July 1, 2026."

Gail Armstrong

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____