

FORTY-NINTH LEGISLATURE
FIRST SESSION, 2009

SB 185/a

February 25, 2009

Madam President:

Your **CORPORATIONS AND TRANSPORTATION COMMITTEE**, to whom has been referred

SENATE BILL 185

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 1, lines 13 and 14, strike "A SECTION" and insert in lieu thereof "SECTIONS".

2. On page 1, line 14, after "NMSA", insert "1978".

3. On page 2, between lines 21 and 22, insert a new section as follows:

"Section 2. Section 77-1B-4 NMSA 1978 (being Laws 2007, Chapter 60, Section 4) is amended to read:

"77-1B-4. ANIMAL CARE AND FACILITY FUND CREATED--
ADMINISTRATION.--

A. The "animal care and facility fund" is created in the state treasury. All fees collected pursuant to the Animal Sheltering Services Act shall be deposited in the fund.

B. The animal care and facility fund shall consist of money collected by the board pursuant to the Animal Sheltering Services Act; income from investment of the fund; and money appropriated to the fund or accruing to it through fees or administrative penalties, cooperative research agreements, income, gifts, grants, donations, bequests, sales of promotional items, handbooks or educational materials or any other source. Money in the fund shall not be transferred to another fund or encumbered or expended except for expenditures authorized pursuant to the Animal Sheltering Services Act.

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C. Money in the fund is subject to appropriation by the legislature to the department to be used to help animal shelters and communities defray the cost of implementing the board's initiatives conducted pursuant to the Animal Sheltering Services Act. The fund shall be administered by the department to carry out the purposes of the Animal Sheltering Services Act.

D. Each fiscal year, an amount of money in the fund appropriated pursuant to this section that is equal to the total amount of money credited to the fund for that fiscal year from special registration plates issued pursuant to Section 66-3-424.3 NMSA 1978 shall be administered so that spay and neuter programs in a county receive money attributable to the number of those special registration plates issued in that county.

~~[D.]~~ E. A disbursement from the fund shall be made only upon a warrant drawn by the secretary of finance and administration pursuant to a voucher signed by the superintendent of regulation and licensing or the superintendent's designee.

~~[E.]~~ F. Unexpended and unencumbered balances in the fund at the end of a fiscal year shall not revert to the general fund."",

and thence referred to the **FINANCE COMMITTEE.**

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Respectfully submitted,

Phil Griego, Chairman

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

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

No: 0

Excused: Cravens, Griego, P.

Absent: None

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