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FISCAL IMPACT REPORT

ORIGINAL DATE 02/08/13

SPONSOR Cisneros LAST UPDATED _____ HB _____

SHORT TITLE Capital Outlay Reauthorizations SB 369

ANALYST Kehoe

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY13	FY14		
NFI	NFI	Nonrecurring	See Fiscal Narrative

(Parenthesis () Indicate Expenditure Decreases)

Duplicate to HB 353

SOURCES OF INFORMATION

LFC Files

SUMMARY

Synopsis of Bill

Senate Bill 369 (SB 369) proposes to reauthorize funding for projects authorized in previous years. The reauthorization of capital outlay projects may change the administering agency, change the original purpose of the project, extend the reversion date, or expand the purpose of the original project. The bill contains an emergency clause.

FISCAL IMPLICATIONS

The reauthorizations contained in this bill are a non-recurring expense to the severance tax bond fund, general fund, and other state funds. Any unexpended balances remaining at the end of the fiscal year as designated in the bill shall revert to the originating funding source three months after the reversion date. For the purpose of the reauthorizations of unexpended balances contained in this bill, "unexpended balance" is defined as the remainder of an appropriation after reserving for unpaid costs and expenses covered by binding written obligations to third parties.

Section 2(C) of the bill provides that the balance of an appropriation made from the general fund or other state fund to the Indian Affairs Department or the Aging and Long-Term Services Department for a project located on lands of an Indian Nation, tribe or pueblo shall revert to the tribal infrastructure project fund.

SIGNIFICANT ISSUES

The Capital Outlay Bureau (COB) of the State Budget Division of the Department of Finance and Administration (DFA) is responsible for the operation and maintenance of the Capital Project Monitoring System (CPMS). Quarterly reports are generated from CPMS demonstrating the year and amount of an appropriation, expenditures, encumbrances, and balances for all active capital projects including reauthorizations.

The following table lists the projects authorized in 2012. To date, the bonds have not been issued for the projects listed. Reasons for non-issuance may included: the project was not certified as ready to begin, there was insufficient funding to proceed with the project, or there may be a question of meeting the New Mexico Anti-Donation Clause if funds were appropriated for a private or non-profit entity.

State Board of Finance STB Projects Not Ready for Certification		
Approp ID	Approp Amt	Project Title
12-1281	\$5,000,000	Los Lunas Drug & Substance Abuse Center
12-1284	\$200,000	Comm for Deaf & Hard-of-Hearing Complex
12-1419	\$140,000	Bern Co. Adult Day Service Facility Improve
12-1418	\$100,000	South Valley Multipurpose Center Respite Addition
12-1433	\$100,000	Grady Fire Truck Purchase
12-1529	\$100,000	ENMU South Avenue "N" Improve
12-1473	\$50,000	Santa Fe Co. Disabled Facilities Improve
12-1474	\$20,000	Santa Fe Co. Disabled Furnishings
TOTAL	\$5,710,000	

Source: State Board of Finance

DUPLICATION

HB 353 duplicates SB 369 in its entirety.

LMK/svb