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State of New Mexico

Susana Martinez
Governor

June 17, 2015

SENATE EXECUTIVE MESSAGE NO. 2

The Honorable Mary Kay Papen, President Pro Tempore and
Members of the New Mexico State Senate
State Capitol Building
Santa Fe, New Mexico 87501

Honorable President Pro Tempore Papen and Members of the Senate:

As I have stated many times, I firmly believe that our infrastructure funding should always be used to create immediate jobs and lay a foundation for long-term economic growth.

When capital outlay funds are used correctly, they can achieve two overriding goals for communities throughout the state. First, they can result in substantial construction projects that put local contractors to work and also lead to the hiring of new employees and the purchase of materials from small businesses. Second, they can represent an investment in critical infrastructure projects that stretch across local jurisdictions and, in many cases, have price tags that local governments would not be able to afford on their own. I also believe that the capital outlay process provides an opportunity for the State to focus substantial resources toward solving infrastructure-related problems that are long-standing, expensive to remedy, capable of disrupting public life, and threatening to public safety.

Senate Bill 1, with emergency clause, passed during our recent special session, represents a compromise on infrastructure funding that accomplishes many of these goals.

For example, it invests \$12.5 million in local infrastructure projects that are tied to the recruitment of new companies and new jobs to New Mexico, bringing the State's total commitment to an economic development closing fund to \$50 million. This represents a significant increase that shows the rest of the country, and indeed the world, that we are interested and engaged in attracting significant new private investment to New Mexico, as we seek to diversify and grow our economy.

This legislation also invests \$45 million in large highway projects to repair our faltering transportation infrastructure, which serves as a cornerstone for commerce in our State.

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Many of our roads are unsafe, too narrow, or in dire need of repair, and this funding provides an important infusion of State dollars that will allow us to partner with local and federal agencies to complete large-scale projects of regional importance.

Additionally, this legislation provides \$8 million for critical highway infrastructure upgrades in Santa Teresa, where we are experiencing an unprecedented growth in trade, exports, and the establishment of new companies as we seek to make New Mexico a key international commerce route between the United States and the rest of the world.

With respect to public health and safety, this legislation provides for the completion of the Meadows long-term care facility at the New Mexico Behavioral Health Institute in Las Vegas, investments in law enforcement training facilities and offices, key upgrades at our correctional facilities and other State hospitals, and funding for the continued improvement of our watersheds and of water infrastructure in our communities.

It also funds numerous higher education infrastructure projects, as well as repairs, renovations, and new construction at senior centers throughout the State.

Since receiving this legislation, I have worked with my staff, legislators, and local leaders to examine the list of capital projects line by line (in particular, the portion of the bill that represents individual legislator requests for capital funding, which was not discussed or negotiated as part of the capital outlay agreement ahead of the special session).

I want to express specific appreciation to those local delegations of legislators who pool their requests for capital outlay dollars in order to complete larger, more regional projects that local communities would have a difficult time funding themselves. This is an ideal manner in which to maximize the impact of these infrastructure dollars, and I hope to see even more pooling of funds among local delegations in the years ahead.

In deciding whether to sign or veto projects, I balanced various features of each project (given the information to which I had access) against a set of criteria that should guide the use of capital outlay funds. Let me be clear: every project in this legislation likely has merit. A line-item veto does not indicate my feelings toward the worth or value of the project.

However, though less than in previous years, there were still some local projects that faced serious deficiencies. In some cases, the project was not shovel ready, or it was so badly underfunded that the money could not be spent. There were also some projects that sought to use bonds to pay off debts, which is an inappropriate use of this funding. In other cases, some projects aimed to use 10-year bonds for items that will not serve a public use for that amount of time. As I have in the past, I have objected to the use of infrastructure bonds for things like musical instruments and dance mats. There were also projects that, when asked, the community officials or other entities in charge of spending the dollars, said they did not need or could not use the money.

As a rule, I worked to ensure that capital projects that remained authorized in this legislation can be found in communities throughout the state, and decisions on funding were made without regard to the party of the legislator who may have supported the project.

In total, I have authorized funding for \$211 million worth of severance tax bond projects, \$30 million worth of projects utilizing general funds, and \$52.7 million worth of projects utilizing other State funds, while vetoing only \$1.1 million worth of projects in this bill.

This will provide a significant infusion of infrastructure spending into the New Mexico economy. I am hopeful that, in the years ahead, we can continue our efforts to reform the capital outlay process to ensure that these dollars are able to produce the greatest economic impact for our state as possible. It should be the goal of every legislator to work together to make critical improvements to the infrastructure of our State – which often serves as the foundation and pathway for commerce and economic growth. When we invest wisely, better prioritize, and put a premium on construction projects of large scope and regional impact, we can put New Mexicans to work and maximize the impact of these capital dollars.

I have this day SIGNED SENATE BILL 1, with emergency clause, which was enacted during the Fifty-Second Legislature, First Special Session, 2015, except the following part or parts, item or items, which I have vetoed pursuant to Article IV, Section 22 of the Constitution of the State of New Mexico:

On page 8, I have vetoed all of lines 19 through 21.

On page 16, I have vetoed all of lines 24 and 25, and on page 17, I have vetoed all of lines 1 through 6.

On page 18, on line 11, I have vetoed the words “and purchase a building for offices,”.

On page 28, I have vetoed all of lines 16 through 19.

On page 29, on line 2, I have vetoed the semicolon and on line 3, I have vetoed the word “and”.

On page 29, I have vetoed all of lines 4 and 5 and on line 6, I have vetoed through the word “county”.

On page 33, on line 6, I have vetoed the words “musical equipment” and on line 7, I have vetoed the word “and”.

On page 33, on line 23, I have vetoed the word “musical” and on line 24, I have vetoed the words “instruments and”.

On page 35, on line 6, I have vetoed the word “musical” and on line 7, I have vetoed through the second comma.

On page 35, on line 20, I have vetoed the word “tarps”.

On page 36, on line 11, I have vetoed the word “musical” and on line 12, I have vetoed the words “instruments and”.

On page 36, I have vetoed all of lines 16 through 21.

On page 37, I have vetoed all of lines 3 through 14.

On page 40, on line 15, I have vetoed the word “musical” and on line 16, I have vetoed the words “instruments and”.

On page 41, I have vetoed all of lines 17 through 21.

On page 42, I have vetoed all of lines 15 through 20.

On page 43, on line 4, I have vetoed the word “musical” and on line 5, I have vetoed the words “instruments and”.

On page 48, on line 15, I have vetoed the word “musical” and on line 16, I have vetoed the words “instruments and”.

On page 49, on line 18, I have vetoed the word “musical” and on line 19, I have vetoed the words “instruments and”.

On page 51, I have vetoed all of lines 8 through 13.

On page 54, on line 15, I have vetoed the word “musical” and on line 16, I have vetoed the words “instruments and”.

On page 55, on line 20, I have vetoed the words “of musical” and on line 21, I have vetoed through the word “purchase”.

On page 57, on line 7, I have vetoed the word “musical” and on line 8, I have vetoed the words “instruments and”.

On page 57, on line 25, I have vetoed the word “musical” and on page 58, on line 1, I have vetoed the words “instruments and”.

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On page 60, on line 7, I have vetoed the word “musical” and on line 8, I have vetoed the words “instruments and”.

On page 60, on line 25, I have vetoed the words “of musical” and on page 61, on line 1, I have vetoed through the word “purchase”.

On page 61, on line 20, I have vetoed from the word “musical” through the remainder of the line and on line 21 I have vetoed through the first comma.

On page 63, I have vetoed all of lines 4 through 8.

On page 65, on line 17, I have vetoed the word “musical” and on line 18, I have vetoed the words “instruments and”.

On page 68, on line 8, I have vetoed from the word “musical” through the remainder of the line.

On page 68, on line 15, I have vetoed from the first comma through the last comma.

On page 69, on line 2, I have vetoed the words “of musical” and on line 3, I have vetoed through the word “purchase”.

On page 72, on line 2, I have vetoed the word “musical” and on line 3, I have vetoed the words “instruments and”.

On page 73, on line 14, I have vetoed from the word “musical” through the remainder of the line and on line 15, I have vetoed through the first comma.

On page 74, on line 20, I have vetoed the word “musical” and on line 21, I have vetoed the words “instruments and”.

On page 75, on line 9, I have vetoed from the word “musical” through the remainder of the line and on line 10, I have vetoed through the first comma.

On page 75, on line 21, I have vetoed the word “musical” and on line 22, I have vetoed the words “instruments and”.

On page 76, on line 20, I have vetoed from the word “and” through the first comma.

On page 77, I have vetoed all of lines 12 through 15.

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On page 79, I have vetoed all of lines 4 through 6.

On page 80, I have vetoed all of lines 19 through 21.

On page 82, I have vetoed all of line 19.

On page 84, I have vetoed all of lines 3 through 6.

On page 84, I have vetoed all of lines 11 through 14.

On page 91, I have vetoed all of lines 13 through 17.

On page 96, on line 2, I have vetoed the words "and to pay off", and on line 3, I have vetoed the word "loans".

On page 98, on line 2, I have vetoed the word "plan," and on line 3, I have vetoed the words "design, construct," and on line 3, I have vetoed the last occurrence of "and". On line 4, I have vetoed through the word "improvements".

On page 98, I have vetoed all of lines 17 through 19.

On page 101, I have vetoed all of lines 2 through 4.

On page 103, on line 4, I have vetoed the semicolon through the remainder of the line.

On page 103, I have vetoed all of lines 5 through 7, and on line 8, I have vetoed through the word "Act".

On page 104, I have vetoed all of lines 13 through 14.

On page 104, I have vetoed all of line 25, and on page 105, I have vetoed all of lines 1 through 5.

On page 105, I have vetoed all of lines 19 through 21.

On page 105, I have vetoed all of line 25, and on page 106, I have vetoed lines 1 and 2.

On page 106, I have vetoed all of lines 10 through 13.

On page 109, I have vetoed all of lines 24 and 25, and on page 110, I have vetoed all of line 1.

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On page 111, I have vetoed all of lines 23 through 25, and on page 112, I have vetoed all of lines 1 and 2.

On page 113, on line 1, I have vetoed the semicolon through the remainder of the line.

On page 113, I have vetoed all of lines 2 and 3, and on line 4 I have vetoed through the word "county".

On page 114, on line 3, I have vetoed the words "and to pay a loan".

On page 114, I have vetoed all of lines 5 through 7.

On page 119, I have vetoed all of lines 9 through 14.

On page 121, I have vetoed all of lines 6 through 9.

On page 125, I have vetoed all of lines 2 through 4.

On page 127, I have vetoed all of lines 8 through 10.

On page 129, I have vetoed all of lines 20 through 25.

On page 132, I have vetoed all of lines 13 through 15.

On page 133, I have vetoed all of lines 14 and 15.

On page 138, I have vetoed all of lines 7 through 9.

On page 142, I have vetoed all of lines 19 through 21.

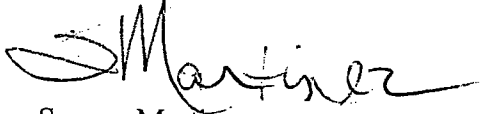
On page 150, on line 13, I have vetoed from the word "an" through the word "and".

On page 152, I have vetoed all of lines 20 through 22. Instead of using bonds to pay for the etching of names into this veterans' memorial, which the local community seeks to do, I have instead directed our Department of Veterans Services to provide this money to the community directly for this same purpose.

On page 160, I have vetoed all of lines 4 through 13.

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Respectfully yours,



Susana Martinez
Governor

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Time: 10:30 a.m. p.m.
Date: _____, 2015

By Martina Obregon
Secretary of State

Time: 10:45 a.m. p.m.
Date: 6-17, 2015

By Amy L. Ulias for Lenore Naranjo
Chief Clerk of the Senate