

1 SENATE BILL 49

2 **57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

3 INTRODUCED BY

4 Mimi Stewart

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10 AN ACT

11 MAKING APPROPRIATIONS AND TRANSFERS FROM THE COMMUNITY BENEFIT
12 FUND CONTINGENT ON ENACTMENT OF THE FUND DURING THE FIRST
13 SESSION OF THE FIFTY-SEVENTH LEGISLATURE AND THE PROVISION OF
14 FUNDING FOR THE FUND.

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

17 SECTION 1. APPROPRIATION--COMMUNITY BENEFIT FUND TO THE
18 ECONOMIC DEVELOPMENT DEPARTMENT.--Forty million dollars
19 (\$40,000,000) is appropriated from the community benefit fund
20 to the economic development department for expenditure in
21 fiscal years 2026 through 2028 to assist in diversifying and
22 promoting the state's economy by fostering economic development
23 opportunities unrelated to fossil fuel development or use and
24 prioritizing projects from target industries, including
25 aerospace, biosciences, creative industries, cybersecurity,

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1 film and television, outdoor recreation, sustainable and
2 value-added agriculture, intelligent manufacturing, global
3 trade and sustainable and green industries. Any unexpended or
4 unencumbered balance remaining at the end of fiscal year 2028
5 shall revert to the community benefit fund.

6 SECTION 2. TRANSFER--COMMUNITY BENEFIT FUND TO THE
7 COMMUNITY ENERGY EFFICIENCY DEVELOPMENT BLOCK GRANT FUND.--
8 Twenty million dollars (\$20,000,000) is transferred from the
9 community benefit fund to the community energy efficiency
10 development block grant fund.

11 SECTION 3. TRANSFER--COMMUNITY BENEFIT FUND TO THE GRID
12 MODERNIZATION GRANT FUND.--One hundred million dollars
13 (\$100,000,000) is transferred from the community benefit fund
14 to the grid modernization grant fund.

15 SECTION 4. TRANSFER--COMMUNITY BENEFIT FUND TO THE
16 TRANSPORTATION PROJECT FUND.--Fifty million dollars
17 (\$50,000,000) is transferred from the community benefit fund to
18 the transportation project fund for transportation-related
19 projects that reduce the use of combustion engine vehicles,
20 including for bicycle and pedestrian infrastructure and
21 pedestrian safety.

22 SECTION 5. APPROPRIATION--COMMUNITY BENEFIT FUND TO THE
23 STATE SUPPLEMENTAL LAND AND WATER CONSERVATION FUND.--Five
24 million dollars (\$5,000,000) is appropriated from the community
25 benefit fund to the state supplemental land and water

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1 conservation fund for expenditure in fiscal years 2026 through
2 2028 for the purposes of the Outdoor Recreation Act. Any
3 unexpended or unencumbered balance remaining at the end of
4 fiscal year 2028 shall revert to the community benefit fund.

5 SECTION 6. APPROPRIATION--COMMUNITY BENEFIT FUND TO THE
6 ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT.--Forty
7 million dollars (\$40,000,000) is appropriated from the
8 community benefit fund to the energy, minerals and natural
9 resources department for expenditure in fiscal years 2026
10 through 2028 to provide competitive grants to entities to
11 develop or enhance energy efficiency technology, renewable
12 energy technology, batteries and other systems capable of
13 retaining, storing and delivering energy by chemical, thermal,
14 mechanical or other means and any interconnection equipment
15 required to safely interconnect these systems with the electric
16 grid. Any unexpended or unencumbered balance remaining at the
17 end of fiscal year 2028 shall revert to the community benefit
18 fund.

19 SECTION 7. APPROPRIATION--COMMUNITY BENEFIT FUND TO THE
20 WORKFORCE SOLUTIONS DEPARTMENT.--Twenty-five million dollars
21 (\$25,000,000) is appropriated from the community benefit fund
22 to the workforce solutions department for expenditure in fiscal
23 years 2026 through 2028 in consultation with the higher
24 education department to provide individuals training in
25 non-extractive industries and to provide extractive industry

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1 workers with training that will enhance their skill set to
2 transition to non-extractive industries. Any unexpended or
3 unencumbered balance remaining at the end of fiscal year 2028
4 shall revert to the community benefit fund.

5 SECTION 8. APPROPRIATION--COMMUNITY BENEFIT FUND TO THE
6 PUBLIC SCHOOL FACILITIES AUTHORITY.--Sixty million dollars
7 (\$60,000,000) is transferred from the community benefit fund to
8 the public school facilities authority for expenditure in
9 fiscal years 2026 through 2028 to cover electric vehicle
10 charging infrastructure for school districts and the difference
11 in cost between upgrading from diesel-fueled school buses to
12 electric school buses. Any unexpended or unencumbered balance
13 remaining at the end of fiscal year 2028 shall revert to the
14 community benefit fund.

15 SECTION 9. CONTINGENT EFFECTIVE DATE.--The effective date
16 of the provisions of this act is contingent on enactment of a
17 fund deemed the "community benefit fund" during the first
18 session of the fifty-seventh legislature and the provision of
19 funding for the fund sufficient to meet the appropriations and
20 transfers made pursuant to this act.