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HOUSE BILL 739

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY
RAYMOND G. SANCHEZ

AN ACT

AUTHORIZING THE ISSUANCE AND SALE OF CAPITAL PROJECTS BONDS TO
MAKE CAPITAL EXPENDITURES FOR JUVENILE CORRECTIONAL AND
REHABILITATION FACILITIES; PROVIDING FOR A TAX LEVY FOR PAYMENT
OF INTEREST AND PRINCIPAL OF THE BONDS; REQUIRING APPROVAL OF
THE REGISTERED VOTERS AT THE NEXT GENERAL ELECTION; DECLARING AN
EMERGENCY.

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

Section 1. This act may be cited as the "1996 Capital
Projects Bond Act".

Section 2. For the purpose of providing funds for capital
expenditures as authorized in the 1996 Capital Projects Bond
Act, indebtedness of the state is hereby authorized in an amount
not to exceed twelve million one hundred eighty-five thousand
dollars (\$12, 185, 000) as provided in Section 9 of the 1996

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1 Capital Projects Bond Act and as may be approved by the voters
2 of the state and the state board of finance.

3 Section 3. The state board of finance, except as otherwise
4 specifically provided in the 1996 Capital Projects Bond Act,
5 shall issue and sell capital projects bonds in compliance with
6 the provisions of Article 4, Section 16 of the constitution of
7 New Mexico and shall, in accordance with the provisions of the
8 Supplemental Public Securities Act, the Uniform Facsimile
9 Signature of Public Officials Act and the Public Securities
10 Short-Term Interest Rate Act, determine the form, payment dates
11 and manner of payment of capital projects bonds.

12 Section 4. The proceeds from the sale of the bonds shall
13 be expended solely for providing funds to be distributed in the
14 amounts and for the purposes set forth in Section 9 of the 1996
15 Capital Projects Bond Act and to pay expenses incurred under the
16 provisions of Section 6 of that act.

17 Section 5. Bonds authorized by the 1996 Capital Projects
18 Bond Act shall be sold, after publication of notice in a
19 newspaper of statewide general circulation and in a recognized
20 financial journal published outside the state, at either private
21 or public sale for no less than par value and accrued interest
22 to date. The state board of finance may reject any and all bids
23 and waive any irregularity in a bid.

24 Section 6. The expenses incurred by the state board of
25 finance in or relating to the preparation and sale of the bonds

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1 shall be paid out of the proceeds from the sale of the bonds.

2 Section 7. There is imposed and levied during each year in
3 which any of the bonds sold pursuant to the provisions of the
4 1996 Capital Projects Bond Act are outstanding an ad valorem tax
5 on all property in the state subject to property taxation for
6 state purposes sufficient to pay the interest and principal on
7 such bonds as they become due.

8 Section 8. The provisions of the 1996 Capital Projects
9 Bond Act constitute an irrevocable contract with the holders of
10 any of the bonds issued pursuant to that act for the faithful
11 performance of which the full faith and credit of the state of
12 New Mexico is hereby pledged. All such bonds are exempt from
13 taxation by the state and any subdivision or public body
14 thereof.

15 Section 9. The proceeds from the sale of the 1996 capital
16 projects bonds issued under the provisions of the 1996 Capital
17 Projects Bond Act shall be distributed to the children, youth
18 and families department in the amount of twelve million one
19 hundred eighty-five thousand dollars (\$12,185,000) for planning
20 and construction of juvenile correctional and rehabilitative
21 facilities.

22 Section 10. The question of whether to issue the bonds and
23 impose the tax pursuant to the 1996 Capital Projects Bond Act
24 shall be submitted to the registered voters of the state by the
25 secretary of state at the general election to be held in

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1 November 1996, and if a majority of all the votes cast on the
2 question is in favor of the issuance of bonds and the imposition
3 of the tax, the bonds authorized in such question may be issued
4 after the state canvassing board certifies the results of the
5 election.

6 A ballot used in the 1996 general election shall contain
7 substantially the following language:

8 "The 1996 Capital Projects Bond Act authorizes the issuance
9 and sale of juvenile correctional and rehabilitative facility
10 bonds. Shall the state of New Mexico be authorized to issue
11 general obligation bonds in an amount not to exceed twelve
12 million one hundred eighty-five thousand dollars (\$12,185,000)
13 to make capital expenditures for juvenile correctional and
14 rehabilitative facilities and to provide for a general property
15 tax imposition and levy for payment of the principal and
16 interest on the bonds as permitted by law?

17 For _____ Against _____".

18 Section 11. EMERGENCY. --It is necessary for the public
19 peace, health and safety that this act take effect immediately.

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State of New Mexico House of Representatives

FORTY- SECOND LEGISLATURE

SECOND SESSION, 1996

February 9, 1996

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 739

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

1. On page 1, lines 12 and 13, strike "JUVENILE
CORRECTIONAL AND REHABILITATIVE FACILITIES" and insert in lieu
thereof "A SECURE JUVENILE CORRECTIONAL FACILITY".

2. On page 1, lines 24 and 25, strike "twelve million one
hundred eighty-five thousand dollars (\$12,185,000)" and insert in
lieu thereof "five million five hundred ninety thousand nine
hundred forty-one dollars (\$5,590,941)".

3. On page 3, line 18, strike "twelve million one", strike
all of lines 19 through 21 and insert in lieu thereof "five
million five hundred ninety thousand nine hundred forty-one

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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dollars (\$5,590,941) for planning and construction of a secure juvenile correctional facility."

4. On page 4, line 9, strike "and rehabilitative".

5. On page 4, line 11, strike "twelve", strike lines 12 and 13, and on line 14, strike "rehabilitative facilities" and insert in lieu thereof "five million five hundred ninety thousand nine hundred forty-one dollars (\$5,590,941) for planning and construction of a secure juvenile correctional facility".,

and thence referred to the TAXATION AND REVENUE COMMITTEE.

Respectfully submitted,

Cisco McSorley, Chairman

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SECOND SESSION, 1996

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Adopted _____ Not Adopted _____

(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 13 For 0 Against

Yes: 13

Excused: None

Absent: None

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State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

February 9, 1996

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 739

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

1. On page 1, lines 12 and 13, strike "JUVENILE
CORRECTIONAL AND REHABILITATIVE FACILITIES" and insert in lieu
thereof "A SECURE JUVENILE CORRECTIONAL FACILITY".

2. On page 1, lines 24 and 25, strike "twelve million one
hundred eighty-five thousand dollars (\$12,185,000)" and insert in
lieu thereof "five million five hundred ninety thousand nine
hundred forty-one dollars (\$5,590,941)".

3. On page 3, line 18, strike "twelve million one", strike
all of lines 19 through 21 and insert in lieu thereof "five
million five hundred ninety thousand nine hundred forty-one
dollars (\$5,590,941) for planning and construction of a secure

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SECOND SESSION, 1996

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juvenile correctional facility."

4. On page 4, line 9, strike "and rehabilitative".

5. On page 4, line 11, strike "twelve", strike lines 12 and 13, and on line 14, strike "rehabilitative facilities" and insert in lieu thereof "five million five hundred ninety thousand nine hundred forty-one dollars (\$5,590,941) for planning and construction of a secure juvenile correctional facility".,

and thence referred to the TAXATION AND REVENUE COMMITTEE.

Respectfully submitted,

Cisco McSorley, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

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FORTY- SECOND LEGISLATURE
SECOND SESSION, 1996

HJC/HB 739

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The roll call vote was 13 For 0 Against
 Yes: 13
 Excused: None
 Absent: None

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State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

February 12, 1996

Mr. Speaker:

Your TAXATION AND REVENUE COMMITTEE, to whom has
been referred

HOUSE BILL 739, as amended

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

1. Strike House Judiciary Committee amendments 2, 3, and 5.
2. On page 1, lines 24 and 25, strike "twelve million one hundred eighty-five thousand dollars (\$12,185,000)" and insert in lieu thereof "five million dollars (\$5,000,000)".
3. On page 3, line 18, strike "twelve million one", strike all of lines 19 through 21 and insert in lieu thereof "five million dollars (\$5,000,000) for planning and construction of a secure juvenile correctional facility."
4. On page 4, line 11, strike "twelve", strike lines 12 and

FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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13, and on line 14, strike "rehabilitative facilities" and insert
in lieu thereof "five million dollars (\$5,000,000) for planning
and construction of a secure juvenile correctional facility".

Respectfully submitted,

Jerry W. Sandel, Chairman

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

Date _____

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Crook, Gonzales, Parsons

Absent: Ryan

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