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HOUSE BILL 2

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SPECIAL SESSION, 2021

INTRODUCED BY

Patricia A. Lundstrom and Nathan P. Small
and Candie G. Sweetser and Harry Garcia and Dayan Hochman-Vigil

AN ACT

MAKING GENERAL APPROPRIATIONS AND AUTHORIZING EXPENDITURES.

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

SECTION 1. TRANSFER--APPROPRIATION CONTINGENCY FUND.--Of the federal funds received in the state treasury in the coronavirus state fiscal recovery fund pursuant to the federal American Rescue Plan Act of 2021, Sec. 9901, Public Law 117-2, 135 Stat. 223, one billion sixty-nine million one hundred seventy-five thousand dollars (\$1,069,175,000) is transferred to the appropriation contingency fund of the general fund.

SECTION 2. APPROPRIATIONS--APPROPRIATION CONTINGENCY FUND.--Of the one billion sixty-nine million one hundred seventy-five thousand dollars (\$1,069,175,000) transferred to the appropriation contingency fund of the general fund pursuant to Section 1 of this 2021 act, the following amounts are

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1 appropriated for expenditure in fiscal years 2022 through 2025,
2 and any unexpended or unencumbered balance remaining at the end
3 of fiscal year 2025 shall revert to the appropriation
4 contingency fund:

5 A. five hundred thousand dollars (\$500,000) to the
6 administrative office of the courts for pretrial services
7 monitoring;

8 B. twenty-six million dollars (\$26,000,000) to the
9 department of information technology to plan, design,
10 construct, renovate and equip broadband infrastructure
11 statewide;

12 C. twenty million dollars (\$20,000,000) to the
13 energy, minerals and natural resources department to plan,
14 design, construct, improve, renovate, furnish and equip
15 facilities and infrastructure at state parks statewide;

16 D. three million five hundred thousand dollars
17 (\$3,500,000) to the energy, minerals and natural resources
18 department for orphan well planning and implementation;

19 E. seven million dollars (\$7,000,000) to the
20 economic development department for outdoor recreation grants
21 contingent on a fifty percent local match of expenditures for
22 the same purpose;

23 F. ten million dollars (\$10,000,000) to the
24 department of environment to plan, design and construct
25 projects to improve surface water quality and river habitats

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1 statewide;

2 G. five million dollars (\$5,000,000) to the
3 department of game and fish to acquire property for the state
4 game commission statewide;

5 H. twenty million dollars (\$20,000,000) to the
6 department of finance and administration to provide housing
7 assistance for homeless persons and affordable housing
8 assistance contingent on a one hundred percent local match of
9 expenditures for the same purpose;

10 I. ten million dollars (\$10,000,000) to the
11 department of finance and administration for disbursement to
12 the water project fund at the New Mexico finance authority for
13 projects in need of funding to complete or to fully fund and
14 complete;

15 J. four hundred thirty-five thousand dollars
16 (\$435,000) to the local government division of the department
17 of finance and administration for personal services and
18 employee benefits costs for the grants administration program;

19 K. five hundred thousand dollars (\$500,000) to the
20 department of finance and administration for temporary
21 employees and contractors to assist the local government
22 division of the department of finance and administration in
23 advancing capital outlay projects and projects funded through
24 the federal American Rescue Plan Act of 2021;

25 L. fifteen million dollars (\$15,000,000) to the

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1 tourism department for tourism marketing advertising;

2 M. five million dollars (\$5,000,000) to the human
3 services department to assist food banks in meeting the needs
4 of food-insecure New Mexicans;

5 N. fifteen million dollars (\$15,000,000) to the
6 employee group health benefits program of the general services
7 department for public employee health care costs and testing
8 related to coronavirus disease 2019;

9 O. ten million dollars (\$10,000,000) to the
10 department of transportation to plan, design, construct,
11 renovate and equip electric vehicle charging stations
12 statewide;

13 P. ten million dollars (\$10,000,000) to the
14 department of transportation to plan, design, construct,
15 renovate and equip upgrades to regional airports statewide;

16 Q. ten million dollars (\$10,000,000) to the
17 department of transportation for the clean up New Mexico
18 roadway beautification program; and

19 R. one hundred forty-two million five hundred
20 thousand dollars (\$142,500,000) to the department of
21 transportation for acquisition of rights of way, planning,
22 design and construction and to match federal and other state
23 funds for the following statewide infrastructure projects:

24 (1) the interstate 40 corridor in McKinley and
25 Cibola counties;

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1 (2) a new state road in Santa Teresa in Dona
2 Ana county;

3 (3) New Mexico highway 128 from Carlsbad to
4 Jal in Eddy and Lea counties;

5 (4) New Mexico highway 180 in Grant county;

6 (5) Bobby Foster road to Mesa Del Sol in
7 Bernalillo county;

8 (6) interstate 25 from Montgomery boulevard to
9 Comanche road in Bernalillo county;

10 (7) Cerrillos road in Santa Fe county;

11 (8) Pinon Hills boulevard in San Juan county;

12 and

13 (9) New Mexico highway 39 in Mosquero in
14 Harding and San Miguel counties.

15 SECTION 3. TRANSFERS--APPROPRIATION CONTINGENCY FUND--
16 OTHER STATE FUNDS.--Of the one billion sixty-nine million one
17 hundred seventy-five thousand dollars (\$1,069,175,000)
18 transferred to the appropriation contingency fund of the
19 general fund pursuant to Section 1 of this 2021 act, the
20 following amounts are transferred from the appropriation
21 contingency fund to the following other state funds:

22 A. three million dollars (\$3,000,000) to the
23 economic development department for the outdoor equity grant
24 program fund; and

25 B. fifteen million dollars (\$15,000,000) to the

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1 higher education program development enhancement fund for
2 expanding enrollment in and graduation from nursing programs at
3 state institutions of higher education.

4 **SECTION 4. APPROPRIATIONS--CAPITAL PROJECTS FUND.--**

5 Contingent on the transfer of one hundred thirty-three million
6 sixty-six thousand eight hundred twelve dollars (\$133,066,812)
7 authorized for the state in the capital projects fund pursuant
8 to the federal American Rescue Plan Act of 2021, the following
9 amounts are appropriated for expenditure in fiscal years 2022
10 through 2025:

11 A. twenty-three million sixty-six thousand eight
12 hundred twelve dollars (\$23,066,812) to the department of
13 information technology to plan, design, construct, renovate and
14 equip broadband infrastructure statewide;

15 B. one hundred million dollars (\$100,000,000) to
16 the department of information technology to plan, design,
17 construct, renovate and equip alternative broadband
18 infrastructure statewide, including infrastructure for
19 satellite broadband; and

20 C. ten million dollars (\$10,000,000) to the public
21 education department to plan, design, construct, renovate and
22 equip libraries and broadband infrastructure for Native
23 American communities statewide.

24 **SECTION 5. APPROPRIATION--LEGISLATIVE PROCESSING**

25 **SYSTEM.--**Of the one billion sixty-nine million one hundred
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1 seventy-five thousand dollars (\$1,069,175,000) transferred to
2 the appropriation contingency fund of the general fund pursuant
3 to Section 1 of this 2021 act, one million dollars (\$1,000,000)
4 is appropriated to the legislative council service for
5 expenditure in fiscal year 2022 and subsequent fiscal years to
6 initiate planning and design of a legislative processing
7 system. Any unexpended or unencumbered balance remaining at
8 the end of a fiscal year shall not revert to the appropriation
9 contingency fund.

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