

## 2004 Annual Report

## THE STRATEGIC RIVER RESERVE VICTORY



**PRE-K LAW PASSES** 

FOOD TAX REPEALED

#### **Front Cover**

"Seasons of the Acequia," an oil on panel study by Jim Vogel that depicts the annual cycle of an acequia in Northern New Mexico. Jim lives and paints in Dixon, New Mexico. More of his work can be seen at Blue Rain Gallery in Taos and Santa Fe (www.blueraingallery.com).

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#### **About Think New Mexico**

Think New Mexico is a results-oriented think tank serving the citizens of New Mexico. We fulfill this mission by educating the public, the media and policy makers about some of the most serious problems facing New Mexico and by developing effective, comprehensive, sustainable solutions to those problems.

Our approach is to perform and publish sound, nonpartisan, independent research. Unlike many think tanks, Think New Mexico does not subscribe to any particular ideology. Instead, because New Mexico is at or near the bottom of so many national rankings, our focus is on promoting workable solutions. We use advocacy and, as a last resort, legal action but only within the constraints of Federal tax law.

Consistent with our nonpartisan approach, Think New Mexico's board is composed of Democrats, Independents and Republicans. They are statesmen and stateswomen, who have no agenda other than to see New Mexico succeed. They are also the brain trust of this think tank.

As a results-oriented think tank, Think New Mexico measures its success based on changes in law or policy that it is able to help achieve and which improve New Mexico's quality of life. We are best known for our successful campaigns to make fullday kindergarten accessible to every child in New Mexico, to repeal the state's regressive tax on food, and to establish a Strategic Water Reserve to protect New Mexico's rivers.

Think New Mexico began its operations on January 1, 1999. It is a tax-exempt organization under section 501 (c)(3) of the Internal Revenue Code. In order to maintain its independence, Think New Mexico does not accept any government money. However, contributions from individuals, businesses and foundations are welcomed, encouraged and tax-deductible.

#### Dear New Mexican:

Think New Mexico achieved excellent results in the past year:

- The phase-in of full-day kindergarten was completed in August, making full-day kindergarten accessible to every child in New Mexico for the first time in the state's history.
- The food tax repeal took effect on January 1, 2005, freeing New Mexicans from this regressive tax after seven decades.
- The Legislature and Governor Bill Richardson enacted legislation establishing the Strategic River Reserve, which is celebrated on the cover of this report.

In the prior legislative session, our Strategic River Reserve legislation passed five committees and the New Mexico House of Representatives by a vote of 47-6, before running out of time awaiting a final vote on the Senate floor.

This time around, the Legislature liked the bill so much they passed it twice. The legislation was championed by Governor Richardson, who not only signed it into law but also promoted the Strategic River Reserve in his State of the State speech.

This year's effort was also successful thanks to the work of an extraordinary group of bipartisan sponsors, who are pictured at right, and the support of a broad coalition of business and environmental, rural and urban groups who put aside their differences over water long enough to get behind this reform. We identify each member of the coalition on page 13 of this report.

The foundations and social investors who supported the campaign for a Strategic River Reserve were critical to its success. We are pleased that given the approximate \$200,000 cost of the campaign and the \$2.8 million appropriation for the Strategic River Reserve, those supporters received an initial return on investment of about 1400%. Each foundation and social investor is listed on pages 20-24 of this report.

We did suffer one major policy defeat with this year's effort to reallocate resources from public school administration to the classroom to help pay for prekindergarten. Our policy report took on the whole herd of sacred cows in public school administration and ultimately could not overcome the inertia of the status quo. Nevertheless, the Legislature and the Richardson-Denish administration did agree to a one-year prekindergarten pilot project.



Fred Nathan & Kristina Fisher pose with Governor Bill Richardson at the signing of the Strategic River Reserve legislation. Photo by Dan Williams



Sponsors of the Strategic River Reserve legislation CLOCKWISE FROM TOP LEFT: Rep. Joe Stell (D-CARLSBAD), Rep Brian Moore (R-CLAYTON), Sen. Carlos Cisneros (D-QUESTA), Sen. Sue Wilson Beffort (R-ABQ). Photos courtesy of the Legislative Council Service.



Arielle Nathan shows off her Think New Mexico hat. Photo by Arlyn Nathan

#### Think New Mexico Staff



Lynne Loucks Buchen Office Manager



Chris Chavez Field Director



Kristina Gray Fisher Research Director



Lester Kevin Tsosie Assistant Director



Fred Nathan Executive Director

Our annual reports serve not only as summaries of our policy results, but also provide you with the information that we would want if our roles were reversed. For example, on page 18, you will find that 5.9% of Think New Mexico's revenue was spent on administration and 5.0% was spent on fund-raising.

In addition, the number of social investors supporting Think New Mexico grew from 246 in 2003 to 390 in 2004, an increase of 58.5%. As the chart on page 23 demonstrates, the number of social investors has increased every year of our existence. (The goal for 2005 is 500 social investors. Please help us reach that goal and receive a Think New Mexico hat like the one adorably modeled on the previous page.)

This past year was also an outstanding one for Think New Mexico's board of directors. Governor Richardson named three state buildings for members of the board: the Stewart L. Udall Center for Museum Resources, the Garrey Carruthers State Library, and a section of the new addition to the Palace of the Governors is named for Ambassador Frank Ortiz.

According to our extensive research, that still leaves 766 state buildings for the Governor to choose from for the remaining eight members of our board. (Board member Paul Bardacke, who still doesn't have a state building to his name, is profiled on page 16.)

Think New Mexico's staff was bolstered tremendously by the hiring of Chris Chavez as Field Director and, next month, Lester Tsosie as Assistant Director. Meanwhile, our ace Research Director, Kristina Fisher, moves to part-time status as she pursues a joint law degree and masters in public administration at the University of New Mexico.

Finally, we mourn the passing of Ambassador Frank Ortiz, Vice Chairman of Think New Mexico's board since inception. If Think New Mexico had a patron saint it was Frank. He agreed to join the board before we had a staff, an office, or even a source of income. Frank was always willing to serve in a cause that might make life in New Mexico a little better.

Fred Nathan

Fred Nathan Founder and Executive Director

May 1, 2005

**3 Think New Mexico** 

#### Think New Mexico's Board of Directors

**Edward Archuleta**, a 13th generation New Mexican, is the former Director of the Santa Fe office of 1000 Friends of New Mexico, a nonprofit organization that advocates responsible land-use planning, growth management and sustainable development. Edward previously served as the top assistant to former New Mexico Secretary of State Stephanie Gonzales.

**Paul Bardacke** served as Attorney General of New Mexico from 1983–1986. Paul was Chairman of Bill Richardson's successful 2002 gubernatorial campaign. He is a Fellow in the American College of Trial Lawyers. Paul currently handles complex commercial litigation and mediation with the firm of Eaves, Bardacke, Baugh, Kierst & Larson.

**David Buchholtz** has served on a long list of New Mexico boards and commissions and has advised several New Mexico governors on fiscal matters. David recently served as Chairman of the Association of Commerce and Industry. He is Senior Counsel at Brownstein, Hyatt, and Farber.

**Garrey Carruthers** served as Governor of New Mexico from 1987–1990. Garrey is Dean of New Mexico State University's College of Business, and was formerly President and CEO of Cimarron Health Plan. He is a member of the Board of Directors of the U.S. Chamber of Commerce and the New Mexico Business Roundtable for Educational Excellence.

**Elizabeth Gutierrez** is the Education Policy Advisor to Governor Richardson. She holds a PhD in educational leadership and public policy and serves on the board of the Santa Fe Community College. Liz was a marketing executive for IBM for nearly two decades. *Liz is on leave from Think New Mexico's board while she works for the state.* 













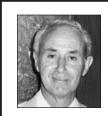
**LaDonna Harris** is an enrolled member of the Comanche Nation. LaDonna is Chairman of the Board and Founder of Americans for Indian Opportunity. She is also a founder of the National Women's Political Caucus. LaDonna was a leader in the effort to return the Taos Blue Lake to Taos Pueblo.



**Rebecca Koch** is the owner of Rebecca Koch & Associates which provides management consulting services in the areas of development and strategic planning to local and national nonprofits. Rebecca was the organizational development consultant for the Santa Fe Business Incubator, Inc. She is a former President of the Board of New Mexico Literary Arts.



**Fred Nathan** founded Think New Mexico and is its Executive Director. Fred served as Special Counsel to New Mexico Attorney General Tom Udall from 1991–1998. In that capacity, he was the architect of several successful legislative initiatives and was in charge of New Mexico's lawsuit against the tobacco industry, which resulted in a 1.25 billion dollar settlement for the state.



**Frank Ortiz**, (1926-2005), a career Foreign Service Officer of the United States, served as United States Ambassador to several countries, including Argentina, Guatemala, and Peru, and was a member of many boards throughout New Mexico.



**Roberta Cooper Ramo** is the first woman elected President of the American Bar Association. Roberta serves on the State Board of Finance and is a former President of the Board of Regents of the University of New Mexico. She is a shareholder in the Modrall law firm and serves on many national boards.



**Stewart Udall** served as Secretary of the Interior under Presidents Kennedy and Johnson. Prior to that, Stewart served three terms in Congress. He is the author of *The Quiet Crisis* (1963) that tells the story of humankind's stewardship over the planet's resources, and *To the Inland Empire: Coronado and Our Spanish Legacy* (1987) which celebrates Hispanic contributions to our history.

**5 Think New Mexico** 

#### In Memoriam: Ambassador Frank Ortiz

Ambassador Frank Ortiz was a founding member of Think New Mexico's Board of Directors and served as our Vice-Chairman from the inception of the organization in 1999. After completing his distinguished career abroad, Ambassador Ortiz returned home to Santa Fe and dedicated himself to serving the community and preserving its unique cultural heritage. He was very active on Think New Mexico's board, and was especially passionate about our initiatives to increase the educational opportunities available to young children across New Mexico. Ambassador Ortiz is already greatly missed at Think New Mexico, but we look forward to carrying on his legacy of improving New Mexico's quality of life.



Ambassador Frank Ortiz greets Ethiopian Emperor Haile Selassie in 1953. Photo courtesy of Melissa Tandysh, UNM Press. Book: " Ambassador Ortiz, Lessons from a Life of Service"

#### Lester Kevin Tsosie Joins Think New Mexico

Think New Mexico is delighted to welcome Lester Tsosie as our new Assistant Director, beginning in June 2005. Lester is originally from Whitehorse Lake, New Mexico on the Navajo Nation. He has an MBA from the University of Arizona and recently received his Masters in Public Administration from Harvard University. Lester has served as Senior Strategic Planner at the Public Service Company of New Mexico and as the Director of the Navajo Nation Office of Management & Budget. For the past two years, he has been leading the Southwestern Indian Polytechnic Institute/SBA project to provide culturally relevant business start-up training to Native entrepreneurs on tribal lands across the United States.

## Literacy on the Rise: Full Day Kindergarten Works

Kindergarten pupils' literacy skills have improved each year since the transition.

#### **By Arthur Simoni**

ASIMONI@ABQTRIB.COM / 823-3609

Full-day kindergarten is working in New Mexico, Lt. Gov. Diane Denish says.

Denish told a conference for educators Friday that since the transition to full-day kindergarten statewide began in 2000-01, literacy skills have improved each year.

In 2000-01, 94 percent of kindergarten classrooms met or exceeded literacy skills standards, according to state assessments.

The level rose to 95 percent in 2001-02, and hit 99 percent for the 2002-03 school year.

"What we know is learning to read and transgressing language barriers are the key to success," Denish said. "We set a goal of having all students be 100 percent proficient by the third grade in reading and math. The kids we're working with now are leading the way."

Before the transition to full-time kindergarten was mandated in 2000, only 14 percent of New Mexicans had access to full-time kindergarten.

"Now we have 100 percent," Denish said. "We've moved up from the bottom of the list to the top part of the list."

Denish's speech was part of the fifth annual Full-Day Kindergarten Best Practices Conference at the Wyndham Hotel, 2910 Yale Blvd. S.E.

Fred Nathan, executive director of Think New Mexico, a nonpartisan think tank, said the numbers show full-time kindergarten works.

"The report card is in for fulltime kindergarten, and it's an Aplus," Nathan said.

Denish said she expects the numbers to keep rising.



Friday, August 27, 2004

## School bells ringing on full-day kindergarten

hile the state of our state's public education remains wretched, New Mexicans have new hope for eventual improvement as the school year begins: Full-day kindergarten, for the first

time, will be offered in all our state's schools.

Approved by the Legislature in 2000, the full-day schedule was phased in over five years to ease the budgetary strain. In the Santa Fe district, Acequia Madre, Atalaya, E.J. Martinez, El Dorado and Wood-Gormley elementary schools become the last to join the full-day fold.

Kindergarten should include the many phases of early learning; good citizenship, courtesy, sharing and tolerance also should take hold, preparing youngsters for the crucial basic training of the primary grades.

Yet during years of half-day sessions in some of our state's districts, teachers could offer little more than milk-and-cookie time for our state's 5-year-olds. In many of the smaller districts, money was raised locally for full-day classes. But those serving the great majority of New Mexico families were financially too thin to do it.

That's where Think New Mexico came in. A bipartisan, results-oriented think-tank thought up by Fred Nathan, who'd served Tom Udall as deputy attorney general, it attracted a strong, influential and diverse board of directors:

Edward Archuleta of 1000 Friends of New Mexico; former Attorney General Paul Bardacke; David Buchholtz, attorney and promoter of commerce and industry; former Gov. Garrey Carruthers; administrative executive Elizabeth Gutierrez; LaDonna Harris, founder of Americans for Indian Opportunity; strategic planner Rebecca Koch; Ambassador Frank Ortiz; Roberta Cooper Ramo, first female president of the American Bar Association, and former congressman/Interior Secretary Stewart Udall.

With folks like that collaring legislators and then-Gov. Gary Johnson, a kindergarten bill was squeezed through a 30-day session of the Legislature and gained the governor's signature.

In the next six to eight years, some results of this stronger start to education might be seen, since the full-day phase-in began with schools where student achievement tended to be lower. Full results might not be seen for 12 years, when all our state's 11thgraders will have had the benefit of full-day kindergarten.

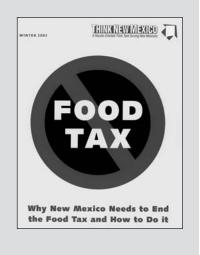
But already, there are hints of progress: While our state's high-school juniors performed abysmally on achievement tests, third-graders last year showed improvement over third-graders the year before.

Might that be a result of full-day kindergarten kicking in? It's probably too soon to tell. But we're convinced that Think New Mexico, its many supporters from business, industry, labor and the public sector, and the legislative leaders who saw the idea as a chance to make a difference in coming generations, took a great step forward with it.

Future generations will thank them — and so should today's New Mexicans.

#### Food Tax Repeal Takes Effect

New Mexicans had a special reason to celebrate New Year's this year: January 1, 2005 marked the first time in seven decades that food was not taxed in New Mexico. This culminated a three-year fight that began with Think New Mexico's 2001 policy report detailing how and why New Mexico should end this Depression-era tax. The repeal of the tax on food is a reform that benefits all New Mexicans, but the greatest share of the relief is felt by large, working families, who have more mouths to feed and paid a disproportionately heavy share of the food tax.



FRIDAY, DEC. 24, 2004

#### STATE NEWS

RUIDOSO NEWS . PAGE 3B

## "Anti-family" food tax eliminated starting Jan. 1

#### **BY WALTER RUBEL**

SANTA FE BUREAU CHIEF

SANTA FE — Those planning to load up on groceries would be wise to wait until after the start of the new year, while others looking to buy a bigticket item like a new entertainment center or bedroom set would be better off to buy before Jan. 1.

A new tax law that will eliminate the gross receipts tax on food while boosting taxes on other items takes effect the first of the year.

Fred Nathan, executive director of Think New Mexico, a public policy group that helped spearhead the effort to end the food tax, said the tax was especially hard on large families.

"It's a very regressive tax that harms working families," Nathan said. "And, the larger your family, the more mouths to feed, the more groceries you buy, the more taxes you pay. So it's truly an anti-family tax."

To make up for the lost revenue, the state will repeal a .5 percent municipal tax credit. Those making purchases outside of the city limits won't notice any difference. But for items bought within a municipality, the gross receipts tax will be .5 percent higher.

But Allen Sanchez, executive director of the New Mexico Catholic Conference, said the bill will help the "working poor," those who are making just enough that they don't qualify for food stamps.

Sanchez said he became convinced of the need to support the bill when he was waiting in a checkout line at Wal-Mart. In front of him were a mother, a teen-age daughter and younger child. When the final item was scanned, they didn't have enough money to pay the bill. The daughter, who had been adding up the cost of each item as it went into the cart, had forgotten to include the tax, Sanchez said.

"They ended up having to take a box of Cream of Wheat and a frozen pizza out of the cart," Sanchez said. "If the food tax hadn't been there, that food would have stayed in the cart. That really brought it home to me. That food needed to stay in the cart."

Nathan said both the tax on food, as well as the municipal tax credit that was repealed to pave the way for the elimination of the food tax, are relics of the past.

The state instituted a sales tax in 1933 to make up for the decline in property tax revenue caused by the Great Depression, Nathan said.

"In the statute, it says it's a temporary measure. It's also an emergency measure, basically to keep the schools open," he said. "That emergency, the Great Depression, ended more than six decades ago. But the food tax has endured."

Nathan said the municipal tax credit was passed during a time when cities had the ability to impose a local option tax on top of the tax collected by the state, but counties did not. That lead to the fear that businesses would locate outside of the city limits to forego paying the tax. The municipal tax credit was passed to prevent that from happening.

Several years later, county governments were also given the authority to tack on a local option tax, eliminating the need for a municipal tax credit.

Senate Minority Whip Lee Rawson, Las Cruces, said one of the benefits of the new law is that it will stop people in towns like Las Cruces and Farmington from making the short drive across the state border to purchase tax-free groceries.

"We have people who go down on a weekly basis to El Paso with their ice chests because they're saving 6 1/2 percent. That's a significant savings," he said. "And while they're there, they may see a movie or go out to dinner. I think taking the tax off will be a significant benefit to the economies in the border communities."

# Food tax a thing of the past

By Diana M. Alba SUN-NEWS REPORTER

Cindy Nuñez is one Las Crucen looking for-ward to Jan. 1, when the gross receipts tax on most food purchased in grocery stores will eliminated

be eliminated. She said she spends about \$250 per month buying groceries for her three children, who she supports by herself. She once used food stamps, which exempted her from paying tax on groceries, but ahe got a pay raise five months ago that made her ineligible for the food stamp program.

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home to me. That food needed to stay in the cart."

Allen Sanchez, executive director of the New Mexico Catholic Conference

The elimination of food tax will be a ben efit, she said. "Since I don't get my food stamps, that will definitely help."

Butler said store sales could possibly increase because of the change. "I know peo-ple who go to El Paso just to buy their food" because the city has no tax on grocery items. Those people might decide to shop in Las Cruces now, he said.

Lowe's has computer software that will automatically change the tax calculation,

End of gross receipts tax benefits families

By Jason P. Montoya rent-Argus Staff Writer

ARLSBAD - Several shoppers at local supermarket La Tienda Thriftway said

elimination of the food tax was long overdue. "I feel I am getting a little more food for my money," Bernita Smith-Payne said while shopping at the store Monday. "I have a young man in who eats a lot my house so any savings is appreci-ated. I am just wondering why it took them so long

to get rid of it. I think it is were willing to pay the increased taxes on some going to really, really help moderate to lowincome families." Several shoppers at La Tienda Thriftway

items if it meant paying less on groceries, need," Maureen Thompson said. "I don't think

they should have been taxing food. Food is something you have to have. Food for grownups and food for babies, they shouldn't tax that

### the tax **Grocery gift: State bags**

**RICHARD TROUT** NFWS-SUN

Big families who buy a lot of groceries are in for a belated Christmas present from the State of New Mexico.

Starting Jan. 1, there will be no gross receipts tax on most

food products sold in the state. Last year, the Legislature passed a law repealing the tax on food while increasing it by a half cent (0.5 percent) on all other products.

The only food not affected by the tax change is food pre-

"I think this is a good idea," said Jim Flenniken, store manager of Thriftway in Hobbs. "The people that don't have as much money don't have to pay as much tax on their edible items. They'll be able to buy more food.

"Of course, the tax is going up on the non-edible items, but removing the tax on food items is wonderful. I think it's a wonderful idea.

Included in the new law is a medical deduction for transactions between practitioners

## Shoppers praise end to food tax

#### **By Frank Zoretich**

FZORETICH@ABOTRIB.COM / 823-3623

A visit to the grocery store will be less taxing beginning Saturday.

That's when the state's 6 percent gross-receipts tax on food disappears.

But to make up for state and local tax revenues that will be lost by repeal of the 71-year-old food tax, the gross-receipts tax on just about everything else will increase by 0.5 percent.

Shoppers interviewed Wednesday at the John Brooks Supermarket at Candelaria Road and 12th Street Northwest praised the food tax repeal and expressed little concern the gross-receipts tax on other purchases would increase.

"I like taking off the food tax," said

Don Dougherty, 53, an Albuquerque high school teacher. "Personally, it's not going to affect me very much. But for some people it can't hurt."

"I think it's tremendous. I really do," said Martha McGarry, 67, director of a prayer center. "Food is a necessity. People shouldn't have to pay a tax on it."

What about that balancing 0.5 percent tax increase on nonfood purchases? "I mostly buy food," McGarry said.

"Everybody buys food, but not everybody buys other things," said Helen Wolfe. She's 60, a retiree from Connecticut (which has no food tax), and she's Ullom's aunt, who just coincidentally was shopping at the same time he was.

Under the legislation passed in February, cities and counties that depend on state distribution of gross-receipt tax revenues for their own budgets are to be "held harmless" for the lack of food tax revenues paid within their boundaries. They will receive their shares of receipts as if the food tax were still being paid.

Fred Nathan, executive director of Think New Mexico, a Santa Fe think tank, said that with the food tax gone, the average New Mexico "working family of four" will see an annual tax savings of about \$250.

JANUARY 4, 2005



**OPTIC EDITORIAL** 

## At last, food tax is gone

On Saturday, New Mexico joined the majority of states by eliminating the sales tax on food. It's about time.

Only seven other states — Alabama, Arkansas, Hawaii, Mississippi, South Carolina, Utah and Virginia — still tax food, according to Think New Mexico, a Santa Fe-based think tank that aggressively pushed for the tax's repeal. Like New Mexico, most of the seven states are poor. One must wonder if there is some connection between food taxes and poverty.

It's bad policy to tax people for necessities such as food. It's also unfair. Low and middle-income families spend a greater proportion of their income on food than do the rich. According to Think New Mexico, a household making between \$10,000 and \$14,999 spends 16.2 percent of its income on groceries, whereas a household with an income greater than \$75,000 spends on average 3.8 percent. In other words, the food tax hurts the poor more than it does the rich.

On tax policy, Republicans and Democrats often clash. But when it came to repealing the food tax, support was bipartisan. In fact, it was state Sen. Manny Aragon, D-Albuquerque, now president of Highlands University, who joined Sen. Ramsay Gorham, R-Albuquerque, to sponsor the food tax repeal. Why was it so popular? Republicans like to cut taxes, and Democrats make a special effort to help the poor.

As with any change in tax policy, there is a downside. Small towns such as Las Vegas are concerned about the loss of revenue because of the repeal. When the Legislature decided to eliminate the tax, it also increased taxes on other items to offset the revenue loss. And the state Department of Finance and Administration assured communities that they wouldn't lose revenue.

However, the Las Vegas City Council is understandably skeptical. While most residents buy their groceries in town, they are more likely to buy goods such as cars and clothing out of town. And if that is the case, our community won't see a lot of the revenue from the increased taxes.

The state should closely monitor the effects of the food tax. If small towns suffer a substantial loss of revenue, taxes on other goods should be further increased.

But whatever happens, the food tax should remain in the dustbin of history. We are glad to be rid of it.



Community picnic in Pie Town, New Mexico, 1940. Photo by Russell Lee.



#### **Strategic River Reserve Victory**

After a two-year effort, the Legislature passed and the Governor signed legislation establishing a Strategic River Reserve with an initial appropriation of \$2.8 million. In July the Interstate Stream Commission can begin acquiring water rights for the Strategic River Reserve, a pool of publicly held water rights which will restore the many benefits flowing rivers provide to New Mexico's people and communities. Originally proposed in Think New Mexico's 2003 policy report, the Strategic River Reserve is a tool that will help New Mexico achieve a sensible and sustainable water policy that balances water use between cities, industry, agriculture, and our rivers.

THE ALBUQUERQUE TRIBUNE TUESday 12.28.04

Editor: Jack Ehn 823-3616, jehn@abqtrib.com

## Proposed river reserve just what state needs

It won't add any more water to New Mexico's primary surface water resource, the Rio Grande, but the proposed New Mexico Strategic River Reserve has the potential to shift water rights, helping the state establish its water priorities and manage them better.

With New Mexico's reservoirs depleted and the ravages of a long-term drought still stalking the state, this proposal could not be more timely and appropriate.

If approved by the Legislature in the upcoming session, it would allow state officials to lease or purchase water rights along the state's streams and rivers and from its subsurface groundwater supplies, banking them for future use.

The measure, while broadly supported, failed to clear the Legislature in the last session. This despite a looming water crisis that pits urban users against agricultural interests; New Mexican users against users from Texas and Mexico; and all human users against wildlife, most notably endangered species like the Rio Grande silvery minnow.

New Mexico cannot afford another missed opportunity like this. Establishing the Strategic River Reserve should be at the top of the Legislature's priorities next month. There is precious little margin in the state's water supply, and the Rio Grande is the worst example of a collection of state water-rights claims that exceed the capability of nature to deliver.

The legislation would authorize New Mexico's Interstate Stream Commission — without any tax increase by tapping up to 3 percent of the state's severance tax bond capacity — to establish the state water reserve. The bank would be filled by purchasing or leasing surface and groundwater rights from willing sellers at or below appraised market values.

These water reserves will be used for two purposes: first, to ensure that the state meets its interstate water delivery obligations to Texas; and second, to abide by the federal Endangered Species Act, by providing sufficient water in rivers and streams to produce habitat for threatened or endangered species.

These are ethical and legal commitments that New Mexico cannot afford to ignore.

The Strategic River Reserve offers a significant step toward giving New Mexico greater control over its waterlimited future.

#### THE SANTA FE NEW-MEXICAN

Friday, February 4, 2005 William W. Waters, **Editorial Page Editor** 

Robert Dean, Managing Editor

## Now's time to start saving up water rights

trategic water reserve? It was a good idea last year, one that New Mexico legislators should have passed to give their constituents a good reason to re-elect them. But it got lost in the fast shuffle of a 30-day session. Fortunately, most representatives and senators in support of it are back at the Roundhouse.

And despite a relative abundance of rain and snow, our lawmakers surely are savvy enough to guess that the recent sogginess is only a temporary reprieve from a long-term drought - and that this corner of the Great American Desert tends to be pretty dry even when it's wet.

By now, there shouldn't be a member of either house who isn't concerned about water and what it means to New Mexico's future. And even the least conservation-minded among them must admit that our state has been remiss in establishing a sustainable relationship between agriculture, industry and commercial/residential development, on one hand, and water supplies on the other.

Yet water reform remains for many a Scarlett O'Hara subject: I can't think about that now. I'll go crazy if I do. I'll think about that tomorrow.

Tomorrow, or sometime soon, the thinking about it will be done not by New Mexico, but by neighboring states with claims to water running through our state or, just as likely, the federal courts those states will petition for Solomonic decision-making about scarce Western water. Fiddle-dee-dee ...

Think New Mexico, that results-oriented bipartisan public-policy organization, was anticipating outside forces a couple of years ago as its community-minded members developed the idea of a water reserve, modeled roughly on our nation's strategic petroleum reserve.

The group sensibly proposes to give New Mexico's Interstate Stream Commission statutory power, and some money, to buy surface and groundwater rights from willing sellers - excluding acequia members at reasonable prices.

Water in that reserve would help our state meet the demands of interstate-river compacts, notably those with lawyer-loaded Texas. For good measure, the water might be used to save the silvery minnow and otherwise comply with the federal Endangered Species Act.

A promising proposal, HB 195, just passed the House Energy and Natural Resources Committee. It would set aside 3 percent of the state's yearly severance-tax bond money over the next 20 years to begin building a pool of water rights along all our rivers.

That's the start our state needs to begin building a buffer against water crises sure to arise in times to come.

The bill faces two more House committees, and Senate action if it clears the whole House. It's a measure most legislators should get behind - one Gov. Bill Richardson has urged them to send him.

Future generations of New Mexicans will thank those who see the wisdom in a strategic water reserve.

#### ALBUQUERC JOURNAL )UE

THURSDAY MORNING, MARCH 17, 2005

## Senate Embraces Water Reserve

#### Bill Would Let State Buy Rights

BY TANIA SOUSSAN Journal Staff Writer

New Mexico could establish a pool of state-owned water rights to help endangered species and to meet water delivery obligations to other states under a measure sent to Gov. Bill Richardson.

The Senate voted unanimously Tuesday to approve the "strategic water reserve" bill (HB 195).

The proposal would allow the Interstate Stream Commission to lease or purchase water rights from willing sellers, obtain rights to store water and accept donations of water rights. However, the commission would be prohibited from acquiring water rights from acequias.

HB 195 would allow the Interstate Stream Commission to lease or purchase water rights from willing sellers, obtain rights to store water and accept donations of water rights.

"It's just kind of another tool in the kit of the state engineer and Interstate Stream Commission," bill sponsor Rep. Joe Stell, D-Carlsbad, said Wednesday

Richardson, who supports the measure, has included an initial appropriation of \$4 million for the program in his capital outlay plan this year. State Engineer John D'Anto-

nio said the water reserve would help protect New Mexico water users from the threat of the federal government taking water to meet Endangered Species Act requirements.

"The passage of this bill is a big bipartisan victory for New

Mexico's rivers and the communities that depend on them," said Fred Nathan, executive director of Think New Mexico, a think tank that called for a

water reserve in a 2003 report. "The Strategic Water Reserve will help New Mexico proactively resolve our water conflicts before they become as contentious as the silvery minnow lawsuit or as expensive as the Pecos River settlement," he said.

The need to provide water for the endangered Rio Grande minnow during the drought sparked fights between environmentalists, farmers, cities and others.

On the Pecos, the state needs about \$30 million this year to retire water rights and ensure New Mexico meets its compact delivery obligations to Texas. If that money doesn't come from other legislative appro-priations, the Strategic Water Reserve might be able to help, Stell said.

But he said legislators need to look farther ahead to deal with New Mexico's growing struggles to get water to places it's needed, such as Santa Fe and Ruidoso Downs.

"The signs and the warnings are all there," he said. "It's just that the Legislature is a slowmoving organization."

The bill is supported by business and environmental groups and by rural and urban interests, including the Association of Commerce and Industry, the Sierra Club, the New Mexico Rural Water Association and the New Mexico Municipal League.



Watching over the Gallinas River near Las Vegas, New Mexico, 1881. Photo by George C. Bennett. Courtesy Museum of New Mexico, #51668

#### **Coalition for the Strategic River Reserve**

#### AGRICULTURAL/RURAL ORGANIZATIONS

Greater Chimayo Water Association Middle Rio Grande Conservancy District New Mexico Farm & Livestock Bureau New Mexico Rural Water Association Rocky Mountain Farmers Union Pecos Valley Artesian Conservancy District

#### **BUSINESS ORGANIZATIONS**

Association of Commerce and Industry Economic Forum Greater Albuquerque Chamber of Commerce

#### CIVIC ORGANIZATIONS

AARP New Mexico Municipal League New Mexico Public Interest Research Group Santa Fe Garden Club

#### ENVIRONMENTAL ORGANIZATIONS

American Rivers Amigos Bravos Audubon Society Defenders of Wildlife Nature Conservancy Republicans for Environmental Protection Rio Grande Restoration Sierra Club

#### **RELIGIOUS ORGANIZATIONS**

Catholic Conference of New Mexico NM Conference of Churches, Sustainable Futures Task Force

#### SPORTSMEN'S ORGANIZATIONS

New Mexico Trout New Mexico Wildlife Federation Trout Unlimited

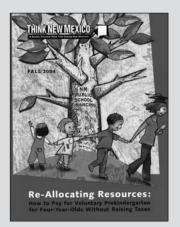
#### STATE LEADERS & WATER EXPERTS

Governor Bill Richardson John D'Antonio, State Engineer Norman Gaume, former Director, Interstate Stream Commission Estevan Lopez, Director, Interstate Stream Commission Tom Turney, former State Engineer

13 Think New Mexico

#### **Prekindergarten Law Passes**

With full-day kindergarten successfully phased in as of the 2004-05 school year, Governor Bill Richardson and Lieutenant Governor Diane Denish launched an effort to make prekindergarten accessible to every four-year-old in the state. In our 2004 policy report, Think New Mexico developed a sustainable



funding strategy to pay for it. Because New Mexico ranks 50th in the nation in the percentage of school spending used for instruction (55.9%) according to the National Center for Education Statistics, we analyzed the state's \$2 billion plus public education budget and found more than \$95 million of administrative spending that could be better invested in prekindergarten. Although the Governor included \$100,000 in his budget to implement our plan, the legislature did not concur, but did take a first step toward increasing access to prekindergarten by appropriating \$5 million for a one-year pre-k pilot program.

## Nonprofit outlines savings plan to cover preschooling

#### By BARBARA FERRY and WENDY BROWN The New Mexican

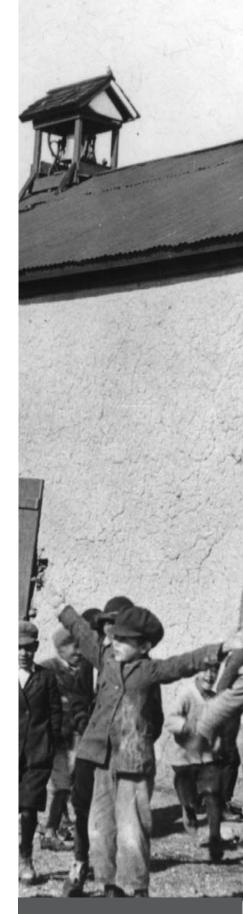
The momentum to get New Mexico's 4-year-olds into preschool is growing. Last Monday, Gov. Bill Richardson announced his plan to ask the legislature for between \$7 million and \$9 million to start what he said would be a five-year phase-in of voluntary preschool for 4-year-olds.

Now, Think New Mexico, the Santa Fe-based think tank that spearheaded the 2000 full-day kindergarten law, has joined the cause. But unlike Richardson, who said money from the state's general fund could be used to pay for preschool, the organization has a different plan — one that would eliminate some school districts, break up others, reduce some administrators' salaries and end what it says are wasteful purchasing practices.

The nonprofit spent the past several months analyzing three years of audits from the state's 89 school districts, as well as financial data from the Public Education Department. In a report released today the group says it has found \$95 million worth of potential savings — the amount the organization estimates it would cost to provide preschool for the state's roughly 24,000 4-year-olds.

New Mexico spends less of each educational dollar in the classroom than any other state in the union.

Please see PLAN, Page A-9



Children on the playground at the Picacho Village School in Lincoln County, 1915. Courtesy Museum of New Mexico, #1374 NOVEMBER 3, 2004

# Parents should have prekindergarten choice

#### BY FRED NATHAN AND KRISTINA FISHER FOR THE DAILY NEWS

In 2000 New Mexico's Democratic legislature and Republican Gov. Gary Johnson approved landmark legislation to make full-day kindergarten available to every child in New Mexico on a voluntary basis within five years.

Fast forward to 2004, and even though the law made full-day kindergarten voluntary to school districts and parents, all 89 school districts in New Mexico have elected to make full-day kindergarten available to their students, and parents across the state have chosen to enroll approximately 25,000 children.

The most recent assessments from the Public Education Department indicate that approximately 99 percent of full-day kindergarten programs across New Mexico are showing significant student gains in acquiring the language and early literacy skills needed to enter first grade and become proficient readers and writers.

The bottom line is that children in full-day kindergarten are better equipped to enter first grade than are children who did not have access to fullday kindergarten.

Now Gov. Bill Richardson and Lt. Gov. Diane Denish, with support from legislators of both parties, are proposing to make high quality prekindergarten available to those parents who choose it for their children.

The Richardson-Denish proposal seeks to phase in prekindergarten over five years in settings that are not limited to public schools. but also include churches and community centers.

The goal of the prekindergarten proposal is to increase parental choice. Under the current system, working middle class parents have very few if any choices for their children when it comes to prekindergarten.

Any private child care organization interested in collaborating with the prekindergarten program would benefit from the partnership. It would receive additional business when parents who cannot currently afford it are able to enroll their children, and it would become more financially secure by tapping into a source of funding that is more steady and reliable than year-to-year tuition payments.

It is true that any private prekindergarten receiving state funding would have to meet generally higher state standards for facilities and teacher training. That is because proponents of prekindergarten are committed to ensuring that prekindergarten classes are of the highest quality.

When a program increases the qualifications of its teachers and the quality of its facility, it will become more attractive to additional families. Moreover, new positions for well-trained prekindergarten teachers will mean more, betterpaying jobs in communities like Alamogordo.

This debate, however, should ultimately be decided by what is best for New Mexico's children. Because the environment our children experience during their early years of life lays a foundation that will either improve or impair their ability to succeed in the rest of their lives, studies have repeatedly shown impressive long-term dividends produced by high quality prekindergarten classes.

Research by the RAND Corporation, for example, discovered that low- and middle-income students who had attended public prekindergarten scored about 10 percent higher than their classmates on math and reading tests in fourth and eighth grade.

In addition, RAND and other researchers have consistently found that children who attend high quality prekindergarten experience lower special education needs, lower rates of grade retention, lower rates of juvenile and violent arrests, fewer teen pregnancies, higher rates of high school graduation and college enrollment, and ultimately enjoy higher employment rates and reduced welfare dependency as adults.

Prekindergarten is also a powerful, long-term economic stimulus. Reduced costs for special education, welfare and the juvenile justice system lessen the burden on taxpayers' pockets.

The Perry Preschool study showed a long-term return to society of seven dollars for every dollar invested in prekindergarten. A study conducted in Chicago during the 1980s-1990s showed a net return to taxpayers of \$47,759 per prekindergarten student by age 21.

The future of our state's economic development depends on adequately preparing the next generation of New Mexico's workers and business leaders.

The Richardson-Denish prekindergarten proposal means more choices for parents today, and improved student achievement, greater economic development opportunities and higher quality of life for our children tomorrow.

#### **Board Profile: Paul Bardacke**

Most New Mexicans know Paul Bardacke as the reform-minded Attorney General of New Mexico who served from 1983-1986.

However, not everyone appreciated Paul's work on behalf of good government. When Paul championed the radical idea that New Mexico should adopt a campaign finance disclosure law, the Legislature sent a process server to his house in the middle of the night to inform him that he had been censured for interfering in the business of the legislative branch. Six years later, the legislature passed a campaign finance disclosure bill.

Now as a founding board member of Think New Mexico, Paul likes to remind the staff that reform takes time.

"What I like best about Think New Mexico," says Paul, "is the tenacity it consistently demonstrates in pursuing important policy reforms."

In 1990, Paul came very close to upsetting then two-term Governor Bruce King in the Democratic gubernatorial primary.

Paul has remained active in New Mexico politics and was Campaign Chairman of Bill Richardson's 2002 race for Governor. He continues to serve as the governor's unofficial advisor and counsel on a wide range of policy and legal issues.

During his term as Attorney General, Paul argued and won two criminal cases in the United States Supreme Court. Today Paul is a partner with the law firm of Eaves, Bardacke, Baugh, Kierst & Larson, where he handles complex commercial litigation and has mediated hundreds of lawsuits for others.

In his spare time, Paul is an avid tennis player. In 1965 he was a member of the team that won the Small College NCAA Tennis Championship, and he once played Arthur Ashe (Paul lost).

Paul has four grown daughters: Julie, Brynn, Francheska, and Chloe, and two grandchildren. He lives in Santa Fe with his wife, Lisa Enfield.



Paul Bardacke swears in Governor Bill Richardson in 2002. Photo by Dean Hanson, courtesy of the Albuquerque Journal.

#### **Staff Profile: Chris Chavez**



Chris Chavez outside the Think New Mexico office. Photo by Don Usner.

As an enlisted Army Reserve medic, Chris brings real world practical skills to his job as Think New Mexico's first Field Director. In 2003 he was activated for Operation Enduring Freedom and became Shift Leader at the William Beaumont Army Medical Center Emergency Room.

Chris began work at Think New Mexico three days after receiving his MBA from the Anderson Schools at the University of New Mexico in 2004.

As Field Director, Chris's major responsibilities include statewide grassroots organizing, coalition building efforts and assisting with legislative advocacy.

Right now he is developing a field plan, a marketing plan, a business plan, and a long-range strategic plan for Think New Mexico. Chris also serves as our resident technical support guru, human resources specialist, business outreach coordinator and even shovels the sidewalks outside Think New Mexico's offices when it snows.

"A friend asked me why I wasn't going into the private sector after business school and doing something more lucrative," Chris says, "but I was intrigued by the opportunity to work at Think New Mexico and it has turned out to be the right decision for me. It's very satisfying to work on issues that really affect people's lives."

Chris grew up in Albuquerque as part of a large New Mexico family. His mother, Ilona, is a full-day kindergarten teacher's assistant at Susie Rayos Marmon public elementary school in Albuquerque, where she sees the benefits of full-day kindergarten for her students on a daily basis. Chris graduated from St. Pius X High School and earned a B.S. in Community Health Education from the University of New Mexico prior to earning his MBA.

Chris and his wife, Tina, are expecting their first child later this year.

#### Statement of Income and Expenditures

#### INCOME

Grants	368,750
Contributions	84,245
Interest & Miscellaneous Income	15,430
Total Income	\$468,425

#### **EXPENDITURES**

Total Expenses	\$278,625
Training/Subscriptions/Dues	1,504
Telephone	3,323
Stewardship/Board Expenses	457
Salaries	146,516
Research and Contract Services	2,948
Rent/Utilities	17,143
Professional Fund Raising Fees	0
Printing & Bulk Copying	24,977
Postage	8,667
Payroll Taxes & Benefits	38,577
Office / Security / Janitorial	2,150
Miscellaneous	124
Marketing	7,209
Legal Fees	0
Investment Management Fees	645
Insurance	2,503
Full-Day Kindergarten Conference	6,446
Educational Outreach	7,085
Depreciation	3,994
Graphic Design	In-kind
Computer Consulting, Internet, Website	1,540
Audit/Accounting	2,817

Note: These financial statements do not include in-kind contributions and materials in 2004, which totaled \$22,309. As accounting rules require, unconditional grants and contributions that are pledged in one calendar year for subsequent years are counted as revenue in the year in which they were pledged rather than the year in which they were received.

Source: Think New Mexico's IRS Form 990 for 2004 and Financial Statements for the year ended December 31, 2004. Independent auditors: Bishop and Loggains, LLC CPA. Administration & Fund-Raising as a Percentage of Income: 2004

5.0% 5.9%

Think New Mexico's fundraising expense as a percentage of income in 2004 was 5.0%. Think New Mexico's administrative overhead ("management and general"), as a percentage of income in 2004 was 5.9%. The McCune Charitable Foundation underwrites all of Think New Mexico's administrative overhead expense through an exceptionally generous three-year grant.

Source: Statement of Functional Expenses from Think New Mexico's IRS Form 990 for 2004



#### FINANCIAL SUMMARY Year Ended Dec. 31, 2004

#### **Balance Sheet**

#### ASSETS

Cash and Cash Equivalents	359,633	
Endowment Funds	75,258	
Grants Receivable	129,675	
Investments	84,868	
Property and Equipment, Net		
of Accumulated Depreciatio	n 5,376	
Total Assets	\$654,810	

#### LIABILITIES

Accounts Payable	0
Accrued Expenses	2,079
Advance Rent	1,100
Total Liabilities	\$ 3,179

NET ASSETS

Unrestricted Temporarily Restricted	563,430 88,201
Total Net Assets	\$651,631
Total Liabilities	
and Net Assets	\$654,810

Source: Financial Statements for the Year Ended December 31, 2004. Independent Auditors: Bishop & Loggains, LLC Certified Public Accountants.

Image: New Mexicans looking out over the valley of the San Francisco River, near Glenwood circa 1923. Photo by Edward Kemp, Courtesy Museum of New Mexico, #53741

#### Foundation Partners:

( JANUARY 1, 2004 — MAY 1, 2005)

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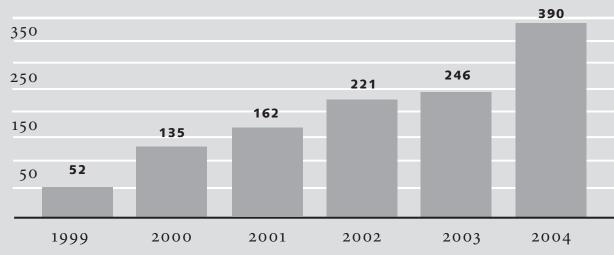
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#### Think New Mexico's Endowment Funds Grow

Earlier this year, Think New Mexico established an endowment fund with the Taos Community Foundation, an organization that shares our commitment to improving New Mexico's quality of life.

We are also pleased to report that Think New Mexico's other endowment funds with the Albuquerque Community Foundation, Santa Fe Community Foundation, and New Mexico Community Foundation are growing steadily, moving us toward our goal of offsetting all of Think New Mexico's administrative overhead costs.

In December of 2004, Think New Mexico's supporters successfully matched a local foundation's challenge grant dollar for dollar, increasing the size of our Santa Fe Community Foundation endowment by \$40,000.

Thanks to such generosity, these endowments are helping to ensure that Think New Mexico's mission, described on the first page of this annual report, will be sustained in perpetuity. If you are interested in contributing to Think New Mexico's endowment funds, please contact us at 992-1315.



Never doubt that a small group of thoughtful, committed citizens can change the world. Indeed, it is the only thing that ever has.

Margaret Mead

