

1 HOUSE BILL 543

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 G. Andrés Romero and Derrick J. Lente and Alonzo Baldonado and  
5 Angelica Rubio and Joseph L. Sanchez  
6  
7  
8  
9

10 AN ACT

11 RELATING TO TOURISM; MAKING FINDINGS; ESTABLISHING THE EL  
12 CAMINO REAL DE TIERRA ADENTRO NATIONAL HISTORIC TRAIL  
13 DEVELOPMENT COMMISSION; CREATING THE EL CAMINO REAL DE TIERRA  
14 ADENTRO DEVELOPMENT FUND; MAKING AN APPROPRIATION.  
15

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

17 SECTION 1. [NEW MATERIAL] FINDINGS--DEFINITIONS--  
18 COMMISSION CREATED--AUTHORITIES AND DUTIES--FUND CREATED--  
19 USE.--  
20

21 A. The legislature finds that:

22 (1) the history of human settlement and  
23 development of cultures in the American southwest does not  
24 receive the attention that it deserves as part of the national  
25 American heritage;

(2) the history of El Camino Real de Tierra

.211248.1

underscored material = new  
[bracketed material] = delete

underscoring material = new  
~~[bracketed material] = delete~~

1 Adentro formed the foundation of the multicultural mix of  
2 present-day New Mexico and much of the American southwest; and

3 (3) the federal creation of El Camino Real de  
4 Tierra Adentro as a national historic trail in 2000 should be  
5 leveraged to bring the history of American Indian and Hispanic  
6 cultures more broadly into the national dialogue on American  
7 history and culture.

8 B. As used in this section:

9 (1) "commission" means the El Camino Real de  
10 Tierra Adentro national historic trail development commission;

11 (2) "Camino Real" means the El Camino Real de  
12 Tierra Adentro national historic trail;

13 (3) "fund" means the El Camino Real de Tierra  
14 Adentro development fund;

15 (4) "local public agency" means a state agency  
16 or instrumentality; an Indian nation, tribe or pueblo; a  
17 subdivision of an Indian nation, tribe or pueblo that has  
18 authority pursuant to the law of that Indian nation, tribe or  
19 pueblo to enter into joint powers agreements directly with the  
20 state; a county, municipality, public corporation or public  
21 district of this state; or an entity that is created pursuant  
22 to the Joint Powers Agreements Act;

23 (5) "non-state money" means money that does  
24 not derive from revenue acquired from taxes, fees, fines  
25 established pursuant to a state statute or from interest

.211248.1

underscoring material = new  
~~[bracketed material] = delete~~

1 accruing to a fund established pursuant to a state statute; and

2 (6) "secretary" means the secretary of  
3 tourism.

4 C. The "El Camino Real de Tierra Adentro national  
5 historic trail development commission" is created and  
6 administratively attached to the tourism department. The  
7 tourism department shall staff the commission. The purposes of  
8 the commission are to:

9 (1) facilitate public and private  
10 participation in the creation of a strategic plan for the  
11 preservation, interpretation, physical development and public  
12 awareness of the Camino Real; and

13 (2) promote the development of the Camino Real  
14 in New Mexico as a national and international destination trail  
15 connecting history and cultures within New Mexico, Texas and  
16 Mexico.

17 D. The commission consists of:

18 (1) the secretary or the secretary's designee;

19 (2) the secretary of transportation or the  
20 secretary's designee;

21 (3) the secretary of economic development or  
22 the secretary's designee;

23 (4) the secretary of cultural affairs or the  
24 secretary's designee;

25 (5) the state historian at the state records

.211248.1

underscoring material = new  
~~[bracketed material] = delete~~

1 center and archives;

2 (6) a member of an Indian nation, tribe or  
3 pueblo appointed by the secretary of Indian affairs;

4 (7) three public members appointed by the  
5 secretary;

6 (8) a Camino Real administrator from the  
7 national park service as an ex-officio member; and

8 (9) a Camino Real administrator from the  
9 bureau of land management of the United States department of  
10 the interior as an ex-officio member.

11 E. The commission shall:

12 (1) develop a strategic plan for development  
13 of the Camino Real that includes:

14 (a) active involvement of diverse  
15 communities in the creation of interpretive media to tell the  
16 history of the Camino Real from the viewpoints of the various  
17 cultures along its route;

18 (b) collaboration with the bureau of  
19 land management and the national park service in planning for  
20 physical development, interpretation and advertisement of the  
21 Camino Real; and

22 (c) a general public communication plan  
23 to attract visitors from around the world;

24 (2) develop a website to be maintained by the  
25 tourism department based on the result of the efforts

.211248.1

1 undertaken pursuant to Subparagraph (a) of Paragraph (1) of  
2 this subsection;

3 (3) develop guidelines for the submission and  
4 evaluation of applications for funding from the fund;

5 (4) evaluate funding applications and make  
6 recommendations to the secretary for funding from the fund; and

7 (5) by November 1, 2019 and November 1 each  
8 year thereafter, provide a report to the appropriate  
9 legislative interim committee on the strategic plan for the  
10 Camino Real, the status of efforts to implement the plan and  
11 the status of the fund.

12 F. The "El Camino Real de Tierra Adentro  
13 development fund" is created in the state treasury for the  
14 purposes of this section. The fund consists of appropriations,  
15 donations, interest from investment of the fund and other money  
16 distributed to the fund. The tourism department shall  
17 administer the fund and may establish subaccounts for the fund  
18 as it deems necessary. Money in the fund is appropriated to  
19 the tourism department for expenditure as provided in this  
20 section. Disbursement from the fund shall be by warrant of the  
21 secretary of finance and administration on vouchers signed by  
22 the secretary of tourism or the secretary's designee. Money in  
23 the fund shall not revert at the end of a fiscal year.

24 G. Money in the fund may be used to make a grant of  
25 up to twenty thousand dollars (\$20,000) to a local public

underscoring material = new  
~~[bracketed material] = delete~~

1 agency for the purposes of studying the need for and the costs  
2 and benefits of developing physical improvements and facilities  
3 in an area to enhance the visitor experience and increase  
4 tourism; provided that the grant applicant shall provide  
5 matching funding in non-state money equal to at least fifty  
6 percent of the total cost of a study.

7 H. Money in the fund may be used to provide a loan  
8 to a local public agency for the design, construction and  
9 installation of physical improvements and facilities.

10 SECTION 2. APPROPRIATION.--Five million dollars  
11 (\$5,000,000) is appropriated from the general fund to the El  
12 Camino Real de Tierra Adentro development fund for expenditure  
13 in fiscal year 2020 and subsequent fiscal years for the  
14 purposes of the fund. Any unexpended or unencumbered balance  
15 remaining at the end of a fiscal year shall not revert to the  
16 general fund.