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## FISCAL IMPACT REPORT

SPONSOR Burt ORIGINAL DATE 2/22/19  
LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_  
SHORT TITLE Notice of Certain Construction to Military SB 631  
ANALYST Woods

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY20	Recurring or Nonrecurring	Fund Affected
<b>Total</b>	No Fiscal Implication		

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Office of Military Base Planning and Support (OMBPS)

#### Responses Not Received From

Department of Transportation (NMDOT)

Department of Military Affairs (DMA)

### SUMMARY

#### Synopsis of Bill

Senate Bill 631 requires that land owners within one mile of approach or take-off path of a military installation notify the commander of the installation at least 30 days prior to construction of any structure more than 25' tall.

### FISCAL IMPLICATIONS

No fiscal implications.

### SIGNIFICANT ISSUES

OMBPS states tall structures in the flight path of a military installation may pose a danger and could reduce or restrict the operation of a military installation. Advanced notice of construction of any potential obstruction would allow the installation to adjust operations or propose alternate locations for the construction.

OMBPS goes on to explain similar issues at non-military airfields are typically addressed through an Airport Overlay Zone which is adopted as a part of a community's land use regulations and restricts or requires notice of construction surrounding public or private airports.

A land owner may not be aware that their construction site is within 1 mile of an installation's approach path or takeoff path. OMBPS recommends military installations should proactively notify affected land owners within the notification area and keep that information up to date.

**WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

The construction of structures over 25' within approach or take-off path of a military installation could damage military aircrafts.

CW/sb/al