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## FISCAL IMPACT REPORT

SPONSOR Tsosie DATE TYPED 2/21/05 HB \_\_\_\_\_

SHORT TITLE Native American Objects Belonging to the State SB 949

ANALYST Hadwiger

### APPROPRIATION (in \$000s)

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
	\$150.0			Non-Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to SB948.

### SOURCES OF INFORMATION

LFC Files

Responses Received From

Department Cultural Affairs (DCA)

### SUMMARY

#### Synopsis of Bill

Senate Bill 949 appropriates \$150,000 from the general fund to the Department Cultural Affairs (DCA) in FY06 to inventory 300 sets of human physical remains in the state archaeological repository collections for the purpose of repatriation and reburial and for conservation and collection preservation of the Native American collections belonging to DCA, principally located at the Museum of Indian Arts and Culture (MIAC).

#### Significant Issues

The State's collection of Native American materials is primarily located at MIAC, which has served as the central repository for archaeological materials and human remains for nearly 65 years. It has also held and received thousands of objects that reflect the history of the State's diverse Native cultures. These collections are in need of attention to appropriately stabilize them to keep them whole and well documented for Native cultures, as well as residents and visitors to the State.

**FISCAL IMPLICATIONS**

The appropriation of \$150,000 contained in this bill is a non-recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of FY06 would revert to the general fund.

**OTHER SUBSTANTIVE ISSUES**

The Native American Graves Protection and Repatriation Act (NAGPRA) is a federal law, passed in 1990, that gives Native American tribes control over their ancestral remains, affiliated and unaffiliated burial objects, sacred objects and objects of cultural patrimony. SB949 would provide DCA resources to facilitate compliance with NAGPRA. NAGPRA applies to federal agencies and museums that receive federal funding.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Relates to SB948 which would require that, unless otherwise designated by DCA, human remains shall be reburied in a reburial cemetery unless the descendent group requests otherwise. SB949 would provide an appropriation that would facilitate implementation of SB948 if it were enacted. SB948 also includes an appropriation (\$100,000) for this purpose.

**DH/yr**