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FISCAL IMPACT REPORT

ORIGINAL DATE 1/24/07
 LAST UPDATED 2/23/07 HB 340/HJCS/aHF1#1

SPONSOR HJC

SHORT TITLE Confirm Chilili Land Grant Statutes SB _____

ANALYST Wilson

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY07	FY08		
	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Office of the Attorney General (OAG)

SUMMARY

Synopsis of HF1#1 Amendment

The House Floor Amendment #! to the House Judiciary Committee substitute to House Bill 340 adds that if the board of trustees brings an action and judgment is rendered in favor of the board of trustees, the court may award to the board of trustees possession of the tract, piece or parcel of the land and such damages as it may have proved for the wrongful detention and any other remedy provided for by law.

Synopsis of Original Bill

The House Judiciary Committee substitute for House Bill 340 enacts new sections of state law setting forth detailed requirements for the governance of the Chilili Land Grant.

The government and control of the common lands of the Chilili land grant-merced, also known as la merced del pueblo de Chilili, is vested in five trustees, to be known officially as the board of trustees of the Chilili land grant-merced, who shall manage and control the land grant-merced in accordance with the provisions of Chapter 49, Article 4 NMSA 1978."

The bill sets forth for the five member board of trustees their election procedures, qualifications,

salaries; duties and removal; define certain terms relating to the land grant; provide for sale of land grant property; provide for removal and eviction proceedings against persons possessing land grant property without holding title; and provide for the rights of person purchasing property within the land grant.

FISCAL IMPLICATIONS

This bill has no fiscal impact.

SIGNIFICANT ISSUES

The title of the bill implies that its intent is to “conform” the Chilili land grant statutes to the general land grant provisions, and therefore apply the general land grant provisions. If the general land grant statutes conflict with the specific provisions applicable to the Chilili Land Grant the former will apply.

DW/mt