

Fiscal impact reports (FIRs) are prepared by the Legislative Finance Committee (LFC) for standing finance committees of the NM Legislature. The LFC does not assume responsibility for the accuracy of these reports if they are used for other purposes.

Current FIRs (in HTML & Adobe PDF formats) are available on the NM Legislative Website (legis.state.nm.us). Adobe PDF versions include all attachments, whereas HTML versions may not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

## FISCAL IMPACT REPORT

ORIGINAL DATE 3/04/07

SPONSOR House Floor LAST UPDATED \_\_\_\_\_ HB 749/HFLS

SHORT TITLE Traditional Historic Community Qualifications SB \_\_\_\_\_

ANALYST Baca

### 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

Cultural Affairs Department (CAD)

Economic Development Department (EDD)

### SUMMARY

#### Synopsis of Original Bill

House Floor Substitute for House Bill 749 amends the qualifications language in the Traditional Historic Community Act (3-7-1.1) to:

- expand the eligibility to include Class B an unincorporated county with a population between twenty-six and thirty thousand, or populations between sixty (60) thousand and sixty-five (65) thousand based on the 2000 decennial census; and
- update the language by substituting the word voters for the existing phrase registered qualified voters.

As revised the eligible counties added are Taos and Valencia. The existing statute applied only to Santa Fe County.

### SIGNIFICANT ISSUES

The CAD comments that “the proposed amendment is more inclusive of the rural counties, with lower populations and Traditional Historic Communities, than originally defined in the

Traditional Historic Community Act (3-7-1.1). As development pressures on the cities of the state fuel annexation of nearby unincorporated communities, small traditional communities want to define themselves and have more control over the government funded or regulated programs and projects within their boundaries. The proposed amendment recognizes the needs of the traditional communities in counties with less population and makes them eligible for planning activities described.”

The CAD further comments: “The Traditional Historic Communities Act provides traditional, unincorporated communities with a process for including stated community preservation improvement goals within the county planning process.”

CAD provides technical assistance is provided to these communities who want to avail themselves of the opportunities offered through the Traditional Historic Communities Act.

### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

CAD reports that HB 749 conflicts with Traditional Historic Community (3-7-1.1.A1 and B. NMSA 1978).

### **OTHER SUBSTANTIVE ISSUES**

According to CAD, the County continues to act as the sub-division of the state that would consult with the Historic Preservation Division on any public projects or programs within the Traditional Historic Communities that affect cultural properties according to the Cultural Properties Act (18-6-1 through 23, NMSA 1978), the Cultural Properties Protection Act (18-6A-1 through 6, NMSA 1978), and the Prehistoric and Historic Sites Preservation Act (18-8-1 through 8, NMSA 1978).

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

Only Santa Fe County will qualify under the provisions of act.

LRB/csd