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## FISCAL IMPACT REPORT

ORIGINAL DATE 1/23/08  
 LAST UPDATED 1/29/08      HB \_\_\_\_\_

SPONSOR Martinez

SHORT TITLE Rural Public Libraries      SB 223

ANALYST Propst

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY08	FY09		
	\$1,400.0	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Department of Finance and Administration (DFA)

### SUMMARY

#### Synopsis of Bill

Senate Bill 223 Making an Appropriation for Rural Public Libraries, appropriates \$1.4 million from the general fund to DFA for purposes of funding public libraries.

### FISCAL IMPLICATIONS

The appropriation of \$1.4 million contained in this bill is a recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of FY09 shall revert to the general fund.

### SIGNIFICANT ISSUES

DFA notes that, according to the State Library the funds will directly benefit 28 public libraries not under direct control of the state. Most are non profit organizations or run by a library board. These libraries are part of the normal library fund distribution.

The fiscal agent will need to provide to DFA a lease and operating agreement to satisfy the anti-donation clause as state funds cannot directly benefit a non-profit or for profit organization under Article IX, Section 14 of the NM Constitution.

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