

**LEGISLATIVE EDUCATION STUDY COMMITTEE
BILL ANALYSIS**

Bill No: CS/HB 894

49th Legislature, 1st Session, 2009

Short Title: Joint Power Agreement Definitions

Sponsor(s): Representative Rodolpho “Rudy” Martinez and Others

Analyst: James Ball

Date: March 12, 2009

**HOUSE EDUCATION COMMITTEE SUBSTITUTE FOR
HOUSE BILL 894**

Bill Summary:

CS/HB 894 amends the *Joint Powers Agreement Act* to expand the definition of “public agency” to authorize joint powers agreements between New Mexico governmental agencies and any other state and its governmental agencies.

Fiscal Impact:

CS/HB 894 does not make an appropriation.

Issues:

The analysis of the original HB 894 by the Department of Finance and Administration (DFA) states that the expanded definition of a “public agency” would probably result in more extensive use of joint powers agreements rather than private contracts, although this change would have no significant impact on the department or final approval of the instruments. DFA also notes that the current restriction regarding the use of joint powers agreements solely to adjoining states is probably outdated, and that if the use of joint powers agreements is appropriate for adjoining states, they should be equally appropriate for all other states.

Related Bills:

None as of 03-12-2009.