

**FORTY-NINTH LEGISLATURE
FIRST SESSION, 2009**

February 10, 2009

Mr. Speaker:

Your **AGRICULTURE AND WATER RESOURCES COMMITTEE**, to whom has been referred

HOUSE BILL 337

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 18, line 17, after the first occurrence of "system", strike the remainder of the line and on line 18, strike "system".

2. On page 20, line 12, strike "to be repaid from" and insert in lieu thereof "secured by".

3. On page 21, line 24, strike "make and" and after "or", insert "obtain".

4. On page 36, strike lines 21 through 25 and on page 37, strike lines 1 through 18 and insert in lieu thereof:

"B. If the board has not elected to become subject to the jurisdiction of the public regulation commission:

(1) at least thirty days after publication of a notice of the board's intention to adjust rates, tolls, fees or charges, the board shall conduct a public hearing on the proposed resolution, at which time, after hearing proponents and opponents, the board may reject, amend or adopt the resolution adjusting the rates, tolls, fees or charges;

(2) within thirty days after publication of the resolution adjusting rates, tolls, fees or charges, the new rates, tolls, fees or charges may be appealed by a tax paying elector to the district court of the county in which the district is located; and

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(3) the district court shall consider the petition to overturn the adjustments, based on the record of the board hearing in which the resolution was adopted, under the court's rules governing review by a district court of administrative decisions or orders."".,

and thence referred to the **TAXATION AND REVENUE COMMITTEE.**

Respectfully submitted,

Andy Nunez, Chairman

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

The roll call vote was 5 For 2 Against

Yes: 5

No: Begaye, Larranaga

Excused: Cervantes

Absent: None

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