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FISCAL IMPACT REPORT

SPONSOR Smith / Cisneros **ORIGINAL DATE** 1/29/16
LAST UPDATED 2/2/16 **HJM** 1/aHJC
SHORT TITLE Enhanced Protection of Cultural Items **SB** _____
ANALYST Jorgensen

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY16	FY17	FY18	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI	NFI			

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Attorney General's Office (AGO)

Department of Cultural Affairs (DCA)

SUMMARY

Synopsis of HJC Amendment

The House Judiciary Committee amendment specifies that the New Mexico Attorney General and New Mexico Cultural Affairs Department are to work with tribal and community leaders to review the Cultural Properties Act.

Synopsis of Original Bill

HJM 1 resolves that, pursuant to federal and state law and policy, the attorney general and cultural affairs department work with tribal and community leaders to review the Cultural Properties Act and make recommendations about enhanced protection of cultural items, including preventing misappropriation of cultural items, theft, wrongful sale, and alienation of cultural items.

FISCAL IMPLICATIONS

Neither responding agency estimated a potential fiscal impact.

SIGNIFICANT ISSUES

DCA questions if the memorial intends to include the issue of misrepresentation of contemporary non-Native American made products as Native American made. If so, the review process may wish to consider avenues to address this problem in addition to the Cultural Properties Act, due to the constraints and focus of that Act as it is directed towards objects of cultural patrimony, burials, public lands and public agencies.

CJ/jo/jle