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AN ACT

RELATING TO PUBLIC LAND LEASES; CLARIFYING THAT A MUNICIPALITY MAY USE CERTAIN LEASED LAND FOR ECONOMIC DEVELOPMENT; INCREASING THE TERM FOR CERTAIN LEASES ENTERED INTO BETWEEN A MUNICIPALITY AND THE STATE; INCREASING THE TERM FOR CERTAIN LEASES ENTERED INTO BETWEEN A COUNTY AND THE STATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 19-7-54 NMSA 1978 (being Laws 1929, Chapter 53, Section 1) is amended to read:

"19-7-54. MUNICIPALITIES LEASING LANDS WITHIN FIVE MILES OF LIMITS--USES--TERM.--Wherever any lands belonging to the state or under the supervision of the commissioner are situate within five miles of any municipality and the municipality may have use for the state lands for airports, parks, swimming pools, fairgrounds, playgrounds, economic development or other municipal purposes, the municipality is authorized and empowered to lease the lands or so much thereof as may be reasonably necessary for such purpose from the commissioner, and upon receipt of a request for such a lease, the commissioner is authorized and empowered to enter into such a lease for a term not exceeding forty years upon such reasonable terms and conditions as may be prescribed by the commissioner."

1 SECTION 2. Section 19-7-55 NMSA 1978 (being Laws 1929,
2 Chapter 53, Section 2, as amended) is amended to read:

3 "19-7-55. COUNTIES AND SCHOOL DISTRICTS LEASING STATE
4 LANDS--USES--TERM.--

5 A. Any county or school district within the state
6 that may have use for any state lands for any purpose
7 incidental to the powers of the county or school district
8 shall have the right and power to lease the lands or so much
9 thereof as may be reasonably necessary for such purpose from
10 the commissioner, and upon receipt of a request for such a
11 lease, the commissioner is authorized and empowered to enter
12 into such a lease for a term not exceeding forty years upon
13 such reasonable terms and conditions as may be prescribed by
14 the commissioner.

15 B. In setting the terms and conditions of any
16 lease to a school district, the commissioner shall, upon the
17 request of the governing body of the school district, provide
18 that the rental costs for the lease be paid from the school
19 district's share of the current school fund established in
20 Article 12, Section 4 of the constitution of New Mexico, or
21 the common school current fund created in Section 19-1-17
22 NMSA 1978.

23 C. The necessary documentation to achieve this
24 appropriation shall be submitted to the state treasurer by
25 the commissioner. The appropriation made hereby is a

1 continuing appropriation."

2 SECTION 3. EFFECTIVE DATE.--The effective date of the
3 provisions of this act is July 1, 2020. _____

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