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FISCAL IMPACT REPORT

SPONSOR Gallegos, DY **ORIGINAL DATE** 2/08/17
LAST UPDATED 3/10/17 **HB** 308/aHAWC/aHF1#1

SHORT TITLE Oversight of County Flood Commission Staff **SB** _____

ANALYST Armstrong

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY17	FY18	FY19	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total			None			

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Response Not Received From
 NM Association of Counties (NMAC)

SUMMARY

Synopsis of House Floor Amendment

The House Floor amendment addressed a technical issue by adding “a” before uses of “flood commissioner” in the bill.

Synopsis of HAWC Amendment

The House Agriculture and Water Committee amendment clarifies that the individuals covered by the bill are employees of the flood commissioner rather than the flood commission.

Synopsis of Bill

House Bill 308 (HB308) clarifies that flood commission staff are employees of counties and under the authority of the board of county commissioners.

FISCAL IMPLICATIONS

None.

SIGNIFICANT ISSUES

Existing law grants the governor authority to appoint a county flood commissioner after a county commission has approved the creation of an office of county flood commissioner. A county commission may create county flood funds and borrow funds or levy an annual tax on property within five miles of any river or stream that contributes to or is subject to flood conditions threatening property or human life. These funds may be used for flood control projects in the drainage area for which they were assessed, presumably to include flood commission engineering staff and other personnel which is authorized by current statute. HB308 provides that while the flood commissioner is appointed by the governor, staff of the flood commission are employees of the county.

This bill does not apply to county flood control authorities established by independent statutes, such as the Albuquerque Metropolitan Arroyo Flood Control Authority (AMAFCA), or flood control districts established pursuant to the Flood Control District Act, Chapter 72, Article 18, NMSA 1978.

JA/jle/sb