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FISCAL IMPACT REPORT

SPONSOR Cisneros **ORIGINAL DATE** 2/11/15
LAST UPDATED 3/18/15 **HB** _____

SHORT TITLE Sunset Dates For Certain Agencies **SB** 318/aSPAC

ANALYST Elkins

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY15	FY16	FY17	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total		NFI				

(Parenthesis () Indicate Expenditure Decreases)

Relates to Appropriation in the General Appropriation Act
Conflicts with HB 90, HB 514, and SB 571

SOURCES OF INFORMATION

LFC Files

Response Received From

Regulation and Licensing Department (RLD)
Office of Military Base Planning (OMBPS)

SUMMARY

Synopsis of Senate Public Affairs Committee Amendment

The Senate Public Affairs Committee amendment to Senate Bill 367 extends the sunset date for following seven boards in addition to the 10 boards and commissions in the original bill.

1. Counseling and Therapy Practice Board, July 1, 2021
2. Board of Osteopathic Medical Examiners, July 1, 2021
3. Board of Examiners for Occupational Therapy, July 1, 2021
4. Respiratory Care Advisory Board, July 1, 2021
5. Massage Therapy Board, July 1, 2021
6. Physical Therapy Board, July 1, 2021
7. Athletic Trainers Practice Board, July 1, 2021

Synopsis of Bill

The bill extends the sunset date for 10 boards and commissions that sunset on July 1, 2015.

The 10 boards and commissions, including new sunset dates, are:

1. The Office of Military Base Planning and Support and the Military Base Planning Commission, July 1, 2021
2. The Board of Optometry, July 1, 2023
3. The Chiropractic Board, July 1, 2021
4. The New Mexico Board of Dental Health Care, July 1, 2023
5. The Nutrition and Dietetics Practice Board, July 1, 2021
6. The Board of Podiatry, July 1, 2023
7. The New Mexico State Board of Psychologist Examiners, July 1, 2021
8. The Board of Pharmacy, July 1, 2023
9. The Speech-Language Pathology, Audiology, and Hearing Aid Dispensing Practices Board, July 1, 2021
10. The Board of Social Work Examiners, July 1, 2021

FISCAL IMPLICATIONS

There are no identified fiscal implications.

SIGNIFICANT ISSUES

During the interim, LFC had a sunset subcommittee to review extending the sunset for 17 boards and commissions. The subcommittee recommended extending the sunset for 10 boards and commissions and took no action on seven boards.

With regard to the 10 boards and commission included in this bill, the purpose of the nine boards attached to RLD is to protect the public health, safety and welfare of the public, and to provide for control, supervision, licensure, and regulation of the practice of these professions.

The Military Base Planning Program has been recognized by the Department of Defense as a “model” state-level program. Members of the commission consists of the leaders of the local community support groups including, Kirtland Partnership Committee, Alamogordo Committee of 50, Clovis Committee of 50, and the Las Cruces Military Affairs Committee. The commission brings to the state the collective local and national expertise of each of the members in support of all New Mexico military installations.

With regards to the seven boards the subcommittee did not recommend to extend, members were concerned with the number of board members continuing to serve despite the expiration of their term, the number of vacant board member positions, fees assessed by the boards, and the boards’ fund balances. The subcommittee took no action on the following boards:

1. Athletic Trainers Practice Board
2. Counseling and Therapy Practice Board
3. Massage Therapy Board
4. Board of Examiners for Occupational Therapy
5. Board of Osteopathic Medical Examiners
6. Physical Therapy Board
7. Respiratory Care Advisory Board

Pursuant to the Sunset Act, these boards will sunset July 1, 2015 but shall continue to operate according to the provisions of their respective act until July 1, 2016. If the Legislature chooses

not to extend these seven boards during the 2015 session, it is possible to consider extending their sunset dates during the 2016 Legislative Session.

RELATIONSHIP

The General Appropriation Act appropriation to the Boards and Commissions Program of RLD funds the FY16 operating budget of the 16 boards and commissions attached to RLD. The General Appropriation Act appropriates funds for the operations of the Office of Military Base Planning and Support and the Military Base Planning Commission in FY16.

CE/bb