

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 85

49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

INTRODUCED BY

Miguel P. Garcia

FOR THE LAND GRANT COMMITTEE

AN ACT

RELATING TO LAND GRANTS; ENACTING THE LAND GRANT SUPPORT ACT;
CREATING THE LAND GRANT BUREAU; PROVIDING FOR POWERS AND
DUTIES; ESTABLISHING A LAND GRANT COUNCIL; MAKING AN
APPROPRIATION.

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

Section 1. SHORT TITLE.--This act may be cited as the
"Land Grant Support Act".

Section 2. DEFINITIONS.--As used in the Land Grant
Support Act:

- A. "bureau" means the land grant bureau;
- B. "council" means the land grant council; and
- C. "land grant" means a patented community land
grant-merced organized and operating as a political subdivision
of the state.

.173627.4

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Section 3. LAND GRANT BUREAU--CREATION--PURPOSE--LAND
2 GRANT COUNCIL.--

3 A. The "land grant bureau" is created in the local
4 government division of the department of finance and
5 administration. The general purposes of the bureau are to
6 establish a land grant support program to provide advice and
7 assistance to land grants and to serve as a liaison between
8 land grants and the federal, state and local governments.

9 B. As part of the land grant support program, the
10 bureau shall establish a "land grant council" to:

11 (1) advise the bureau on the land grant
12 support program and services to be provided to land grants; and

13 (2) serve as a liaison between land grants and
14 the bureau.

15 C. The council shall consist of five members
16 appointed by the governor from the boards of directors of land
17 grants for staggered terms of four years, with two members of
18 the initial council selected by lot to serve an initial term of
19 two years.

20 D. The council shall appoint a chairperson and may
21 appoint such other officers as it deems necessary.

22 E. The council shall meet at least quarterly.
23 Meetings of the council shall be called by the chairperson of
24 the council or at the request of at least three members of the
25 council.

.173627.4

underscored material = new
[bracketed material] = delete

1 F. Members of the council are entitled to receive
2 per diem and mileage in accordance with the provisions of the
3 Per Diem and Mileage Act.

4 Section 4. LAND GRANT SUPPORT PROGRAM--BUREAU POWERS AND
5 DUTIES.--

6 A. The bureau may apply for and accept any public
7 or private grants, gifts or donations for the benefit of the
8 land grant support program, the council or land grants in
9 general or particular.

10 B. The bureau, on the advice of the council, may:

11 (1) assist land grants in all areas of land
12 grant fiscal and programmatic management, including planning,
13 economic development and infrastructure development;

14 (2) establish cooperative purchasing
15 capabilities for land grants;

16 (3) perform special studies and undertake
17 surveys of interest to land grants and report the findings;

18 (4) serve as fiscal agent and administrator
19 for federal and state grants-in-aid and other funding for a
20 land grant when necessary;

21 (5) facilitate or enter into agreements with
22 state and federal agencies on behalf of land grants; and

23 (6) provide other assistance to land grants.

24 C. The bureau shall:

25 (1) facilitate the exchange of experience and

underscored material = new
[bracketed material] = delete

1 advice among land grants;

2 (2) serve, in conjunction with the council,
3 as a liaison between land grants and federal, state and local
4 agencies;

5 (3) promote cooperation between land grants
6 and, by consultation and advice, assist in the coordination of
7 land grant programs;

8 (4) provide board development opportunities
9 and technical assistance to the governing boards of land
10 grants;

11 (5) provide short- and long-range planning
12 assistance to land grants;

13 (6) conduct training sessions for land grants
14 on topics of interest, such as:

15 (a) local, state and national zoning
16 trends and concerns and other land-use issues;

17 (b) state requirements for political
18 subdivisions on such topics as open meetings, public records,
19 procurement, risk management, tort claims and financial
20 accountability;

21 (c) techniques of historical research;

22 (d) grant writing;

23 (e) economic development strategies; and

24 (f) rangeland management and water

25 conservation;

.173627.4

underscored material = new
[bracketed material] = delete

1 (7) disseminate information to relevant
2 federal, state and local agencies on land grant issues and
3 activities and, when requested, on the status of individual
4 land grants;

5 (8) on the advice of the council, develop and
6 promote federal legislation for an appropriate congressional
7 response to longstanding community land grant claims in New
8 Mexico; and

9 (9) review state and federal policies, plans
10 and legislation affecting land grants in New Mexico.

11 Section 5. REPORT TO GOVERNOR AND LEGISLATURE.--The
12 council and the bureau shall report to the governor and the
13 legislature by December 1 of each year on the state of land
14 grants in New Mexico and the activities of the council and the
15 bureau for that year.

16 Section 6. APPROPRIATION.--Two hundred thousand dollars
17 (\$200,000) is appropriated from the general fund to the local
18 government division of the department of finance and
19 administration for expenditure in fiscal year 2010 to establish
20 the land grant bureau and to provide technical assistance to
21 land grants pursuant to the Land Grant Support Act. Any
22 unexpended or unencumbered balance remaining at the end of
23 fiscal year 2010 shall revert to the general fund.