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## FISCAL IMPACT REPORT

ORIGINAL DATE 3/16/09  
 SPONSOR HVEC LAST UPDATED 3/18/09 HB 935/HEVCS  
 SHORT TITLE Constitutional Revision Commission SB \_\_\_\_\_  
 ANALYST Haug

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
	\$100.0	Non-Recurring	Legislative Cash Balances

(Parenthesis ( ) Indicate Expenditure Decreases)

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY09	FY10	FY11	3 Year Total Cost	Recurring or Non-Rec	Fund Affected
<b>Total</b>		\$5.0	\$5.0			

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

### SUMMARY

#### Synopsis of Bill

House Voters and Elections Committee substitute for House Bill 935, with the emergency clause, appropriates \$100.0 thousand from legislative cash balances to the Legislative Council Service to carry out the purposes of the Constitutional Revision Commission (CRC) which is charged with examining the New Mexico Constitution and the constitutions of other states to recommend changes in the New Mexico Constitution as it finds desirable and necessary.

The CRC would be composed of:

- 3 public members appointed by the Speaker of the House with no more than 2 from one party;
- 3 public members appointed by the President Pro Tempore of the Senate with no more than 2 from one party;
- 3 public members appointed by the Governor with no more than 2 from one party;
- 6 public members appointed by the Legislative Council in consultation with the Governor;

No more than 8 of the 15 voting members could be of the same party, and appointments would be coordinated to ensure geographic, cultural, economic, professional and ethnic diversity. The Chief Justice of the Supreme Court, or designee, and the Attorney General, or designee, would serve in an advisory non-voting capacity.

Vacancies would be filled by the same appointing authority that made the original appointment using the same criteria as original appointments. The CRC would elect a chair and other necessary officers from the membership.

With majority approval of voting members, the CRC would draft legislation for constitutional revisions and submit the draft legislation as well as a full report of its findings and recommendations for constitutional revisions to each member of the legislature and the Governor no later than 30 days prior to the beginning of the first regular session of the 50<sup>th</sup> legislature (2011).

The Chair of the CRC would supervise the staff and research work performed by employees approved by the CRC and assisted on request by the Legislative Council Service. The CRC may establish subcommittees, but findings and recommendations require majority approval of the CRC. Members would receive per diem and mileage under the Per Diem and Mileage Act but no other compensation.

Provisions of this act would be repealed April 1, 2011.

### **FISCAL IMPLICATIONS**

The appropriation of \$100.0 thousand contained in this bill is a non-recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of fiscal year 2011 shall revert to the general fund.

The other operating budgets costs in the table above are estimates for support the Attorney General and the Chief Justice of the Supreme Court.

GH/mt:mc