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## FISCAL IMPACT REPORT

ORIGINAL DATE 01/25/12

SPONSOR Cisneros LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE San Antonio Land Grant as State Subdivision SB 40

ANALYST Chabot

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

	FY12	FY13	FY14	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
<b>Total</b>		NFI				

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to HB 45

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Attorney General Office (AGO)  
 Department of Finance and Administration (DFA)  
 Secretary of State (SOS)

### SUMMARY

#### Synopsis of Bill

Senate Bill 40 amends Section 49-1-2 NMSA by adding subsection E which provides the San Antonio del Rio Colorado land grant-merced in Taos County be governed by Sections 49-1-1 through 49-1-18 NMSA 1978 making it a political subdivision of the state.

### FISCAL IMPLICATIONS

Other than small administrative costs, there will be no significant fiscal impact. The San Antonio del Rio Colorado land grant-merced will have some costs in establishing itself as a political subdivision.

### SIGNIFICANT ISSUES

The AGO provides the following: “The designation of “political subdivision” allows a land grant-merced the ability to engage in activities of a political subdivision including the right to purchase lands that were formerly part of the land grant. NMSA 49-1-2 has previously been

amended to include the town of Tome land grant-merced, situated in Valencia County and the town of Atrisco land grant-merced, situated in Bernalillo County as land grants designated as political subdivisions.”

DFA assesses that San Antonio Del Rio Colorado land grant-merced is a non-patented land grant in that it has not been legally patented through the U.S. Congress. The land grant had been recommended for confirmation to the U.S. Congress; however, the U.S. Court of Private Land Claims was terminated before a claim was filed.

**RELATIONSHIP**

HB 45 seeks to amend the same section (Section 49-1-2 NMSA 1976) to include the Tecolote land grant-merced in San Miguel County to be designated as a political subdivision.

GAC/lj