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AN ACT

RELATING TO OUTDOOR RECREATION; CREATING THE NEW MEXICO
OUTDOOR RECREATION DIVISION IN THE ECONOMIC DEVELOPMENT
DEPARTMENT AND THE OUTDOOR RECREATION ADVISORY COMMITTEE;
CREATING THE SPECIAL PROJECTS AND OUTDOOR RECREATION
INFRASTRUCTURE FUND; CREATING THE OUTDOOR EQUITY GRANT
PROGRAM AND FUND; MAKING APPROPRIATIONS.

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

SECTION 1. Section 9-15-4 NMSA 1978 (being Laws 1983,
Chapter 297, Section 4, as amended) is amended to read:

"9-15-4. DEPARTMENT ESTABLISHED.--There is created in
the executive branch the "economic development department".
The department shall be a cabinet department and shall
consist of, but not be limited to, six divisions as follows:

- A. the administrative services division;
- B. the economic development division;
- C. the New Mexico film division;
- D. the technology enterprise division;
- E. the trade and Mexican affairs division; and
- F. the New Mexico outdoor recreation division."

SECTION 2. A new section of the Economic Development
Department Act is enacted to read:

"NEW MEXICO OUTDOOR RECREATION DIVISION--DUTIES--
DIRECTOR.--

1 A. The New Mexico outdoor recreation division of
2 the department shall:

3 (1) increase outdoor recreation-based
4 economic development, tourism and ecotourism in the state;

5 (2) recruit out-of-state-based outdoor
6 recreation businesses to locate in New Mexico;

7 (3) promote stewardship and preservation of
8 New Mexico's unique environment and cultural assets; and

9 (4) promote education about and use of
10 outdoor recreation assets to enhance public health.

11 B. The department, the tourism department, the
12 state land office, the Rio Grande trail commission, the state
13 parks division of the energy, minerals and natural resources
14 department, the department of game and fish, the cultural
15 affairs department, the Indian affairs department, the
16 department of health and the department of transportation
17 shall work in conjunction with the New Mexico outdoor
18 recreation division to support the division's duties as they
19 relate to the purposes of the respective departments and
20 agencies.

21 C. For the purposes of this section:

22 (1) "ecotourism" means a form of tourism
23 that involves visiting areas of ecological interest and is
24 intended as a low-impact and often small-scale alternative to
25 standard commercial tourism; and

1 (2) "outdoor recreation" means a
2 recreational activity that occurs outdoors in a natural
3 environment, including the use of trails, the natural
4 landscape, water or snow resources or other natural resources
5 in the activity."

6 SECTION 3. A new section of the Economic Development
7 Department Act is enacted to read:

8 "OUTDOOR RECREATION ADVISORY COMMITTEE--CREATION--
9 MEMBERSHIP--DUTIES.--

10 A. The "outdoor recreation advisory committee" is
11 created and administratively attached to the New Mexico
12 outdoor recreation division of the department. The director
13 of the New Mexico outdoor recreation division, or the
14 director's designee, shall serve as the chair of the
15 committee.

16 B. The outdoor recreation advisory committee shall
17 be composed of no more than fifteen members appointed by the
18 director of the New Mexico outdoor recreation division. The
19 members of the committee shall include representatives of the
20 outdoor recreation industry, the tourism department, the
21 cultural affairs department, the energy, minerals and natural
22 resources department, the state parks division of the energy,
23 minerals and natural resources department, the department of
24 game and fish and the Indian affairs department.

25 C. The members shall serve at the pleasure of the

1 director.

2 D. Staff and other administrative support for the
3 outdoor recreation advisory committee shall be provided by
4 the administrative services division of the department.

5 E. Members of the outdoor recreation advisory
6 committee are entitled to receive per diem and mileage as
7 provided in the Per Diem and Mileage Act but shall receive no
8 other perquisite, compensation or allowance."

9 SECTION 4. A new section of the Economic Development
10 Department Act is enacted to read:

11 "NEW MEXICO OUTDOOR RECREATION DIVISION--SPECIAL
12 PROJECTS AND OUTDOOR RECREATION INFRASTRUCTURE FUND--
13 CREATED.--The "special projects and outdoor recreation
14 infrastructure fund" is created in the state treasury. The
15 fund consists of appropriations, gifts, grants, donations,
16 income from investment of the fund and money otherwise
17 accruing to the fund. Money in the fund at the end of a
18 fiscal year shall not revert to any other fund. The fund
19 shall be administered by the New Mexico outdoor recreation
20 division, and money in the fund is appropriated to the
21 New Mexico outdoor recreation division for special projects
22 and outdoor recreation infrastructure determined by the
23 division to be necessary to carry out the purpose of the
24 division. Money in the fund shall be disbursed on warrants
25 signed by the secretary of finance and administration

1 pursuant to vouchers signed by the director of the New Mexico
2 outdoor recreation division or the director's designee."

3 SECTION 5. Section 9-5B-1 NMSA 1978 (being Laws 1992,
4 Chapter 91, Section 1) is amended to read:

5 "9-5B-1. SHORT TITLE.--Chapter 9, Article 5B NMSA 1978
6 may be cited as the "New Mexico Youth Conservation Corps
7 Act"."

8 SECTION 6. Section 9-5B-6 NMSA 1978 (being Laws 1992,
9 Chapter 91, Section 6) is amended to read:

10 "9-5B-6. COMMISSION--POWERS AND DUTIES.--

11 A. The commission may:

12 (1) accept gifts, devises, grants and
13 donations from others to carry out the provisions of the
14 New Mexico Youth Conservation Corps Act;

15 (2) request assistance and staff support
16 from the department;

17 (3) employ such personnel as necessary to
18 carry out the provisions of the New Mexico Youth Conservation
19 Corps Act;

20 (4) delegate responsibility for the
21 administration and implementation of conservation projects,
22 corps members' employment and supervision, project
23 coordination and other program matters;

24 (5) establish work camps and long-term
25 residential facilities to house corps members and their

1 supervisors; and

2 (6) contact potential sponsors and funding
3 sources for support.

4 B. The commission shall:

5 (1) adopt rules that are necessary for the
6 proper administration of the New Mexico Youth Conservation
7 Corps Act, including the outdoor equity grant program;

8 (2) administer and enforce the provisions of
9 the New Mexico Youth Conservation Corps Act and rules adopted
10 pursuant to Paragraph (1) of this subsection;

11 (3) develop and approve corps work projects,
12 activities and contracts with project sponsors;

13 (4) administer the outdoor equity grant
14 program;

15 (5) establish standards, procedures and
16 policies for selecting, hiring, providing compensation for
17 and other personnel matters involving corps members and other
18 personnel;

19 (6) foster partnerships and cooperation
20 between the corps and New Mexico's secondary and
21 post-secondary schools to assist corps members in obtaining
22 education and job training; and

23 (7) hire a program manager, who shall be the
24 administrative officer of the corps."

25 SECTION 7. A new section of the New Mexico Youth

1 Conservation Corps Act is enacted to read:

2 "OUTDOOR EQUITY GRANT PROGRAM--CREATED--ADMINISTRATION--
3 GRANT CRITERIA.--

4 A. The "outdoor equity grant program" is created
5 in the department to be administered by the commission.

6 B. Each fiscal year, competitive grants shall be
7 awarded to applicants for the sole purpose of funding outdoor
8 recreation programs, in whole or in part, for youth up to the
9 age of eighteen.

10 C. Annually, the commission shall establish a
11 minimum and maximum number of grants available based on the
12 funding appropriated to the outdoor equity grant program fund
13 for that fiscal year.

14 D. The commission shall award grants to applicants
15 through a competitive process and based upon the following
16 minimum criteria:

17 (1) at least forty percent of the population
18 served by the applicant are low-income youth up to the age of
19 eighteen;

20 (2) the applicant has a well-developed,
21 written plan to engage low-income youth in outdoor recreation
22 activities; and

23 (3) the applicant has an educational plan to
24 educate youth about climate and the environment as part of
25 its outdoor recreation program.

1 E. The commission shall establish grant reporting
2 requirements that meet the general purpose of this section.

3 F. For the purposes of this section:

4 (1) "applicant" means a county, municipality
5 or other political subdivision of the state, a nonprofit
6 organization or an Indian nation, tribe or pueblo that
7 applies for an outdoor equity grant; and

8 (2) "outdoor recreation" means a
9 recreational activity that occurs outdoors in a natural
10 environment, including the use of trails, the natural
11 landscape, water or snow resources or other natural resources
12 in the activity."

13 SECTION 8. A new section of the New Mexico Youth
14 Conservation Corps Act is enacted to read:

15 "OUTDOOR EQUITY GRANT PROGRAM FUND--CREATED.--

16 A. The "outdoor equity grant program fund" is
17 created in the state treasury. All appropriations, gifts,
18 devises, grants and donations received shall be deposited in
19 the fund. Money in the fund is appropriated to the
20 commission for the purpose of carrying out the outdoor equity
21 grant program pursuant to the provisions of the New Mexico
22 Youth Conservation Corps Act. Any money appropriated to the
23 fund or accruing to it through gifts, grants, bequests or
24 interest shall remain in the fund. Money in the fund shall
25 not revert at the end of a fiscal year.

1 B. The fund shall be administered by the
2 department. Disbursements from the fund shall be made only
3 upon warrant drawn by the secretary of finance and
4 administration pursuant to vouchers signed by the chair of
5 the commission or the chair's designee for the purpose of
6 carrying out the outdoor equity grant program pursuant to the
7 provisions of the New Mexico Youth Conservation Corps Act."

8 SECTION 9. EFFECTIVE DATE.--The effective date of the
9 provisions of this act is July 1, 2019. _____

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