

LFC Requester:	Helen Gaussoin
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**AGENCY BILL ANALYSIS
2024 REGULAR SESSION**

WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:

AgencyAnalysis.nmlegis.gov

{Analysis must be uploaded as a PDF}

SECTION I: GENERAL INFORMATION

{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}

Check all that apply:
Original **Amendment** _____
Correction _____ **Substitute** _____

Date Jan. 29, 2024
Bill No: HJR 11

Sponsor: Reps. Debra M. Sariñana and Janelle Anyanonu
Short Title: KIRTLAND AFB LAND JURISDICTION ACT

Agency Name and Code 539 – State Land Office
Number: _____
Person Writing Sunalei Stewart
Phone: 827-5755 **Email** sstewart@slo.state.nm.us

SECTION II: FISCAL IMPACT

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
None	None		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE (dollars in thousands)

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		
No Fiscal Impact	No Fiscal Impact	No Fiscal Impact		

(Parenthesis () Indicate Expenditure Decreases)

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY24	FY25	FY26	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	No Fiscal Impact	No Fiscal Impact	No Fiscal Impact			

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:
Duplicates/Relates to Appropriation in the General Appropriation Act

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

In accordance with a procedure set forth in NMSA 1978, Section 19-2-2, this joint resolution would approve retrocession of exclusive federal legislative jurisdiction with regard to a 70-acre parcel of land located near the northwestern corner of the Kirtland Air Force Base. The resolution would provide for “concurrent legislative jurisdiction,” meaning (i) the parallel right of both the federal and state government to legislate; and (ii) “the vesting in the United States and the state of all the rights accorded a sovereign with the broad qualification that such authority is held concurrently over matters, including criminal laws, public powers and tax laws.”

Under the statutory procedure, a federal government request to cede back to the state concurrent legislative jurisdiction is effective only if (i) the legislature approves a resolution accepting the retrocession; and (ii) the request and the resolution are recorded with the county clerk where the land is situated (here, Bernalillo County).

FISCAL IMPLICATIONS

None noted

SIGNIFICANT ISSUES

None noted.

PERFORMANCE IMPLICATIONS

None noted.

ADMINISTRATIVE IMPLICATIONS

None noted.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS