

<b>LFC Requester:</b>	
-----------------------	--

**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** 1/18/2024

**Bill No:** SB9

**Sponsor:** Steven P. Neville and Peter Wirth  
**Short Title:** Conservation Legacy Permanent Fund

**Agency Name and Code** Department of Cultural Affairs – 505  
**Person Writing** Jessie Greenspan  
**Phone:** 505-490-7347 **Email** Jessie.Greenspan@dca.nm.gov

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
	300,000.0	Nonrecurring	

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(Parenthesis ( ) Indicate Expenditure Decreases)

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

	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(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: Making a transfer to the conservation legacy permanent fund for the purposes of the fund; making an appropriation.

**FISCAL IMPLICATIONS**

The executive recommendation is for a \$250 million transfer allowing the Conservation Legacy Permanent Fund to spin off investment earnings in the future as the \$150M corpus requirement will be met. The minimum transfer we would expect would be \$1 million from FY25-FY28; the likely distribution will be larger in the future dependent on earnings.

**SIGNIFICANT ISSUES**

If enacted, the bill will supplement the Cultural Properties Restoration Fund, which receives \$1,000,000 annually from the Conservation Legacy Permanent Fund. The Cultural Properties Restoration Fund is administered by the Historic Preservation Division (HPD), an administrative unit of the Department of Cultural Affairs. The Fund was established in statute under the Cultural Properties Protection Act to support historic preservation projects throughout the state.

**PERFORMANCE IMPLICATIONS**

None identified.

**ADMINISTRATIVE IMPLICATIONS**

Depending on the amount of funds transferred to the Conservation Legacy Permanent Fund, the Historic Preservation Division may seek a full-time FTE to manage the Cultural Properties Restoration Fund. Currently, the Fund is managed by the division's grant coordinator as a collateral duty. This person also administers a significant federal grant in addition to other duties. In 2023, the Historic Preservation Division prepared a grants manual and built a website to host all the applicable forms and instructions. The division will begin reviewing FY25 applications in mid-February.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

None identified.

## **TECHNICAL ISSUES**

None identified.

## **OTHER SUBSTANTIVE ISSUES**

None identified.

## **ALTERNATIVES**

None identified.

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

The Cultural Properties Restoration Fund will remain at \$1,000,000 annually through FY28 and increase with the investment earnings to the Conservation Legacy Permanent Fund.

## **AMENDMENTS**