

HOUSE BILL 159

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

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This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO CONSTRUCTION; REQUIRING DEVELOPERS OR OWNERS OF RENEWABLE ENERGY OR OTHER PROJECTS TO NOTIFY THE CHAIR OF THE MILITARY BASE PLANNING COMMISSION OF A NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION SUBMITTED TO THE FEDERAL AVIATION ADMINISTRATION TO INITIATE THE UNITED STATES DEPARTMENT OF DEFENSE MILITARY AVIATION AND INSTALLATION ASSURANCE SITING CLEARINGHOUSE'S HLVMC→**APPROVAL**←HLVMC HLVMC→**REVIEW**←HLVMC PROCESS; REQUIRING NOTICE OF FEDERAL HLVMC→**APPROVAL**←HLVMC

.228873.2AIC March 15, 2025 (6:24pm)

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HLVMC→LETTER OF MILITARY COMPATIBILITY←HLVMC OR A FINDING OF ADVERSE IMPACT.

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

SECTION 1. A new section of Chapter 9, Article 15 NMSA 1978 is enacted to read:

"[NEW MATERIAL] NOTIFICATION TO MILITARY BASE PLANNING COMMISSION HLVMC→~~FAILURE AND REMOVAL~~←HLVMC .--When the developer or owner of a project for construction or expansion of a wind energy conversion device, solar collector or other facility submits a notice of proposed construction or alteration of a project to the federal aviation administration to initiate the HLVMC→approval←HLVMC HLVMC→review←HLVMC process by the United States department of defense's military aviation and installation assurance siting clearinghouse in compliance with federal law, the project developer or owner shall:

A. within HJC→ten←HJC HJC→thirty←HJC HLVMC→business←HLVMC days, inform the chair of the military base planning commission in writing about the submitted notice and provide a description of the project's location and basic project details; and

B. within HJC→ten←HJC HJC→thirty←HJC days of obtaining HLVMC→an approval←HLVMC HLVMC→a determination from the federal aviation administration, a military compatibility

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letter from the siting clearinghouse←HLVMC or a finding of
HLVMC→adverse impact←HLVMC HLVMC→unacceptable risk←HLVMC from
the military aviation and installation assurance siting
clearinghouse, provide a copy of the HLVMC→approval or←HLVMC
finding to the chair of the commission."

SECTION 2. EFFECTIVE DATE.--The effective date of the
provisions of this act is July 1, 2025.

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