SENATE BILL 98

57TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2026

INTRODUCED BY

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AN ACT

RELATING TO PROPERTY; EXEMPTING JETTY JACKS FROM THE PROVISIONS
OF THE CULTURAL PROPERTIES ACT AND THE CULTURAL PROPERTIES
PROTECTION ACT.

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

SECTION 1. Section 18-6-3 NMSA 1978 (being Laws 1969,
Chapter 223, Section 3, as amended) is amended to read:

"18-6-3. DEFINITIONS.--As used in the Cultural Properties
Act:

A. "committee" means the cultural properties review
committee;

B. "cultural property" means a structure, place,
site or object having historic, archaeological, scientific,
architectural or other cultural significance <u>and does not
include a jetty jack;</u>

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1   C. "jetty jack" means a jack made of steel and

2 heavy wire installed by the United States bureau of reclamation

3 and United States army corps of engineers for river bank

4 maintenance;

5   [C.] D. "registered cultural property" means a

6 cultural property that has been placed on the official register

7 on either a permanent or temporary basis by the committee;

8   [D.] E. "official register" means the New Mexico

9 register of cultural properties maintained by the committee for

10 the purpose of recording cultural properties deemed worthy of

11 preservation; and

12   [E.] F. "state land" means property owned,

13 controlled or operated by a department, agency, institution or

14 political subdivision of the state."

15   **SECTION 2.** Section 18-6A-2 NMSA 1978 (being Laws 1993,

16 Chapter 176, Section 2, as amended) is amended to read:

17   "18-6A-2. DEFINITIONS.--As used in the Cultural

18 Properties Protection Act:

19   A. "committee" means the cultural properties review

20 committee;

21   B. "cultural property" means a structure, place,

22 site or object having historic, archaeological, scientific,

23 architectural or other cultural significance and does not

24 include a jetty jack;

25   C. "division" means the historic preservation

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1   division of the cultural affairs department;

2   D.   "fund" means the cultural properties restoration

3   fund;

4   E.   "interpretation" means the inventory,

5   registration, mapping and analysis of cultural properties and

6   public educational programs designed to prevent the loss of

7   cultural properties;

8   F.   "jetty jack" means a jack made of steel and

9   heavy wire installed by the United States bureau of reclamation

10   and United States army corps of engineers for river bank

11   maintenance;

12   [F.] G.   "officer" means the state historic

13   preservation officer;

14   [G.] H.   "preservation" means sustaining the

15   existing form, integrity and material of a cultural property or

16   the existing form and vegetative cover of a cultural property

17   and may include protective maintenance or stabilization where

18   necessary in the case of archaeological sites;

19   [H.] I.   "professional survey" means an

20   archaeological or architectural survey;

21   [I.] J.   "protection" means safeguarding the

22   physical condition or environment of a cultural property from

23   deterioration or damage caused by weather or other natural,

24   animal or human intrusions;

25   [J.] K.   "restoration" means recovering the general

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historic appearance of a cultural property or the form and details of an object or structure by removing incompatible natural or human-caused accretions and replacing missing elements as appropriate;

[K.] L. "stabilization" means reestablishing the structural stability or weather-resistant condition of a cultural property or arresting deterioration that may lead to structural failure;

[L.] M. "state agency" means a department, agency, institution or political subdivision of the state; and

[M.] N. "state land" means property owned, controlled or operated by a state agency."

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