

HOUSE EDUCATION COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 359

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

AN ACT

RELATING TO GEOSPATIAL RESOURCES; ENACTING THE GEOSPATIAL  
RESOURCES ACT; CREATING A GEOSPATIAL COORDINATOR; REQUIRING A  
STATEWIDE, LONG-RANGE GEOSPATIAL INFORMATION SYSTEM STRATEGIC  
PLAN; CREATING THE GEOSPATIAL RESOURCES CLEARINGHOUSE;  
PROVIDING POWERS AND DUTIES; MAKING AN APPROPRIATION.

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

Section 1. SHORT TITLE. -- This act may be cited as the  
"Geospatial Resources Act".

Section 2. PURPOSE. -- The purpose of the Geospatial  
Resources Act is to facilitate the development, design,  
acquisition, sharing and deployment of geospatial data crucial  
to addressing cross-jurisdictional issues.

Section 3. DEFINITIONS. -- As used in the Geospatial  
Resources Act:

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1           A. "clearinghouse" means the geospatial resources  
2 clearinghouse;

3           B. "coordinator" means the geospatial coordinator;  
4 and

5           C. "geospatial" means the synthesis of geographic,  
6 demographic, statistical, mapping or other data sets in an  
7 electronic format.

8           Section 4. GEOSPATIAL COORDINATOR CREATED--DUTIES--  
9 POWERS.--The "geospatial coordinator" is created in the office  
10 of the chief information officer. The coordinator shall be  
11 certified or have comparable demonstrated experience in  
12 geospatial technology. The coordinator is subject to the  
13 provisions of the Personnel Act. The coordinator shall:

14           A. by July 1, 2007 develop, with the approval of  
15 the information technology commission, a state geospatial  
16 information technology strategic plan, oversee the plan's  
17 implementation and provide a yearly update by July 1 of each  
18 year;

19           B. coordinate geospatial activities in the state  
20 with and through the clearinghouse;

21           C. facilitate and develop collaborative geospatial  
22 data acquisition and delivery activities and opportunities for  
23 existing and emerging geospatial technology;

24           D. develop collaborative efforts to avoid or  
25 minimize redundancy in geospatial activities among state

1 agencies, local governments, tribal governments, universities,  
2 federal agencies or private sector entities;

3 E. administer, through the office of the chief  
4 information officer, contracts for geospatial activities with  
5 state agencies, local governments, tribal governments,  
6 universities, federal agencies or private sector entities;

7 F. apply for and administer grants relating to  
8 geospatial activities for state agencies and, as appropriate,  
9 for or in conjunction with local governments, tribal  
10 governments, universities, federal agencies or private sector  
11 entities;

12 G. chair the geospatial resources advisory  
13 committee;

14 H. represent state agencies on other state and  
15 national geospatial initiatives and committees;

16 I. coordinate geospatial data acquisition among  
17 state agencies, local governments, tribal governments,  
18 universities, federal agencies or private sector entities;

19 J. through the office of the chief information  
20 officer, oversee geospatial projects of statewide significance  
21 among state agencies and, as appropriate, for or in  
22 conjunction with local governments, tribal governments,  
23 universities, federal agencies or private sector entities;

24 K. facilitate geospatial information distribution  
25 and outreach among state agencies, local governments, tribal

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1 governments, universities, federal agencies or private sector  
2 entities; and

3 L. through the office of the chief information  
4 officer, enter into contracts and agreements, including joint  
5 powers agreements, with state agencies and, as appropriate for  
6 or in conjunction with local governments, tribal governments,  
7 universities, federal agencies or private sector entities.

8 Section 5. GEOSPATIAL RESOURCES CLEARINGHOUSE  
9 ESTABLISHED. --

10 A. The "geospatial resources clearinghouse" is  
11 created within the university of New Mexico to serve as a  
12 collaborative center for geospatial maps, images and data and  
13 to provide support to the resource geographic information  
14 system program and the earth data analysis center of the  
15 university. The clearinghouse shall:

16 (1) coordinate, acquire, ~~manage, maintain,~~  
17 secure and deliver geospatial data to state agencies, local  
18 governments, tribal governments, universities, federal  
19 agencies or private sector entities;

20 (2) ensure compliance with the Public Records  
21 Act for geospatial data that originates with a state agency or  
22 local government;

23 (3) provide online access to other geospatial  
24 data repositories, distributed data resources and mapping  
25 services developed or ~~maintained~~ and for use by state

1 agencies, local governments, tribal governments, universities,  
2 federal agencies or private sector entities;

3 (4) coordinate the data needs for pilot and  
4 prototype geospatial mapping projects in conjunction with  
5 state agencies, local governments, tribal governments,  
6 universities, federal agencies or private sector entities;

7 (5) participate in the development and  
8 implementation of the state geospatial information technology  
9 strategic plan;

10 (6) provide reference maps, images and data  
11 for geospatial information system projects and mapping support  
12 services for and among state agencies, local governments,  
13 tribal governments, universities, federal agencies or private  
14 sector entities;

15 (7) collaborate with state agencies, local  
16 governments, tribal governments, universities, federal  
17 agencies or private sector entities to facilitate the  
18 coordination of geospatial data acquisition;

19 (8) serve as the reference repository for  
20 common geospatial data in the state; provided, however, that  
21 the originating agency or entity retains custody and  
22 responsibility of the data generated by the agency or entity;

23 (9) create and maintain a digital map library  
24 and an inventory of maps and aerial photographs of the state;

25 (10) maintain a comprehensive inventory and

1 index of public domain spatial data sets;

2 (11) coordinate and facilitate statewide  
3 geospatial information system training opportunities, outreach  
4 and technical support programs for state agencies, local  
5 governments, tribal governments, universities, federal  
6 agencies or private sector entities;

7 (12) implement systems that are compliant  
8 with web-based standards and best practice technologies;

9 (13) participate in the identification,  
10 development and implementation of state geospatial standards  
11 and facilitate adherence to those standards; and

12 (14) submit an annual report to the  
13 information technology commission, the legislative finance  
14 committee and an appropriate interim legislative committee  
15 that includes:

16 (a) an index and inventory of  
17 geospatial information;

18 (b) descriptions of how geospatial  
19 information is accessed, utilized and managed; and

20 (c) a summary of what is required to  
21 ensure that geospatial information is current, updated,  
22 accurate and maintained.

23 B. The clearinghouse may:

24 (1) enter into contracts and agreements,  
25 including joint powers agreements, with state agencies, local

1 governments, tribal governments, universities, federal  
2 agencies or private sector entities to share or provide  
3 geospatial data and services;

4 (2) coordinate geospatial projects with state  
5 agencies, local governments, tribal governments, universities,  
6 federal agencies or private sector entities; and

7 (3) combine or leverage funds from state  
8 agencies, local governments, tribal governments, universities,  
9 federal agencies or private sector entities to carry out the  
10 purposes of the clearinghouse.

11 C. Money collected from charges for services  
12 performed by the clearinghouse may be retained by the  
13 clearinghouse and budgeted for future expenditure.

14 Section 6. APPROPRIATION. --

15 A. Three hundred thousand dollars (\$300,000) is  
16 appropriated from the general fund in the following manner:

17 (1) one hundred fifty thousand dollars  
18 (\$150,000) to the board of regents of the university of New  
19 Mexico for expenditure in fiscal year 2008 to establish and  
20 operate the geospatial resources clearinghouse; and

21 (2) one hundred fifty thousand dollars  
22 (\$150,000) to the office of the chief information officer for  
23 expenditure in fiscal year 2008 for the duties and  
24 responsibilities of the geospatial coordinator.

25 B. Any unexpended or unencumbered balance

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1 remaining at the end of fiscal year 2008 shall revert to the  
2 general fund.

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