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FISCAL IMPACT REPORT

ORIGINAL DATE

SPONSOR Komadina **LAST UPDATED** 8/16/08 **HB** _____

SHORT TITLE Sandoval County Flood Damage Repair **SB** 11

ANALYST Kehoe

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
\$25,000.0		Non-Recurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

Southern Sandoval County Arroyo Flood Control Authority (website)

SUMMARY

Synopsis of Bill

Senate Bill 11 appropriates \$25 million from the general fund to the Local Government Division of the Department of Finance and Administration for the purpose of flood damage repair and flood control improvements by the South Sandoval County Arroyo Flood Control Authority in Sandoval County.

FISCAL IMPLICATIONS

The appropriation of \$25 million contained in this bill is a non-recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of fiscal year 2009 shall revert to the general fund. The bill contains an emergency clause.

The Authority is statutorily authorized to levy and collect general ad valorem taxes on all property subject to property taxation within its boundaries. The tax levy or rate for general operations is limited to one mill (\$1.00 for each \$1,000) on the total net taxable value of property subject to such taxation. The Authority may issue general obligation revenue bonds subject to the electorate at a general or special election. The revenue is budgeted for operational and debt service expenditures. Revenues and expenditures are subject to an independent audit and require review by the New Mexico State Auditor.

SIGNIFICANT ISSUES

The South Sandoval County Arroyo Flood Control Authority was legislatively established in Laws of 1990, Section 72-19-1 through 72-19-103 as an independent corporate political body with an elected board. The board of directors consists of five qualified electors to serve a six-year term. The governor appoints members to unexpired terms until the next general election. The board is empowered to undertake the acquisition, improvement, maintenance and operation of flood and storm water control facilities on streams and watersheds which enter, originate or cross the Authority's facilities. The boundaries of the Authority are a portion of southern Sandoval County bounded on the east by the Rio Grande, on the south by the Bernalillo and Sandoval County lines, on the west by the top of the Rio Puerco drainage and on the north by the top of the drainage that lies on the southern boundary of the Zia Indian reservation and State Highway 44.

OTHER SUBSTANTIVE ISSUES

The construction of the sunset pond and Aldaba storm drain project, a component of the Black Arroyo Watershed Management Plan for \$2.6 million is currently underway. Projects recently completed by the Authority include construction of a dam at the sportsplex and Obregon road drainage at the Enchanted Hills Elementary School.

LMK/svb