

Fiscal impact reports (FIRs) are prepared by the Legislative Finance Committee (LFC) for standing finance committees of the NM Legislature. The LFC does not assume responsibility for the accuracy of these reports if they are used for other purposes.

Current FIRs (in HTML & Adobe PDF formats) are available on the NM Legislative Website (legis.state.nm.us). Adobe PDF versions include all attachments, whereas HTML versions may not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

FISCAL IMPACT REPORT

SPONSOR Ortiz y Pino **ORIGINAL DATE** 02/03/10 **HB** _____
LAST UPDATED _____
SHORT TITLE Political Subdivision Electors, Ca **SJR** 14
ANALYST Haug

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY10	FY11	FY12	3 Year Total Cost	Recurring or Non-Rec	Fund Affected
Total		\$5.0*		\$5.0	Nonrecurring	General Fund

(Parenthesis () Indicate Expenditure Decreases)

*See Fiscal Implications below.

SOURCES OF INFORMATION

LFC Files

Responses Received From

Attorney General (AGO)

Administrative Office of the Courts (AOC)

SUMMARY

Synopsis of Bill

Senate Joint Resolution 14 proposes to amend Article VIII, section 9 of the state constitution and require any political subdivision authorized to levy taxes or assessments to have a governing body elected by qualified electors who are residents in the political subdivision.

FISCAL IMPLICATIONS

The AOC states there will be a minimal administrative cost for statewide update, distribution and documentation of statutory changes. Any additional fiscal impact on the judiciary would be proportional to the enforcement of this law and commenced prosecutions. New laws, amendments to existing laws and new hearings have the potential to increase caseloads in the courts, thus requiring additional resources to handle the increase.

SIGNIFICANT ISSUES

The AGO notes that it presumes that as used in SJR 14, the terms “qualified elector” and “resident” are as defined in the state Election Code.

Senate Joint Resolution 14 – Page 2

At present, Article VIII, section 9 reads in pertinent part: “No tax or assessment of any kind shall be levied by any political subdivision whose enabling legislation does not provide for an elected governing authority.”

GH/svb