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FISCAL IMPACT REPORT

ORIGINAL DATE 02/07/11

SPONSOR Garcia, M.P. LAST UPDATED _____ HB 82

SHORT TITLE Tecolote Land Grant as State Subdivision SB _____

ANALYST Hoffmann

APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY11	FY12		
NFI	NFI		

(Parenthesis () Indicate Expenditure Decreases)

SOURCES OF INFORMATION

LFC Files

Responses Received From

Attorney General's Office (AGO)

Department of Finance and Administration (DFA)

Energy, Minerals and Natural Resources Department (EMNRD)

State Land Office (SLO)

SUMMARY

Synopsis of Bill

House Bill 82 proposes to amend Section 49-1-2 NMSA 1978 to require the Town of Tecolote land grant-merced to be governed by the provisions of Sections 49-1-1 through 49-1-18 NMSA 1978.

FISCAL IMPLICATIONS

House Bill 82 makes no appropriation.

SIGNIFICANT ISSUES

The DFA notes that the Town of Tecolote land grant-merced is not specifically recognized in current state law provisions. However, the Town of Tecolote land grant-merced, situated in San Miguel County, was confirmed by the US Congress in 1858 and patented by the United States to the town of Tecolote in 1902.

Town of Tecolote land grant-merced was involved in an adverse possession lawsuit for the past 10 years which has been resolved in favor of Tecolote. House Bill 82 would formally recognize the Town of Tecolote land grant-merced as a political subdivision of the state.

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

The DFA reports that the Tecolote land grant-merced is registered as a political subdivision of the state with the Secretary of State; not enacting this Legislation would prevent the Town of Tecolote land grant-merced from being a formally recognized political subdivision in statute.

JCH/mew