

<b>LFC Requester:</b>	Isaiah Torres
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**AGENCY BILL ANALYSIS  
2024 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, UPLOAD ANALYSIS TO:**

**AgencyAnalysis.nmlegis.gov**

*{Analysis must be uploaded as a PDF}*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

*Check all that apply:*

**Original**        **Amendment**      
**Correction**        **Substitute**   

**Date** 01/16/2024

**Bill No:** HB38

**Sponsor:** Pamela Herndon

**Short Title:** TASK FORCE TO STUDY THE  
FEASIBILITY OF CREATING A DEPT OF  
AFRICAN AMERICAN AFFAIRS

**Agency Name and Code Number:** Office of African American Affairs  
60300

**Person Writing:** Gene Hudson

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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
	<i>NFI</i>		General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		
	<i>NFI</i>			

(Parenthesis ( ) Indicate Expenditure Decreases)

**ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY24</b>	<b>FY25</b>	<b>FY26</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>	NFI	NFI	NFI	NFI		

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
Duplicates/Relates to Appropriation in the General Appropriation Act

**SECTION III: NARRATIVE**

**BILL SUMMARY**

Synopsis:

Relating to executive reorganization; creating a task force to study the feasibility of creating a Department of African American Affairs.

**FISCAL IMPLICATIONS**

There is no fiscal impact to the Office of African America Affairs. One hundred thousand dollars (\$100,000) will be appropriated from the general fund and to allocate the Health Care Authority Department for expenditures in fiscal years 2024 and 2025 to support the task force to determine the feasibility of creating a Department of African American Affairs. Any unexpended or unencumbered balance remaining at the end of fiscal year 2025 shall revert to the general fund.

**SIGNIFICANT ISSUES**

The operational mandate of OAAA within HB38 requires the Executive Director or designee to participate on the task force. This requirement would place additional duties on the current Acting Executive Director as there is no available alternative executive or management designee. The Office of African American Affairs is awaiting the governor’s office decision to appoint a new Executive Director.

**PERFORMANCE IMPLICATIONS**

Disruption in the overall mission objectives and performance measure attainment.

**ADMINISTRATIVE IMPLICATIONS**

Disruption in the overall administrative functions toward performance objectives.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

On January 6, 2024, the sponsor of this legislation held a community leaders zoom meeting to discuss her plan to introduce legislation to create a Task Force to study the creation of the Department of African Affairs. Between 70-80 community leaders from around New Mexico participated in the zoom meeting. The consensus from the New Mexico community leaders was that they were not in support of the pending legislation. The New Mexico Community Leaders expressed that the funding would be best spent shoring up the current agencies and its

infrastructure. In addition, the State Office African American Affairs agrees with the New Mexico Community Leaders. The three agencies, MLK, AAPAC and OAAA would be best served by shoring up their infrastructure and outreach capacity.

### **TECHNICAL ISSUES**

None identified

### **OTHER SUBSTANTIVE ISSUES**

None identified

### **ALTERNATIVES**

None identified

### **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

None identified

### **AMENDMENTS**