

LFC Requester: \_\_\_\_\_

**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** 2/2/2024  
**Bill No:** S 213

**Sponsor:** C. Diamond  
**Short Title:** BLACK FIRE RECOVERY REPORTING

**Agency Name and Code**    DFA-Local Government  
**Number:**    Division:341  
**Person Writing**    Alison Gillette  
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**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY24	FY25		
1,000.0		Nonrecurring	GF

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY24	FY25	FY26		

(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>						

(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**

Senate Bill 213 (SB213) appropriates \$1 million dollars to the Local Government Division (LGD) of the Department of Finance and Administration for Black Range Fire recovery efforts. The LGD will work with local government entities and federal agencies to produce an annual report, completed on or before November 1, reporting on the completed recovery work and futures needs to restore the damaged areas. For these administrative services, the Department of Finance and Administration is allocated \$50 thousand dollars of the funds appropriated.

**FISCAL IMPLICATIONS**

The \$1 million dollar appropriation is for expenditure in fiscal years 2025 through 2027. Any unexpended or unencumbered balance remaining at the end of fiscal year 2027 shall revert to the general fund.

**SIGNIFICANT ISSUES**

The proposed legislation does not specify the type of recovery efforts that should be supported in SB 213. The ambiguity of the legislation can potentially make it difficult to administer and allocate funding efficiently.

There is no set end-date for the required annual reports. Currently, SB213 directs LGD to submit reports until “no more recovery efforts are needed”, which could extend beyond the appropriation date.

**PERFORMANCE IMPLICATIONS**

**ADMINISTRATIVE IMPLICATIONS**

The LGD is currently managing \$2 million dollars of funds for “response and restoration to the Black Range Fire.” These funds were appropriated in the “General Appropriation Act of 2023” and revert on June 30, 2024. In a similar manner, LGD anticipates issuing grant agreements and processing pay request reimbursements for eligible expenditures as received.

**CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

## **TECHNICAL ISSUES**

## **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

LGD does not have expertise in developing reports on the fire recovery efforts, therefore it may be more efficient to have any agency with this expertise such as the Department of Homeland Security and Emergency Management, the New Mexico Environment Department, or the Energy, Minerals and Natural Resources Department take the lead on this reporting.

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

## **AMENDMENTS**