

The Legislature  
of the  
State of New Mexico

51st Legislature, 1st Session

LAWS 2013

CHAPTER

HOUSE BILL 35

**POCKET VETOED**

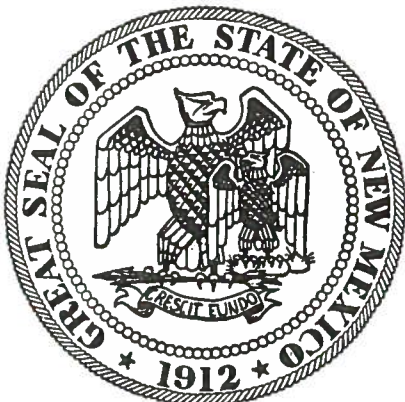
Introduced by

REPRESENTATIVE MIGUEL P. GARCÍA

REPRESENTATIVE DEBBIE A. RODELLA

REPRESENTATIVE TOMÁS E. SALAZAR

SENATOR RICHARD C. MARTINEZ



FOR THE LAND GRANT COMMITTEE

1 AN ACT

2 RELATING TO LAND GRANTS; ALLOWING THE LAND GRANT COUNCIL TO  
3 USE PRIVATE AND FEDERAL FUNDS TO ASSIST COMMUNITY LAND GRANTS  
4 THAT ARE NOT POLITICAL SUBDIVISIONS OF THE STATE; CLARIFYING  
5 COUNCIL AUTHORITY TO DETERMINE THE STATUS OF A COMMUNITY LAND  
6 GRANT.

7  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

9 SECTION 1. Section 49-11-1 NMSA 1978 (being Laws 2009,  
10 Chapter 94, Section 1) is amended to read:

11 "49-11-1. SHORT TITLE.--Chapter 49, Article 11 NMSA  
12 1978 may be cited as the "Land Grant Support Act"."

13 SECTION 2. Section 49-11-2 NMSA 1978 (being Laws 2009,  
14 Chapter 94, Section 2) is amended to read:

15 "49-11-2. DEFINITIONS.--As used in the Land Grant  
16 Support Act:

17 A. "council" means the land grant council; and

18 B. "land grant" means a patented community land  
19 grant-merced."

20 SECTION 3. Section 49-11-4 NMSA 1978 (being Laws 2009,  
21 Chapter 94, Section 4) is amended to read:

22 "49-11-4. LAND GRANT SUPPORT PROGRAM--COUNCIL DIRECTOR  
23 POWERS AND DUTIES.--

24 A. The council, through its staff or contract  
25 agents, may apply for and accept any public or private grants, HB 35

1 gifts or donations for the benefit of the land grant support  
2 program, the council or land grants in general or particular.

3 B. The council, through its staff or contract  
4 agents, may:

5 (1) assist land grants in all areas of land  
6 grant fiscal and programmatic management, including planning,  
7 economic development and infrastructure development;

8 (2) establish cooperative purchasing  
9 capabilities for land grants;

10 (3) perform special studies and undertake  
11 surveys of interest to land grants and report the findings;

12 (4) serve as fiscal agent and administrator  
13 for federal and state grants-in-aid and other funding for a  
14 land grant when necessary;

15 (5) facilitate or enter into agreements with  
16 state and federal agencies on behalf of land grants;

17 (6) enter into contracts to carry out the  
18 purposes of the Land Grant Support Act; and

19 (7) provide other assistance to land grants.

20 C. The council, through its staff or contract  
21 agents, shall:

22 (1) facilitate the exchange of experience  
23 and advice among land grants;

24 (2) serve as a liaison between land grants  
25 and federal, state and local agencies;

1 (3) promote cooperation between land grants  
2 and, by consultation and advice, assist in the coordination of  
3 land grant programs;

4 (4) provide board development opportunities  
5 and technical assistance to the governing boards of land  
6 grants;

7 (5) provide short- and long-range planning  
8 assistance to land grants;

9 (6) conduct training sessions for land  
10 grants on topics of interest, such as:

11 (a) local, state and national zoning  
12 trends and concerns and other land-use issues;

13 (b) state requirements for political  
14 subdivisions on such topics as open meetings, public records,  
15 procurement, risk management, tort claims and financial  
16 accountability;

17 (c) techniques of historical research;

18 (d) grant writing;

19 (e) economic development strategies;

20 and

21 (f) rangeland management and water  
22 conservation;

23 (7) disseminate information to relevant  
24 federal, state and local agencies on land grant issues and  
25 activities and, when requested, on the status of individual

1 land grants;

2 (8) determine whether a land grant is  
3 eligible to be a political subdivision of the state, based on  
4 proof that the land grant is in compliance with requisite  
5 statutes and rules;

6 (9) develop and promote federal legislation  
7 for an appropriate congressional response to longstanding  
8 community land grant claims in New Mexico; and

9 (10) review state and federal policies,  
10 plans and legislation affecting land grants in New Mexico.

11 D. Federally and privately derived funds may be  
12 expended for the general benefit of all land grants or the  
13 benefit of specific land grants, which may or may not be  
14 political subdivisions of the state."

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CLERK OF THE LEGISLATURE  
SENATE CHAMBERS  
150001009

S/ W. KEN MARTINEZ  
W. KEN MARTINEZ, SPEAKER  
HOUSE OF REPRESENTATIVES

S/ STEPHEN R. ARIAS  
STEPHEN R. ARIAS, CHIEF CLERK  
HOUSE OF REPRESENTATIVES

S/ JOHN A. SANCHEZ  
JOHN A. SANCHEZ, PRESIDENT  
SENATE

S/ LENORE M. NARANJO  
LENORE M. NARANJO, CHIEF CLERK  
SENATE

Approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2013

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SUSANA MARTINEZ, GOVERNOR  
STATE OF NEW MEXICO

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