

1 AN ACT
2 RELATING TO MILITARY BASES; ENACTING THE MILITARY BASE
3 PLANNING AND IMPACT ACT; CREATING THE MILITARY BASE IMPACT
4 FUND; PROVIDING FOR GRANTS TO DEFENSE COMMUNITIES;
5 ESTABLISHING PURPOSES AND LIMITATIONS; REQUIRING REPORTS;
6 AMENDING, REPEALING, ENACTING AND RECOMPILING SECTIONS OF
7 CHAPTER 9, ARTICLE 15 NMSA 1978; REPEALING THE SUNSET FOR THE
8 OFFICE OF MILITARY BASE PLANNING AND SUPPORT AND THE MILITARY
9 BASE PLANNING COMMISSION; MAKING AN APPROPRIATION.

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

12 SECTION 1. A new Section 9-15-60 NMSA 1978 is enacted
13 to read:

14 "9-15-60. SHORT TITLE.--Sections 9-15-60 through
15 9-15-66 may be referred to as the "Military Base Planning and
16 Impact Act"."

17 SECTION 2. A new Section 9-15-61 NMSA 1978 is enacted
18 to read:

19 "9-15-61. DEFINITIONS.--As used in the Military Base
20 Planning and Impact Act:

21 A. "commission" means the military base planning
22 commission;

23 B. "defense community" means a political
24 subdivision, including a municipality, county or special
25 district, that encompasses a portion of or is within a

1 service area of a United States military base or defense
2 facility;

3 C. "defense worker" means:

4 (1) an employee of the United States
5 department of defense, including armed forces personnel and
6 civilian workers;

7 (2) an employee of a government agency or
8 private business or organization providing a United States
9 department-of-defense-related function who is employed at a
10 military facility;

11 (3) an employee of a business that directly
12 provides services or products to the United States department
13 of defense and whose job is directly dependent on defense
14 expenditures; or

15 (4) an employee of the United States
16 department of energy or an employee or a contractor for the
17 United States department of energy working at a defense or
18 United States department of energy facility in support of a
19 department-of-defense-related project;

20 D. "defense worker job" means a permanent position
21 authorized by the United States department of defense or a
22 position held or occupied by one or more defense workers for
23 more than twelve months;

24 E. "department" means the economic development
25 department;

1 F. "fund" means the military base impact fund;

2 G. "military facility" includes military bases and
3 research and training facilities owned or operated or under
4 contract by the United States department of defense; and

5 H. "military office" means the office of military
6 base planning and support."

7 SECTION 3. Section 9-15-50 NMSA 1978 (being Laws 2003,
8 Chapter 166, Section 3 and Laws 2003, Chapter 170, Section 3)
9 is recompiled as Section 9-15-64 NMSA 1978 and is amended to
10 read:

11 "9-15-64. DUTIES.--The commission shall:

12 A. obtain and evaluate information about the
13 federal government's considerations, plans, policies and
14 initiatives relating to assigned base missions;

15 B. obtain and evaluate information relating to the
16 impact of federal assigned base missions on the state's
17 economy and the military base area's local economy;

18 C. work with and provide assistance to established
19 community organizations that have as their purpose the
20 support of the long-term viability of the military bases in
21 their local area;

22 D. ensure collaboration among the community
23 organizations described in Subsection C of this section and
24 an understanding of the joint efforts between the military
25 bases in the state;

1 E. work with and provide assistance to the state's
2 congressional delegation on matters relating to federal
3 assigned base missions;

4 F. advise the governor on measures necessary to
5 ensure the continued presence of military bases in the state;

6 G. advise the military office concerning the
7 development of a grant program and make recommendations for
8 grant awards from the fund; and

9 H. adopt rules regarding:

10 (1) the administration of grants from the
11 fund. The rules shall include the application procedure,
12 required qualifications for projects and purposes for which
13 the grants may be used; and

14 (2) the service area boundary for each
15 military base in New Mexico."

16 **SECTION 4.** A new Section 9-15-65 NMSA 1978 is enacted
17 to read:

18 "9-15-65. MILITARY BASE IMPACT FUND CREATED--GRANTS--
19 REQUIREMENTS AND LIMITATIONS.--

20 A. The "military base impact fund" is created as a
21 nonreverting fund in the state treasury. The fund consists
22 of appropriations, gifts, grants and donations. The
23 department shall administer the fund, and money in the fund
24 is appropriated to the military office to provide assistance
25 for infrastructure projects to defense communities.

1 Disbursements from the fund shall be made by warrant of the
2 secretary of finance and administration pursuant to vouchers
3 signed by the director of the military office.

4 B. The military office shall implement a grant
5 program for infrastructure projects to:

6 (1) accommodate or leverage, for the benefit
7 of a defense community, an anticipated expansion of a
8 military facility or employment of defense workers at a
9 military facility or the retention of a military facility or
10 employment of defense workers at a military facility;

11 (2) increase the potential to retain a
12 military facility anticipated to be closed or a military
13 mission that is anticipated to be relocated in a realignment
14 process initiated by the federal government;

15 (3) facilitate the recruitment of a new
16 military mission or other defense worker employer at a
17 military facility to replace a mission or an employer that is
18 being or is anticipated to be closed, reduced or relocated;
19 or

20 (4) stimulate the development or recruitment
21 of private or public sector employers to replace an actual or
22 anticipated reduction in defense worker jobs due to a
23 closure, reduction or relocation of a military base or
24 defense worker employer.

25 C. A recipient of a grant from the fund shall be

1 either a defense community or a regional planning
2 organization organized under the Regional Planning Act that
3 has a defense community within its planning region.

4 D. A grant from the fund may be made for project
5 construction, planning and design or purchase of interests in
6 land for new facilities or rehabilitation or renovation of
7 existing facilities; provided that a grant shall be no
8 greater than the lesser of ninety percent of the total cost
9 of the project or ninety percent of a matching requirement
10 from a federal or other nonstate funding source.

11 E. An applicant for a grant from the fund shall
12 provide proof satisfactory to the military office that it can
13 and will meet its cost-share requirements pursuant to this
14 section."

15 SECTION 5. A new Section 9-15-66 NMSA 1978 is enacted
16 to read:

17 "9-15-66. REPORTS.--On or before November 30, 2025, and
18 on or before November 30 in each subsequent year, the
19 military office shall provide a report to the governor and to
20 the interim legislative committee tasked with examining
21 economic development issues on the status of the fund, the
22 projects that have received grants and rates of success of
23 the grantees in achieving the goals for which the grants were
24 made."

25 SECTION 6. TEMPORARY PROVISION--RECOMPILATION.--

1 Sections 9-15-48 and 9-15-49 NMSA 1978 (being Laws 2003,
2 Chapter 166, Section 1 and Laws 2003, Chapter 170, Section 1;
3 and Laws 2003, Chapter 166, Section 2 and Laws 2003, Chapter
4 170, Section 2, as amended) are recompiled as Sections
5 9-15-62 and 9-15-63 NMSA 1978.

6 SECTION 7. REPEAL.--Section 9-15-51.1 NMSA 1978 (being
7 Laws 2021, Chapter 50, Section 1) is repealed. _____

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