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HOUSE BILL 181

**54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020**

INTRODUCED BY

Matthew McQueen

AN ACT

RELATING TO PUBLIC FINANCES; AUTHORIZING THE ECONOMIC  
DEVELOPMENT DEPARTMENT TO PARTICIPATE IN CERTAIN LOCAL AND  
REGIONAL RETAIL ECONOMIC DEVELOPMENT PROJECTS.

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

**SECTION 1.** A new section of the Local Economic  
Development Act is enacted to read:

"[NEW MATERIAL] STATE PARTICIPATION IN RETAIL ECONOMIC  
DEVELOPMENT PROJECTS--ECONOMIC DEVELOPMENT DEPARTMENT.--

A. The department may participate with local or  
regional governments in economic development projects that are  
primarily engaged in the sale of goods or commodities at  
retail; provided that the business:

(1) is located in a municipality with a  
population of ten thousand or less according to the most recent

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1 federal decennial census and the business will not directly  
2 compete with an existing business that is in the municipality  
3 and engaged in the sale of the same or similar goods or  
4 commodities at retail; or

5 (2) is located more than ten miles from the  
6 closest municipality with a population greater than ten  
7 thousand and would not directly compete with an existing  
8 business that is engaged in the sale of the same or similar  
9 goods or commodities at retail and is located within ten miles  
10 of the project location.

11 B. The department may participate with a local or  
12 regional government in an economic development project pursuant  
13 to this section only if the business is:

14 (1) a licensed place of business where drugs  
15 are compounded or dispensed and pharmacist services are  
16 provided, commonly known as a pharmacy, and the business does  
17 not have a location in another state and does not offer for  
18 sale alcoholic beverages;

19 (2) a store, commonly known as a hardware  
20 store, whose primary source of revenue is the sale of hardware  
21 and related products for household or commercial use, which may  
22 include farm and ranch supplies, including animal feed; or

23 (3) a store, commonly known as a grocery  
24 store, whose primary source of revenue is the sale of food  
25 products for home consumption and other customary grocery

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products."

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2020.