

CITY of ALBUQUERQUE

EIGHTEENTH COUNCIL

COUNCIL BILL NO. _____ ENACTMENT NO. _____

SPONSORED BY:

1 RESOLUTION

2 REPEALING ENACTMENT R-10-1991 REGARDING THE REQUIREMENT FOR A
3 FISCAL IMPACT ANALYSIS OF CERTAIN LEGISLATION; ESTABLISHING A
4 POLICY TO REQUIRE A FISCAL IMPACT ANALYSIS ON ALL ORDINANCES,
5 RESOLUTIONS, AND EXECUTIVE COMMUNICATIONS, AND TO REQUIRE AN
6 ECONOMIC IMPACT ANALYSIS ON ALL LEGISLATION IMPOSING
7 REGULATIONS, TAXES, FEES OR OPERATING REQUIREMENTS.

8 WHEREAS, the Council finds that government should be transparent and
9 accountable to the taxpayers and the local economy; and

10 WHEREAS, city government has become increasingly complex and
11 important to the local economy; and

12 WHEREAS, regulations, fees and taxes affect local businesses and
13 influence local investment and job creation; and

14 WHEREAS, city government must assure that the impact of government
15 regulations is understood by policy makers and citizens before such
16 regulations are enacted and must assure that unintended consequences are
17 minimized; and

18 WHEREAS, taxes, fees and regulations should be increased, decreased or
19 imposed only after an assessment of the impact of those fees on the City's
20 budget, the public and those bearing the cost of the proposed changes.

21 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
22 ALBUQUERQUE:

23 Section 1. Enactment R-10-1991 (Council Bill R-230) is repealed.

24 Section 2. A Fiscal Impact Analysis shall be required for each Ordinance,
25 Resolution, and Executive Communication that is considered by the Council
26 for which an Economic Impact Analysis is not required pursuant to this

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1 Resolution. The Fiscal Impact Analysis shall contain a review and estimation
2 of expenditures by, and revenues to, the City of Albuquerque in the present
3 and at least two subsequent fiscal years. The Fiscal Impact Analysis shall
4 include an analysis of the impact of the bill or communication on the City's
5 budget and capital programs of the City for the current and subsequent fiscal
6 years.

7 Section 3. An Economic Impact Analysis shall be required for any
8 Resolution or Ordinance considered by the Council that will have direct
9 economic impact on citizens, directly affect businesses, or other entities that
10 are regulated by the City with regard to permit fees, operating requirements,
11 rates or taxes. "Economic Impact Analysis" is defined as an analysis that
12 traces costs and spending through an economy and measures the cumulative
13 effects of those costs and spending for the incorporated City of Albuquerque
14 or the Metropolitan Statistical Area ("MSA") (whichever is necessary for the
15 analysis.) The analysis shall estimate the cost of the proposed action(s) to the
16 citizens of the City or MSA, the regulated business or entity in the City or MSA,
17 and to the City of Albuquerque. Regulated businesses include, but are not
18 limited to, restaurants, pet breeders, body art establishments, food
19 processors, establishments serving liquor, Old Town vendors, loading zone
20 operators, pawn shops, right-of-way users, swimming pool operators, wrecker
21 services, solicitors, fire inspection recipients, barricade users, excavators,
22 vehicle emission paper holders, vehicle emission inspectors, land owners,
23 developers, and builders/contractors.

24 The Economic Impact Analysis shall address: Estimated Revenue;
25 Estimated Additional Operating Budget Impact; Summary of Legislation
26 (including updates for amendments/substitutes); Fiscal Implications to the
27 Regulated Community, the Public, Business, and City Government; Significant
28 Issues; Performance Implications; Administrative Implications; Conflict,
29 Duplication, Relationship to Other Proposed or Existing Resolutions and
30 Ordinances; and Alternatives to the Proposed Legislation. The Economic
31 Analysis shall incorporate comments from the regulated community and
32 affected City departments. Sources of information shall be referenced.

1 Section 4. No Fiscal Impact or Economic Analysis is required on
2 Appeals, Other Communications, or Memorials.
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