New Mexico Municipal League

LEGISLATIVE BULLETIN

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House and Senate Legislation Status

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SPREF [1] SCC/SJC/SFC-SCC

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LEAGUE OFFICE PARKING DURING THE SESSION

Because of the demand for parking around the Capitol during the session, we must protect the availability of parking for our municipal officials and staff. In order to reduce the possibility of accidents, a few areas in our lots are designated by signs as “NO PARKING” AREAS.” If you are visiting the session and need to park in the League lots, please help us by observing the following rules:

1. Do not park in the areas designated as “NO PARKING” zones
2. Obtain a League Parking Permit from the reception desk and leave it on the rear-view mirror of your car so that it’s easily visible
3. DOUBLE PARKING OR PARKING BEHIND ANOTHER CAR IS NO LONGER PERMITTED IN OUR LOTS

YOUR LEGISLATIVE BULLETIN

This is the first in the series of weekly League Legislative Bulletins designed to communicate with municipal officials, legislators and the Executive Branch of state government.

This year the League will publish the Bulletin electronically and will not distribute a printed copy. We will post the Bulletin on Friday mornings on the League’s website under the listing of “Publications.” We will then e-mail a link to the document to our membership through our list serve that we use to distribute The Municipal Reporter as well as send push notifications through the NMML App.

Municipal officials who receive the Bulletin include all mayors, commissioners, councilors, trustees, managers, clerks, municipal judges, police chiefs and many other municipal officials.

The Legislative Bulletin contains:

• a brief review of all bills of municipal interest of which we have received a copy since the prior Bulletin (it will save you and us time if you make a note of the House or Senate Bill number you are interested in);
• a brief analysis of key legislative developments of the past week;
• detailed explanations of key municipal bills; and, perhaps,
• an Action Call if any important municipal bill is scheduled to be heard in committee or on the floor of either house

For updated Committee assignments or additional information click here to be directed to the Legislative Home Page.

Your legislator can be reached by name through the Legislative Switchboard: (505) 986-4300 in Santa Fe. For those of you on line, the Legislature’s web site also contains the e-mail addresses of those legislators who use the service. That address is: http://www.nmlegis.gov. Also check the League’s web site (www.nmml.org) for League information.

CAPITAL PROJECT FUNDING BILLS

Capital outlay project requests in recent years have not been introduced as legislative bills, but submitted as “capital outlay requests.” All approved requests are then included in a major capital outlay bill for final passage.

In past years we have reported these requests as we received the printed copies. The legislature will track all capital outlay requests electronically only. Therefore, we are no longer able to report the requests for you as we had in the past. However, the good news is that all requests will be listed on the legislative web site at nmlegis.gov (click on Capital Outlay). Each request is listed under the appropriate county and then alphabetically by title and includes the description of the request along with the dollar amount. Legislative Council Service will be updating the information every Tuesday and Friday evenings so the new introductions will be available for you early on Wednesdays and Saturdays. As always, you can contact your legislators directly to find out when your project will be scheduled for hearing.
BIOGRAPHY OF A BILL

A bill is introduced by a sponsoring legislator on the floor of either house, numbered by the clerk and referred for consideration to one or more committees of that house. The deadline for introduction of all bills except appropriations bills or bills requested by the Governor (special messages) is Noon on the 15th day of a 30-day session (January 31).

Committee recommendations usually determine the success or failure of a bill. A bill may be amended in committee or on the floor at any point in the process — sometimes changed so severely that its own author would not recognize it — or a substitute measure with the same number and general subject matter may be put in its place.

If you are interested in a particular bill, do not be dismayed if it seems to sit for a long time in committee, particularly in a tax, finance or appropriations committee. Bills which ask for money or for taxing authority often lie dormant until the last few days of a session and then move with unbelievable speed.

If a bill passes successfully through its committee referrals, it returns to the floor of the house in which it was introduced for floor consideration. If it passes that house, it goes to the other house. However, it may also be tabled, referred again or defeated.

In the second house the bill is again considered in one or several committees and it may again be amended or substituted. If it gets through its committee assignments, it returns to the floor of that house for consideration and may from there be referred, tabled, passed or defeated.

If the bill passes the second house and it has been amended or substituted by the second house, the originating house must concur or fail to concur with the changes. If the originating house fails to concur, a conference committee representing both houses is appointed to decide what to present to both houses for acceptance.

A bill that has been passed in some agreed-upon form by both the House and the Senate goes to the Governor for signature. The Governor may choose to sign or to veto the bill. If the bill contains an appropriation, the Governor may veto portions if she wishes (line item veto); if it does not, she may only veto the entire bill. If vetoed, 2/3 of the House and 2/3 of the Senate must vote in favor of the bill in order to override the veto. If the veto override fails, the bill is dead.

Most bills do not reach the Governor’s desk before the Legislature adjourns (Noon, February 15). The Governor has 20 days following the close of the session (Noon, March 7) to sign, veto or fail to sign (pocket veto) any bill that he did not act on during the session. Any bill is much more likely to have died in committee or on the floor before even reaching the Governor’s desk.

In New Mexico, no more than 1/4 to 1/3 of bills introduced ever make it all the way to enactment. The historic trend in New Mexico is for more and more introductions each succeeding session.

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<th>ABBREVIATION CODE</th>
<th>HOUSE COMMITTEES</th>
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* Contains Emergency Clause (effective immediately on Governor’s signing)

CA - Constitutional Amendment (requires approval by statewide electorate)
Legislation Week 4

You are currently tracking 18 pieces of legislation

HB 343 MUNICIPAL COURT AUTOMATION FEE INCREASE (Joseph L Sanchez)
Current Location: HRC

House Bill 343 (HB 343) raises the Municipal Court Automation Fee from $6.00 to $10.00.

HB 344 URGENT NEED HIGHWAY PROJECT FUND (Cathrynn N Brown)
Current Location: HAFC

HB 344 creates a non-reverting fund in the state treasury consisting of appropriations, distributions from the federal Mineral Leasing Act payments, donations, interest from investment of the fund and other money distributed to the fund. The fund is named the Urgent Need Highway Project Fund and its purpose is to determine and fund high priority projects to improve, reconstruct or maintain a part of the state highway system.

HB 348 REQUIRED PUBLIC NOTICE REQUIREMENTS (Raymundo Lara)
Current Location: HRC

House Bill 348 (HB 348) clarifies the requirements for publishing legal notices and revises the requirements for publication in the Spanish language.

HB 349 SEVERANCE TAX BOND PROJECTS (Javier I Martinez)
Current Location: HTRC

House Bill 349 (HB 349) relating to capital expenditures, authorizing the issuance of severance tax bonds, authorizing expenditures from certain funds and balances, clarifying conditions for the issuance of bonds, establishing conditions for the reversion of unexpended balances, providing contingent authorization to the Public Education Department to request budget increases for certain capital expenditures, making appropriations, and declaring an emergency.

HB 355 CAPITAL OUTLAY REAUTHORIZATIONS (Javier I Martinez)
Current Location: HTRC

House Bill 355 (HB 355) reauthorizes or reappropriates balances and expands or changes purposes. It extends expenditure periods, changes agencies, and establishes conditions for the
reversion or transfer of unexpended balances of appropriations made by the legislature in prior years. HB 355 declares an emergency.

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**HB 356 LEGISLATIVE TASK FORCES IN OPEN MEETINGS ACT (Kelly K. Fajardo)**  
Current Location: HRC

House Bill 356 (HB 356) requires that legislatively requested task forces be subject to the Open Meetings Act.

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**HB 357 LIMIT NM UNIT FUND USES (Rodolfo L Martinez)**  
Current Location: HAWC

House Bill 357 (HB 357) limits the use of the New Mexico Unit fund to costs associated with water utilization alternatives to the New Mexico Unit. It specifies the types of projects to be funded.

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**HB 403 NO PUBLIC EMPLOYEE MONEY FROM CAMPAIGNS (Rodney D Montoya)**  
Current Location: HRC

House Bill 403 (HB 403) prohibits a public employee from receiving a salary or other compensation from a political campaign during the period of public employment.

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**HB 404 VOLUNTEER FIREFIGHTER SURVIVOR BENEFITS (Gail Armstrong)**  
Current Location: HRC

House Bill 404 (HB 404) provides a retirement annuity to the surviving beneficiary of a volunteer firefighter who dies prior to retirement.

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**HJR 7 EXPAND SCOPE OF 30-DAY SESSIONS, CA (Rodney D Montoya)**  
Current Location: HJC

House Joint Resolution 7 (HJR 7) proposes an amendment to Article 4, Section 5 of the NM Constitution to broaden the scope of bills that the legislature may consider during even-numbered years.
HJR 10 LIMIT USE OF FUNDS FROM GAS TAX & FEES, CA (Cathrynn N Brown)
Current Location: HTRC

House Joint Resolution 10 (HJR 10) proposes an amendment of the states constitution to restrict appropriations of money received from taxes, surcharges, and fees imposed on gas for public road or transit projects, administration, debt service on bonds, regulatory compliance, or other purposes currently authorized by law.

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SB 272 PERMANENT DAYLIGHT SAVINGS COMPACT (Cliff R. Pirtle)
Current Location: SCC

Senate Bill 272 (SB 272) enacts the Interstate-Inter-jurisdiction Mountain Time Zone Permanent Daylight Saving Time Compact. It designates the secretary of transportation as the official of notice for purposes of the compact and provides for a contingent delayed repeal.

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SB 279 FOOD GROSS RECEIPTS TAX ACT (Ron Griggs)
Current Location: SCORC

Senate Bill (SB 279) creates the Food Gross Receipts Tax Act and distributes the revenue to municipalities and eliminates all hold harmless subsidies. SB 279 provides an exemption from income tax for social security income and military retirement income.

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SB 282 UTILITY RATE CHANGE PROTESTS (George K. Munoz)
Current Location: SCC

Senate Bill 282 (SB 282) amends the requirements to protest a proposed generation and transmission cooperative rate change by allowing transmission customers to protest, and reduces the amount of protests required to trigger a rate review hearing.

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SB 283 PUBLIC PEACE, HEALTH, SAFETY & WELFARE (Linda M. Lopez)
Current Location: SCC

The Senate Rules Committee Substitute for Senate Bill 283 (CS/SB 283) creates the crimes of abandonment or abuse of a child with a disability, and creates a presumption of knowledge of a child’s disability for a parent, guardian, caretaker or person charged with the care of a child.
SB 322 FIRE PROTECTION FUND TRANSFER FOR VOLUNTEER (Gabriel Ramos)  
Current Location: SFC

Senate Bill 322 (SB 322) increases transfers to the Fire Protection Grant Fund and sets aside funds for recruitment, retention, assistance to volunteer fire departments, and other purposes. SB 322 makes an appropriation and ends balance transfers to the General Fund.

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SJM 11 SUNLAND PARK PORT OF ENTRY (Joseph Cervantes) Current Location:  
SCORC

Senate Joint Memorial 11 (SJM 11) supports Sunland Park's efforts to have the federal government establish a vehicle and pedestrian, noncommercial customs port of entry at the international border between Ciudad Juarez-Anapra, Mexico, and Sunland Park, New Mexico.

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SJM 13 PROVISIONS IN TREE TREATMENT REQUESTS (Richard C. Martinez)  
Current Location: SRC

Senate Joint Memorial 13 (SJM 13) requests that state agencies, counties and municipalities include certain provisions in requests for proposals to treat trees.