



MINUTES
of the
THREE-HUNDRED-EIGHTY-SECOND MEETING
of the
LEGISLATIVE COUNCIL
January 14, 2019
Santa Fe

The three-hundred-eighty-second meeting of the Legislative Council was called to order on Monday, January 14, 2019, at 1:38 p.m. in Room 307 of the State Capitol by Representative Brian Egolf, co-chair.

Present

Rep. Brian Egolf, Co-Chair
Sen. Mary Kay Papen, Co-Chair
Sen. Carlos R. Cisneros
Rep. Candy Spence Ezzell
Rep. Doreen Y. Gallegos
Rep. Roberto "Bobby" J. Gonzales
Sen. Stuart Ingle
Rep. Rod Montoya
Sen. William H. Payne
Sen. Clemente Sanchez
Sen. John Arthur Smith
Rep. Sheryl Williams Stapleton
Sen. James P. White
Sen. Peter Wirth

Absent

Rep. Zachary J. Cook
Rep. Nate Gentry

Special Advisory Members Present

Rep. Eliseo Lee Alcon
Rep. Deborah A. Armstrong
Sen. Pete Campos
Rep. Kelly K. Fajardo
Sen. Ron Griggs
Sen. Daniel A. Ivey-Soto
Sen. Michael Padilla
Sen. Cliff R. Pirtle
Rep. Patricia Roybal Caballero
Sen. William E. Sharer
Sen. Mimi Stewart
Rep. Jim R. Trujillo

Special Advisory Members Absent

Rep. Gail Chasey
Rep. Rebecca Dow
Rep. Jason C. Harper
Rep. Rick Little
Rep. Georgene Louis
Rep. Antonio Maestas
Sen. George K. Munoz
Sen. Steven P. Neville
Rep. Jane E. Powdrell-Culbert
Rep. Debbie A. Rodella
Sen. Benny Shendo, Jr.
Rep. Elizabeth "Liz" Thomson
Rep. Carl Trujillo

Guest Legislator

Rep. James G. Townsend

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS)

Amy Chavez-Romero, Assistant Director for Drafting Services, LCS

Kathy Pacheco Dofflemeyer, Assistant Director for Administration, LCS

Jon Boller, Senior Staff Attorney, LCS

Jeret Fleetwood, Researcher, LCS

Approval of Minutes

On a motion made, seconded and passed, the minutes of the December 7, 2018 meeting were approved as submitted.

Capitol Security

Mr. Burciaga began by noting that, at its December 7, 2018 meeting, the council approved several recommendations from the Capitol Security Subcommittee. He explained that some measures, such as additional officers in the House and Senate galleries for both joint and regular sessions and revision of emergency procedures handbooks for both staff and members, were either already implemented or were imminent.

Mr. Burciaga also explained that two of the measures adopted at the council's last meeting could require additional consideration. The council briefly discussed a recommendation from the Capitol Security Subcommittee to prohibit firearms from the entire State Capitol building on opening day and another recommendation to prohibit all weapons from the House gallery for all joint sessions. Mr. Burciaga noted that the LCS would contract with trained security personnel to help secure the House gallery.

After some discussion, on a motion made, seconded and passed, the council voted to revise security recommendations, allowing weapons into the State Capitol complex on opening day while still prohibiting all weapons from the gallery for all joint sessions, subject to search by wand by security personnel under contract with the LCS.

Major Robert Thornton, New Mexico State Police, provided the council with an overview of the State Police detail assigned to provide security for the 2019 legislative session. He provided the council with information regarding the budget request associated with the State Police detail and some specifics on the two rotations assigned to the session.

State Investment Council Appointment

Representative Egolf noted that the appointment of Harold Lavender to the State Investment Council, as required of the Legislative Council, had expired and recommended that Mr. Lavender be reappointed.

In response to a question, Representative Egolf noted that the appointment was still subject to confirmation by the Senate.

On a motion made, seconded and passed, the recommendation of Harold Lavender to reappointment by the Legislative Council was approved.

New Mexico Bioscience Authority Appointment

Representative Egolf explained that Brian Birk had resigned as a member of the New Mexico Bioscience Authority and recommended that the council appoint Ken Prokuski to serve in that position. Representative Egolf spoke about Mr. Prokuski's experience in the fields of bioscience and finance. He further explained that the council's appointment would be subject to Senate confirmation.

In response to a question, Representative Egolf explained that the New Mexico Bioscience Authority helps with the development of technology and technology transfer. He also noted that Mr. Prokuski identified himself as a declined-to-state voter.

On a motion made, seconded and approved, Ken Prokuski was appointed by the Legislative Council to the New Mexico Bioscience Authority.

Per Diem and Mileage Reimbursement

Mr. Burciaga explained that required training on the anti-harassment policy had already been scheduled for the afternoon of January 14, 2019. He requested per diem and mileage reimbursement for all members attending, noting that reimbursement at the public rate would still be required for new members.

On a motion made, seconded and passed, per diem and mileage reimbursement was authorized for both returning and new members, at their respective rates, for attendance at anti-harassment training on January 14, 2019.

Staff Reports

A council member raised a question about whether the commissioner of public lands had acted within her authority to ban coyote-killing contests on state trust lands. Mr. Burciaga noted that legislators may request opinions from the attorney general on such matters and said that may be the most appropriate course of action to address that inquiry.

There being no further business, the council adjourned at 2:12 p.m.