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HOUSE BILL 91

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Luciano "Lucky" Varela

FOR THE LEGISLATIVE FINANCE COMMITTEE

AN ACT

RELATING TO THE ONGARD SYSTEM; CREATING THE ONGARD SERVICE CENTER; PROVIDING FOR OPERATION OF THE SYSTEM; TRANSFERRING PERSONNEL, APPROPRIATIONS, PROPERTY, CONTRACTS AND STATUTORY REFERENCES; AMENDING, REPEALING AND ENACTING SECTIONS OF THE NMSA 1978.

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

Section 1. Section 9-17-6 NMSA 1978 (being Laws 1983, Chapter 301, Section 6, as amended) is amended to read:

"9-17-6. GENERAL SERVICES DEPARTMENT-- ADMINISTRATIVELY ATTACHED AGENCIES. --

A. The personnel board and state personnel office are administratively attached to the general services department, as provided in Section 10-9-11 NMSA 1978.

~~[B. The information systems council is~~

underscored material = new
[bracketed material] = delete

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1 ~~administratively attached to the general services department~~
2 ~~as provided in Section 15-1-5 NMSA 1978.]~~

3 B. The ONGARD service center is administratively
4 attached to the general services department as provided in
5 Section 2 of this act."

6 Section 2. A new section of the ONGARD System
7 Development Act is enacted to read:

8 "[NEW MATERIAL] ONGARD SERVICE CENTER--CREATED--DUTIES.--

9 A. The "ONGARD service center" is created. The
10 center is administratively attached to the general services
11 department.

12 B. The ONGARD service center shall:

13 (1) manage the daily operations of the ONGARD
14 system; and

15 (2) be responsible for the operation,
16 maintenance and enhancement of the ONGARD system pursuant to a
17 joint powers agreement between the commissioner of public
18 lands, the taxation and revenue department, the energy,
19 minerals and natural resources department, the ONGARD service
20 center and the general services department. "

21 Section 3. Section 19-10B-7 NMSA 1978 (being Laws 1990,
22 Chapter 127, Section 7) is repealed and a new Section 19-10B-7
23 is enacted to read:

24 "19-10B-7. [NEW MATERIAL] JOINT POWERS AGREEMENT.--The
25 commissioner of public lands, the taxation and revenue

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1 department, the energy, minerals and natural resources
2 department, the ONGARD service center and the general services
3 department shall enter into a joint powers agreement to
4 cooperate in the retirement of the ONGARD system development
5 bonds and the operation of the ONGARD system. The agreement
6 shall provide that:

7 A. all parties to the agreement shall each be
8 responsible for supporting the necessary appropriations to
9 retire the ONGARD system development bonds; and

10 B. the ONGARD service center shall be responsible
11 for directing the operation, maintenance and enhancement of
12 the ONGARD system."

13 Section 4. TEMPORARY PROVISION--TRANSFER OF PERSONNEL,
14 APPROPRIATIONS, PROPERTY, CONTRACTS AND STATUTORY
15 REFERENCES.--On the effective date of this act:

16 A. all personnel, appropriations, money, records,
17 equipment, furniture, supplies and other property of the
18 ONGARD service center of the taxation and revenue department
19 are transferred to the ONGARD service center;

20 B. all contracts and other agreements of the
21 ONGARD service center of the taxation and revenue department
22 shall be binding on the ONGARD service center; and

23 C. all references in statute to the ONGARD service
24 center of the taxation and revenue department shall be deemed
25 to be references to the ONGARD service center.

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