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HOUSE BILL 388

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Brian K. Moore

AN ACT

**RELATING TO CONSTRUCTION INDUSTRIES; ABOLISHING THE
CONSTRUCTION INDUSTRIES COMMISSION AND THE CONSTRUCTION
INDUSTRIES DIVISION OF THE REGULATION AND LICENSING DEPARTMENT;
PROVIDING THAT CONSTRUCTION, CONTRACTING AND CONTRACTORS SHALL
BE REGULATED BY LOCAL GOVERNMENTS.**

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

**Section 1. Section 3-18-1 NMSA 1978 (being Laws 1965,
Chapter 300, Section 14-17-1, as amended) is amended to read:**

**"3-18-1. GENERAL POWERS--BODY POLITIC AND CORPORATE
POWERS.--A municipality is a body politic and corporate under
the name and form of government selected by its qualified
electors. A municipality may:**

- A. sue or be sued;**
- B. enter into contracts or leases;**

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- 1 C. acquire and hold property, both real and
2 personal;
- 3 D. have a common seal [~~which~~] that may be altered
4 at pleasure;
- 5 E. exercise such other privileges that are incident
6 to corporations of like character or degree that are not
7 inconsistent with the laws of New Mexico;
- 8 F. protect generally the property of its
9 municipality and its inhabitants;
- 10 G. preserve peace and order within the
11 municipality; [~~and~~]
- 12 H. establish rates for services provided by
13 municipal utilities and revenue producing projects, including
14 amounts [~~which~~] and the governing body determines to be
15 reasonable and consistent with amounts received by private
16 enterprise in the operation of similar facilities; and
- 17 I. regulate all aspects of construction,
18 contracting and contractors, including the examination and
19 licensure of contractors, the establishment of codes and
20 standards that govern contracting and construction and the
21 inspection of construction."

22 Section 2. A new Section 4-37-1.1 NMSA 1978 is enacted to
23 read:

24 "4-37-1.1. [NEW MATERIAL] REGULATION OF CONSTRUCTION
25 INDUSTRIES. --A county may enact ordinances that regulate all

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1 aspects of construction, contracting and contractors, including
2 the examination and licensure of contractors, the establishment
3 of codes and standards that govern contracting and construction
4 and the inspection of construction."

5 Section 3. Section 9-16-4 NMSA 1978 (being Laws 1983,
6 Chapter 297, Section 20, as amended) is amended to read:

7 "9-16-4. DEPARTMENT ESTABLISHED.--There is created in the
8 executive branch the "regulation and licensing department".
9 The department shall not be a cabinet department. The
10 department shall consist of but not be limited to [~~six~~] five
11 divisions as follows:

12 A. the administrative services division;

13 [~~B. the construction industries division;~~

14 ~~C.] B. the financial institutions division;~~

15 [~~D.] C. the securities division;~~

16 [~~E.] D. the manufactured housing division; and~~

17 [~~F.] E. the alcohol and gaming division."~~

18 Section 4. Section 9-16-8 NMSA 1978 (being Laws 1983,
19 Chapter 297, Section 24, as amended) is amended to read:

20 "9-16-8. BUREAUS--CHIEFS.--The superintendent shall
21 establish within each division such "bureaus" as he deems
22 necessary to carry out the provisions of the Regulation and
23 Licensing Department Act. He shall appoint a "chief" to be the
24 administrative head of any such bureau. The positions so
25 appointed may be exempted from the Personnel Act by action of

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1 the superintendent [~~except for the construction industries~~
2 ~~division trade bureaus created pursuant to Section 60-13-31~~
3 ~~NMSA 1978. The chiefs of those bureaus shall be covered~~
4 ~~positions under the Personnel Act]. "~~

5 Section 5. Section 9-16-14 NMSA 1978 (being Laws 1987,
6 Chapter 298, Section 1, as amended) is amended to read:

7 "9-16-14. REGULATION AND LICENSING DEPARTMENT OPERATING
8 FUND. --

9 A. There is established in the state treasury the
10 "regulation and licensing department operating fund" to be
11 administered by the department.

12 B. All money received by the administrative
13 services division, [~~the construction industries division~~] the
14 financial institutions division, the securities division and
15 the manufactured housing division, other than money earmarked
16 for revolving funds, shall be deposited with the state
17 treasurer and held in a separate suspense account for each
18 division. [~~In the seventy-sixth fiscal year, all money~~
19 ~~deposited in the suspense accounts shall be transferred monthly~~
20 ~~to the general fund until the sum of all money transferred to~~
21 ~~the general fund equals the total amount deposited and~~
22 ~~transferred to the general fund from those divisions in the~~
23 ~~seventy-fourth fiscal year. All additional money deposited in~~
24 ~~the divisions' suspense accounts during the seventy-sixth~~
25 ~~fiscal year shall be transferred to the regulation and~~

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1 ~~licensing department operating fund on June 30, 1988.]~~

2 C. ~~[In the seventy seventh fiscal year and each~~
3 ~~fiscal year thereafter]~~ On the last day of each month, the
4 department shall transfer all money received during the month
5 from the divisions' suspense accounts to the general fund. "

6 Section 6. Section 13-4-36 NMSA 1978 (being Laws 1988,
7 Chapter 18, Section 6, as amended) is amended to read:

8 "13-4-36. SUBSTITUTION OF SUBCONTRACTOR. --

9 A. ~~[No]~~ A contractor whose bid is accepted shall
10 not substitute any person as subcontractor in place of the
11 subcontractor listed in the original bid, except that the using
12 agency shall consent to the substitution of another person as a
13 subcontractor in the following circumstances:

14 (1) when the subcontractor listed in the bid,
15 after having had a reasonable opportunity to do so, fails or
16 refuses to execute a written contract, when such written
17 contract, based upon the general terms, conditions, plans and
18 specifications for the project involved and the terms of such
19 subcontractor's written bid, is presented to him by the
20 contractor;

21 (2) when the subcontractor listed in the
22 original bid becomes bankrupt or insolvent prior to execution
23 of a subcontract;

24 (3) when the using agency refuses to approve
25 the subcontractor listed in the original bid, provided such

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1 approval has been reserved in the bidding documents;

2 (4) when the subcontractor listed in the
3 original bid fails or refuses to perform his subcontract;

4 (5) when the contractor demonstrates to the
5 using agency or its duly authorized officer that the name of
6 the subcontractor was listed as the result of an inadvertent
7 clerical error;

8 (6) when a bid alternate accepted by the using
9 agency causes the listed subcontractor's bid not to be low;

10 (7) when the contractor can substantiate to
11 the using agency that a listed subcontractor's bid is
12 incomplete;

13 (8) when the listed subcontractor fails or
14 refuses to meet the bond requirements of the contractor; or

15 (9) when it is determined that the listed
16 subcontractor does not have a proper license to perform the
17 work and the contractor has submitted the name of the
18 subcontractor along with proof that the subcontractor bid work
19 for which he was not licensed by the [~~construction industries~~
20 ~~division of the regulation and licensing department~~]
21 appropriate municipal or county agency, if any, authorized by
22 the governing body of the municipality or county to regulate
23 construction and contractors within that municipality or
24 county.

25 B. Prior to approval of the contractor's request

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1 for substitution of a subcontractor, the using agency shall
2 give notice in writing to the listed subcontractor of the
3 contractor's request to substitute and of the reasons for the
4 request. The notice shall be served by certified or registered
5 mail to the last known address of the subcontractor. The
6 listed subcontractor who has been so notified has five working
7 days within which to submit written objections to the
8 substitution to the using agency. Failure to file written
9 objections shall constitute the listed subcontractor's consent
10 to the substitution. If written objections are filed, the
11 using agency shall give at least five working days notice in
12 writing to the listed subcontractor of a hearing by the using
13 agency on the contractor's request for substitution.

14 C. ~~[No]~~ A contractor whose bid is accepted shall
15 not permit any subcontract to be voluntarily assigned or
16 transferred or allow it to be performed by anyone other than
17 the original subcontractor listed in the original bid without
18 the consent of the using agency.

19 D. ~~[No]~~ A contractor whose bid is accepted, other
20 than in the performance of change orders causing changes or
21 deviations from the original contract, shall not sublet or
22 subcontract any portion of the work in excess of the listing
23 threshold as to which his original bid did not designate a
24 subcontractor unless:

- 25 (1) the contractor fails to receive a bid for

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1 a category of work. Under such circumstances, the contractor
2 may subcontract. The contractor shall designate on the listing
3 form that no bid was received; or

4 (2) the contractor fails to receive more than
5 one bid for a category of work. Under such circumstances, the
6 contractor may subcontract. The contractor shall state on the
7 listing form that only one subcontractor's bid was received,
8 together with the name of the subcontractor. This designation
9 shall not occur more than one time on the subcontractor list."

10 Section 7. Section 22-24-6 NMSA 1978 (being Laws 1975,
11 Chapter 235, Section 6, as amended) is amended to read:

12 "22-24-6. COUNCIL CREATED-- ORGANIZATION-- DUTIES. --

13 A. There is created the "public school capital
14 outlay council", consisting of the:

15 (1) secretary of finance and administration or
16 his designee;

17 (2) state superintendent or his designee;

18 (3) [~~the~~] governor or his designee;

19 (4) president of the New Mexico school boards
20 association or his designee;

21 [~~(5) the director of the construction~~
22 ~~industries division of the regulation and licensing department~~
23 ~~or his designee;~~

24 (~~6) the~~ (5) president of the state board or
25 his designee;

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1 [~~(7) the~~] (6) director of the legislative
2 education study committee or his designee;

3 [~~(8) the~~] (7) director of the legislative
4 finance committee or his designee; and

5 [~~(9) the~~] (8) director of the legislative
6 council service or his designee.

7 B. The council shall investigate all applications
8 for assistance from the fund and shall certify the approved
9 applications to the secretary of finance and administration for
10 distribution of funds.

11 C. The council shall elect a chairman from among
12 the members. The council shall meet at the call of the
13 chairman.

14 D. The department of education shall account for
15 all distributions and shall make annual reports to the
16 legislative education study committee and to the legislative
17 finance committee. "

18 Section 8. Section 40-5A-3 NMSA 1978 (being Laws 1995,
19 Chapter 25, Section 3, as amended) is amended to read:

20 "40-5A-3. DEFINITIONS. --As used in the Parental
21 Responsibility Act:

22 A. "applicant" means an obligor who is applying for
23 issuance of a license;

24 B. "board" means:

25 [~~(1) the construction industries commission,~~

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1 ~~the construction industries division and the electrical bureau,~~
2 ~~mechanical bureau and general construction bureau of the~~
3 ~~construction industries division of the regulation and~~
4 ~~licensing department;~~

5 ~~(2)~~ (1) the manufactured housing committee
6 and manufactured housing division of the regulation and
7 licensing department;

8 ~~(3)~~ (2) a board, commission or agency that
9 administers a profession or occupation licensed pursuant to
10 Chapter 61 NMSA 1978;

11 ~~(4)~~ (3) any other state agency to which the
12 Uniform Licensing Act is applied by law;

13 ~~(5)~~ (4) a licensing board or other authority
14 that issues a license, certificate, registration or permit to
15 engage in a profession or occupation regulated in New Mexico;

16 ~~(6)~~ (5) the department of game and fish;

17 ~~(7)~~ (6) the motor vehicle division of the
18 taxation and revenue department; or

19 ~~(8)~~ (7) the alcohol and gaming division of
20 the regulation and licensing department;

21 C. "certified list" means a verified list that
22 includes the names, social security numbers and last known
23 addresses of obligors not in compliance;

24 D. "compliance" means that:

25 (1) an obligor is no more than thirty days in

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1 arrears in payment of amounts required to be paid pursuant to
2 an outstanding judgment and order for support; and

3 (2) an obligor has, after receiving
4 appropriate notice, complied with subpoenas or warrants
5 relating to paternity or child support proceedings;

6 E. "department" means the human services
7 department;

8 F. "judgment and order for support" means the
9 judgment entered against an obligor by the district court or a
10 tribal court in a case brought by the department pursuant to
11 Title IV-D of the Social Security Act;

12 G. "license" means a liquor license or other
13 license, certificate, registration or permit issued by a board
14 that a person is required to have to engage in a profession or
15 occupation in New Mexico; "license" includes a commercial
16 driver's license, driver's license and recreational licenses,
17 including hunting, fishing or trapping licenses;

18 H. "licensee" means an obligor to whom a license
19 has been issued; and

20 I. "obligor" means the person who has been ordered
21 to pay child or spousal support pursuant to a judgment and
22 order for support."

23 Section 9. Section 52-1-66 NMSA 1978 (being Laws 1988,
24 Chapter 119, Section 1, as amended) is amended to read:

25 "52-1-66. NONRESIDENT EMPLOYERS EMPLOYING WORKERS IN

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1 STATE-- REQUIREMENT FOR INSURANCE-- ENFORCEMENT. -- [A.] Every
2 employer not domiciled in the state who employs workers engaged
3 in activities required to be licensed [~~under the Construction~~
4 ~~Industries Licensing Act~~] by a municipality or county that
5 regulates construction and contractors and every other employer
6 not domiciled in the state who employs three or more workers
7 within the state, whether that employment is permanent,
8 temporary or transitory and whether the workers are residents
9 or nonresidents of the state, shall comply with the provisions
10 of Section 52-1-4 NMSA 1978 and, unless self-insured, shall
11 obtain a [~~worker's~~] workers' compensation insurance policy, or
12 an endorsement to an existing policy, issued in accordance with
13 the provisions of Section 59A-17-10.1 NMSA 1978. An employer
14 who does not comply with the foregoing requirement shall be
15 barred from recovery by legal action for labor or materials
16 furnished during any period of time in which he was not in
17 compliance with the requirements of this section, and, if the
18 noncomplying employment is in an activity for which the
19 employer is licensed [~~under the provisions of the Construction~~
20 ~~Industries Licensing Act~~] by a municipality or county that
21 regulates construction and contractors, the employer's license
22 is subject to revocation or suspension for the violation.

23 ~~[B. The construction industries division of the~~
24 ~~regulation and licensing department shall promulgate rules and~~
25 ~~regulations to insure compliance with Subsection A of this~~

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1 ~~section.]~~"

2 Section 10. Section 52-3-57 NMSA 1978 (being Laws 1990
3 (2nd S.S.), Chapter 2, Section 43, as amended) is amended to
4 read:

5 "52-3-57. NONRESIDENT EMPLOYERS EMPLOYING WORKERS IN
6 STATE-- REQUIREMENT FOR INSURANCE-- ENFORCEMENT. -- [A--] Every
7 employer not domiciled in the state who employs workers engaged
8 in activities required to be licensed [~~under the Construction~~
9 ~~Industries Licensing Act~~] by a municipality or county that
10 regulates construction and contractors and every other employer
11 not domiciled in the state who employs three or more workers
12 within the state, whether that employment is permanent,
13 temporary or transitory and whether the workers are residents
14 or nonresidents of the state, shall comply with the provisions
15 of Section 52-3-9 NMSA 1978 and, unless self-insured, shall
16 obtain an occupational disease disablement compensation
17 insurance policy or an endorsement to an existing policy,
18 issued in accordance with the provisions of Section 59A-17-10.1
19 NMSA 1978. An employer who does not comply with the foregoing
20 requirement shall be barred from recovery by legal action for
21 labor or materials furnished during any period of time in which
22 he was not in compliance with the requirements of this section
23 and, if the noncomplying employment is in an activity for which
24 the employer is licensed [~~under the provisions of the~~
25 ~~Construction Industries Licensing Act~~] by a municipality or

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1 county that regulates construction and contractors, the
2 employer's license is subject to revocation or suspension for
3 the violation.

4 B. [~~The construction industries division of the~~
5 ~~regulation and licensing department, or a local government that~~
6 ~~is carrying out those duties]~~ A municipality or county that
7 regulates construction and contractors shall not issue any
8 permit required for a contractor to undertake a construction
9 contract if that contract is for an amount in excess of one
10 hundred thousand dollars (\$100,000) unless the contractor has
11 filed with the [~~division~~] municipality or county proof of
12 compliance with Subsection A of this section. "

13 Section 11. Section 61-1-2 NMSA 1978 (being Laws 1957,
14 Chapter 247, Section 2, as amended) is amended to read:

15 "61-1-2. DEFINITIONS. --As used in the Uniform Licensing
16 Act:

17 A. "board" means:

18 [~~(1) the construction industries commission,~~
19 ~~the construction industries division and the electrical bureau,~~
20 ~~mechanical bureau and general construction bureau of the~~
21 ~~construction industries division of the regulation and~~
22 ~~licensing department;~~

23 ~~(2)]~~ (1) the manufactured housing committee
24 and manufactured housing division of the regulation and
25 licensing department;

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1 [~~(3)~~] (2) a board, commission or agency that
2 administers a profession or occupation licensed pursuant to
3 Chapter 61 NMSA 1978; and

4 [~~(4)~~] (3) any other state agency to which the
5 Uniform Licensing Act is applied by law;

6 B. "applicant" means a person who has applied for a
7 license;

8 C. "license" means a certificate, permit or other
9 authorization to engage in each of the professions and
10 occupations regulated by the boards enumerated in Subsection A
11 of this section;

12 D. "revoke a license" means to prohibit the conduct
13 authorized by the license; and

14 E. "suspend a license" means to prohibit, for a
15 stated period of time, the conduct authorized by the license.
16 "Suspend a license" also means to allow, for a stated period of
17 time, the conduct authorized by the license, subject to
18 conditions that are reasonably related to the grounds for
19 suspension [~~and~~

20 F. ~~"emergency" includes any man-made or natural~~
21 ~~disaster causing or threatening widespread physical or economic~~
22 ~~harm that is beyond local control and requires the resources of~~
23 ~~the state]. "~~

24 Section 12. Section 61-15-9 NMSA 1978 (being Laws 1931,
25 Chapter 155, Section 8, as amended by Laws 1999, Chapter 263,
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1 Section 7 and by Laws 1999, Chapter 272, Section 29) is amended
2 to read:

3 "61-15-9. PROJECT EXEMPTIONS. --

4 A. The state and its political subdivisions are not
5 exempt from the requirements of the Architectural Act.

6 B. A person who is not an architect may prepare
7 building plans and specifications, unless the building plans
8 and specifications involve public safety or health, but the
9 work shall be done only on:

10 (1) single-family dwellings not more than two
11 stories in height;

12 (2) multiple dwellings not more than two
13 stories in height containing not more than four dwelling units
14 of wood-frame construction; provided, this paragraph shall not
15 be construed to allow a person who is not registered under the
16 Architectural Act to design multiple clusters of up to four
17 dwelling units each to form apartment or condominium complexes
18 where the total exceeds four dwelling units on any lawfully
19 divided lot;

20 (3) garages or other structures not more than
21 two stories in height [~~which~~] that are appurtenant to buildings
22 described in Paragraphs (1) and (2) of this subsection; or

23 (4) nonresidential buildings, as defined in
24 the uniform building code, unless the building code official
25 having jurisdiction has found that the submission of plans,

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1 drawings, specifications or calculations prepared and designed
2 by an architect or engineer licensed by the state is necessary
3 to obtain compliance with minimum standards governing the
4 preparation of building plans and specifications adopted by
5 ~~[the construction industries division of the regulation and~~
6 ~~licensing department. The construction industries division~~
7 ~~shall]~~ a municipality or county. A municipality or county may
8 set, by ~~[regulation]~~ rule, minimum standards for preparation of
9 building plans and specifications pursuant to this paragraph.

10 C. Nothing in the Architectural Act shall require
11 the state or a political subdivision of the state to secure the
12 services of an architect or engineer for a public work project
13 that consists of repair, replacement or remodeling if the
14 alteration does not affect structural or life safety features
15 of a building and does not require the issuance of a building
16 permit under any applicable code.

17 D. A New Mexico registered professional engineer
18 who has complied with all the laws of New Mexico relating to
19 the practice of engineering has a right to engage in the
20 incidental practice, as defined by rule, of activities properly
21 classified as architectural services; provided that the
22 engineer does not hold himself out to be an architect or as
23 performing architectural services; and further provided that
24 the engineer performs only that part of the work for which the
25 engineer is professionally qualified and uses qualified

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1 professional engineers, architects or others for those portions
2 of the work in which the contracting professional engineer is
3 not qualified. The engineer shall assume all responsibility
4 for compliance with all laws, codes, rules and ordinances of
5 the state or its political subdivisions pertaining to documents
6 bearing an engineer's professional seal. "

7 Section 13. Section 70-5-1 NMSA 1978 (being Laws 1947,
8 Chapter 214, Section 1, as amended) is amended to read:

9 "70-5-1. DEFINITIONS. --As used in the LPG and CNG Act:

10 A. "liquefied petroleum gases", "LPG" ~~[and]~~ or "LP
11 gas" means any material that is composed predominantly of any
12 of the following hydrocarbons or mixtures of them: propane,
13 propylene, butanes (normal butane or iso-butane) and butylenes;

14 B. "compressed natural gases" ~~[and]~~ or "CNG" means
15 mixtures of hydrocarbon gases and vapors consisting principally
16 of methane in gaseous form ~~[which]~~ that has been compressed for
17 vehicular fuel;

18 C. "product" or "products" of liquefied petroleum
19 gases or compressed natural gases are considered to be
20 liquefied petroleum gases or compressed natural gases
21 respectively;

22 D. "qualified instructor" means an employee who has
23 passed the required examination and performed for at least one
24 year the work being taught;

25 E. "inspector" means a person hired by the bureau

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1 to enforce under administrative direction the laws and safety
2 rules and regulations of the LP gas industry and the use of CNG
3 in motor vehicles;

4 F. "division" means the [~~construction industries~~
5 ~~division of the regulation and licensing~~] oil conservation
6 division of the energy, minerals and natural resources
7 department;

8 G. "bureau" means [~~the liquefied petroleum and~~
9 ~~compressed gas bureau of~~] the division; and

10 H. "commission" means the [~~construction industries~~]
11 oil conservation commission. "

12 Section 14. Section 74-12-8 NMSA 1978 (being Laws 1999,
13 Chapter 197, Section 8, as amended) is amended to read:

14 "74-12-8. [~~CONSTRUCTION INDUSTRIES DIVISION~~] DEPARTMENT
15 OF ENVIRONMENT-- DUTIES. -- The [~~construction industries division~~
16 ~~of the regulation and licensing~~] department of environment
17 shall review the outdoor lighting provisions in the uniform
18 building codes used in New Mexico and make recommendations for
19 appropriate changes to comply with the provisions of the Night
20 Sky Protection Act and shall permit and inspect to the
21 standards set forth in the Night Sky Protection Act [~~all~~
22 ~~construction of and on state-owned buildings that is subject to~~
23 ~~permit and inspection under the Construction Industries~~
24 Licensing Act]. "

25 Section 15. [NEW MATERIAL] STATUTORY REFERENCES. -- Unless

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1 the context requires otherwise, all references in the NMSA 1978
2 to the construction industries commission, the construction
3 industries division of the regulation and licensing department,
4 the director of the construction industries division or any
5 trade bureau within the construction industries division mean
6 the municipal or county agency authorized by the governing body
7 of the municipality or county to regulate construction and
8 contractors within that municipality or county.

9 Section 16. TEMPORARY PROVISION--CONTINUATION OF LICENSES
10 AND CONSTRUCTION CODES.--

11 A. A person who, on the effective date of this act,
12 is engaged in an occupation, trade or activity regulated by the
13 Construction Industries Licensing Act, pursuant to a valid
14 license authorizing the occupation, trade or activity, may
15 continue the occupation, trade or activity, and the license
16 shall continue in effect until the expiration date.

17 B. A code and minimum standard related to the
18 construction, alteration, installation or repair of a private
19 or public building, or installation on public or private
20 premises, in effect on the effective date of this act shall
21 continue in effect until a municipal or county agency with such
22 authority amends or revises those codes and minimum standards.

23 Section 17. TEMPORARY PROVISION--TRANSFER--
24 DISTRIBUTION.--On the effective date of this act:

25 A. all appropriations, money, records, property,

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1 equipment and supplies of the construction industries
2 commission and the construction industries division of the
3 regulation and licensing department are transferred to the
4 local government division of the department of finance and
5 administration;

6 B. all contracts, grants and agreements of the
7 regulation and licensing department relating to the
8 construction industries division are transferred to the local
9 government division of the department of finance and
10 administration; and

11 C. the local government division of the department
12 of finance and administration shall allocate all property
13 transferred pursuant to Subsections A and B of this section to
14 municipalities and counties for the purpose of regulating
15 construction activities and contractors.

16 Section 18. REPEAL. -- Sections 9-16-12, 60-13-1 through
17 60-13-3, 60-13-6 through 60-13-13, 60-13-13.2 through 60-13-16,
18 60-13-18 through 60-13-21, 60-13-23 through 60-13-33, 60-13-36,
19 60-13-38, 60-13-39, 60-13-41 through 60-13-47, 60-13-48.1
20 through 60-13-49, 60-13-51 through 60-13-55 and 60-13-57
21 through 60-13-59 NMSA 1978 (being Laws 1983, Chapter 297,
22 Section 28, Laws 1967, Chapter 199, Section 1, Laws 1967,
23 Chapter 199, Section 4, Laws 1967, Chapter 199, Section 2, Laws
24 1978, Chapter 66, Section 1, Laws 1977, Chapter 245, Sections
25 168 and 169, Laws 1967, Chapter 199, Section 12, Laws 1997,

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1 Chapter 181, Section 9, Laws 1978, Chapter 73, Section 1, Laws
2 1975, Chapter 14, Section 3, Laws 1981, Chapter 245, Section 1,
3 Laws 1967, Chapter 199, Sections 14 through 16, Laws 1983,
4 Chapter 105, Section 6, Laws 1967, Chapter 199, Section 17,
5 Laws 1977, Chapter 245, Section 177, Laws 1967, Chapter 199,
6 Sections 18 and 20, Laws 1978, Chapter 78, Section 1, Laws
7 1967, Chapter 199, Sections 22, 24 and 26, Laws 1987, Chapter
8 283, Section 6, Laws 1967, Chapter 199, Sections 27 through 36,
9 39, 41, 42 and 49 through 55, Laws 1983, Chapter 105, Section
10 22, Laws 1967, Chapter 199, Section 57, Laws 1971, Chapter 233,
11 Section 1, Laws 1977, Chapter 377, Section 6, Laws 1967,
12 Chapter 199, Sections 60 through 62, Laws 1973, Chapter 229,
13 Section 5, Laws 1978, Chapter 194, Section 1 and Laws 1987,
14 Chapter 209, Section 1, as amended) are repealed.

15 Section 19. EFFECTIVE DATE. --The effective date of the
16 provisions of this act is July 1, 2003.

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