

A JOINT MEMORIAL

REQUESTING THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO STUDY THE VIABILITY OF PROMPT PAYMENT PROVISIONS BEING ADDED TO THE STATE PROCUREMENT CODE, SIMILAR TO FEDERAL ACQUISITION REGULATIONS, AND TO REPORT ITS FINDINGS TO THE APPROPRIATE INTERIM LEGISLATIVE COMMITTEE.

WHEREAS, the federal government has acquisition regulations that require prompt payment on service and construction contracts; and

WHEREAS, a system of prompt payment may reduce the overall cost of public works projects due to increased interest from available bidders and reduced cost of capital for those performing work for the state;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO that the department of finance and administration, with cooperation from the general services department, be requested to study the viability of prompt payment provisions, similar to federal acquisition regulations, in state procurement of goods and services so that payment generally occurs within fourteen days of the date of an invoice; and

BE IT FURTHER RESOLVED that the department report its findings and recommendations for legislation to amend the procurement code by December 2007 to the appropriate interim

legislative committee, as determined by the New Mexico
legislative council, for review; and

BE IT FURTHER RESOLVED that copies of this memorial be
transmitted to the secretaries of finance and administration
and general services.