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SENATE MEMORIAL 62

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Ben D. Altamirano

A MEMORIAL

REQUESTING THE NEW MEXICO LEGISLATIVE COUNCIL TO CONVENE A TASK  
FORCE TO MAKE RECOMMENDATIONS ON REGULATORY REFORM.

WHEREAS, in 1969, New Mexico adopted the Administrative  
Procedures Act, which is comprehensive legislation providing  
for uniform administrative procedures based on the 1961 model  
state act adopted by the national conference of commissioners  
on uniform state laws; and

WHEREAS, the legislature exempted most administrative  
actions from coverage under the Administrative Procedures Act;  
and

WHEREAS, the scope and complexity of administrative  
responsibility has substantially increased since 1969; and

WHEREAS, the legislature needs to reconsider whether the  
Administrative Procedures Act should apply to most, if not all,

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1 agencies; and

2 WHEREAS, the legislature also needs to consider whether  
3 other broad-based regulatory reform will enhance consistency  
4 and predictability with respect to administrative actions; and

5 WHEREAS, it is imperative that regulated entities and the  
6 public have confidence in New Mexico's administrative processes  
7 and the decisions resulting from those processes, and  
8 regulatory reform efforts would assist in this effort;

9 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE  
10 OF NEW MEXICO that the New Mexico legislative council be  
11 requested to convene a regulatory reform task force to make  
12 recommendations on reform of administrative rulemaking,  
13 licensing, enforcement and adjudication processes, including  
14 any necessary reforms to administrative procedures as  
15 recommended by the national conference of commissioners on  
16 uniform state laws and the American bar association; and

17 BE IT FURTHER RESOLVED that the New Mexico legislative  
18 council be requested to limit the regulatory reform task force  
19 to fifteen members, including:

20 A. one member, appointed by the governor, who  
21 represents the public interest;

22 B. one member, appointed by the governor, who  
23 represents the business community;

24 C. one member, appointed by the governor, who is an  
25 attorney licensed to practice law in the state of New Mexico;

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