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SENATE BILL 535

**48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

INTRODUCED BY

Bernadette M. Sanchez

AN ACT

RELATING TO THE COMMISSION FOR THE PROMOTION OF UNIFORMITY OF  
LEGISLATION IN THE UNITED STATES; AMENDING THE DUTIES AND  
REPORTING REQUIREMENTS OF THE COMMISSION TO INCLUDE  
CONSIDERATION OF MODEL REGULATORY PROCESS LEGISLATION; ADDING A  
MEMBER TO THE COMMISSION; MAKING AN APPROPRIATION; DECLARING AN  
EMERGENCY.

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

Section 1. Section 2-4-1 NMSA 1978 (being Laws 1967,  
Chapter 234, Section 1, as amended) is amended to read:

"2-4-1. COMMISSION FOR THE PROMOTION OF UNIFORMITY OF  
LEGISLATION IN THE UNITED STATES.--

A. There is created a "commission for the promotion  
of uniformity of legislation in the United States". Its  
membership shall consist of:

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1                   [~~A.~~] (1) two members appointed by the New  
2 Mexico legislative council, who shall be members of the  
3 legislature;

4                   [~~B.~~] (2) four members of the New Mexico bar,  
5 who shall be appointed by the New Mexico legislative council  
6 and who shall serve on the commission at their own expense;

7                   (3) the director of the administrative law  
8 division of the state commission of public records;

9                   [~~C.~~] (4) the dean of the university of New  
10 Mexico law school or [~~his~~] the dean's designee; and

11                   [~~D.~~] (5) the director of the legislative  
12 council service, who shall serve ex officio.

13                   B. The members shall be known as the "commissioners  
14 for the promotion of uniformity of legislation in the United  
15 States".

16                   Section 2. Section 2-4-2 NMSA 1978 (being Laws 1917,  
17 Chapter 77, Section 2) is amended to read:

18                   "2-4-2. DUTIES OF COMMISSIONERS.--It [~~shall be~~] is the  
19 duty of [~~said~~] the commissioners for the promotion of  
20 uniformity of legislation in the United States:

21                   A. to examine the subjects of marriage, divorce and  
22 other subjects of legislation concerning which uniform  
23 legislation throughout the United States is desirable; to  
24 confer with like commissioners from other states concerning  
25 such matters; and to use their best efforts in bringing about

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1 such uniformity of legislation on all subjects [~~which~~] that  
2 they deem desirable; and

3 B. to study model administrative procedure acts and  
4 regulatory process legislation and make recommendations  
5 pursuant to Section 2-4-3 NMSA 1978."

6 Section 3. Section 2-4-3 NMSA 1978 (being Laws 1917,  
7 Chapter 77, Section 4) is amended to read:

8 "2-4-3. REPORT TO LEGISLATURE.--[~~Said commissioner~~] The  
9 commissioners for the promotion of uniformity of legislation in  
10 the United States shall report to the legislature [~~from time to~~  
11 ~~time, giving~~] on or before November 1 of each year to detail  
12 the result of their investigations and [~~making such~~] make  
13 recommendations with respect to the adoption of uniform or  
14 model legislation, as they may deem proper."

15 Section 4. APPROPRIATION.--One hundred fifty thousand  
16 dollars (\$150,000) is appropriated from the general fund to the  
17 legislative council service for expenditure in fiscal years  
18 2008 and 2009 to facilitate the review of model administrative  
19 procedure acts and regulatory process legislation by the  
20 commission for the promotion of uniformity of legislation in  
21 the United States. Any unexpended or unencumbered balance  
22 remaining at the end of fiscal year 2009 shall revert to the  
23 general fund.

24 Section 5. EMERGENCY.--It is necessary for the public  
25 peace, health and safety that this act take effect immediately.

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