

HOUSE BILL 546

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

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AN ACT

RELATING TO THE COMPILATION OF STATUTES; PROVIDING FOR THE
COMPILATION OF MULTIPLE AMENDMENTS TO THE SAME SECTION OF LAW
WHEN THEIR PROVISIONS ARE DEEMED RECONCILABLE.

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

SECTION 1. Section 12-1-8 NMSA 1978 (being Laws 1977,
Chapter 74, Section 5) is amended to read:

"12-1-8. RULES OF CONSTRUCTION GOVERNING COMPILATION OF
STATUTES.--In carrying out the duties provided by law and
contract, absent an expressed contrary legislative intent, the
secretary of the New Mexico compilation commission and the
advisory committee of the supreme court shall be governed by
the following rules:

A. if two or more acts are enacted during the same
session of the legislature amending the same section of the

.190060.3

underscoring material = new
~~[bracketed material] = delete~~

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[bracketed material] = delete

1 NMSA, regardless of the effective date of the acts, the act
2 last signed by the governor [~~shall be presumed to be the law~~
3 ~~and~~] shall be compiled in the NMSA and, if the New Mexico
4 compilation commission, after consultation with the legislative
5 council service, determines that the provisions of one or more
6 of the earlier signed acts can be reconciled with the act that
7 is to be compiled, those provisions shall be incorporated in
8 the last-signed act and compiled in the NMSA. The history
9 following the amended section shall set forth the section,
10 chapter and year of all acts amending the section. A
11 compiler's note shall be included in the annotations setting
12 forth the nature of the difference between the acts or
13 sections, if any; and

14 B. if two or more irreconcilable acts dealing with
15 the same [~~subject matter~~] section of law are enacted by the
16 same session of the legislature, the last act signed by the
17 governor shall be presumed to be the law. The act last signed
18 by the governor shall be compiled in the NMSA with an
19 annotation following the compiled section setting forth in full
20 the text of [~~the~~] any conflicting [~~acts~~] section."

21 SECTION 2. TEMPORARY PROVISION.--Multiple amendments to
22 the same section of law that were enacted before the effective
23 date of this act may be reconciled and compiled in accordance
24 with the provisions of Section 1 of this act.