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SENATE BILL 70

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

INTRODUCED BY

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AN ACT

RELATING TO CULTURAL AFFAIRS; RENAMING STATE MONUMENTS AS
HISTORIC SITES; ADDING FORT STANTON AS A HISTORIC SITE.

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

SECTION 1. Section 9-4A-4 NMSA 1978 (being Laws 2004,
Chapter 25, Section 4, as amended) is amended to read:

"9-4A-4. DEPARTMENT CREATED.--The "cultural affairs
department" is created in the executive branch. The department
is a cabinet department and includes the following divisions:

- A. the administrative services division;
- B. the arts division;
- C. the historic preservation division;
- D. the library division;
- E. the Hispanic cultural division;
- F. the farm and ranch heritage museum division;

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- 1 G. the natural history and science museum division;
- 2 H. the museum of space history division;
- 3 I. the museum resources division;
- 4 J. the veterans museum division; and
- 5 K. the following divisions that make up the museum

6 of New Mexico:

- 7 (1) the palace of the governors state history
- 8 museum division;
- 9 (2) the New Mexico museum of art division;
- 10 (3) the museum of Indian arts and culture
- 11 division;
- 12 (4) the museum of international folk art
- 13 division;
- 14 (5) the [~~archaeological services~~] archaeology
- 15 division; and
- 16 (6) the state [~~monuments~~] historic sites
- 17 division."

18 SECTION 2. Section 9-4A-17 NMSA 1978 (being Laws 2004,
19 Chapter 25, Section 17) is amended to read:

20 "9-4A-17. STATE [~~MONUMENTS~~] HISTORIC SITES DIVISION
21 CREATED--BOARD OF REGENTS.--

22 A. The "state [~~monuments~~] historic sites division"
23 is created in the cultural affairs department. The division
24 shall manage the state's [~~monuments~~] historic sites, including:

- 25 (1) Coronado [~~state monument~~] historic site;

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- 1 (2) Jemez [~~state monument~~] historic site;
- 2 (3) Fort Selden [~~state monument~~] historic
- 3 site;
- 4 (4) Bosque Redondo memorial and Fort Sumner
- 5 [~~state monument~~] historic site;
- 6 (5) Lincoln [~~state monument~~] historic site;
- 7 (6) El Camino Real [~~international heritage~~
- 8 ~~center; and~~] historic trail interpretive center;
- 9 (7) Fort Stanton historic site; and
- 10 [~~(7) the~~] (8) Taylor Reynolds Barela Mesilla
- 11 [~~state monument~~] historic site.

12 B. The [~~state monuments~~] state's historic sites

13 shall operate under the imprimatur of the museum of New Mexico.

14 The museum of New Mexico board of regents shall exercise

15 trusteeship over [~~the~~] state [~~monuments~~] historic sites.

16 C. The director of the division shall meet the

17 following minimum qualifications:

- 18 (1) hold a bachelor's or higher degree in a
- 19 discipline related to the function of the division; and
- 20 (2) have significant experience in the
- 21 management and operation of an organization similar to the
- 22 division.

23 D. The director shall be appointed by the secretary

24 of cultural affairs from a list of no less than three names

25 provided by the museum of New Mexico board of regents."

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1 SECTION 3. Section 18-3-1 NMSA 1978 (being Laws 1975,
2 Chapter 264, Section 1, as amended) is amended to read:

3 "18-3-1. MUSEUM OF NEW MEXICO ESTABLISHED--LOCATION--
4 PROPERTY.--

5 A. The "museum of New Mexico" is established. All
6 properties, real or personal, now held for museum purposes and
7 all properties, real or personal, that may be acquired for
8 museum purposes at any time in the future shall be under
9 the control of the museum board of regents of the museum of New
10 Mexico.

11 B. The museum of New Mexico consists of:

12 (1) the palace of the governors state history
13 museum;

14 (2) the New Mexico museum of art;

15 (3) the museum of Indian arts and culture;

16 (4) the museum of international folk art;

17 (5) [~~archaeological services~~] the archaeology
18 division; and

19 (6) the state [~~monuments~~] historic sites:

20 (a) Coronado [~~state monument~~] historic
21 site;

22 (b) Jemez [~~state monument~~] historic
23 site;

24 (c) Fort Selden [~~state monument~~]
25 historic site;

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- 1 (d) Bosque Redondo memorial and Fort
- 2 Sumner [~~state monument~~] historic site;
- 3 (e) Lincoln [~~state monument~~] historic
- 4 site;
- 5 (f) El Camino Real [~~international~~
- 6 ~~heritage center; and~~] historic trail interpretive center;
- 7 (g) Fort Stanton historic site; and
- 8 [~~(g) the~~] (h) Taylor Reynolds Barela
- 9 Mesilla [~~state monument~~] historic trail interpretive center."

10 SECTION 4. Section 18-4-6 NMSA 1978 (being Laws 1949,

11 Chapter 138, Section 5, as amended) is amended to read:

12 "18-4-6. LINCOLN [~~MONUMENT~~] HISTORIC SITE--STATE

13 [~~MONUMENTS~~] HISTORIC SITES DIVISION--POWERS AND DUTIES.--The

14 state [~~monuments~~] historic sites division of the cultural

15 affairs department shall be entrusted with the protection and

16 preservation of the old Lincoln county courthouse. The [~~state~~

17 ~~monuments~~] historic sites division shall:

18 A. maintain and operate the [~~monument~~] historic

19 site as a [~~memorial and~~] state museum of old Lincoln county

20 [~~shall have power to~~];

21 B. acquire and hold real estate in the name of the

22 state [~~and to~~];

23 C. act in cooperation with the federal government

24 or any of its agencies in preserving the [~~monument~~] historic

25 site; and [~~shall have power to~~]

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1 D. accept gifts, grants and donations from any
2 person, firm, corporation, agency or any group of persons for
3 the collections of the museum or the maintenance and operation
4 of the [~~monument~~] historic site."

5 **SECTION 5.** Section 18-6-17 NMSA 1978 (being Laws 1973,
6 Chapter 16, Section 1, as amended) is amended to read:

7 "18-6-17. DESIGNATION OF STATE [~~MONUMENTS~~] HISTORIC
8 SITES--RESERVATION OF LANDS FOR [~~MONUMENT~~] HISTORIC SITE CARE
9 AND MANAGEMENT.--The governor is authorized, upon the
10 recommendation of the committee and the board of regents of the
11 museum of New Mexico, to declare by public proclamation that
12 any cultural property situated on lands owned or controlled by
13 the state shall be a state [~~monument~~] historic site and may
14 reserve as a part thereof such parcels of land as may be
15 necessary for the proper care and management of the cultural
16 property to be protected. In the case of proposed state
17 [~~monuments~~] historic sites situated on state trust lands, the
18 federal laws granting same shall be complied with. Any such
19 [~~monument~~] historic site shall be administered by the [~~museum~~]
20 state historic sites division of the [~~office of~~] cultural
21 affairs department in accordance with the provisions of Section
22 18-6-6 NMSA 1978."

23 **SECTION 6.** Section 28-13A-1 NMSA 1978 (being Laws 1991,
24 Chapter 93, Section 1, as amended) is amended to read:

25 "28-13A-1. SPECIAL RECREATION AND MUSEUM PRIVILEGES.--

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1 A. On the federally designated legal holiday known
2 as "Veterans' Day", any New Mexico resident, who provides
3 satisfactory proof that the resident is currently serving or
4 has served in the armed forces of the United States, and the
5 resident's spouse and dependent children, shall be entitled to:

6 (1) free use of any state park or recreation
7 area operated by the state parks division of the energy,
8 minerals and natural resources department, including the
9 waiving of all admittance, camping, permit or other user fees
10 or charges; and

11 (2) free general admission to any state museum
12 or ~~[monument]~~ historic site.

13 B. The governing boards of state museums and
14 ~~[monuments]~~ historic sites shall waive general museum and
15 ~~[monument]~~ historic site admission fees for fifty percent or
16 more disabled veterans residing in the state. Proof of
17 disability satisfactory to the governing boards of the state
18 museums and ~~[monuments]~~ historic sites is required to obtain
19 the privileges pursuant to this subsection."