

1 SENATE BILL 92

2 **51ST LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2014**

3 INTRODUCED BY

4 Jacob R. Candelaria and Alonzo Baldonado

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7
8 FOR THE LAND GRANT COMMITTEE

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10 AN ACT

11 RELATING TO LAND GRANTS; ALLOWING LAND GRANT-MERCED FUNDS TO BE
12 DEPOSITED IN A CREDIT UNION; ALLOWING EXPENDITURE OF FUNDS BY
13 THE BOARD OF TRUSTEES OF A LAND GRANT-MERCED UPON APPROVAL OF A
14 MAJORITY OF THE BOARD AND SUPPORTED BY AN INVOICE OR RECEIPT.

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

17 SECTION 1. Section 49-1-8 NMSA 1978 (being Laws 1907,
18 Chapter 42, Section 8, as amended) is amended to read:

19 "49-1-8. ORGANIZATION OF BOARD--BONDS--VACANCIES.--

20 A. All members of the newly elected board of
21 trustees shall meet no later than seven days after the votes
22 are canvassed and organize themselves by the election of a
23 president, secretary and treasurer. The treasurer shall
24 perform such duties as may be required by the board and shall
25 furnish to the board a good and sufficient surety bond in a sum

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1 as set forth in this section, to be conditioned as are the
2 bonds of other public officials handling public money. It is
3 the duty of the treasurer to deposit all the money coming [~~into~~
4 ~~his hands as~~] to the treasurer in a bank or credit union
5 organized and doing business in New Mexico.

6 B. In the event of the death or resignation of the
7 treasurer, the board shall fill the vacancy by appointing one
8 of the members of the board as treasurer, who shall, before
9 entering into the performance of [~~his~~] duties as treasurer,
10 execute and furnish to the board a good and sufficient surety
11 bond, similar to the bond entered into by [~~his~~] the predecessor
12 treasurer.

13 C. The amount of the bond required of the treasurer
14 and [~~his~~] the treasurer's successor shall at all times be for a
15 sum of at least double the amount received by and deposited in
16 the bank or credit union by the treasurer.

17 D. In the event that the board of trustees
18 delegates any other of its members to collect money due the
19 land grant-merced, that person shall be bonded in the same
20 manner as is provided in this section for the bonding of the
21 treasurer.

22 E. Those authorized to collect money shall give
23 receipts for the money collected, which receipts shall be in
24 the form prescribed by the board of trustees in the bylaws as
25 an official receipt."

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1 SECTION 2. Section 49-1-14 NMSA 1978 (being Laws 1907,
2 Chapter 42, Section 14, as amended) is amended to read:

3 "49-1-14. SALARIES OF TRUSTEES--RECORDS--EXPENDITURES.--

4 A. The board of trustees may fix in the land
5 grant-merced bylaws and pay to its members a salary not to
6 exceed two hundred dollars (\$200) to any member in one month.
7 The salary as fixed shall be in full as compensation for the
8 duties performed by the board or the individual members
9 within the exterior boundaries of the land grant-merced and
10 for attendance at regularly scheduled meetings. The
11 secretary of the board may be allowed a salary not to exceed
12 two hundred twenty-five dollars (\$225) in one month.

13 B. Board members may be authorized per diem and
14 mileage pursuant to the Per Diem and Mileage Act.

15 C. The board of trustees and the treasurer shall
16 keep permanent and legible records capable of audit, and no
17 money or funds shall be paid by the board of trustees or by
18 any person authorized to expend money [~~except by written~~
19 ~~check drawn upon vouchers~~] unless the expenditure is approved
20 by a majority of the board of trustees and in the form of a
21 written check or in such a form that the date, amount and
22 payee of the transaction are automatically recorded, and the
23 payment is supported by an invoice or receipt."

24 SECTION 3. EFFECTIVE DATE.--The effective date of the
25 provisions of this act is July 1, 2014.

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