

HOUSE BUSINESS AND EMPLOYMENT COMMITTEE SUBSTITUTE FOR  
HOUSE BILL 23

**52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

AN ACT

RELATING TO NONPROFIT ORGANIZATIONS; CREATING THE INTERIM  
LEGISLATIVE NONPROFIT AND PUBLIC SECTOR COLLABORATION WORK  
GROUP; MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

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

**SECTION 1. TEMPORARY PROVISION--FINDINGS.--**The

legislature finds that nonprofit organizations make significant  
contributions to the state's economy and job creation. The  
legislature also finds that the state relies on nonprofit  
organizations to deliver important services in the areas of  
health, human services, arts and culture and the environment to  
the state's underserved populations and remote communities as  
well as to the state's urban areas. The legislature further  
finds that significant investments of public resources are made  
to nonprofit organizations that operate in areas that are not

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1 or cannot be served directly by state or local governments.  
2 Therefore, the legislature finds that a work group should be  
3 convened to study how the state can collaborate most  
4 effectively and efficiently with nonprofit organizations.

5 SECTION 2. TEMPORARY PROVISION--NONPROFIT AND PUBLIC  
6 SECTOR COLLABORATION WORK GROUP.--

7 A. The "nonprofit and public sector collaboration  
8 work group" is created as an interim legislative work group.  
9 The work group shall function from the date of its appointment  
10 until December 1 prior to the second session of the  
11 fifty-second legislature.

12 B. The work group shall be composed of eighteen  
13 voting members as follows:

14 (1) four members from the house of  
15 representatives and four members from the senate, appointed by  
16 the New Mexico legislative council so as to give the two  
17 political parties having the most members in each house the  
18 same total proportionate representation on the work group as  
19 prevails in that house;

20 (2) three members whose nonprofit professional  
21 expertise is relevant to the work of the work group, one member  
22 from the labor community and two members who represent  
23 interests affected by business conducted with the state through  
24 nonprofit organizations, each appointed by the New Mexico  
25 legislative council;

1 (3) the director of the purchasing division of  
2 the general services department or the director's designee;

3 (4) the chief of the contracts review bureau  
4 of the financial control division of the department of finance  
5 and administration or the chief's designee;

6 (5) a representative of the attorney general's  
7 office, appointed by the attorney general; and

8 (6) one member appointed by the governor.

9 C. The work group shall elect the chair and vice  
10 chair of the work group.

11 D. A vacancy on the work group shall be filled by  
12 appointment in the same manner as the original appointment.

13 E. After its appointment, the work group shall hold  
14 one organizational meeting to develop a work plan and budget  
15 for the 2015 interim. The work plan and budget shall be  
16 submitted to the New Mexico legislative council for approval.

17 F. Upon approval of its work plan and budget, the  
18 work group shall study ways in which contracts, contracting  
19 processes, capacity to meet state programmatic needs and  
20 methods to build capacity and relationships between the state  
21 and nonprofit organizations can be improved to maximize the  
22 benefits to both the state and nonprofit organizations and  
23 shall make a report on the results of the study. The report,  
24 including the work group's findings and recommendations,  
25 including recommendations for building capacity, shall be

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1 submitted to the legislative health and human services  
2 committee, the economic and rural development committee and any  
3 other appropriate interim legislative committees by November 1,  
4 2015.

5 G. The staff for the work group shall be provided  
6 by the legislative council service.

7 SECTION 3. APPROPRIATION.--Two hundred fifty thousand  
8 dollars (\$250,000) is appropriated from the legislative cash  
9 balances to the legislative council service for expenditure in  
10 fiscal years 2015 and 2016 to reimburse the per diem and  
11 mileage expenses of the nonprofit and public sector  
12 collaboration work group members and to pay the other expenses,  
13 including contracting expenses, of the work group. Payments  
14 from the appropriation shall be made on warrants drawn by the  
15 secretary of finance and administration pursuant to vouchers  
16 signed by the director of the legislative council service or  
17 the director's authorized representative. Any unexpended or  
18 unencumbered balance remaining at the end of fiscal year 2016  
19 shall revert to the legislative cash balances.

20 SECTION 4. EMERGENCY.--It is necessary for the public  
21 peace, health and safety that this act take effect immediately.