

1 HOUSE BILL 233

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Marian Matthews

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10 AN ACT

11 RELATING TO EXECUTIVE ORGANIZATION; REORGANIZING THE REGULATION
12 AND LICENSING DEPARTMENT; PROVIDING FOR COMPLIANCE INSPECTORS
13 FOR THE ALCOHOLIC BEVERAGE CONTROL DIVISION AND CANNABIS
14 CONTROL DIVISION; INCLUDING THE BOARDS AND COMMISSIONS DIVISION
15 AND THE INFORMATION TECHNOLOGY DIVISION IN THE LIST OF
16 DIVISIONS OF THE DEPARTMENT.

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

19 SECTION 1. Section 9-16-1 NMSA 1978 (being Laws 1983,
20 Chapter 297, Section 17) is amended to read:

21 "9-16-1. SHORT TITLE.--~~[Sections 17 through 29 of this~~
22 ~~act]~~ Chapter 9, Article 16 NMSA 1978 may be cited as the
23 "Regulation and Licensing Department Act"."

24 SECTION 2. Section 9-16-4 NMSA 1978 (being Laws 1983,
25 Chapter 297, Section 20, as amended) is amended to read:

.223596.3

underscored material = new
[bracketed material] = delete

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1 "9-16-4. DEPARTMENT [~~ESTABLISHED~~] CREATED.--The
2 "regulation and licensing department" is created in the
3 executive branch. The department shall not be a cabinet
4 department. The department shall [~~consist of but not be~~
5 ~~limited to~~] include the following divisions:

- 6 A. the administrative services division;
- 7 [~~B. the construction industries division;~~
- 8 ~~C. the financial institutions division;~~
- 9 ~~D. the securities division;~~
- 10 ~~E. the manufactured housing division;~~
- 11 ~~F. the alcoholic beverage control division; and~~
- 12 ~~G. the cannabis control division;]~~
- 13 B. the alcoholic beverage control division;
- 14 C. the boards and commissions division;
- 15 D. the cannabis control division;
- 16 E. the construction industries division;
- 17 F. the financial institutions division;
- 18 G. the information technology division;
- 19 H. the manufactured housing division; and
- 20 I. the securities division."

21 SECTION 3. A new section of the Regulation and Licensing
22 Department Act is enacted to read:

23 "[NEW MATERIAL] COMPLIANCE INSPECTORS--PEACE OFFICERS.--
24 The superintendent shall employ compliance inspectors to
25 investigate and enforce laws and rules of the alcoholic

.223596.3

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

1 beverage control division and the cannabis control division.
2 Inspectors shall have the powers and duties of peace officers
3 and shall report to the superintendent or the person to whom
4 the superintendent has delegated oversight duties of compliance
5 inspectors; provided that the superintendent shall not delegate
6 final employment decisions."