

HOUSE BILL 270

57TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2026

## INTRODUCED BY

Cynthia Borrego

## AN ACT

RELATING TO PUBLIC WORKS; REQUIRING CONTRIBUTIONS TO APPRENTICE AND TRAINING PROGRAMS OR TO THE PUBLIC WORKS APPRENTICE AND TRAINING FUND FOR PUBLIC WORKS CONSTRUCTION PROJECTS; PROVIDING FOR A CONTRIBUTION RATE OF ZERO FOR NON-APPRENTICESHIP TRADE CLASSIFICATIONS FOR CERTAIN PROJECTS.

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

**SECTION 1.** Section 13-4D-4 NMSA 1978 (being Laws 1992, Chapter 74, Section 4, as amended) is amended to read:

"13-4D-4, ADMINISTRATION, -

A. The Public Works Apprentice and Training Act shall be administered by the workforce solutions department. The department shall collect employers' contributions in accordance with that act, review employers' compliance statements, review certified payroll reports to verify training

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1 contributions, investigate allegations of and impose penalties  
2 for employer noncompliance and disburse funds as provided in  
3 Section 13-4D-5 NMSA 1978.

4                   B. Public works construction projects [except for  
5 street, highway, bridge, road, utility or maintenance contracts  
6 with employers who elect not to participate in training] shall  
7 not be constructed unless an employer agrees to make  
8 contributions to approved apprentice and training programs in  
9 New Mexico in which the employer is a participant or to the  
10 public works apprentice and training fund administered by the  
11 workforce solutions department. Contributions shall be made in  
12 the same manner and in the same amount as apprentice and  
13 training contributions required pursuant to wage rate  
14 determinations made by the department.

15                   C. In establishing apprentice and training  
16 contributions in wage rate determinations for street, highway,  
17 bridge, road, utility and light engineering public works  
18 construction projects, the workforce solutions department shall  
19 set a contribution of zero for any trade classification for  
20 which there is no approved apprentice and training program.

21                   [¶] D. The workforce solutions department shall  
22 adopt rules and regulations necessary to implement the  
23 provisions of the Public Works Apprentice and Training Act."

24                   **SECTION 2. EFFECTIVE DATE.**--The effective date of the  
25 provisions of this act is July 1, 2026.

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