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HOUSE BILL 45

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

TED HOBBS

AN ACT

RELATING TO PUBLIC PURCHASES; AMENDING THE PROCUREMENT CODE TO INCREASE THE DOLLAR LIMIT FOR SMALL PURCHASE PROCUREMENTS BY STATE AGENCIES.

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

Section 1. Section 13-1-125 NMSA 1978 (being Laws 1984, Chapter 65, Section 98, as amended) is amended to read:

"13-1-125. SMALL PURCHASES. --

A. The ~~[state purchasing agent or]~~ central purchasing office within a local public body shall procure services, construction or items of tangible personal property having a value not exceeding five thousand dollars (\$5,000) in accordance with the applicable small purchase regulations adopted by ~~[the secretary]~~ a local public body or a central purchasing office that has the authority to issue regulations.

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1 B. Notwithstanding the requirements of Subsection A
2 of this section, a central purchasing office may procure
3 professional services having a value not exceeding twenty
4 thousand dollars (\$20,000), excluding applicable state and local
5 gross receipts taxes, except for the services of architects,
6 landscape architects, engineers or surveyors for state public
7 works projects or local public works projects, in accordance
8 with professional services procurement regulations promulgated
9 by the department of finance and administration, the general
10 services department or a central purchasing office with the
11 authority to issue regulations.

12 C. Notwithstanding the requirements of Subsection A
13 of this section, a state agency or a central purchasing office
14 for [~~a state educational institution named in Article 12,~~
15 ~~Section 11 of the constitution of New Mexico, for a state~~
16 ~~two-year post-secondary institution or for~~] a school district as
17 defined in the Public School Code may procure services,
18 construction or items of tangible personal property having a
19 value not exceeding ten thousand dollars (\$10,000) in accordance
20 with the applicable small purchase regulations promulgated by
21 the secretary or a central purchasing office with the authority
22 to issue regulations.

23 D. Notwithstanding the requirements of Subsection A
24 of this section, a state agency or a local public body may
25 procure services, construction or items of tangible personal

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1 property having a value not exceeding five hundred dollars
2 (\$500) by issuing a direct purchase order to a contractor based
3 upon the best obtainable price.

4 E. Procurement requirements shall not be
5 artificially divided so as to constitute a small purchase under
6 this section. "

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State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE

FIRST SESSION, 1997

January 30, 1997

Mr. Speaker:

Your BUSINESS AND INDUSTRY COMMITTEE, to whom has been referred

HOUSE BILL 45

has had it under consideration and reports same with recommendation that it DO PASS, amended as follows:

1. On page 1, line 12, after "FOR" insert "CERTAIN".
2. On page 1, lines 12 and 13, strike "BY STATE AGENCIES".
3. On page 1, line 19, remove the brackets and line through and before "central" insert "a".
4. On page 1, line 20, strike the underscored material.
5. On page 1, line 22, strike "five thousand dollars (\$5,000)" and insert in lieu thereof "ten thousand dollars

. 114050. 1

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

HBIC/HB 45

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(\$10,000)".

6. On page 1, line 24, remove the brackets and line through.

7. On page 2, strike all of lines 12 through 22.

8. Reletter the succeeding subsections accordingly.

Respectfully submitted,

Fred Luna, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HBI C/HB 45

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The roll call vote was 11 For 0 Against

Yes: 11

Excused: Getty

Absent: Olguin

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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March 5, 1997

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10 Mr. President:

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12 Your PUBLIC AFFAIRS COMMITTEE, to whom has been
13 referred

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HOUSE BILL 45, as amended

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16

16 has had it under consideration and reports same with
17 recommendation that it DO PASS, and thence referred to the
18 FINANCE COMMITTEE.

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19

20 Respectfully submitted,

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Shannon Robinson, Chairman

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

1 HBIC/HB 45

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3 Adopted _____ Not Adopted _____
4 (Chief Clerk) (Chief Clerk)

5

6

Date _____

7

8

9 The roll call vote was 6 For 0 Against

10 Yes: 6

11 No: 0

12 Excused: Garcia, Vernon, Smith

13 Absent: None

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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March 17, 1997

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10 Mr. President:

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Your FINANCE COMMITTEE, to whom has been referred

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HOUSE BILL 45, as amended

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has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Ben D. Altamirano, Chairman

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Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

1 HBIC/HB 45

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Date _____

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The roll call vote was 6 For 0 Against

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Yes: 6

9

No: None

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Excused: Carraro, Eisenstadt, Lyons, McKibben, Smith

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Absent: None

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H0045FC1

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