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HOUSE BILL 1205

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

INTRODUCED BY

LARRY A. LARRAÑAGA

AN ACT

RELATING TO SOVEREIGN IMMUNITY; ALLOWING THE DIRECTOR OF THE RISK MANAGEMENT DIVISION OF THE GENERAL SERVICES DEPARTMENT TO WAIVE THE STATE'S IMMUNITY UNDER THE ELEVENTH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

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

Section 1. SOVEREIGN IMMUNITY--WAIVER BY DIRECTOR. --The director of the risk management division of the general services department, at his sole discretion on a case-by-case basis, may waive the state's immunity under the eleventh amendment to the constitution of the United States by filing a written waiver in federal court. This waiver shall not apply to any action involving Indian gambling.

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Underscored material = new
[bracketed material] = delete