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SENATE BILL 28

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

INTRODUCED BY

PHILLIP J. MALOOF

AN ACT

CREATING A JOINT INTERIM LEGISLATIVE PUBLIC REGULATION COMMITTEE; MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

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

Section 1. PUBLIC REGULATION COMMITTEE CREATED-- TERMINATION.--There is created a joint interim legislative committee which shall be known as the "public regulation committee". The committee shall function from the date of its appointment until the first day of December prior to the first session of the forty-fourth legislature.

Section 2. MEMBERSHIP--APPOINTMENT--VACANCIES.--

A. The public regulation committee shall be composed of ten members. Five members of the house of representatives shall be appointed by the speaker of the house of representatives, and five members of the senate shall be

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1 appointed by the committees' committee of the senate or, if the
2 senate appointments are made in the interim, by the president
3 pro tempore of the senate after consultation with and agreement
4 of a majority of the members of the committees' committee.

5 B. Members shall be appointed from each house so as
6 to give the two major political parties in each house the same
7 proportional representation on the committee as prevails in each
8 house; however, in no event shall either party have less than
9 one member from each house on the committee. Vacancies on the
10 committee shall be filled by appointment in the same manner as
11 the original appointments. The chairman and vice chairman of
12 the committee shall be appointed by the speaker of the house of
13 representatives and the president pro tempore of the senate.

14 C. No action shall be taken by the committee if a
15 majority of the total membership from either house on the
16 committee rejects such action.

17 Section 3. DUTIES.--After its appointment, the public
18 regulation committee shall hold one organizational meeting to
19 develop a work plan and budget for the ensuing interim. The
20 work plan and budget shall be submitted to the New Mexico
21 legislative council for approval. Upon approval of the work
22 plan and budget by the legislative council, the committee shall
23 examine the statutes, constitutional provisions, regulations and
24 court decisions governing public utilities, corporations,
25 transportation companies, transmission and pipeline companies,

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1 insurance companies and other matters related to the
2 establishment and authority of the new public regulation
3 commission and recommend legislation or changes if any are found
4 to be necessary to the second session of the forty-third
5 legislature and the first session of the forty-fourth
6 legislature.

7 Section 4. SUBCOMMITTEES. -- Subcommittees shall be created
8 only by majority vote of all members appointed to the public
9 regulation committee and with the prior approval of the New
10 Mexico legislative council. A subcommittee shall be composed of
11 at least one member from the senate and one member from the
12 house of representatives, and at least one member of the
13 minority party shall be a member of the subcommittee. All
14 meetings and expenditures of a subcommittee shall be approved by
15 the full committee in advance of such meeting or expenditure,
16 and the approval shall be shown in the minutes of the committee.

17 Section 5. REPORT. -- The public regulation committee shall
18 make an annual report of its findings and recommendations for
19 the consideration of the legislature. The report and suggested
20 legislation shall be made available to the New Mexico
21 legislative council on or before December 15 preceding each
22 session.

23 Section 6. STAFF. -- The staff for the public regulation
24 committee shall be provided by the legislative council service.

25 Section 7. APPROPRIATION. -- For the purpose of paying the

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1 salaries and expenses of the technical, legal, clerical and
2 stenographic assistants, for necessary equipment and supplies
3 used in carrying out the provisions of this act and for
4 reimbursing the per diem and mileage expenses of the public
5 regulation committee, there is appropriated to the legislative
6 council service from the general fund the sum of one hundred
7 thousand dollars (\$100,000). All or any part of this
8 appropriation may be expended in fiscal years 1997 through 1999,
9 and any unexpended or unencumbered balance remaining at the end
10 of fiscal year 1999 shall revert to the general fund. Payments
11 from the appropriation shall be made upon vouchers signed by the
12 director of the legislative council service or his authorized
13 representative.

14 Section 8. EMERGENCY. --It is necessary for the public
15 peace, health and safety that this act take effect immediately.

16 - 4 -

1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
3
4

5 February 18, 1997
6

7 Mr. President:
8

9 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to
10 whom has been referred
11

12 SENATE BILL 28
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14 has had it under consideration and reports same with
15 recommendation that it DO PASS, and thence referred to the
16 PUBLIC AFFAIRS COMMITTEE.
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18 Respectfully submitted,
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22 _____
23 Roman M. Maes, III, Chairman
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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against
Yes: 7
No: 0
Excused: Fidel, Griego, Robinson
Absent: None

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