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HOUSE BILL 294

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

KIP W. NICELY

AN ACT

**CREATING THE NEW MEXICO STATUTORY REVISION COMMISSION;
PROVIDING POWERS AND DUTIES; MAKING AN APPROPRIATION;
DECLARING AN EMERGENCY.**

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

Section 1. LEGISLATIVE FINDINGS. --

A. The legislature finds that the statutes of New Mexico have not been recodified, recompiled or revised in whole since 1978 and have since become unwieldy and disorganized and are filled with archaic language and obsolete acts.

B. The legislature further finds that because of the lack of a code revisor's office in the legislature, and in light of the upcoming millenium, comprehensive revision of the statutes has become necessary.

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1 Section 2. NEW MEXICO STATUTORY REVISION COMMISSION--
2 CREATION-- COMPOSITION-- TERMS. --

3 A. The "New Mexico statutory revision commission"
4 is created. The commission shall function from the date of
5 its appointment until December 31 prior to the second session
6 of the forty-fourth legislature. The commission shall be
7 composed of twenty-one members as follows:

8 (1) three members from the house of
9 representatives appointed by the speaker of the house, of whom
10 no more than two shall be from the same political party;

11 (2) three members from the senate, appointed
12 by the president pro tempore of the senate, of whom no more
13 than two shall be from the same political party;

14 (3) four members appointed by the governor
15 from the executive branch; and

16 (4) five members of the public, of whom one
17 shall be appointed by the speaker of the house, one shall be
18 appointed by the minority floor leader of the house, one shall
19 be appointed by the president pro tempore of the senate, one
20 shall be appointed by the minority floor leader of the senate
21 and one shall be appointed by the governor. The appointing
22 legislators and the governor shall coordinate their
23 appointments of public members to ensure that the members
24 reflect diverse knowledge of statutory law and that no more
25 than three members be from the same party.

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1 B. The speaker of the house, the president pro
2 tempore of the senate, the director of the legislative council
3 service, the governor, the chief justice of the supreme court
4 and the attorney general shall serve as ex-officio members.

5 C. The speaker of the house, in consultation with
6 the president pro tempore of the senate, shall appoint the
7 chairman.

8 D. The public members of the commission shall be
9 paid per diem and mileage in accordance with the provisions of
10 the Per Diem and Mileage Act.

11 Section 3. DUTIES. --The New Mexico statutory revision
12 commission shall examine the statutes of New Mexico and other
13 states to recommend changes in the statutes as it deems
14 necessary. The commission shall report its findings and
15 recommendations, including proposed bill drafts, to the
16 legislative council and the governor no later than thirty days
17 prior to the commencement of the first session of the forty-
18 fourth legislature.

19 Section 4. STAFF. --The staff for the New Mexico
20 statutory revision commission shall be provided by the
21 legislative council service. The director of the legislative
22 council service may also contract for additional assistance.

23 Section 5. APPROPRIATION. --Fifty thousand dollars
24 (\$50,000) is appropriated from the general fund to the New
25 Mexico statutory revision commission for expenditure in fiscal

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1 years 1999 and 2000 to carry out the duties specified in
2 Section 3 of this act. Any unexpended or unencumbered balance
3 remaining at the end of fiscal year 2000 shall revert to the
4 general fund.

5 Section 6. EMERGENCY.--It is necessary for the public
6 peace, health and safety that this act take effect
7 immediately.

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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6 February 3, 1998
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8 Mr. Speaker:
9

10 Your VOTERS AND ELECTIONS COMMITTEE, to whom has
11 been referred
12

13 HOUSE BILL 294
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15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 APPROPRIATIONS AND FINANCE COMMITTEE.

18 Respectfully submitted,
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22 _____
23 Edward C. Sandoval, Chairman
24
25

1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 HVFC/HB294

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4 Adopted _____ Not Adopted _____

5
6 (Chief Clerk)

(Chief Clerk)

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8 Date _____

9
10 The roll call vote was 11 For 0 Against

11 Yes: 11

12 Excused: Coll

13 Absent: None

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