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HOUSE BILL 434

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

INTRODUCED BY

RON GENTRY

AN ACT

RELATING TO RETIREE HEALTH CARE; AMENDING THE RETIREE HEALTH CARE ACT TO INCLUDE ADDITIONAL PUBLIC ENTITIES AS ELIGIBLE EMPLOYERS AND GIVE THE BOARD OF THE RETIREE HEALTH CARE AUTHORITY MORE DISCRETION IN SETTING CONTRIBUTION AND BENEFIT LEVELS; DECLARING AN EMERGENCY.

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

Section 1. Section 10-7C-4 NMSA 1978 (being Laws 1990, Chapter 6, Section 4, as amended) is amended to read:

"10-7C-4. DEFINITIONS. -- As used in the Retiree Health Care Act:

A. "active employee" means an employee of a public institution or any other public employer participating in either the Educational Retirement Act, the Public Employees Retirement Act, the Judicial Retirement Act, [or] the

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1 Magistrate Retirement Act or the Public Employees Retirement
2 Reciprocity Act or the employee of an independent public
3 employer;

4 B. "authority" means the retiree health care
5 authority created pursuant to the Retiree Health Care Act;

6 C. "basic plan of benefits" means only those
7 coverages generally associated with a medical plan of
8 benefits;

9 D. "board" means the [~~governing~~] board of the
10 retiree health care authority;

11 E. "current retiree" means an eligible retiree who
12 is receiving a disability or normal retirement benefit under
13 the Educational Retirement Act, the Public Employees
14 Retirement Act, the Judicial Retirement Act, the Magistrate
15 Retirement Act [~~the Retirement Reciprocity Act, the Judicial~~
16 ~~Retirement Reciprocity Act~~] or the Public Employees Retirement
17 Reciprocity Act or the retirement program of an independent
18 public employer on or before July 1, 1990;

19 F. "eligible dependent" means a person obtaining
20 retiree health care coverage based upon that person's
21 relationship to an eligible retiree as follows:

22 (1) a spouse;

23 (2) an unmarried child under the age of
24 nineteen who is:

25 (a) a natural child;

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(b) a legally adopted child;
(c) a stepchild living in the same household who is primarily dependent on the eligible retiree for maintenance and support;

(d) a child for whom the eligible retiree is the legal guardian and who is primarily dependent on the eligible retiree for maintenance and support, as long as evidence of the guardianship is evidenced in a court order or decree; or

(e) a foster child living in the same household;

(3) a child described in Subparagraphs (a) through (e) of Paragraph (2) of this subsection who is between the ages of nineteen and twenty-five and is a full-time student at an accredited educational institution, provided that "full-time student" shall be a student enrolled in and taking twelve or more semester hours or its equivalent contact hours in primary, secondary, undergraduate or vocational school or a student enrolled in and taking nine or more semester hours or its equivalent contact hours in graduate school;

(4) a dependent child over nineteen who is wholly dependent on the eligible retiree for maintenance and support and who is incapable of self-sustaining employment by reason of mental retardation or physical handicap, provided

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1 that proof of incapacity and dependency shall be provided
2 within thirty-one days after the child reaches the limiting
3 age and at such times thereafter as may be required by the
4 board;

5 (5) a surviving spouse defined as follows:

6 (a) "surviving spouse" means the spouse
7 to whom a retiree was married at the time of death; or

8 (b) "surviving spouse" means the spouse
9 to whom a deceased vested active employee was married at the
10 time of death; or

11 (6) a surviving dependent child who is the
12 dependent child of a deceased eligible retiree whose other
13 parent is also deceased;

14 G. "eligible employer" means either:

15 (1) a "retirement system employer", which
16 means an institution of higher education, a school district or
17 other entity participating in the public school insurance
18 authority, a state agency, state court, magistrate court,
19 municipality, ~~[or]~~ county or public entity, each of which is
20 affiliated under or covered by the Educational Retirement Act,
21 the Public Employees Retirement Act, the Judicial Retirement
22 Act, ~~[or]~~ the Magistrate Retirement Act or the Public
23 Employees Retirement Reciprocity Act; or

24 (2) an "independent public employer", which
25 means a municipality, ~~[or]~~ county ~~[which]~~ or public entity

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1 that is not a retirement system employer;

2 H. "eligible retiree" means:

3 (1) a "nonsalaried eligible participating
4 entity governing authority member" who is a person who is not
5 a retiree and who:

6 (a) has served without salary as a
7 member of the governing authority of an employer eligible to
8 participate in the benefits of the Retiree Health Care Act and
9 is certified to be such by the [executive] director of the
10 public school insurance authority;

11 (b) has maintained group health
12 insurance coverage through that member's governing authority
13 if such group health insurance coverage was available and
14 offered to the member during the member's service as a member
15 of the governing authority; and

16 (c) was participating in the group
17 health insurance program under the Retiree Health Care Act
18 prior to July 1, 1993; or

19 (d) if a person eligible under
20 Subparagraph (a) of this paragraph applies before August 1,
21 1993 to the authority to participate in the program, then he
22 will be eligible to participate notwithstanding the provisions
23 of Subparagraphs (b) and (c) of this paragraph;

24 (2) a "salaried eligible participating entity
25 governing authority member" who is a person who is not a

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1 retiree and who:

2 (a) has served with salary as a member
3 of the governing authority of an employer eligible to
4 participate in the benefits of the Retiree Health Care Act;

5 (b) has maintained group health
6 insurance through that member's governing authority, if such
7 group health insurance was available and offered to the member
8 during the member's service as a member of the governing
9 authority; and

10 (c) was participating in the group
11 health insurance program under the Retiree Health Care Act
12 prior to July 1, 1993; or

13 (d) if a person eligible under
14 Subparagraph (a) of this paragraph applies before August 1,
15 1993 to the authority to participate in the program, then he
16 will be eligible to participate notwithstanding the provisions
17 of Subparagraphs (b) and (c) of this paragraph; or

18 (3) an "eligible participating retiree" who
19 is a person who:

20 (a) falls within the definition of a
21 retiree, has made contributions to the fund for at least five
22 years prior to retirement and whose eligible employer during
23 that period of time made contributions as a participant in the
24 Retiree Health Care Act on the person's behalf, unless that
25 person retires on or before July 1, 1995, in which event the

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1 time period required for employee and employer contributions
2 shall become the period of time between July 1, 1990 and the
3 date of retirement, and who is certified to be a retiree by
4 the educational retirement director, the executive secretary
5 of the public employees retirement board or the governing
6 authority of an independent public employer;

7 (b) falls within the definition of a
8 retiree, retired prior to July 1, 1990 and is certified to be
9 a retiree by the educational retirement director, the
10 executive secretary of the public employees retirement
11 [association] board or the governing authority or of an
12 independent public employer; but this paragraph does not
13 include a retiree who was an employee of an eligible employer
14 who exercised the option not to be a participating employer
15 pursuant to the Retiree Health Care Act and did not after
16 January 1, 1993 elect to become a participating employer;
17 unless the retiree: 1) retired on or before June 30, 1990;
18 and 2) at the time of retirement did not have a retirement
19 health plan or retirement health insurance coverage available
20 from his employer; or

21 (c) is a retiree who: 1) was at the
22 time of retirement an employee of an eligible employer who
23 exercised the option not to be a participating employer
24 pursuant to the Retiree Health Care Act, but which eligible
25 employer subsequently elected after January 1, 1993 to become

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1 a participating employer; 2) has made contributions to the
2 fund for at least five years prior to retirement and whose
3 eligible employer during that period of time made
4 contributions as a participant in the Retiree Health Care Act
5 on the person's behalf, unless that person retires less than
6 five years after the date participation begins, in which event
7 the time period required for employee and employer
8 contributions shall become the period of time between the date
9 participation begins and the date of retirement; and 3) is
10 certified to be a retiree by the educational retirement
11 director, the executive secretary of the public employees
12 retirement board or the governing authority of an independent
13 public employer;

14 I. "fund" means the retiree health care fund;

15 J. "group health insurance" means coverage that
16 includes but is not limited to life insurance, accidental
17 death and dismemberment, hospital care and benefits, surgical
18 care and treatment, medical care and treatment, dental care,
19 eye care, obstetrical benefits, prescribed drugs, medicines
20 and prosthetic devices, medicare supplement, medicare
21 carveout, medicare coordination and other benefits, supplies
22 and services through the vehicles of indemnity coverages,
23 health maintenance organizations, preferred provider
24 organizations and other health care delivery systems as
25 provided by the Retiree Health Care Act and other coverages

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1 considered by the board to be advisable;

2 K. "ineligible dependents" include but are not
3 limited to:

4 (1) those dependents created by common law
5 relationships;

6 (2) dependents while in active military
7 service;

8 (3) parents, aunts, uncles, brothers,
9 sisters, grandchildren and other family members left in the
10 care of an eligible retiree without evidence of legal
11 guardianship; and

12 (4) anyone not specifically referred to as an
13 eligible dependent pursuant to the rules [~~and regulations~~]
14 adopted by the board;

15 L. "participating employee" means an employee of a
16 participating employer, which employee has not been excluded
17 from participation in the Retiree Health Care Act pursuant to
18 [~~Subsection F of Section 10-7C-9 NMSA 1978 or~~] Section
19 10-7C-10 NMSA 1978;

20 M "participating employer" means an eligible
21 employer who has satisfied the conditions for participating in
22 the benefits of the Retiree Health Care Act, including the
23 requirements of Subsection M of Section 10-7C-7 NMSA 1978 and
24 Subsection D, [~~or~~] E or G of Section 10-7C-9 NMSA 1978, as
25 applicable; [~~and~~]

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1 N. "public entity" means a flood control
2 authority, economic development district, council of
3 governments, regional housing authority, conservancy district
4 or other special district or special purpose government; and

5 ~~[N.]~~ 0. "retiree" means a person who:

6 (1) is receiving:

7 (a) a disability or normal retirement
8 benefit or survivor's benefit under the Educational Retirement
9 Act;

10 (b) a disability or normal retirement
11 benefit or survivor's benefit pursuant to the Public Employees
12 Retirement Act, the Judicial Retirement Act, the Magistrate
13 Retirement Act or the ~~[Retirement Reciprocity Act or the~~
14 ~~Judicial Retirement Reciprocity Act]~~ Public Employees
15 Retirement Reciprocity Act; or

16 (c) a disability or normal retirement
17 benefit or survivor's benefit pursuant to the retirement
18 program of an independent public employer to which that
19 employer has made periodic contributions; or

20 (2) is not receiving a survivor's benefit but
21 is the eligible dependent of a person who received a
22 disability or normal retirement benefit pursuant to the
23 Educational Retirement Act, ~~[or]~~ the Public Employees
24 Retirement Act, the Judicial Retirement Act, the Magistrate
25 Retirement Act or the Public Employees Retirement Reciprocity

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1 Act. "

2 Section 2. Section 10-7C-7 NMSA 1978 (being Laws 1990,
3 Chapter 6, Section 7, as amended) is amended to read:

4 "10-7C-7. BOARD--DUTIES.--In order to achieve the
5 purposes of the Retiree Health Care Act, the board may take
6 all actions reasonably necessary to implement that act,
7 including but not limited to the following:

8 A. employ or contract for the services of the
9 state fiscal agent or select its own fiscal agent in
10 accordance with the Procurement Code;

11 B. employ or contract for persons to assist it in
12 carrying out the Retiree Health Care Act and determine the
13 duties and compensation of these employees;

14 C. collect and disburse funds;

15 D. collect all current and historical claims and
16 financial information necessary for effective procurement of
17 lines of insurance coverage;

18 E. promulgate and adopt necessary rules
19 [~~regulations~~] and procedures for implementation of the Retiree
20 Health Care Act;

21 F. negotiate insurance policies covering
22 additional or lesser benefits as determined appropriate by the
23 board and, at the board's discretion, determine various
24 benefit levels based on retirees' accumulated years of
25 credited service, but the board shall maintain all coverage as

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1 required by federal or state law for each eligible retiree.
2 In the event it is practical to wholly self-insure part or all
3 of the retiree health care coverages, the board may do so;

4 G. procure group health care and other coverages
5 authorized by the Retiree Health Care Act in accordance with
6 the Procurement Code and the Health Care Purchasing Act;

7 H. establish the procedures for contributions and
8 deductions;

9 I. determine methods and procedures for claims
10 administration;

11 J. administer the fund;

12 K. contract for and make available to all eligible
13 retirees and eligible dependents basic and optional group
14 health insurance plans. The optional coverage may include a
15 lower deductible, lower coinsurance or additional categories
16 of benefits permitted under this section and all other
17 applicable sections of the Retiree Health Care Act to provide
18 additional levels of coverages and benefits. Any additional
19 contributions for these optional plans shall be paid for by
20 the eligible retiree or eligible dependent. The coverage
21 provided by the plans shall be secondary to all other benefit
22 coverages to which the eligible retiree or eligible dependent
23 is entitled. In the event a covered eligible retiree becomes
24 employed by an employer offering its employees a basic plan of
25 benefits, the coverage provided by the plan under the Retiree

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1 Health Care Act shall be secondary to such coverage regardless
2 of whether the employee enrolls in that employer's plan. In
3 the event the eligible retiree or eligible dependent is
4 entitled to receive medicare hospital insurance benefits at no
5 charge, then the coverage provided by the plan under the
6 Retiree Health Care Act shall be secondary to medicare
7 hospital and medical insurance to the extent permitted by
8 federal law;

9 L. provide, at its discretion, different plans for
10 eligible retirees and eligible dependents covered by medicare
11 than the plans provided for eligible retirees and eligible
12 dependents who are not covered by medicare; and

13 M promulgate and adopt rules [and regulations]
14 governing eligibility, participation, enrollment, length of
15 service and any other conditions or requirements for providing
16 substantially equal treatment to participating employers who
17 are independent public employers and their retirees and
18 participating employees. "

19 Section 3. Section 10-7C-9 NMSA 1978 (being Laws 1990,
20 Chapter 6, Section 9, as amended) is amended to read:

21 "10-7C-9. PARTICIPATION. --

22 A. All eligible employers shall participate in the
23 Retiree Health Care Act except as provided in Subsection D or
24 [Subsection] E of this section. Participating employers are
25 required to continue existing group health insurance coverages

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1 until such time as similar coverages are offered by the board
2 under the Retiree Health Care Act.

3 B. Participation in the basic health insurance
4 coverages provided by the authority shall be conditioned upon
5 receipt by the board of a certificate of eligibility from the
6 educational retirement director, the executive secretary of
7 the public employees retirement association, the [executive]
8 director of the public school insurance authority or the
9 governing body of an independent public employer. Once
10 eligibility is established, for each eligible retiree who
11 retires on or after [the effective date of the Retiree Health
12 Care Act] February 13, 1990, the board shall contribute from
13 money in the fund the authority's portion of the premium for
14 the basic plan of benefits commencing no earlier than January
15 1, 1991, plus the balance of the premium, which shall be
16 collected from the retiree.

17 C. Each eligible retiree shall accept or reject
18 enrollment in the basic plan of benefits on an enrollment form
19 provided by the board. An eligible retiree who rejects
20 enrollment or fails to return a properly executed enrollment
21 form within the open enrollment period as established by the
22 board forfeits all entitlement and eligibility for benefits
23 under the Retiree Health Care Act until the next open
24 enrollment period as established by the board.

25 D. On or before January 1, 1991, municipalities,

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1 counties and institutions of higher education that are
2 retirement system employers may at their option determine by
3 ordinance, or for institutions of higher education, by
4 resolution, to be excluded from coverage under the Retiree
5 Health Care Act; that determination shall be subject to the
6 following conditions:

7 (1) any contributions paid into the fund by a
8 municipality, county or institution of higher education that
9 exercises timely an irrevocable option not to participate in
10 the Retiree Health Care Act under this subsection shall be
11 returned without interest to that municipality, county or
12 institution of higher education for return of the employee
13 contributions to the employees and for crediting of the
14 employer contributions to the appropriate fund of the
15 municipality, county or institution of higher education. If
16 the determination to be excluded from coverage is exercised by
17 a municipality, county or institution of higher education
18 prior to July 1, 1990, then that municipality, county or
19 institution of higher education shall not be required to make
20 the contributions that would otherwise be required by Section
21 10-7C-15 NMSA 1978;

22 (2) any municipality, county or institution
23 of higher education, in addition to complying with all other
24 required notice and public hearing or meeting requirements,
25 shall, no less than thirty days prior to the public hearing or

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1 public meeting on a proposed ordinance or proposed resolution,
2 notify the authority of the public hearing or public meeting
3 by certified mail; and

4 (3) in the event that:

5 (a) the number of active employees
6 employed by municipalities contributing to the fund reaches a
7 number equaling sixty percent or more of all active employees
8 employed by all municipalities that are retirement system
9 employers, the municipal position on the board of the
10 authority shall be restored within sixty days of the date that
11 percentage is reached; provided, however, that if a
12 municipality with a population greater than one hundred
13 thousand that is located in a class A county exercises this
14 option, then the sixty-percent requirement shall be applied to
15 the remaining municipalities only;

16 (b) the number of active employees
17 employed by counties contributing to the fund reaches a number
18 equaling sixty percent or more of all active employees
19 employed by all counties that are retirement system employers,
20 the county position on the board of the authority shall be
21 restored within sixty days of the date that percentage is
22 reached; provided, however, that if a class A county exercises
23 this option, then the eighty-percent requirement shall be
24 applied to the remaining counties only; or

25 (c) the number of active employees

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1 employed by institutions of higher [~~learning~~] education
2 contributing to the fund reaches a number equaling seventy
3 percent or more of all active employees employed by an
4 institution of higher education contributing to the
5 educational retirement fund, the institution of higher
6 education position on the board shall be restored within sixty
7 days of the date that percentage is reached.

8 E. An independent public employer may become a
9 participating employer if that employer satisfies the
10 requirements imposed pursuant to Subsection M of Section
11 10-7C-7 NMSA 1978 and if that employer also files with the
12 authority on or prior to January 1, 1991 or prior to July 1,
13 1993 or July 1 of any year a written irrevocable election by
14 the governing body of that employer to participate in the
15 Retiree Health Care Act. Any such independent public employer
16 that chooses to become a participating employer after January
17 1, 1993 shall begin making the appropriate preliminary
18 employer and employee contributions to the fund on the July 1
19 immediately following the adoption of the ordinance or
20 resolution. On the following January 1, eligible retirees of
21 those participating employers and their eligible dependents
22 shall be eligible to receive group health insurance coverage
23 pursuant to the provisions of the Retiree Health Care Act.

24 F. Any other provisions of the Retiree Health Care
25 Act notwithstanding, retirees [~~or active employees~~] of

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1 institutions of higher education participating in the Retiree
2 Health Care Act for whom those institutions of higher
3 education have existing plans, programs, policies or contracts
4 for health care benefits shall not be required to participate
5 in the Retiree Health Care Act [~~nor shall employer or employee~~
6 ~~contributions be made to the authority on their behalf~~].

7 G. A municipality or county that enacted an
8 ordinance or an institution of higher education that enacted a
9 resolution prior to January 1, 1991 pursuant to Subsection D
10 of this section to be excluded from coverage under the Retiree
11 Health Care Act may [~~enact~~] become a participating employer if
12 that employer satisfies the requirements imposed pursuant to
13 Subsection M of Section 10-7C-7 NMSA 1978 and if that employer
14 also enacts an ordinance or resolution, as applicable, after a
15 public hearing and published notice of the hearing, prior to
16 July 1, 1993 or July 1 of any year to choose to become a
17 participating employer under the Retiree Health Care Act. Any
18 such municipality, county or institution of higher education
19 that chooses to become a participating employer after January
20 1, 1993 shall begin making the appropriate preliminary
21 employer and employee contributions to the fund on the July 1
22 immediately following the adoption of the ordinance or
23 resolution. On the following January 1, eligible retirees of
24 those participating employers and their eligible dependents
25 shall be eligible to receive group health insurance coverage

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1 pursuant to the provisions of the Retiree Health Care Act. "

2 Section 4. Section 10-7C-15 NMSA 1978 (being Laws 1990,
3 Chapter 6, Section 15) is amended to read:

4 "10-7C-15. RETIREE HEALTH CARE FUND CONTRIBUTIONS. --

5 A. Following completion of the preliminary
6 contribution period, each participating employer for the
7 fiscal year beginning July 1, 1990 and thereafter shall make
8 contributions to the fund in the amount of one percent of each
9 participating employee's annual salary.

10 B. Following completion of the preliminary
11 contribution period, each participating employee as a
12 condition of employment for the fiscal year commencing July 1,
13 1990 and thereafter shall contribute to the fund an employee
14 contribution in an amount equal to one-half of one percent of
15 the employee's salary. Each month, participating employers
16 shall deduct the contribution from the participating
17 employee's salary and shall remit it to the board as provided
18 by any procedures that the board may require.

19 C. A participating employer that fails to remit
20 before the tenth day after the last day of the month all
21 employer and employee deposits required by the Retiree Health
22 Care Act to be remitted by the employer for the month shall
23 pay to the fund, in addition to the deposits, interest on the
24 unpaid amounts at the rate of six percent per [~~annum~~] year
25 compounded monthly.

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1 D. The employer and employee contributions shall
2 be paid in monthly installments based on the percent of
3 payroll certified by the employer.

4 E. Except in the case of erroneously made
5 contributions or as may be otherwise provided in Subsection D
6 of Section [~~9 of the Retiree Health Care Act~~] 10-7C-9 NMSA
7 1978, contributions from participating employers and
8 participating employees shall become the property of the fund
9 on receipt by the board and shall not be refunded under any
10 circumstances, including termination of employment or
11 termination of the participating employer's operation or
12 participation in the Retiree Health Care Act.

13 F. Notwithstanding any other provision in the
14 Retiree Health Care Act and at the first session of the
15 legislature following July 1, 1995, the legislature shall
16 review and adjust the distribution pursuant to Section 7-1-6.1
17 NMSA 1978 and the employer and employee contributions to the
18 authority in order to [~~insure~~] ensure the actuarial soundness
19 of the benefits provided under the Retiree Health Care Act. "

20 Section 5. **EMERGENCY.**--It is necessary for the public
21 peace, health and safety that this act take effect
22 immediately.

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3 **FORTY-THIRD LEGISLATURE**
4 **SECOND SESSION, 1998**
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8 **February 4, 1998**
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11 **Mr. Speaker:**
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13 **Your RULES AND ORDER OF BUSINESS COMMITTEE, to**
14 **whom has been referred**
15

16 **HOUSE BILL 434**
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18
19 **has had it under consideration and finds same to be GERMANE**
20 **in accordance with constitutional provisions.**
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22 **Respectfully submitted,**
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R. David Pederson, Chairman

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(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Gubbels, Hobbs, Lujan, Ryan, Sanchez

Absent: None

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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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6 February 7, 1998
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8 Mr. Speaker:
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10 Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
11 been referred
12

13 HOUSE BILL 434
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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 Fred Luna, Chairman
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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 HBI/HB 434

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4 Adopted _____ Not Adopted _____

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6 (Chief Clerk)

(Chief Clerk)

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8 Date _____

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10 The roll call vote was 8 For 0 Against

11 Yes: 8

12 Excused: Hobbs, Lutz, Varela

13 Absent: Getty, J. G. Taylor

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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

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4 February 12, 1998

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7 Mr. Speaker:

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9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 434

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13 has had it under consideration and reports same with
14 recommendation that it DO PASS.

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16 Respectfully submitted,

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21 Max Coll, Chairman
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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 Page 26

4 Adopted _____ Not Adopted _____

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6 (Chief Clerk)

(Chief Clerk)

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8 Date _____

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10 The roll call vote was 14 For 0 Against

11 Yes: 14

12 Excused: Saavedra, Townsend, Varela, Vigil

13 Absent: None

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FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

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FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

February 15, 1998

Mr. President:

Your CORPORATIONS & TRANSPORTATION COMMITTEE, to
whom has been referred

HOUSE BILL 434

has had it under consideration and reports same with
recommmendation that it DO PASS.

Respectfully submitted,

Roman M. Maes, III, Chairman

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FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

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Adopted _____ Not

Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Fidel, Kidd, McKibben, Robinson

Absent: None

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Underscored material = new
[bracketed material] = delete