



MINUTES
of the
THREE-HUNDRED-FORTY-SIXTH MEETING
of the
LEGISLATIVE COUNCIL
November 19, 2012
Santa Fe

The three-hundred-forty-sixth meeting of the Legislative Council was called to order on Monday, November 19, 2012, at 10:30 a.m. in Room 307 of the State Capitol by Senator Timothy Z. Jennings, co-chair.

Present

Senator Timothy Z. Jennings, Co-Chair
Representative Ben Lujan, Co-Chair
Representative Thomas A. Anderson
Representative Donald E. Bratton
Senator Carlos R. Cisneros
Representative Anna M. Crook
Senator Stuart Ingle
Representative W. Ken Martinez
Senator Cisco McSorley
Representative Rick Miera
Senator William H. Payne
Senator Michael S. Sanchez
Senator William E. Sharer
Representative Sheryl Williams Stapleton
Representative Thomas C. Taylor
(Speaker Lujan participated by phone)

Absent

Special Advisory Members Present

Representative Eliseo Lee Alcon
Representative Roberto "Bobby" J.
Gonzales
Representative Rhonda S. King
Representative Dennis J. Kintigh
Representative James Roger Madalena
Senator George K. Munoz
Representative Andy Nuñez
Representative Debbie A. Rodella
Senator John Arthur Smith

Special Advisory Members Absent

Senator Pete Campos
Senator Mary Jane M. Garcia
Representative Antonio Lujan

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS)
Kathy Pacheco-Dofflemeyer, Assistant Director for Administration, LCS

John Yaeger, Assistant Director for Legislative Affairs, LCS
Doris A. Faust, Assistant Director for Drafting Services, LCS
Jeret Fleetwood, Locator Coordinator, LCS

Approval of Minutes

On a motion made, seconded and passed, the minutes of the three-hundred-forty-fifth meeting from September 25, 2012 were approved as submitted.

Interim Committee Request

Mr. Burciaga indicated that the Investments and Pensions Oversight Committee (IPOC) had requested an extra meeting day to review proposed legislation. Senator Munoz pointed out that the IPOC meeting scheduled for November 28, 2012 would be the first time the committee actually saw the proposed bills, which he said are large and somewhat complicated.

On a motion made, seconded and unanimously approved, an extra meeting day was authorized for the IPOC.

New-Member Orientation

Mr. Burciaga explained that new-member orientation is scheduled for Thursday, December 13, 2012, from 9:00 a.m. to 4:15 p.m. and that cards notifying all candidates of the date were mailed several months ago. He also said that further notice had been sent to all of the newly elected members and that most would be in attendance. Mr. Burciaga went on to note that various panels and presentations are scheduled for the orientation, as well as mock committee hearings. He also said that the two-hour ethics seminar scheduled for all legislators will take place on December 14, 2012. Mr. Burciaga pointed out that a Legislative Council meeting and a presentation on per diem and mileage payments as they relate to taxes are also scheduled for December 14, 2012.

Mr. Burciaga reminded the council that while newly elected members of the legislature cannot receive per diem and mileage payments as legislators to attend the orientation and seminar, they could be reimbursed at the rate paid to members of the public if the council authorizes it.

On a motion made, seconded and unanimously approved, representatives- and senators-elect were authorized to receive per diem and mileage payments at the public rate for attendance at the new-member orientation and ethics seminar scheduled for December 13 and 14, 2012.

Staff Reports

Mr. Burciaga explained that since Michael Martin has resigned from the State Investment Council (SIC), a vacancy exists for a senate-nominated appointee. He noted that a press release had been issued and that some resumes from interested people had been submitted. Mr. Burciaga indicated that the resumes would be transmitted to council members before the next meeting.

In response to a question from Representative Bratton, Mr. Burciaga explained that because the current council appointments to the SIC consist of one Democrat, one Republican and one who is not affiliated with either party, there is no party affiliation requirement for the next appointee since the statute states that no more than two appointees may be from the same party.

Mr. Burciaga provided the council with an updated report on redistricting costs, noting that costs had been adjusted by about \$53,000. He explained that individual attorney hours and rates as they were listed on court documents were included in the report, but he pointed out that because law firms differ in their methods of compensation, it is not accurate to simply multiply those numbers to determine exactly how much individuals from various firms were paid.

Mr. Burciaga informed the council that reviewing State Capitol security was an ongoing process and that recommendations would be presented to the council after the 2013 legislative session.

Mr. Burciaga said that responses to the request for proposals for medical services for the session were due on December 10 and that alternative providers had been contacted and their services would be available during the session.

Mr. Burciaga noted that Representative Taylor had contacted him regarding the passage of Constitutional Amendment Three after the November 6 election, which transfers the chartering of corporations from the Public Regulation Commission to the secretary of state. He explained that the secretary of state would likely need additional office space to carry out that function, and the suggestion had arisen of moving some of the analysts located in the Capitol North building to another location to create that space.

Representative Taylor explained that he had contacted the General Services Department, which is looking into making space at the planned executive office building across the street. The council discussed the suggestion, with some members raising concerns about moving analysts away from the legislature. The council directed staff to look into the issue and authorized the Facilities Review Subcommittee to meet if necessary.

Representative Miera reminded the council that Speaker Lujan first developed the concept of a new-member orientation.

In response to a question from Representative King, Mr. Burciaga said he would look into whether a New Mexico veteran who had received the Congressional Medal of Honor was recognized on the New Mexico Wall of Honor in the State Capitol.

In response to a question from Representative Stapleton, Senator Jennings explained that the Senate Committees' Committee had not wanted to appoint subcommittees on a number of issues until after the election. He said that the committee might meet again in mid-December to revisit the issue.

There being no further business, the council adjourned at 11:10 a.m.

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