



**MINUTES
of the
THREE-HUNDRED-SEVENTIETH MEETING
of the
LEGISLATIVE COUNCIL
April 13, 2017
Santa Fe**

The three-hundred-seventieth meeting of the Legislative Council was called to order on Thursday, April 13, 2017, at 1:45 p.m. in Room 307 of the State Capitol by Senator Mary Kay Papen, co-chair.

Present

Sen. Mary Kay Papen, Co-Chair
Rep. Brian Egolf, Co-Chair
Sen. Carlos R. Cisneros
Rep. Candy Spence Ezzell
Rep. Doreen Y. Gallegos
Rep. Nate Gentry
Rep. Roberto "Bobby" J. Gonzales
Sen. Stuart Ingle
Rep. Rod Montoya
Sen. William H. Payne
Sen. Clemente Sanchez
Sen. John Arthur Smith
Rep. Sheryl Williams Stapleton
Sen. Peter Wirth

Absent

Rep. Zachary J. Cook
Sen. James P. White

Staff

Raúl E. Burciaga, Director, Legislative Council Service (LCS)
Amy Chavez-Romero, Assistant Director for Drafting, LCS
Kathy Pacheco-Dofflemeyer, Assistant Director for Administration, LCS
Jon Boller, Senior Staff Attorney, LCS
Jeret Fleetwood, Researcher, LCS

Appointment of Legislative Council Members

Representative Egolf and Senator Papen will serve as co-chairs of the council. Other voting members of the council are Representatives Cook, Ezzell, Gallegos, Gentry, Gonzales, Montoya and Stapleton and Senators Cisneros, Ingle, Payne, Sanchez, Smith, White and Wirth.

Executive Session Regarding the Governor's Vetoes and Potential Action by the Legislature

The council met in executive session to discuss the governor's vetoes and potential action by the legislature.

Upon returning from executive session, Mr. Burciaga announced that the following motions had been made and passed by the council while in executive session:

- that the legislature's attorneys, in consultation with the director of the LCS, be directed to pursue appropriate litigation on behalf of the Legislative Council as expeditiously as possible regarding the constitutional validity of the governor's attempted vetoes of funding for the legislative branch;
- that the legislature's attorneys, in consultation with the director of the LCS, be directed to pursue appropriate litigation on behalf of the Legislative Council as expeditiously as possible regarding the constitutional validity of the governor's attempted vetoes of funding for the state's higher educational institutions;
- that the legislature's attorneys, in consultation with the director of the LCS, be directed to pursue appropriate litigation on behalf of the Legislative Council as expeditiously as possible regarding the constitutional validity of the governor's attempted vetoes of funding for any other state entities or core functions of state government;
- that the legislature's attorneys, in consultation with the director of the LCS, be directed to pursue appropriate litigation on behalf of the Legislative Council as expeditiously as possible regarding the constitutional validity of the governor's attempted vetoes that were issued without any, or sufficient, constitutional objection, as identified in the legislature's bill locator as "Law without signature"; and
- that the LCS be authorized to use funds from interim expenses for attorneys and litigation, if needed, to supplement the contract funding of the LCS.

Mr. Burciaga also noted that the speaker and the president pro tempore asked him to prepare certificates for the purpose of calling the legislature into extraordinary session and to take action to obtain signatures of legislators as directed or requested by leadership.

Senator Wirth noted that Senator Sharer had conducted research regarding a tax-based study, which would cost about \$200,000. Senator Wirth noted that Senator Sharer had received pledges from other entities for about half of the money, and Senator Sharer hoped that the Legislative Council could appropriate the remaining \$100,000.

At the request of Senator Wirth, Mr. Burciaga said the item would be added to the next meeting's agenda.

There being no further business, the council adjourned at 3:25 p.m.