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HOUSE BILL 1

**49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009**

INTRODUCED BY

W. Ken Martinez

AN ACT

RELATING TO THE LEGISLATIVE BRANCH OF GOVERNMENT; APPROPRIATING FUNDS FOR THE EXPENSE OF THE FORTY-NINTH LEGISLATURE, FIRST SESSION, 2009 AND FOR OTHER LEGISLATIVE EXPENSES, INCLUDING THE LEGISLATIVE COUNCIL SERVICE, THE LEGISLATIVE FINANCE COMMITTEE, THE LEGISLATIVE EDUCATION STUDY COMMITTEE, THE SENATE RULES COMMITTEE, THE HOUSE CHIEF CLERK'S OFFICE AND THE SENATE CHIEF CLERK'S OFFICE; DECLARING AN EMERGENCY.

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

Section 1. SESSION EXPENSES.--

A. There is appropriated for the expense of the legislative department of the state of New Mexico for the first session of the forty-ninth legislature for per diem and mileage of its members, for salaries of employees and for other expenses of the legislature, eight million three hundred .175549.1

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1 twenty-six thousand seven hundred thirty-four dollars  
2 (\$8,326,734) or so much thereof as may be necessary for such  
3 purposes.

4 B. The expenditures referred to in Subsection A of  
5 this section are as follows:

6 (1) per diem for senators . . . . \$365,400;

7 (2) per diem for members of the house of  
8 representatives . . . . . \$609,000;

9 (3) mileage traveled by members of the senate  
10 going to and returning from the seat of government by the  
11 usually traveled route, one round trip . . . . . \$6,800;

12 (4) mileage traveled by members of the house  
13 of representatives going to and returning from the seat of  
14 government by the usually traveled route, one round trip  
15 . . . . . \$10,300;

16 (5) salaries and employee benefits of senate  
17 employees . . . . . \$2,830,400;

18 (6) salaries and employee benefits of house of  
19 representatives employees . . . . . \$2,097,159;

20 (7) for expense of the senate not itemized  
21 above, six hundred twenty-two thousand nine hundred dollars  
22 (\$622,900). No part of this item may be transferred to  
23 salaries or employee benefits;

24 (8) for expense of the house of  
25 representatives not itemized above, five hundred sixteen

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1 thousand five hundred seventy-five dollars (\$516,575). No part  
2 of this item may be transferred to salaries or employee  
3 benefits; and

4 (9) for session expenses of the legislative  
5 council service, the joint billroom and mailroom and joint  
6 legislative switchboard, one million two hundred sixty-eight  
7 thousand two hundred dollars (\$1,268,200) to be disbursed upon  
8 vouchers signed by the director of the legislative council  
9 service.

10 C. The expenditures for the senate shall be  
11 disbursed on vouchers signed by the chair of the committees'  
12 committee and the chief clerk of the senate or the chief  
13 clerk's designee. The expenditures for the house of  
14 representatives shall be disbursed on vouchers signed by the  
15 speaker and chief clerk of the house or the chief clerk's  
16 designee. Following adjournment of the session, expenditures  
17 authorized pursuant to Paragraphs (1) through (8) of Subsection  
18 B of this section shall be disbursed upon vouchers signed by  
19 the director of the legislative council service or the  
20 director's designee.

21 D. Under the printing contracts entered into for  
22 the first session of the forty-ninth legislature, the chair of  
23 the committees' committee of the senate, subject to the  
24 approval of the committee, and the speaker of the house of  
25 representatives are authorized and directed to provide for the

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1 printing of all bills, resolutions, joint resolutions,  
2 memorials and joint memorials introduced in the senate or  
3 house, the printing of the weekly bill locator and the printing  
4 of all necessary stationery required for use in the respective  
5 houses. They are further directed to provide for the purchase  
6 of all supplies necessary for use in the respective houses  
7 within the appropriation provided. The orders for printing,  
8 stationery and supplies shall be approved by the chair of the  
9 committees' committee for the senate and by the speaker for the  
10 house.

11 Section 2. ~~BILLS AND OTHER PRINTED MATERIALS.--~~

12 A. For the first session of the forty-ninth  
13 legislature, bills, resolutions, joint resolutions, memorials  
14 and joint memorials delivered to the printer shall be returned  
15 by the printer to the joint billroom within forty-two hours  
16 after they are ordered to be printed. The billroom personnel  
17 shall supply a complete file of bills, resolutions, joint  
18 resolutions, memorials, joint memorials and other printed  
19 distribution materials to the following:

20 (1) one copy to each member of the house of  
21 representatives and senate;

22 (2) one copy to each county clerk, district  
23 judge, radio or television station and newspaper and to the  
24 general library of each state-supported institution of higher  
25 learning;

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1 (3) upon written request, one copy to each  
2 state department, commission, board, institution or agency,  
3 each elected state official, each incorporated municipality,  
4 each district attorney, each ex-governor, each member of the  
5 New Mexico congressional delegation and each public school  
6 district in the state; and

7 (4) if requested, one copy to two other  
8 addresses specified by each individual member of the  
9 legislature.

10 B. Any person not listed in Subsection A of this  
11 section may secure a complete file of the bills, resolutions,  
12 joint resolutions, memorials and joint memorials of the  
13 legislature by depositing with the legislative council service  
14 the amount of seven hundred dollars (\$700), which deposit shall  
15 be paid to the state treasurer to the credit of the legislative  
16 expense fund. Additional single copies of items of legislation  
17 shall be sold for two dollars (\$2.00) unless the director of  
18 the legislative council service shall, because of its length,  
19 assign a higher price not to exceed ten cents (\$.10) per page.  
20 Copies of a daily bill locator, other than those copies  
21 furnished to each member of the respective houses, shall be  
22 supplied by the legislative council service at a charge of two  
23 hundred thirty dollars (\$230) for the entire session.

24 Section 3. LEGISLATIVE COUNCIL SERVICE.--There is  
25 appropriated from the general fund to the legislative council

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1 service for fiscal year 2010 unless otherwise indicated, to be  
2 disbursed on vouchers signed by the director of the legislative  
3 council service or the director's designee, the following:

4 A. Personal Services &

5 Employee Benefits	\$ 4,681,400
6 Contractual Services	240,000
7 Other Costs	1,122,800
8 Total	\$ 6,044,200;

9 B. for travel expenses of legislators other than  
10 New Mexico legislative council members, on legislative council  
11 business, for committee travel, studies, staff and other  
12 necessary expenses for other interim committees and for other  
13 necessary legislative expenses for fiscal year 2010, one  
14 million thirty-six thousand dollars (\$1,036,000); provided that  
15 the New Mexico legislative council may transfer amounts from  
16 the appropriation in this subsection, during the fiscal year  
17 for which appropriated, to any other legislative appropriation  
18 where they may be needed;

19 C. for pre-session expenditures and for necessary  
20 contracts, furniture, equipment, supplies and personnel for  
21 interim session preparation, five hundred fifty-two thousand  
22 three hundred dollars (\$552,300); and

23 D. for a statewide legislative intern program,  
24 forty-five thousand dollars (\$45,000).

25 Section 4. LEGISLATIVE FINANCE COMMITTEE.--There is

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1 appropriated from the general fund to the legislative finance  
2 committee for fiscal year 2010, to be disbursed on vouchers  
3 signed by the chair of the committee or the chair's designated  
4 representative, the following:

5	Personal Services &	
6	Employee Benefits	\$ 3,853,900
7	Contractual Services	220,500
8	Other Costs	355,300
9	Total	\$ 4,429,700.

10 Section 5. LEGISLATIVE EDUCATION STUDY COMMITTEE.--There  
11 is appropriated from the general fund to the legislative  
12 education study committee for fiscal year 2010, to be disbursed  
13 on vouchers signed by the chair of the committee or the chair's  
14 designated representative, the following:

15	Personal Services &	
16	Employee Benefits	\$ 1,130,000
17	Contractual Services	50,000
18	Other Costs	151,000
19	Total	\$ 1,331,000.

20 Section 6. SENATE RULES COMMITTEE.--There is appropriated  
21 from the general fund to the legislative council service for  
22 the interim duties of the senate rules committee, twenty-one  
23 thousand six hundred dollars (\$21,600) for fiscal year 2010.

24 Section 7. HOUSE CHIEF CLERK.--There is appropriated from  
25 the general fund to the legislative council service for

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1 expenditure in fiscal year 2010 for the operation of the house  
2 chief clerk's office, to be disbursed on vouchers signed by the  
3 director of the legislative council service, the following:

4	Personal Services &	
5	Employee Benefits	\$ 965,600
6	Contractual Services	141,600
7	Other Costs	61,200
8	Total	\$ 1,168,400.

9 Section 8. SENATE CHIEF CLERK.--There is appropriated  
10 from the general fund to the legislative council service for  
11 expenditure in fiscal year 2010 for the operation of the senate  
12 chief clerk's office, to be disbursed on vouchers signed by the  
13 director of the legislative council service, the following:

14	Personal Services &	
15	Employee Benefits	\$ 967,800
16	Contractual Services	191,350
17	Other Costs	64,250
18	Total	\$ 1,223,400.

19 Section 9. LEGISLATIVE INFORMATION SYSTEM.--There is  
20 appropriated to the legislative council service for the  
21 legislative information system five hundred seventy-four  
22 thousand five hundred dollars (\$574,500) from the general fund  
23 for expenditure in fiscal year 2010.

24 Section 10. CENSUS REDISTRICTING DATA--SECOND PHASE.--  
25 There is appropriated to the legislative council service to

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1 complete the second phase of the 2010 census redistricting  
2 block boundary data program and to perform such other functions  
3 as are necessary to prepare for redistricting in 2011, five  
4 hundred thousand dollars (\$500,000) from legislative cash  
5 balances, for expenditure during fiscal years 2010 and 2011.

6 Section 11. EXTENSIBLE MARKUP LANGUAGE DATABASE--  
7 SELF-PUBLICATION.--There is appropriated from the legislative  
8 cash balances to the legislative council service for the  
9 legislative share of the continued development required for the  
10 extensible markup language database, extensible markup language  
11 tagging and its use for legislative document systems and an  
12 integrated tagged database of the session laws and for the  
13 costs associated in collaborating with the New Mexico  
14 compilation commission on the ongoing development and expanding  
15 partnership role in the self-publication of the New Mexico  
16 statutes annotated, 1978, four hundred thousand dollars  
17 (\$400,000) for expenditure during fiscal years 2009 and 2010.

18 Section 12. NATIONAL CONFERENCES HOST COMMITTEES.--  
19 There is appropriated from legislative cash balances to the  
20 legislative council service for the New Mexico legislature's  
21 host committees for two national conferences to be held in  
22 fiscal year 2010 in Santa Fe to provide transportation,  
23 speakers' fees and other appropriate expenses as are necessary  
24 to prepare for the annual meetings to be held in New Mexico,  
25 two hundred thousand dollars (\$200,000), for expenditure during

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1 fiscal years 2009 and 2010.

2 Section 13. LEGISLATIVE BRANCH APPROPRIATIONS--  
3 REDUCTIONS.--The New Mexico legislative council shall reduce  
4 any general fund appropriations in this act, provided that the  
5 total amount of the reductions shall not exceed two percent of  
6 the total general fund appropriations in Sections 3 through 9  
7 of this act and, provided further that in order to meet the  
8 reductions and maintain government efficiency, the New Mexico  
9 legislative council may transfer amounts from any of the  
10 appropriations in this act to any other legislative expenditure  
11 where they may be needed.

12 Section 14. CATEGORY TRANSFER.--Amounts set out in  
13 Sections 3, 4, 5, 7 and 8 of this act are provided for  
14 informational purposes only and may be freely transferred among  
15 categories.

16 Section 15. PERFORMANCE MEASURES.--Each legislative  
17 agency shall adhere to the performance measures specified in  
18 its strategic plan and shall make reports as required in that  
19 plan.

20 Section 16. EMERGENCY.--It is necessary for the public  
21 peace, health and safety that this act take effect immediately.