

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

HOUSE BILL 295

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

INTRODUCED BY

Rodolpho "Rudy" S. Martinez

AN ACT

RELATING TO INTERGOVERNMENTAL RELATIONS; ENACTING THE NEW  
MEXICO-SONORA COMMISSION ACT; PROVIDING FOR COOPERATIVE  
ACTIVITIES BETWEEN NEW MEXICO AND THE MEXICAN STATE OF SONORA.

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

Section 1. SHORT TITLE.--This act may be cited as the  
"New Mexico-Sonora Commission Act".

Section 2. PURPOSES.--The purposes of the New  
Mexico-Sonora Commission Act are to establish a framework in  
which New Mexico and the state of Sonora, Mexico, can work to  
develop mutually beneficial programs to resolve challenges  
common to both states, to maximize the possibilities for  
economic development and to open and institutionalize lines of  
communication between the public and private sector leaders of  
those states.

.174525.2GR

underscoring material = new  
[bracketed material] = delete

underscored material = new  
[bracketed material] = delete

1           Section 3. DEFINITIONS.--As used in the New Mexico-Sonora  
2 Commission Act:

3           A. "commission" means the New Mexico-Sonora  
4 commission; and

5           B. "Sonora" means the state of Sonora, Mexico.

6           Section 4. NEW MEXICO-SONORA COMMISSION CREATED--  
7 MEMBERS--ADMINISTRATION.--

8           A. The "New Mexico-Sonora commission" is created  
9 and is administratively attached to the economic development  
10 department.

11           B. The members of the commission representing New  
12 Mexico shall be:

- 13                   (1) the governor of New Mexico;
- 14                   (2) the secretary of economic development;
- 15                   (3) the secretary of tourism;
- 16                   (4) other state officials as assigned by the  
17 governor; and
- 18                   (5) no more than nine members of the public  
19 appointed by the governor of New Mexico.

20           C. The members of the commission representing  
21 Sonora shall be appointed or assigned according to regulations  
22 and procedures governing commissions in that state.

23           D. The economic development department shall  
24 provide administrative assistance to the commission as needed.

25           E. The economic development department shall keep a

underscored material = new  
[bracketed material] = delete

1 record of commission proceedings.

2 F. The co-chairs of the commission shall be the  
3 governors of New Mexico and Sonora.

4 G. Meetings of the commission shall be at the call  
5 of the co-chairs or pursuant to the request of a majority of  
6 the members of the commission.

7 H. Terms for public members of the commission  
8 appointed by the governor of New Mexico shall be for two years  
9 with reappointment to additional terms at the discretion of the  
10 governor.

11 I. A vacancy in a term of a commission member  
12 representing New Mexico shall be filled by appointment by the  
13 governor of New Mexico for the remainder of the term of the  
14 position vacated.

15 J. The public members of the commission appointed  
16 by the governor of New Mexico shall receive per diem and  
17 mileage pursuant to the Per Diem and Mileage Act for  
18 performance of official duties required by the commission and  
19 shall receive no other compensation, perquisite or allowance.

20 Section 5. POWERS AND DUTIES.--

21 A. The commission shall provide a forum for  
22 discussion and resolution of issues of mutual concern to the  
23 governments of New Mexico and Sonora.

24 B. The commission may:

25 (1) identify projects that can be

.174525.2GR

underscoring material = new  
[bracketed material] = delete

1 cooperatively pursued by New Mexico and Sonora;

2 (2) create avenues of communication between  
3 New Mexico and Sonora concerning cultural, artistic, public  
4 safety, economic and industrial affairs;

5 (3) confer with New Mexican and Sonoran  
6 cultural, artistic, public safety, economic and industrial  
7 leaders to determine the best methods and procedures to carry  
8 out the provisions of the New Mexico-Sonora Commission Act;

9 (4) promote legislation to further the goals  
10 of the commission; and

11 (5) communicate with state or provincial  
12 international commissions in other states or nations in order  
13 to obtain information about successful international  
14 intergovernmental cooperative activities or models.

15 C. The governor of New Mexico may negotiate with  
16 appropriate officials from Sonora to create cooperative  
17 projects to be implemented by New Mexico and Sonora or to  
18 resolve issues of mutual concern to New Mexico and Sonora. The  
19 governor may implement the agreements reached through those  
20 negotiations or projects developed, provided that an agreement  
21 that has a fiscal impact on New Mexico and requires an  
22 appropriation shall require an act of the legislature.

23 Section 6. CONFLICT OF INTEREST.--A member of the  
24 commission who performs a function or duty pursuant to the New  
25 Mexico-Sonora Commission Act shall not have a direct or

.174525.2GR

underscored material = new  
[bracketed material] = delete

1 indirect financial interest in an activity undertaken by the  
2 commission.

3 Section 7. EFFECTIVE DATE.--The effective date of the  
4 provisions of this act is July 1, 2009.

5 - 5 -

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25