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SENATE BILL 94

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY

Richard C. Martinez

FOR THE LAND GRANT COMMITTEE

AN ACT

RELATING TO TORTS; EXTENDING ELIGIBILITY FOR LIABILITY COVERAGE TO COMMUNITY LAND GRANTS GOVERNED AS POLITICAL SUBDIVISIONS OF THE STATE.

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

Section 1. A new section of the Tort Claims Act is enacted to read:

"~~[NEW MATERIAL]~~ LIABILITY COVERAGE--CERTAIN COMMUNITY LAND GRANTS.--Notwithstanding the provisions of Paragraph (1) of Subsection A of Section 41-4-25 NMSA 1978 to the contrary, a community land grant governed as a political subdivision of the state upon application to the risk management division of the general services department shall be authorized to purchase coverage for any risk for which immunity has been waived under the Tort Claims Act through the public liability fund,

.180227.3

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1 exclusive of coverage of an activity conducted by the community  
2 land grant that is determined by the director of the risk  
3 management division pursuant to division rules to be a business  
4 enterprise."

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