

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

SENATE BILL 211

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

Bernadette M. Sanchez

AN ACT

RELATING TO THE LEGISLATURE; RESTRICTING PER DIEM PAYMENTS FOR
ATTENDANCE AT INTERIM COMMITTEE MEETINGS.

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

SECTION 1. Section 2-1-9 NMSA 1978 (being Laws 1971,
Chapter 1, Section 11, as amended) is amended to read:

"2-1-9. OUT-OF-STATE TRAVEL--IN-STATE TRAVEL.--

A. Out-of-state travel of members, officers and
employees of the legislative branch of government shall be
exempt from approval by any member of the executive branch.

B. Members of the legislature serving on official
business for interim committees within the state shall receive:

(1) per diem at the internal revenue service
per diem rate as provided in Section 2-1-8 NMSA 1978 for each
day served, including travel time, and the cost of public

.183609.1

underscoring material = new
~~[bracketed material] = delete~~

underscored material = new
[bracketed material] = delete

1 transportation by the shortest, most direct route or mileage
2 for each mile traveled by the shortest, most direct route by
3 automobiles at the internal revenue service standard mileage
4 rate or by privately owned aircraft at the air mileage rate set
5 out by the rules adopted by the department of finance and
6 administration pursuant to the Per Diem and Mileage Act;
7 provided, however, that a member of the legislature shall not
8 receive per diem for attendance at an interim committee meeting
9 unless the member is present for seventy-five percent of the
10 committee meeting on the day for which per diem is requested;
11 and

12 (2) per diem for one additional day at the
13 internal revenue service per diem rate as provided in Section
14 2-1-8 NMSA 1978 if, in order to serve on official business for
15 an interim committee, a legislator travels to a location that
16 is one hundred or more miles from the location of the
17 legislator's point of departure; provided that, pursuant to
18 policies adopted by the New Mexico legislative council, per
19 diem under this paragraph shall be paid only if the legislator
20 is not entitled to per diem for travel time as provided in
21 Paragraph (1) of this subsection.

22 C. Reimbursement for out-of-state travel on
23 committee business shall be as follows:

24 (1) the cost of the tickets on public
25 transportation by the shortest, most direct route and the cost

.183609.1

underscoring material = new
~~[bracketed material]~~ = delete

1 of airport parking; or
2 (2) mileage at the same rates established for
3 in-state travel if automobiles or private airplanes are used,
4 based on official mileage by the shortest, most direct route;
5 and
6 (3) per diem for the number of days spent in
7 travel and on committee business at the in-state rate provided
8 for in Section 2-1-8 NMSA 1978; and
9 (4) in no event, however, shall the
10 reimbursement for out-of-state travel exceed the dollar
11 amount that would be due if the member had used first class
12 public air transportation by the shortest, most direct
13 route."