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HOUSE BILL 207

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

NICK L. SALAZAR

FOR THE

SCIENCE, TECHNOLOGY, ENERGY AND DEFENSE CONVERSION COMMITTEE

AN ACT

RELATING TO EDUCATION; AMENDING SECTION 21-19-7 NMSA 1978 (BEING LAWS 1983, CHAPTER 299, SECTION 1, AS AMENDED) TO ALLOW THE USE OF IN-PLANT TRAINING FUNDS FOR AGRIBUSINESS.

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

Section 1. Section 21-19-7 NMSA 1978 (being Laws 1983, Chapter 299, Section 1, as amended) is amended to read:

"21-19-7. DEVELOPMENT TRAINING. --

A. The economic development department shall establish a development training program that provides quick-response classroom and in-plant training to furnish qualified manpower resources for new or expanding industries, agribusinesses and nonretail service sector businesses in New Mexico that have business or production procedures that require skills unique to those industries. For purposes of this

1 subsection. "agribusiness" means a business whose primary
2 purpose is the production, processing or distribution of
3 agricultural products. Training shall be custom-designed for
4 the particular company and shall be based on the special
5 requirements of each company. The program shall be operated on
6 a statewide basis and shall be designed to assist any area in
7 becoming more competitive economically.

8 B. There is created the "industrial training board",
9 which shall be composed of:

10 (1) the director of the economic development
11 division of the economic development department;

12 (2) the director of the vocational education
13 division of the state department of public education;

14 (3) the director of the job training division
15 of the labor department;

16 (4) the executive director of the commission on
17 higher education;

18 (5) one member from organized labor appointed
19 by the governor; and

20 (6) one public member from the business
21 community appointed by the governor.

22 C. The industrial training board shall establish
23 policies and promulgate rules and regulations for the
24 administration of appropriated funds and shall provide review
25 and oversight to assure that funds expended from the development

1 training fund will generate business activity and give
2 measurable growth to the economic base of New Mexico within the
3 legal limits preserving the ecological state of New Mexico and
4 its people.

5 D. Subject to the approval of the industrial
6 training board, the vocational education division of the state
7 department of public education shall:

8 (1) administer all funds allocated or
9 appropriated for industrial development training purposes;

10 (2) provide designated training services;

11 (3) regulate, control and abandon any training
12 program established under the provisions of this section;

13 (4) assist companies requesting training in the
14 development of a training proposal to meet the companies'
15 manpower needs;

16 (5) contract for the implementation of all
17 training programs;

18 (6) provide for training by educational
19 institutions or by the company through in-plant training, at the
20 company's request; and

21 (7) evaluate training efforts on a basis of
22 performance standards set forth by the industrial training
23 board.

24 E. The state shall contract with a company or an
25 educational institution to provide training or instructional

1 services in accordance with the approved training proposal and
2 within the following limitations:

3 (1) no payment shall be made for training in
4 excess of one thousand forty hours of training per trainee for
5 the total duration of training;

6 (2) training applicants shall have resided
7 within the state for a minimum of one year immediately prior to
8 the commencement of the training program and be citizens of the
9 United States;

10 (3) payment for institutional classroom
11 training shall be made under any accepted training contract for
12 a qualified training program;

13 (4) no payment shall be made under any accepted
14 training contract for rental of facilities unless facilities are
15 not available on site or at the educational institution;

16 (5) all applicants shall be eligible under the
17 federal Fair Labor Standards Act and shall not have terminated a
18 public school program within the past three months except by
19 graduation;

20 (6) trainees shall be guaranteed full-time
21 employment with the contracted company upon successful
22 completion of the training;

23 (7) persons employed to provide the
24 instructional services shall be exempt from the minimum
25 requirements established in the state plan for other state

1 vocational programs; and

2 (8) no payment shall be made for training
3 programs or production of Indian jewelry or imitation Indian
4 jewelry unless a majority of those involved in the training
5 program or production are of Indian descent. "

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State of New Mexico
House of Representatives

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

February 6, 1997

Mr. Speaker:

Your AGRICULTURE AND WATER RESOURCES COMMITTEE,
to whom has been referred

HOUSE BILL 207

has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
APPROPRIATIONS AND FINANCE COMMITTEE.

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

G. X. McSherry, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

Excused: Abeyta

Absent: None

M \H0207

State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

February 25, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to
whom has been referred

HOUSE BILL 207

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 1, line 13, before the period insert "AND SMALL
BUSINESSES".

2. On page 1, line 23, after "agribusinesses", insert "
small businesses".

3. On page 1, line 25, before the period insert "or
businesses".

4. On page 2, line 3, before the period insert " and small
business means a business with fewer than fifteen employees".

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HAFC/HB 207

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Respectfully submitted,

Max Coll, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 14 For 1 Against

Yes: 14

No: Bird

Excused: Heaton, Watchman

Absent: None

M \ H0207

Underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

1 HAF/ HB 207

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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March 12, 1997

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10 Mr. President:

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Your CONSERVATION COMMITTEE, to whom has been referred

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13

HOUSE BILL 207, as amended

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15 has had it under consideration and reports same with

16 recommendation that it DO PASS, and thence referred to the

17 FINANCE COMMITTEE.

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Respectfully submitted,

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Michael S. Sanchez, Chairman

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

No: None

Excused: None

Absent: None

H0207C01

Underscored material = new
[bracketed material] = delete