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HOUSE BILL 1342

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

INTRODUCED BY

JOE M STELL

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE.

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

**State of New Mexico
House of Representatives**

FORTY-THIRD LEGISLATURE

FIRST SESSION, 1997

March 11, 1997

Mr. Speaker:

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

HOUSE BILL 1342

has had it under consideration and reports same with
recommendation that it DO NOT PASS, but that

HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE
SUBSTITUTE FOR HOUSE BILL 1342

DO PASS.

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HAGC/HB 1342

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Respectfully submitted,

G. X. McSherry, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

Excused: Dana, Porter, Stell, Wright

Absent: None

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1 HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE SUBSTITUTE FOR
2 HOUSE BILL 1342
3 43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997
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9 AN ACT

10 RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
11 PROVIDING FOR AGRICULTURAL EMERGENCY PEST CONTROL MEASURES;
12 AUTHORIZING AN INVOLUNTARY ERADICATION FEE ASSESSMENT; CREATING
13 A FUND; MAKING AN APPROPRIATION.

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

15 Section 1. A new section of the Pest Control Act is
16 enacted to read:

17 "[NEW MATERIAL] EMERGENCY MEASURES-- FEE ASSESSMENT. --

18 A. When the board finds that a continuing threat of
19 spread of a pest exists and, after appropriate notice, a
20 property owner does not take immediate voluntary measures to
21 prevent or retard the spread of the pest as allowed by Section
22 76-6-4 NMSA 1978, the board may take reasonable emergency action
23 as necessary in accordance with the provisions of the Pest
24 Control Act.

25 B. The board may assess an involuntary eradication

. 118321. 1

HAGC/HB 1342

HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE SUBSTITUTE FOR
HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE SUBSTITUTE FOR
HOUSE BILL 1342

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

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
PROVIDING FOR COST RECOVERY FOR AGRICULTURAL EMERGENCY PEST
CONTROL ACTIONS; AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 76-6-6 NMSA 1978 (being Laws 1969,
Chapter 41, Section 6) is amended to read:

"76-6-6. ABATEMENT AND EMERGENCY MEASURES AUTHORIZED. --

A. Whenever the board finds any article that is
infested or reasonably believed to be infested or a host or pest
exists on any [~~premise~~] premises or is in transit in this state,
[~~he~~] it may, upon giving notice to the owner or his agent in
possession thereof, seize, quarantine, treat or otherwise
dispose of [~~such~~] the pest, host or article in such manner as
the board deems necessary to suppress, control, eradicate or

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**State of New Mexico
House of Representatives**

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

March 16, 1997

Mr. Speaker:

**Your APPROPRIATIONS AND FINANCE COMMITTEE, to whom
has been referred**

**HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE
SUBSTITUTE FOR HOUSE BILL 1342**

**has had it under consideration and reports same with
recommendation that it DO PASS.**

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

Max Coll, Chairman

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

Date _____

The roll call vote was 14 For 0 Against

Yes: 14

Excused: Marquardt, Saavedra, Watchman

Absent: None

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FORTY-THIRD LEGISLATURE
HAGC/HAGC/HB 1342 FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 19, 1997

Mr. President:

Your CONSERVATION COMMITTEE, to whom has been referred
HOUSE AGRICULTURE AND WATER RESOURCES COMMITTEE
SUBSTITUTE FOR HOUSE AGRICULTURE AND WATER RESOURCES
COMMITTEE SUBSTITUTE FOR HOUSE BILL 1342

has had it under consideration and reports same with recommendation
that it DO PASS.

Respectfully submitted,

Michael S. Sanchez, Chairman

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

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3 Adopted _____ Not Adopted _____
4 (Chief Clerk) (Chief Clerk)

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10 The roll call vote was 6 For 0 Against

11 Yes: 6

12 No: None

13 Excused: Davis, Kysar, Macias, Tsosie

14 Absent: None
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