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SENATE BILL 533

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

INTRODUCED BY

PAULINE B. EISENSTADT

AN ACT

CREATING A JOINT INTERIM LEGISLATIVE PUBLIC REGULATION
COMMITTEE; MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

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

Section 1. PUBLIC REGULATION INTERIM COMMITTEE CREATED--
TERMINATION.--There is created a joint interim legislative
committee that shall be known as the "public regulation interim
committee". The committee shall function from the date of its
appointment until the first day of December prior to the second
session of the forty-third legislature.

Section 2. MEMBERSHIP-- APPOINTMENT-- VACANCIES. --

A. The public regulation interim committee shall be
composed of twelve members. The New Mexico legislative council
shall appoint six members from the house of representatives and
six members from the senate. At the time of making the

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1 appointment, the legislative council shall designate the
2 chairman and vice chairman of the committee.

3 B. Members shall be appointed from each house so as
4 to give the two major political parties in each house the same
5 proportionate representation on the committee as prevails in
6 each house; however, in no event shall either party have less
7 than one member from each house on the committee. At the
8 request of the committee chairman, members may be removed from
9 the committee by the New Mexico legislative council for
10 nonattendance according to council policy. Vacancies on the
11 committee, however caused, may be filled by the legislative
12 council, or the council may reduce the size of the committee by
13 not making replacement appointments and in such case need not
14 readjust party representation.

15 C. The legislative council may appoint up to three
16 public members representing consumer interests and three public
17 members representing industries regulated by the New Mexico
18 public utility commission and the state corporation commission
19 to serve as advisory members to the committee. The advisory
20 public members shall be appointed so as to reflect the state's
21 ethnic and geographic diversity. The advisory members shall be
22 paid per diem and mileage as nonsalaried public officials
23 pursuant to the Per Diem and Mileage Act.

24 D. No action shall be taken by the committee if a
25 majority of the total membership from either house on the

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1 committee rejects such action.

2 Section 3. DUTIES.--After its appointment, the public
3 regulation interim committee shall hold one organizational
4 meeting to develop a work plan and budget for the ensuing
5 interim. The work plan and budget shall be submitted to the New
6 Mexico legislative council for approval. Upon approval of the
7 work plan and budget by the legislative council, the committee
8 shall examine the statutes, constitutional provisions,
9 regulations and court decisions governing the state corporation
10 commission and the New Mexico public utility commission in New
11 Mexico and recommend legislation or changes necessary to create
12 a unified public regulation commission, as provided by Article
13 11, Sections 1 and 2 of the constitution of New Mexico, to the
14 second session of the forty-third legislature.

15 Section 4. SUBCOMMITTEES.--Subcommittees shall be created
16 only by majority vote of all members appointed to the public
17 regulation interim committee and with the prior approval of the
18 New Mexico legislative council. A subcommittee shall be
19 composed of at least one member from the senate and one member
20 from the house of representatives, and at least one member of
21 the minority party shall be a member of the subcommittee. All
22 meetings and expenditures of a subcommittee shall be approved by
23 the full committee in advance of such meeting or expenditure,
24 and the approval shall be shown in the minutes of the committee.

25 Section 5. STATE CORPORATION COMMISSION AND NEW MEXICO

.116023.2

1 PUBLIC UTILITY COMMISSION COOPERATION AND ASSISTANCE. --The state
2 corporation commission and the New Mexico public utility
3 commission shall assist and cooperate with the public regulation
4 interim committee and provide information and materials related
5 to the consolidation of the agencies as requested by the
6 committee.

7 Section 6. REPORT. --The public regulation interim
8 committee shall make a report of its findings and
9 recommendations for the consideration of the second session of
10 the forty-third legislature. The report and suggested
11 legislation shall be made available to the New Mexico
12 legislative council on or before December 15 preceding that
13 session.

14 Section 7. STAFF. --The staff for the public regulation
15 interim committee shall be provided by the legislative council
16 service.

17 Section 8. APPROPRIATION. --One hundred thousand dollars
18 (\$100,000) is appropriated from the general fund to the
19 legislative council service for expenditure in fiscal years 1997
20 and 1998 for the purpose of paying the salaries and expenses of
21 the technical, legal, clerical and stenographic assistants, for
22 necessary equipment and supplies used in carrying out the
23 provisions of this act and for reimbursing the per diem and
24 mileage expenses of the public regulation interim committee.
25 Any unexpended or unencumbered balance remaining at the end of

1 fiscal year 1998 shall revert to the general fund. Payments
2 from the appropriation shall be made upon vouchers signed by the
3 director of the legislative council service or his authorized
4 representative.

5 Section 9. EMERGENCY.--It is necessary for the public
6 peace, health and safety that this act take effect immediately.

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1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997

3
4
5 February 22, 1997

6
7 Mr. President:

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9 Your RULES COMMITTEE, to whom has been referred

10
11 SENATE BILL 533

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS, and thence referred to the
15 FINANCE COMMITTEE.

16
17 Respectfully submitted,

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21 _____
22 Gloria Howes, Chairman

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25 Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 5 For 1 Against

Yes: 5

No: Adair

Excused: Aragon, Gorham

Absent: None

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1 FORTY-THIRD LEGISLATURE
2 FIRST SESSION, 1997
3
4

SB 533/a

5 March 3, 1997
6

7 Mr. President:
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9 Your FINANCE COMMITTEE, to whom has been referred
10

11 SENATE BILL 533
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13 has had it under consideration and reports same with
14 recommendation that it DO PASS, amended as follows:
15

- 16 1. On page 4, strike lines 17 through 25.
- 17 2. On page 5, strike lines 1 through 4.
- 18 3. Renumber the succeeding section accordingly.
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24 Respectfully submitted,
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**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

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Ben D. Altamirano, Chairman

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

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Aragon, Carraro, McKibben, Romero, Smith

Absent: None

S0533FC1

**State of New Mexico
House of Representatives**

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 15, 1997

Mr. Speaker:

Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
been referred

SENATE BILL 533, as amended

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

Respectfully submitted,

Fred Luna, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HBI C/SB 533

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

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

Excused: Alwin, Getty, Gubbels, Hobbs, Rodella, Varela

Absent: None

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Underscored material = new
[bracketed material] = delete

State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 19, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to
whom has been referred

SENATE BILL 533, as amended

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

Respectfully submitted,

Max Coll, 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 15 For 1 Against

Yes: 15

No: Buffett

Excused: Watchman

Absent: None

M \S0533