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HOUSE BILL 522

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Brian K. Moore

AN ACT

**RELATING TO THE ENVIRONMENTAL IMPROVEMENT BOARD; PROVIDING FOR
ALTERNATE MEMBERS TO SERVE WHEN REGULAR MEMBERS HAVE
CONFLICTS.**

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

**Section 1. Section 74-1-4 NMSA 1978 (being Laws 1971,
Chapter 277, Section 5, as amended) is amended to read:**

**"74-1-4. ENVIRONMENTAL IMPROVEMENT BOARD-- CREATION--
ORGANIZATION. --**

**A. There is created the "environmental improvement
board". The board shall consist of five members appointed by
the governor, by and with the advice and consent of the
senate. The members of the board shall be appointed for
overlapping terms, with no term exceeding five years. No more
than three members shall be appointed from any political**

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1 party. At least a majority of the membership of the board
2 shall be individuals who represent the public interest and do
3 not derive any significant portion of their income from
4 persons subject to or who appear before the board on issues
5 related to the federal Clean Air Act or the Air Quality
6 Control Act. Any vacancy occurring in the membership of the
7 board shall be filled by appointment by the governor for the
8 unexpired term.

9 B. The governor may appoint two alternate members,
10 with the advice and consent of the senate, who will serve when
11 regular members of the board have conflicts over a matter
12 before the board. An alternate member shall be appointed from
13 the same political party as the regular member he replaces.
14 The appointment of an alternate member to the board shall not
15 exceed the duration of a regular member's conflict. Alternate
16 members serve at the pleasure of the governor.

17 [~~B.~~] C. The members of the board shall be
18 reimbursed as provided in the Per Diem and Mileage Act.

19 [~~C.~~] D. The board shall elect from its membership
20 a chairman, vice chairman and secretary and shall establish
21 the tenure of these offices. The board shall convene upon the
22 call of the chairman or a majority of its members. "