

HOUSE BILL 209

57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025

INTRODUCED BY

Rebecca Dow

This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO THE SUNSHINE PORTAL; REQUIRING THE POSTING OF WEBSITE LINKS TO THE STATUTORY LANGUAGE THAT CREATES STATE FUNDS IN THE SUNSHINE PORTAL.

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

**SECTION 1.** Section 10-16D-3 NMSA 1978 (being Laws 2010, Chapter 34, Section 3, as amended) is amended to read:

"10-16D-3. SUNSHINE PORTAL--DEPARTMENT DUTIES.--

.229523.1AIC March 3, 2025 (6:54pm)

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A. The department, with the department of finance and administration, shall develop, operate and maintain a single internet [~~web site~~] website that is free, user-friendly, searchable and accessible to the public, known as the "sunshine portal", to host the state's financial information for the purpose of governmental transparency and accountability to taxpayers.

B. No later than October 1, 2010, the department shall create the architecture and the information exchange process for the collection and electronic publication of the state's financial information.

C. No later than July 1, 2011, the sunshine portal shall be available for public access and include updated information as required by Subsection D of this section.

D. The sunshine portal shall provide, at a minimum, access to the following information:

- (1) the state's cash balances by account or fund;
- (2) a monthly summary of the state's investment accounts;
- (3) annual operating budgets for each state agency with monthly expenditures by category;
- (4) contracts that a state agency enters into for the lease, sale or development of state land and state contracts that have a total contract price of more than twenty

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thousand dollars (\$20,000), naming the recipient of the contract, the purpose of the contract and the amounts expended. No later than January 1, 2017, the information provided shall also include:

- (a) the name of the recipient of the contract;
- (b) the purpose of the contract;
- (c) the amounts expended on the contract;
- (d) a copy of or an internet [~~web site~~] website link to a copy of the contract document, including amendments; and
- (e) a copy of or an internet [~~web site~~] website link to a copy of a resident certificate issued pursuant to Section 13-1-22 NMSA 1978 and used in the award of a contract;

(5) the revenue that the state received in the preceding month by source, such as type of tax, fee, fine, administrative fee or other collection category;

(6) special appropriations received outside the general appropriation act by each state agency and the purpose of those appropriations;

(7) approved budget adjustment requests by state agency and affected budget category;

(8) quarterly consensus revenue estimates;

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(9) reversions and cash balances by state agency and fund;

(10) appropriations for capital projects, identified by project location, type of project and funding source;

(11) a directory of all employee positions, other than exempt employee positions, identified only by state agency, position title and salary;

(12) a directory of all exempt employee positions, identified by state agency, position title, salary and the name of the individual that holds the position;

(13) information relating to local education providers compiled and published by the public education department pursuant to Section 10-16D-6 NMSA 1978;

(14) a link to an open meeting tracker [~~web site~~] website upon which each state agency shall post open meetings scheduled for the current month and the next month, including the time and place of the meeting, the subject of the meeting and an agenda;

(15) a link to the [~~web site~~] website maintained by the regulation and licensing department for the purpose of accessing information relating to occupational licenses;

(16) a link to the state auditor's [~~web site~~] website for the purpose of accessing financial audits;

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(17) a link to New Mexico's statutes;

(18) a link to the New Mexico Administrative Code;

(19) a link to the secretary of state's [~~web sites~~] website for lobbyist regulation;

(20) an annual summary within three months after the end of the fiscal year, or as soon thereafter as the information becomes available, of the state's fiscal health, including the state budget, revenues and expenditures for the previous fiscal year and projected revenues and operating budgets for the current fiscal year; [~~and~~]

(21) additional information, as required by rule of the department of finance and administration, that will assist the public in understanding state government operations and the use of taxpayer dollars; and

(22) links to the New Mexico compilation commission's website for each state fund created by law that connect the user directly to the statutory provision that created the fund.

E. State agencies shall provide updated financial information as frequently as possible but at least monthly.

F. The department shall update the [~~web site~~] website as new information is received but at least monthly, include information from the previous month or year, where relevant, for comparison purposes and maintain the [~~web site~~]

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website as the primary source of public information about the activity of the state government."

H AFC → SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is December 31, 2025. ← H AFC

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