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SENATE BILL 505

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

GLORIA HOWES

AN ACT

RELATING TO INDIAN CULTURE; ABOLISHING THE INTERTRIBAL INDIAN CEREMONIAL ASSOCIATION; AMENDING, REPEALING AND ENACTING SECTIONS OF THE NMSA 1978; MAKING AN APPROPRIATION.

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

Section 1. A new section of the Tourism Department Act is enacted to read:

"[NEW MATERIAL] ADDITIONAL DUTIES OF SECRETARY--PROMOTION OF INDIAN ARTS, CRAFTS AND CULTURE.--In addition to the secretary's responsibility for the overall supervision of the department, the secretary shall encourage the preservation and development of Indian arts and crafts among the Indian tribes and pueblos of the state, as well as preservation of traditional rites and ceremonials of Indian tribes and pueblos to increase knowledge and appreciation of those arts, crafts, rites and ceremonials."

Section 2. Section 13-1-99 NMSA 1978 (being Laws 1984, Chapter 65, Section 72, as amended) is amended to read:

"13-1-99. EXCLUDED FROM CENTRAL PURCHASING THROUGH THE STATE PURCHASING AGENT.--Excluded from the requirement of procurement through the state purchasing agent but not from the requirements of the Procurement Code are the following:

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- 1 A. procurement of professional services;
- 2 B. small purchases having a value not exceeding two hundred fifty dollars
- 3 (\$250);
- 4 C. emergency procurement;
- 5 D. procurement of highway construction or reconstruction by the state
- 6 highway and transportation department;
- 7 E. procurement by the judicial branch of state government;
- 8 F. procurement by the legislative branch of state government;
- 9 G. procurement by the boards of regents of state educational institutions
- 10 named in Article 12, Section 11 of the constitution of New Mexico;
- 11 H. procurement of information processing resources procured through the
- 12 commission on information and communication management;
- 13 I. procurement by the state fair commission of tangible personal property,
- 14 services and construction under five thousand dollars (\$5,000);
- 15 [~~J.~~] ~~procurement by the intertribal Indian ceremonial association;~~
- 16 ~~K.~~] J. purchases from the instructional material fund;
- 17 [~~L.~~] K. procurement by all local public bodies;
- 18 [~~M.~~] L. procurement by regional education cooperatives; and
- 19 [~~N.~~] M. procurement by each state health care institution that provides direct
- 20 patient care and that is, or a part of which is, medicaid certified and participating in the New
- 21 Mexico medicaid program."

22 Section 3. APPROPRIATION.--One hundred fifteen thousand dollars (\$115,000) is

23 appropriated from the general fund to the tourism department for expenditure in fiscal year

24 1997 to carry out the provisions of Section 1 of this act, including assistance of Indian tribes

25 and pueblos in promoting the annual intertribal Indian ceremonial week in Gallup. Any

unexpended or unencumbered balance remaining at the end of fiscal year 1997 shall revert to

the general fund.

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Section 4. REPEAL.--Sections 28-12-1 through 28-12-3 NMSA 1978 (being Laws 1939, Chapter 42, Section 1 and Laws 1967, Chapter 299, Sections 1 and 2) are repealed.

Section 5. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 1996.

1 **FORTY-SECOND LEGISLATURE**

2 **SECOND SESSION, 1996**

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6 JANUARY 30, 1996

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8 Mr. President:

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10 Your **COMMITTEES' COMMITTEE**, to whom has been referred

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12 **SENATE BILL 505**

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14 has had it under consideration and finds same to be **GERMANE**, PURSUANT TO  
15 CONSTITUTIONAL PROVISIONS, and thence referred to the **INDIAN AND CULTURAL**  
16 **AFFAIRS COMMITTEE.**

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19 Respectfully submitted,

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25 **SENATOR MANNY M. ARAGON, Chairman**

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

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(Chief Clerk)

(Chief Clerk)

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