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**HOUSE BILL 804**

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

**INTRODUCED BY**

**Rhonda S. King**

**AN ACT**

**RELATING TO CONSTRUCTION INDUSTRIES; AMENDING THE CONSTRUCTION INDUSTRIES LICENSING ACT TO INCREASE THE PENALTY FOR FAILURE TO DISCLOSE CERTAIN INFORMATION.**

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

**Section 1. Section 60-13-19 NMSA 1978 (being Laws 1978, Chapter 78, Section 1, as amended) is amended to read:**

**"60-13-19. DIVISION-- EVIDENCE OF POSSESSION-- PENALTY.--**

**A. The licensee shall exhibit satisfactory evidence of the possession of a license on demand and shall clearly indicate his contractor's license number on all written bids and when applying for a building permit. Before work is commenced, a contract is signed or funds are paid for any residential contracting, the contractor shall disclose in writing to the owner that the license issued under the**

**. 135760. 1**

underscored material = new  
[bracketed material] = delete

1 Construction Industries Licensing Act does not protect the  
2 consumer if the contractor defaults.

3 B. Any contractor who fails to indicate his  
4 contractor's license number clearly on all written bids and  
5 when applying for a building permit or who fails to make the  
6 disclosure statement required under this section shall be  
7 assessed by the division a penalty fee of [~~one hundred fifty~~  
8 ~~dollars (\$150)~~] one thousand dollars (\$1,000). The fee shall  
9 be payable to the code jurisdiction or political subdivision  
10 which issued the permit or in which the work for which the bid  
11 is submitted is or would be permitted. "