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HOUSE BILL 273

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Brian K. Moore

AN ACT

RELATING TO STATE PARKS; PROVIDING FOR VOLUNTEER SERVICES IN
THE OPERATION OF STATE PARKS.

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

Section 1. A new section of Chapter 16, Article 2 NMSA
1978 is enacted to read:

"NEW MATERIAL STATE PARK VOLUNTEERS. --

A. The state parks division of the energy, minerals
and natural resources department may develop a program to
recruit, train and accept the services of volunteers who
support programs administered by the division. Volunteers may
provide services for or in aid of interpretive functions,
visitor services, conservation measures and development or
other activities in and related to state parks and other
conservation and natural resource activities administered by

underscored material = new
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underscored material = new
[bracketed material] = delete

1 the division. Volunteers shall comply with applicable rules
2 and policies of the department and the division.

3 B. A volunteer shall not be deemed to be a state
4 employee and shall not be subject to the provisions of law
5 relating to state employment, including those relating to hours
6 of work, rates of compensation, leave, unemployment
7 compensation and state employee benefits.

8 C. A volunteer traveling at the request of the
9 state parks division may receive per diem and mileage pursuant
10 to the Per Diem and Mileage Act as well as reimbursement for
11 uniforms, supplies and equipment used for the volunteer's work
12 at the park; provided that the director of the division shall
13 not authorize any reimbursement in excess of the value of
14 services rendered to the division by the volunteer.

15 D. A volunteer may use state vehicles in the
16 performance of division-related duties subject to those rules
17 governing use of state vehicles by paid staff. A volunteer
18 performing work under the terms of this section and who
19 operates a state vehicle shall be treated for the purposes of
20 insurability and tort claims liability as an employee of the
21 state.

22 E. A volunteer may use state computers in the
23 performance of division-related duties, subject to those rules,
24 policies and directives governing use of state computers by
25 state employees. "

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