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HOUSE BILL 326

47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006

INTRODUCED BY

Luciano "Lucky" Varela

AN ACT

RELATING TO PUBLIC FINANCES; ESTABLISHING DUTIES AND
OBLIGATIONS OF THE STATE BOARD OF FINANCE AND THE STATE
TREASURER; RECONCILING MULTIPLE AMENDMENTS TO THE SAME SECTION
OF LAW IN LAWS 2005; DECLARING AN EMERGENCY.

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

Section 1. Section 6-1-1 NMSA 1978 (being Laws 1923,
Chapter 76, Section 3, as amended) is amended to read:

"6-1-1. MEMBERSHIP OF STATE BOARD OF FINANCE--POWERS AND
DUTIES--ESTABLISHMENT IN CONNECTION WITH THE BOARD OF FINANCE
DIVISION OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION.--

A. The state board of finance shall consist of
seven members:

- (1) the governor;
- (2) the lieutenant governor;

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1 (3) the state treasurer; and

2 (4) four members appointed by the governor
3 with the advice and consent of the senate, subject to the
4 following conditions:

5 (a) no more than two of these members
6 [~~to~~] shall be from the same political party; and

7 (b) one member shall have no fewer than
8 three years of professional experience in the field of finance
9 or investments.

10 B. The terms of office for members appointed by the
11 governor shall be two years. The term of each remaining member
12 shall be coextensive with [~~his~~] the member's term of office.
13 If the office of lieutenant governor becomes vacant, [~~his~~] the
14 lieutenant governor's position on the state board of finance
15 shall remain vacant until the election and qualification of a
16 new lieutenant governor.

17 C. Members of the state board of finance, other
18 than the governor and the state treasurer, shall be reimbursed
19 for attending meetings of the board as provided in the Per Diem
20 and Mileage Act and shall receive no other compensation,
21 perquisite or allowance.

22 D. The governor shall be president of the state
23 board of finance, and the board shall annually elect a
24 secretary from its membership. Meetings of the board shall be
25 held at the state capitol at times determined by the governor.

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1 Four voting members of the board constitute a quorum for the
2 transaction of business. Minutes of all proceedings and
3 transactions of the board shall be kept in the offices of the
4 department of finance and administration.

5 E. The state board of finance, in addition to other
6 powers and duties provided by law, has general supervision of
7 the fiscal affairs of the state and of the safekeeping,
8 investing and depositing of all money and securities belonging
9 to or in the custody of the state, and it may make rules [~~and~~
10 ~~regulations~~] for carrying out the provisions of Sections 6-1-1,
11 6-1-1.1, 6-10-2, 6-10-3, 6-10-10, 6-10-10.1, 6-10-20, 6-10-21,
12 6-10-25, 6-10-29, 6-10-37 through 6-10-44, 6-10-46, 6-10-47,
13 6-10-50, 6-10-52 through 6-10-54, 6-10-58 and 6-10-61 NMSA
14 1978. The state board of finance may:

15 (1) adopt policies and to enact rules
16 concerning:

17 (a) procedures for investing and
18 handling state money and money entrusted to the state for
19 investment pursuant to Section 6-10-10.1 NMSA 1978;

20 (b) investments that may be made with
21 state funds or funds entrusted to the state treasurer for
22 investment, including authority to enact rules allowing the
23 state treasurer to make investments not otherwise provided by
24 law so long as the investments are rated "investment grade" as
25 defined by the state board of finance and approved by a

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1 recognized rating agency;

2 (c) relationships with investment
3 advisors or broker dealers who work with the state treasurer's
4 office, including establishing standards for the use,
5 qualification, supervision, compensation and regulation of
6 investment advisors and broker dealers;

7 (d) public disclosure of state
8 investments; and

9 (e) the establishment of public and
10 internal reporting and other requirements to increase public
11 access to information about the activities of the state
12 treasurer's office and to assist the state board of finance in
13 supervising compliance with the rules adopted pursuant to this
14 section;

15 (2) recommend to the legislature proposed
16 changes in statutes governing the deposit and investment of
17 public funds;

18 (3) establish and supervise a whistleblower
19 program that will solicit information regarding the activities
20 of the state treasurer's office;

21 (4) hire an independent auditor to perform a
22 fiduciary audit of the state treasurer's office;

23 (5) undertake investigations it deems
24 necessary to enable it to perform the duties imposed on it by
25 law;

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1 (6) instruct the director of the board of
2 finance division of the department of finance and
3 administration to employ experts, auditors, accountants and
4 attorneys as required, to set forth their duties and to fix
5 their compensation within the appropriations made for that
6 purpose by the legislature for use by the state board of
7 finance; and

8 (7) designate investments that are required to
9 be approved by the state treasurer's investment committee
10 created in Section 6-1-1.1 NMSA 1978.

11 F. The state board of finance shall have access to
12 all reports and correspondence relating to the condition of
13 banks, and of savings and loan associations whose deposits are
14 insured by an agency of the United States, in this state which
15 are in the possession of the financial institutions division of
16 the department of finance and administration or any department
17 or agency of the state. If the board deems action necessary to
18 enable it to perform its duties, it may require the director of
19 the financial institutions division to make a special
20 examination of any state bank or trust company or any state
21 savings and loan association whose deposits are insured by an
22 agency of the United States.

23 ~~[F. The state board of finance may make~~
24 ~~investigations it deems necessary to enable it to perform the~~
25 ~~duties imposed on it by law and may instruct the director of~~

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1 ~~the board of finance division to employ experts, auditors,~~
2 ~~accountants and attorneys as it may, from time to time, deem~~
3 ~~necessary and prescribe their duties and fix their compensation~~
4 ~~within the appropriations made for that purpose by the~~
5 ~~legislature for use by the board.]~~

6 G. When it appears to the state board of finance
7 that a person has engaged in, is engaging in or is about to
8 engage in a practice constituting a violation of a provision of
9 Chapter 6 NMSA 1978 or a rule adopted pursuant to that chapter:

10 (1) the state board of finance may request
11 that the attorney general bring an action in the appropriate
12 district court of the state or the appropriate court of another
13 state to enjoin the acts or practices and to enforce compliance
14 with the provisions of Chapter 6 NMSA 1978 or a rule adopted
15 pursuant to that chapter; and

16 (2) the court may grant the state the relief
17 requested and:

18 (a) impose a fine of not more than fifty
19 thousand dollars (\$50,000) for each violation of Chapter 6 NMSA
20 1978;

21 (b) award the state the costs, including
22 reasonable attorney fees, incurred in bringing the action; or

23 (c) provide any other relief that the
24 court considers appropriate.

25 ~~[G.]~~ H. The state board of finance is established

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1 in connection with the board of finance division of the
2 department of finance and administration. The secretary of
3 finance and administration, with the approval of the board,
4 shall appoint a director of the division. This subsection
5 shall not be construed to affect the exercise of any board
6 power or duty nor shall it be construed as placing the board
7 under the provisions of the Executive Reorganization Act or the
8 provisions of Section 9-6-5 NMSA 1978."

9 Section 2. A new Section 6-1-1.1 NMSA 1978 is enacted to
10 read:

11 "6-1-1.1. [NEW MATERIAL] STATE TREASURER'S INVESTMENT
12 COMMITTEE.--

13 A. The "state treasurer's investment committee" is
14 created and shall consist of the following five members:

15 (1) the state treasurer;

16 (2) one member of the state board of finance
17 and the director of the board of finance division of the
18 department of finance and administration; and

19 (3) two public members.

20 B. One public member shall be selected by the state
21 treasurer, and the second public member shall be selected by
22 the state board of finance. The public members shall have at
23 least three years of professional experience in the field of
24 finance or investments.

25 C. A public member of the state treasurer's

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1 investment committee shall:

2 (1) serve terms of two years from the date of
3 the public member's appointment; and

4 (2) be reimbursed for attending meetings of
5 the state treasurer's investment committee as provided in the
6 Per Diem and Mileage Act and shall receive no other
7 compensation.

8 D. The state treasurer's investment committee
9 shall:

10 (1) periodically review the state treasurer's
11 investment policies and recommend modifications as needed;

12 (2) provide advice to the state treasurer
13 regarding the selection of investments;

14 (3) identify potential violations of the law
15 and of the state treasurer's rules adopted by the state board
16 of finance, report potential violations to the state board of
17 finance and suggest remedial action to achieve conformity with
18 the applicable laws, policies and rules;

19 (4) provide periodic reports as required by
20 the state board of finance concerning the activities of the
21 state treasurer's office and investment of public funds under
22 the state treasurer's control; and

23 (5) approve transactions as designated by the
24 state board of finance.

25 E. The state treasurer's investment committee may

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1 appoint an advisory committee that may include representatives
2 from state agencies and local public bodies that have funds
3 deposited with the state."

4 Section 3. Section 6-10-10 NMSA 1978 (being Laws 1933,
5 Chapter 175, Section 4, as amended by Laws 2005, Chapter 238,
6 Section 1 and by Laws 2005, Chapter 239, Section 1) is amended
7 to read:

8 "6-10-10. DEPOSIT AND INVESTMENT OF FUNDS.--

9 A. Upon the certification or designation of a bank,
10 savings and loan association or credit union whose deposits are
11 insured by an agency of the United States to receive public
12 money on deposit, the state treasurer and county or municipal
13 treasurers who have on hand any public money by virtue of their
14 offices shall make deposit of that money in banks and savings
15 and loan associations, and may make deposit of that money in
16 credit unions whose deposits are insured by an agency of the
17 United States, designated by the authority authorized by law to
18 so designate to receive the deposits of all money thereafter
19 received or collected by the treasurers.

20 B. County or municipal treasurers may deposit money
21 in one or more accounts with any such bank, savings and loan
22 association or credit union located in their respective
23 counties, subject to limitation on credit union accounts.

24 C. The state treasurer may deposit money in one or
25 more accounts with any such bank, savings and loan association

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1 or credit union, subject to the limitation on credit union
2 accounts.

3 D. Duplicate receipts or deposit slips shall be
4 taken for each deposit made pursuant to Subsection A, B or C of
5 this section. When deposits are made by the state treasurer,
6 one copy of the receipt or deposit slip shall be retained by
7 the state treasurer and the other copy shall be filed monthly
8 on the first day of each month with the financial control
9 division of the department of finance and administration. When
10 deposits are made by the treasurer or any other authorized
11 person making the deposits for a board of finance of a public
12 or educational institution, one copy of the receipt or deposit
13 slip shall be retained by the treasurer or authorized person
14 making the deposit and the other copy shall be filed monthly on
15 the first day of each month with that board of finance. When
16 deposits are made by a county or municipal treasurer, one of
17 the duplicate receipts or deposit slips shall be retained by
18 the treasurer making the deposit and the other copy shall be
19 filed monthly on the first day of each month with the secretary
20 of the board of finance of the county or municipality for which
21 that treasurer is acting.

22 E. "Deposit", as used in this section, means either
23 investment or deposit and includes share, share certificate and
24 share draft.

25 F. County or municipal treasurers, with the advice

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1 and consent of their respective boards of finance charged with
2 the supervision and control of the respective funds, [~~have the~~
3 ~~power to~~] may invest all sinking funds or money remaining
4 unexpended from the proceeds of any issue of bonds or other
5 negotiable securities of any county, municipality or school
6 district that is entrusted to their care and custody and all
7 money not immediately necessary for the public uses of the
8 counties, municipalities or school districts not invested or
9 deposited in banks, savings and loan associations or credit
10 unions in:

11 (1) bonds or negotiable securities of the
12 United States, the state or a county, municipality or school
13 district that has a taxable valuation of real property for the
14 last preceding year of at least one million dollars
15 (\$1,000,000) and that has not defaulted in the payment of any
16 interest or sinking fund obligation or failed to meet any bonds
17 at maturity at any time within five years last preceding; or

18 (2) securities that are issued by the United
19 States government or by its agencies or instrumentalities and
20 that are either direct obligations of the United States, the
21 federal home loan mortgage association, the federal national
22 mortgage association, the federal farm credit bank, federal
23 home loan banks or the student loan marketing association or
24 that are backed by the full faith and credit of the United
25 States government.

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1 G. The treasurer of a class A county or the
2 treasurer of a municipality having a population of more than
3 sixty-five thousand according to the most recent federal
4 decennial census and located within a class A county, with the
5 advice and consent of the boards of finance charged with the
6 supervision and control of the funds, [~~has the power to~~] may
7 invest all sinking funds or money remaining unexpended from the
8 proceeds of any issue of bonds or other negotiable securities
9 of the county or municipality that is entrusted to the
10 treasurer's care and custody and all money not immediately
11 necessary for the public uses of the county or municipality not
12 invested or deposited in banks, savings and loan associations
13 or credit unions in:

14 (1) shares of a diversified investment company
15 registered pursuant to the federal Investment Company Act of
16 1940 that invests in fixed-income securities or debt
17 instruments that are listed in a nationally recognized, broad-
18 market, fixed-income-securities market index; provided that the
19 investment company or manager has total assets under management
20 of at least one hundred million dollars (\$100,000,000) and
21 provided that the board of finance of the county or
22 municipality may allow reasonable administrative and investment
23 expenses to be paid directly from the income or assets of these
24 investments;

25 (2) individual, common or collective trust

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1 funds of banks or trust companies that invest in fixed-income
2 securities or debt instruments that are listed in a nationally
3 recognized, broad-market, fixed-income-securities market index;
4 provided that the investment company or manager has total
5 assets under management of at least one hundred million dollars
6 (\$100,000,000) and provided that the board of finance of the
7 county or municipality may allow reasonable administrative and
8 investment expenses to be paid directly from the income or
9 assets of these investments; or

10 (3) shares of pooled investment funds managed
11 by the state investment officer, as provided in [~~Subsection G~~
12 ~~of~~] Section 6-8-7 NMSA 1978; provided that the board of finance
13 of the county or municipality may allow reasonable
14 administrative and investment expenses to be paid directly from
15 the income or assets of these investments.

16 H. A local public body, with the advice and consent
17 of the body charged with the supervision and control of the
18 local public body's respective funds, [~~has the power to~~] may
19 invest all sinking funds or money remaining unexpended from the
20 proceeds of any issue of bonds or other negotiable securities
21 of the investor that is entrusted to the local public body's
22 care and custody and all money not immediately necessary for
23 the public uses of the investor and not otherwise invested or
24 deposited in banks, savings and loan associations or credit
25 unions in contracts with banks, savings and loan associations

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1 or credit unions for the present purchase and resale at a
2 specified time in the future of specific securities at
3 specified prices at a price differential representing the
4 interest income to be earned by the investor. The contract
5 shall be fully secured by obligations of the United States or
6 other securities backed by the United States having a market
7 value of at least one hundred two percent of the contract. The
8 collateral required for investment in the contracts provided
9 for in this subsection shall be shown on the books of the
10 financial institution as being the property of the investor and
11 the designation shall be contemporaneous with the investment.
12 As used in this subsection, "local public body" includes all
13 political subdivisions of the state and agencies,
14 instrumentalities and institutions thereof; provided that home
15 rule municipalities that prior to July 1, 1994 had enacted
16 ordinances authorizing the investment of repurchase agreements
17 may continue investment in repurchase agreements pursuant to
18 those ordinances.

19 I. The state treasurer, with the advice and consent
20 of the state board of finance, [~~has the power to~~] may invest
21 money held in demand deposits and not immediately needed for
22 the operation of state government and money held in the short-
23 term investment fund, except as provided in Section 6-10-10.1
24 NMSA 1978. The investments shall be made only in securities
25 [~~that are issued by the United States government or by its~~

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1 ~~departments or agencies and are either direct obligations of~~
2 ~~the United States or are backed by the full faith and credit of~~
3 ~~the United States government or agencies sponsored by the~~
4 ~~United States government]~~ permitted by this section or approved
5 by the state board of finance pursuant to Section 6-1-1 NMSA
6 1978.

7 J. The state treasurer, with the advice and consent
8 of the state board of finance, may also invest in contracts for
9 the present purchase and resale at a specified time in the
10 future, not to exceed one year or, in the case of bond
11 proceeds, not to exceed three years, of specific securities at
12 specified prices at a price differential representing the
13 interest income to be earned by the state. [~~Such~~] The state
14 treasurer shall not invest in the contract unless the contract
15 is fully secured by obligations of the United States or other
16 securities backed by the United States [~~having~~] or by fixed-
17 income securities issued by agencies of the United States or
18 government-sponsored organizations, including mortgage-backed,
19 pass-through certificates and mortgage-backed bonds. The
20 security shall have a market value of at least one hundred two
21 percent of the amount of the contract.

22 K. The state treasurer, with the advice and consent
23 of the state board of finance, may also invest in contracts for
24 the temporary exchange of state-owned securities for the use of
25 broker-dealers, banks or other recognized institutional

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1 investors in securities, for periods not to exceed one year for
2 a specified fee rate. Such contract shall not be invested in
3 unless the contract is fully secured by exchange of an
4 irrevocable letter of credit running to the state, cash or
5 equivalent collateral of at least one hundred two percent of
6 the market value of the securities plus accrued interest
7 temporarily exchanged.

8 L. The collateral required for either of the forms
9 of investment in Subsection J or K of this section shall be
10 delivered to the fiscal agent of New Mexico or its designee
11 contemporaneously with the transfer of funds or delivery of the
12 securities at the earliest time industry practice permits, but
13 in all cases, settlement shall be on a same-day basis.

14 M. Neither of the contracts in Subsection J or K of
15 this section shall be invested in unless the contracting bank,
16 brokerage firm or recognized institutional investor has a net
17 worth in excess of five hundred million dollars (\$500,000,000).

18 N. The state treasurer, with the advice and consent
19 of the state board of finance, may also invest in any of the
20 following investments in an amount not to exceed forty percent
21 of any fund that the state treasurer invests:

22 (1) commercial paper rated "prime" quality by
23 a national rating service, issued by corporations organized and
24 operating within the United States;

25 (2) medium-term notes and corporate notes with

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1 a maturity not exceeding five years that are rated A or its
2 equivalent or better by a nationally recognized rating service
3 and that are issued by a corporation organized and operating in
4 the United States; or

5 (3) an asset-backed obligation with a maturity
6 not exceeding five years that is rated AAA or its equivalent by
7 a nationally recognized rating service.

8 0. The state treasurer, with the advice and consent
9 of the state board of finance, may also invest in:

10 (1) shares of [a] an open-ended diversified
11 investment company [~~registered pursuant to the federal~~
12 ~~Investment Company Act of 1940 that invests in United States~~
13 ~~fixed income securities or debt instruments authorized pursuant~~
14 ~~to Subsections I, J and N of this section, provided that the~~
15 ~~investment company has total assets under management of at~~
16 ~~least one billion dollars (\$1,000,000,000) and the investments~~
17 ~~made by the state treasurer pursuant to this paragraph are less~~
18 ~~than five percent of the assets of the investment company; or]~~
19 that:

20 (a) is registered with the United States
21 securities and exchange commission;

22 (b) complies with the diversification,
23 quality and maturity requirements of rule 2a-7, or any
24 successor rule, of the United States securities and exchange
25 commission applicable to money market mutual funds; and

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1 (c) assesses no sales load on the
2 purchase of shares and no contingent deferred sales charge or
3 other similar charges, however designated; provided that the
4 New Mexico government shall not, at any time, own more than
5 five percent of the fund's assets;

6 (2) individual, common or collective trust
7 funds of banks or trust companies that invest in United States
8 fixed income securities or debt instruments authorized pursuant
9 to Subsections I, J and N of this section, provided that the
10 investment manager has assets under management of at least one
11 billion dollars (\$1,000,000,000) and the investments made by
12 the state treasurer pursuant to this paragraph are less than
13 five percent of the assets of the individual, common or
14 collective trust fund; or

15 (3) any other security that has otherwise been
16 approved by the state board of finance pursuant to Section
17 6-1-1 NMSA 1978.

18 P. Public funds to be invested in negotiable
19 securities or loans to financial institutions fully secured by
20 negotiable securities at current market value shall not be paid
21 out unless there is a contemporaneous transfer of the
22 securities at the earliest time industry practice permits, but
23 in all cases, settlement shall be on a same-day basis either by
24 physical delivery or, in the case of uncertificated securities,
25 by appropriate book entry on the books of the issuer, to the

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1 purchaser or to a reputable safekeeping financial institution
2 acting as agent or trustee for the purchaser, which agent or
3 trustee shall furnish timely confirmation to the purchaser."

4 Section 4. Section 8-6-3 NMSA 1978 (being Laws 1851-1852,
5 Page 170, as amended) is amended to read:

6 "8-6-3. DUTIES OF TREASURER--RECEIPTS.--

7 A. The state treasurer shall receive and keep all
8 [~~moneys~~] money of the state except when otherwise specially
9 provided; disburse the public money upon warrants drawn
10 according to law and not otherwise; keep a just, true and
11 comprehensive account of all [~~moneys~~] money received and
12 disbursed; render [~~his~~] the state treasurer's accounts to the
13 [~~division of~~] financial control division of the department of
14 finance and administration annually, or [~~oftener~~] more often if
15 required; and report to the legislature, at the commencement of
16 each regular session, a detailed statement of the condition of
17 the treasury. [~~He~~] The state treasurer shall grant duplicate
18 receipts for all [~~sums of~~] money [~~which shall be~~] paid into the
19 treasury, and the person receiving the [~~same~~] duplicate
20 receipts shall deposit one with the [~~division of~~] financial
21 control [~~who~~] division, which shall credit [~~such~~] the person
22 accordingly and charge the state treasurer.

23 B. The state treasurer shall comply with all
24 directives, requirements and policies made applicable to the
25 state treasurer's office by the state board of finance pursuant

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1 to the board's authority granted by law."

2 Section 5. A new Section 8-6-8 NMSA 1978 is enacted to
3 read:

4 "8-6-8. [NEW MATERIAL] STATE TREASURER CAMPAIGN
5 CONTRIBUTIONS--CONFLICTS OF INTEREST--FINANCIAL DISCLOSURE.--

6 A. In addition to the requirements of the Campaign
7 Reporting Act, within ten days after receiving a campaign
8 contribution the state treasurer or a candidate for the office
9 of state treasurer shall file with the state board of finance a
10 report disclosing the contribution. The report shall identify:

- 11 (1) the name and address of the contributor;
- 12 (2) the occupation and business name of the
13 contributor;
- 14 (3) the name of the employer of the
15 contributor;
- 16 (4) the amount or value of the contribution;
- 17 (5) the date of the contribution;
- 18 (6) a statement as to whether the contributor
19 directly or indirectly performs or seeks to perform business
20 with the state treasurer's office; and

- 21 (7) whether a person who resides in the
22 household of the contributor, a family member or employee of
23 the contributor or any person affiliated with the contributor
24 or the contributor's employer performs or seeks to perform
25 business directly or indirectly with the state treasurer's

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1 office.

2 B. The state board of finance may prohibit the
3 state treasurer from personally participating directly or
4 indirectly in a decision affecting a contributor reported
5 pursuant to Subsection A of this section or affecting a person
6 who resides in the household of the contributor, is a family
7 member or employee of the contributor or is affiliated with the
8 contributor or the contributor's employer. In the event that
9 the state treasurer is prohibited from participating in a
10 decision pursuant to this subsection, the state treasurer shall
11 recuse himself and leave the meeting at which the discussion
12 and decision are to take place and appoint one or more
13 qualified members of the state treasurer's staff who have no
14 relationship with the contributor or to the contribution to
15 participate in the meeting or to aid in making the decision.

16 C. The state treasurer or any person employed by
17 the state treasurer's office shall not solicit, receive or
18 accept campaign contributions or any other thing of value
19 directly or indirectly from a person who:

20 (1) has a current contract with the state
21 treasurer's office;

22 (2) is a potential bidder, offeror or
23 contractor for the provision of services to the state
24 treasurer's office; or

25 (3) is an organization, association or other

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1 legal entity having a membership that includes persons
2 described in this subsection.

3 D. The state treasurer and each employee of the
4 state treasurer's office shall file an annual report with the
5 state board of finance disclosing all personal, financial or
6 business relationships with banks, financial institutions,
7 financial advisers or persons who perform or seek to perform
8 business with the state treasurer's office. The report shall
9 include:

10 (1) the name and address of the person with
11 whom the relationship exists;

12 (2) the business affiliation of the person
13 with whom the relationship exists;

14 (3) a statement as to whether the person with
15 whom the relationship exists directly or indirectly performs or
16 seeks to perform business with the state treasurer's office;
17 and

18 (4) the nature of the relationship between the
19 state treasurer or employee of the state treasurer's office and
20 the person with whom the relationship exists.

21 E. As used in this section:

22 (1) "relationship" means a direct or indirect
23 financial interest or a direct or indirect personal or business
24 relationship, including handling of the financial or investment
25 accounts of the person making the report or a member of the

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1 family or household of that person; and

2 (2) "thing of value" includes a contribution
3 to a charitable or other organization, exempting only
4 contributions to recognized political campaign organizations."

5 Section 6. EMERGENCY.--It is necessary for the public
6 peace, health and safety that this act take effect immediately.