

AN ACT

RELATING TO THE TOURISM DEPARTMENT; CREATING THE SPORTS AUTHORITY DIVISION OF THE TOURISM DEPARTMENT; DEFINING ITS POWERS AND DUTIES; CONFORMING THE LAW TO THE CURRENT STRUCTURE OF THE TOURISM DEPARTMENT; REPEALING THE NEW MEXICO SPORTS AUTHORITY ACT.

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

Section 1. Section 9-15A-3 NMSA 1978 (being Laws 1991, Chapter 21, Section 3, as amended) is amended to read:

"9-15A-3. DEPARTMENT ESTABLISHED.--The "tourism department" is created in the executive branch. The department shall be a cabinet department and shall consist of, but not be limited to, six divisions as follows:

- A. the promotion division;
- B. the New Mexico magazine division;
- C. the sports authority division;
- D. the tourism development division;
- E. the marketing division; and
- F. the administrative services division."

Section 2. A new section of the Tourism Department Act is enacted to read:

"DUTIES OF THE SPORTS AUTHORITY DIVISION.--

A. The sports authority division of the department shall:

(1) develop an overall strategic plan for recruiting and retaining all forms of professional and amateur sporting events;

(2) identify existing infrastructure for sporting activities, identify and propose future infrastructure and locations and identify opportunities for private and public partnerships on infrastructure;

(3) foster relationships between sporting event organizers and event sponsors; and

(4) foster relationships among state and local agencies and provide advice and direction needed to increase the number and quality of sporting events held in New Mexico.

B. The sports authority division may promulgate rules as necessary to:

(1) provide additional professional and amateur sports participation by New Mexico residents;

(2) provide for the welfare of participants in sporting events;

(3) provide for adequate safety measures for and ethical operation of sporting events;

(4) recruit and maintain professional and amateur sporting events to be held in New Mexico; and

(5) address the fiscal and tax implications of Paragraphs (1) through (4) of this subsection."

Section 3. A new section of the Tourism Department Act is enacted to read:

"SPORTS ADVISORY COMMITTEE.--

A. The "sports advisory committee" is created to advise and support the sports authority division of the department.

B. The sports advisory committee consists of twenty-five members of the public appointed by the governor and six ex-officio voting members as follows:

- (1) the superintendent of regulation and licensing;
- (2) the secretary of economic development;
- (3) the secretary of tourism;
- (4) the secretary of taxation and revenue;
- (5) the chief counsel to the governor; and
- (6) the governor's deputy chief of staff for legislative affairs.

C. An ex-officio member may designate in writing another person to attend meetings of the committee and to the same extent and with the same effect act in the ex-officio member's stead.

D. Public members shall be appointed for four-year terms expiring on January 1 and shall serve at the pleasure of the governor. Members serve until their successors have been appointed and qualified. The governor may fill any vacancies

on the committee for the remainder of an unexpired term.

E. The committee shall have two co-chairs appointed by the governor, one of whom shall be an ex-officio member and one of whom shall be a public member. The committee may elect such other officers as it deems necessary to carry out its duties.

F. Public members of the committee shall receive per diem and mileage as provided for nonsalaried public officers in the Per Diem and Mileage Act and shall receive no other compensation, perquisite or allowance.

G. Representation on the committee shall resemble the demographics of New Mexico in conjunction with the three congressional districts."

Section 4. TEMPORARY PROVISION--TRANSFER OF PERSONNEL, PROPERTY, CONTRACTS AND REFERENCES IN LAW.--On the effective date of this act:

A. all functions, personnel, appropriations, money, records, equipment, supplies and other property of the New Mexico sports authority shall be transferred to the sports authority division of the tourism department;

B. all contracts of the New Mexico sports authority shall be binding and effective on the sports authority division of the tourism department; and

C. all references in law to the New Mexico sports authority shall be deemed to be references to the sports

authority division of the tourism department.

Section 5. REPEAL.--Sections 9-15B-1 through 9-15B-6
NMSA 1978 (being Laws 2005, Chapter 197, Sections 1 through 6)
are repealed.

HB 890
Page 5