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SENATE BILL 224

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Sander Rue

AN ACT

RELATING TO PUBLIC WORKS CONTRACTS; PROHIBITING A STATE AGENCY OR LOCAL PUBLIC BODY FROM REQUIRING CONTRACTORS TO ENTER INTO OR ADHERE TO AN AGREEMENT WITH A LABOR ORGANIZATION; PROHIBITING A STATE AGENCY OR LOCAL PUBLIC BODY FROM PROHIBITING CONTRACTORS FROM ENTERING INTO OR ADHERING TO AN AGREEMENT WITH A LABOR ORGANIZATION.

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

SECTION 1. A new Section 13-4-2.1 NMSA 1978 is enacted to read:

"13-4-2.1. [NEW MATERIAL] PROHIBITING THE REQUIREMENT OR PROHIBITION OF AGREEMENTS WITH LABOR ORGANIZATIONS.--A state agency or local public body awarding a public works contract for the construction, repair, remodeling or demolition of a facility shall not, in regard to such public works contract:

.191158.1

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

underscoring material = new
~~[bracketed material] = delete~~

1 A. require a bidder, offeror, contractor or
2 subcontractor to enter into or adhere to an agreement with a
3 labor organization;

4 B. prohibit a bidder, offeror, contractor or
5 subcontractor from entering into or adhering to an agreement
6 with a labor organization; or

7 C. otherwise discriminate against a bidder,
8 offeror, contractor or subcontractor for:

9 (1) becoming or remaining a signatory to an
10 agreement with one or more labor organizations;

11 (2) refusing to become or remain a signatory
12 to an agreement with one or more labor organizations; or

13 (3) adhering or refusing to adhere to an
14 agreement with one or more labor organizations."

15 **SECTION 2. EFFECTIVE DATE.**--The effective date of the
16 provisions of this act is July 1, 2013.