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HOUSE BILL 150

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

Rebecca Dow and Randall T. Pettigrew

AN ACT

RELATING TO STATE PERSONNEL; REQUIRING STATE EMPLOYEES TO BE
PHYSICALLY PRESENT AT THEIR PLACE OF EMPLOYMENT; PROVIDING
EXCEPTIONS.

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

SECTION 1. Section 10-9-15 NMSA 1978 (being Laws 1961,
Chapter 240, Section 10) is amended to read:

"10-9-15. DUTIES OF STATE OFFICERS AND EMPLOYERS.--

A. All officers and employers of the state shall
comply with the Personnel Act.

B. All employers shall:

(1) hire employees only from employment lists
of applicants who meet prescribed minimum requirements and have
passed the prescribed tests provided by the director; and

(2) require employees to be physically present

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

1 at their place of employment when carrying out duties related
2 to that employment; provided that accommodations may be
3 provided:

4 (a) to comply with other applicable
5 federal law;

6 (b) if the duties related to that
7 employment require travel away from the place of employment;

8 (c) in the event that the place of
9 employment is unable to be physically occupied; or

10 (d) in the event private employers
11 reduce their in-person workforce by fifty percent or greater in
12 response to a public health emergency, as determined by the
13 workforce solutions department.

14 C. All officers and employers shall furnish any
15 records or information ~~[which]~~ that the director or the board
16 requests."

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