

1 HOUSE BILL 424

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Christine Trujillo

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10 AN ACT

11 RELATING TO LABOR; CLARIFYING THE APPOINTIVE AUTHORITY FOR THE
12 APPRENTICESHIP COUNCIL; UPDATING PERSONNEL REFERENCES.

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

15 SECTION 1. Section 50-7-3 NMSA 1978 (being Laws 1957,
16 Chapter 219, Section 3, as amended) is amended to read:

17 "50-7-3. APPRENTICESHIP COUNCIL.--An "apprenticeship
18 council", hereinafter referred to as the council, shall be
19 appointed by the [~~director of the labor and industrial~~
20 ~~division~~] secretary of [~~the department of labor~~] workforce
21 solutions without regard to any other provisions of law
22 regarding the appointment and compensation of employees of the
23 state. It shall consist of three persons known to represent
24 employers, three persons known to represent labor organizations
25 and three public representatives and shall include, as ex-

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1 officio members without vote, the [~~director of the labor and~~
2 ~~industrial division~~] secretary of workforce solutions and the
3 [~~state supervisor of trade and industrial education~~] secretary
4 of public education or the secretary's designee. Persons
5 appointed to the council [~~must~~] shall be familiar with
6 apprenticeable occupations. The terms of office of the members
7 of the council first appointed shall expire as designated by
8 the [~~director~~] secretary of workforce solutions at the time of
9 making the appointment: one representative each of employers,
10 labor organizations and the public being appointed for one
11 year; one representative each of employers, labor organizations
12 and the public being appointed for two years; and one
13 representative each of employers, labor organizations and the
14 public being appointed for three years. Thereafter, each
15 member shall be appointed for a term of three years. Any
16 member appointed to fill a vacancy occurring prior to the
17 expiration of the term of [~~his~~] the member's predecessor shall
18 be appointed for the remainder of that term. Members of the
19 council not otherwise compensated by public money shall be
20 reimbursed for their official duties in accordance with the Per
21 Diem and Mileage Act for attendance at not in excess of twelve
22 meetings per year."

23 SECTION 2. Section 50-7-4.1 NMSA 1978 (being Laws 1979,
24 Chapter 204, Section 12, as amended) is amended to read:

25 "50-7-4.1. ADMINISTRATION.--

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1 A. The ~~[commissioner of labor]~~ secretary of
2 workforce solutions shall appoint a director of apprenticeship
3 to be responsible for effectuating the policies set forth in
4 Section 50-7-1 NMSA 1978, to carry out the policies approved by
5 the apprenticeship council and otherwise to execute the
6 provisions of Chapter 50, Article 7 NMSA 1978. Such
7 appointment shall be subject to confirmation by a majority vote
8 of the council. The ~~[commissioner of labor shall appoint the~~
9 ~~director and]~~ secretary of workforce solutions shall appoint
10 such additional personnel as may be necessary, subject to such
11 laws and practices as are applicable to appointment, service
12 and compensation of employees of the state.

13 B. Under the general direction of the ~~[commissioner~~
14 ~~of labor]~~ secretary of workforce solutions, the director of of
15 apprenticeship in furtherance of the duties specified shall:

16 ~~[A.]~~ (1) encourage the voluntary participation
17 of employers and employees in the furtherance of the objectives
18 of Chapter 50, Article 7 NMSA 1978;

19 ~~[B.]~~ (2) devise necessary procedures and
20 records;

21 ~~[C.]~~ (3) prepare statistical reports regarding
22 apprenticeship;

23 ~~[D.]~~ (4) issue information related to
24 apprenticeship; and

25 ~~[E.]~~ (5) perform such other duties as are

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1 necessary to carry out the intent of Chapter 50, Article 7 NMSA
2 1978."

3 SECTION 3. EFFECTIVE DATE.--The effective date of the
4 provisions of this act is July 1, 2023.

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