

underscoring material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 282

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

INTRODUCED BY
Antonio Maestas

AN ACT

RELATING TO THE LEGISLATURE; DIRECTING THE LEGISLATIVE COUNCIL SERVICE TO DEVELOP AN ONGOING STATUTORY REVISION PROGRAM; CREATING THE POSITION OF REVISOR OF STATUTES IN THE LEGISLATIVE COUNCIL SERVICE; INCLUDING THE REVISOR OF STATUTES AS A MEMBER OF THE ADVISORY COMMITTEE TO THE NEW MEXICO COMPILATION COMMISSION; MAKING AN APPROPRIATION.

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

SECTION 1. A new section of Chapter 2, Article 3 NMSA 1978 is enacted to read:

"[NEW MATERIAL] STATUTORY REVISION PROGRAM--REVISOR OF STATUTES--DUTIES.--

A. The New Mexico legislative council shall direct the legislative council service to develop and implement an ongoing statutory revision program for the systematic study and .223537.1

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

1 technical revision of the statutes on an annual basis.

2 B. Prior to January 1 of each year, the director of
3 the legislative council service shall make available to the New
4 Mexico legislative council draft legislation and a report.

5 C. The draft legislation shall revise statutes with
6 technical issues to make them more clear, accessible and
7 usable, but shall not alter a statute's meaning, effect, policy
8 or purpose.

9 D. The report shall:

10 (1) summarize the changes made by the draft
11 legislation;

12 (2) identify statutes requiring technical
13 revisions that cannot be made without altering the statute's
14 meaning, effect, policy or purpose; and

15 (3) provide an overall plan for systematic
16 statutory revision and a progress update.

17 E. The position of "revisor of statutes" is created
18 in the legislative council service to report to and serve at
19 the pleasure of the director of the legislative council
20 service.

21 F. The revisor of statutes shall:

22 (1) carry out the provisions of this section
23 by preparing the draft legislation and report;

24 (2) develop a systematic plan to study and
25 revise all statutory sections;

.223537.1

underscored material = new
[bracketed material] = delete

1 (3) address matters the New Mexico legislative
2 council deems necessary;

3 (4) perform other duties assigned by the
4 director of the legislative council service; and

5 (5) consult with the New Mexico compilation
6 commission to ensure the clarity, organization and
7 accessibility of the statutes."

8 SECTION 2. Section 2-3-8 NMSA 1978 (being Laws 1951,
9 Chapter 182, Section 4, as amended) is amended to read:

10 "2-3-8. PURPOSE AND DUTIES OF LEGISLATIVE COUNCIL
11 SERVICE.--The [~~purpose and duties of the~~] legislative council
12 service shall: [~~be:~~

13 a. ~~to~~] A. assist the legislature [~~of the State of~~
14 ~~New Mexico~~] in the proper performance of its constitutional
15 functions by providing its members with impartial and accurate
16 information and reports concerning the legislative problems
17 [~~which~~] that come before them and by providing digests showing
18 the practices of other states and foreign nations in dealing
19 with similar problems;

20 [~~b.~~] B. when [~~so~~] requested, [~~to~~] secure
21 information for and [~~to~~] report to the legislators of this
22 state on the social and economic effects of statutes of this
23 state or elsewhere by cooperating with the legislative service
24 agencies in other states and other reference agencies and
25 libraries;

.223537.1

underscoring material = new
[bracketed material] = delete

1 ~~[e. to]~~ C. furnish to the members of the
2 legislature ~~[of this state]~~ the assistance of expert
3 ~~[draftsmen]~~ drafters qualified to aid the legislators in the
4 preparation of bills for introduction into the legislature;

5 ~~[d. to]~~ D. recommend to the legislature measures
6 ~~[which]~~ that will improve the form and working of the statutes
7 ~~[of this state]~~ and clarify and reconcile their provisions,
8 including through the statutory revision program;

9 ~~[e. to]~~ E. provide for the legislature adequate
10 staff facilities and ~~[to provide the adequate]~~ expert
11 assistance ~~[without which no]~~ necessary for the legislature
12 ~~[can]~~ to properly perform its required functions; and

13 ~~[f. to]~~ F. prepare and index for printing as
14 promptly as possible after the adjournment of each session the
15 session laws ~~[therefor, which]~~ as a compilation that shall
16 include all resolutions and acts ~~[which]~~ the legislature ~~[has]~~
17 adopted or passed during the session and ~~[have]~~ that received
18 the approval of the governor when such approval is necessary."

19 SECTION 3. Section 12-1-3 NMSA 1978 (being Laws 1977,
20 Chapter 74, Section 2, as amended) is amended to read:

21 "12-1-3. POWERS OF COMMISSION.--The New Mexico
22 compilation commission, acting on the advice and approval of an
23 advisory committee appointed by the New Mexico supreme court,
24 which shall include the revisor of statutes of the legislative
25 council service, may:

.223537.1

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

1 A. provide for official, annotated compilations of
2 the New Mexico statutes and court rules as approved by the
3 supreme court and all other necessary things pertaining to the
4 publication, including online publication, of any compilation
5 and related publications;

6 B. provide for the licensing of the content of the
7 compilation and any related publications;

8 C. contract with a publisher for any compilation or
9 related publications as may be necessary or desirable to carry
10 out the provisions of this section;

11 D. do all things necessary to keep current the
12 master database of publications published or authorized for
13 publication by the compilation commission; and

14 E. hire an executive director, who shall:

15 (1) serve as the chief administrative officer
16 of the commission;

17 (2) serve at the pleasure of the commission;

18 (3) carry out the policies established by the
19 commission; and

20 (4) within available funding, hire such
21 additional staff as necessary to effectuate the powers
22 exercised by the commission."

23 SECTION 4. APPROPRIATION.--One hundred thirty thousand
24 dollars (\$130,000) is appropriated from the general fund to the
25 legislative council service for expenditure in fiscal year 2024
.223537.1

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

1 to employ a revisor of statutes. Any unexpended or
2 unencumbered balance remaining at the end of fiscal year 2024
3 shall revert to the general fund.

4 SECTION 5. EFFECTIVE DATE.--The effective date of the
5 provisions of this act is July 1, 2023.

6 - 6 -

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25