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HOUSE BILL 783

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

KIP W. NICELY

AN ACT

RELATING TO REVENUE; ESTABLISHING A FUND FOR THE RECEIPT OF CERTAIN
REVENUE RECEIVED BY THE CONSTRUCTION INDUSTRIES DIVISION;
AUTHORIZING EXPENDITURES FROM THE FUND; AMENDING AND REPEALING
SECTIONS OF THE NMSA 1978; MAKING AN APPROPRIATION.

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

Section 1. Section 9-16-14 NMSA 1978 (being Laws 1987, Chapter 298, Section 1, as amended) is amended to read:

"9-16-14. REGULATION AND LICENSING DEPARTMENT OPERATING FUND.--

A. There is established in the state treasury the "regulation and licensing department operating fund" to be administered by the department.

B. All money received by the administrative services division [~~the construction industries division~~], the financial institutions division, the securities division and the manufactured housing division, other than money earmarked for revolving funds, shall be deposited with the state treasurer and held in a separate suspense account for each division. [~~In the seventy-sixth fiscal year, all money deposited in the suspense accounts shall be transferred monthly to the general fund until the sum of all money transferred to the general fund equals~~

Underscored material = new
[bracketed material] = delete

1 the total amount deposited and transferred to the general fund from those divisions in the
2 seventy-fourth fiscal year. All additional money deposited in the divisions' suspense accounts
3 during the seventy-sixth fiscal year shall be transferred to the regulation and licensing
4 department operating fund on June 30, 1988]

5 C. [In the seventy-seventh fiscal year and each fiscal year thereafter] On the
6 last day of each month, the department shall transfer all money received during the month from
7 the divisions' suspense accounts specified in Subsection B of this section to the general fund."

8
9 Section 2. Section 60-13-21 NMSA 1978 (being Laws 1967, Chapter 199, Section 24,
10 as amended) is amended to read:

11 "60-13-21. DIVISION AND COMMISSION--DISPOSITION OF FEES AND
12 ADMINISTRATIVE PENALTIES--FUND CREATED--APPROPRIATION.--The "construction
13 industries division operating fund" is created. Fees received by the division [except
14 ~~journeymen examination fees, shall be paid to the state treasurer for deposit and transfer as~~
15 ~~provided in Section 9-16-14 NMSA 1978]~~ and administrative penalties imposed by the
16 commission shall be deposited with the state treasurer to be credited to the fund. Balances in
17 the fund shall not revert. Money in the fund is appropriated to the division. Expenditures from
18 the fund may be made only in accordance with budgets approved by the department of finance
19 and administration and only to pay for the administration of and to carry out the purposes of
20 the Construction Industries Licensing Act."

21
22 Section 3. REPEAL.--Section 60-13-40.1 NMSA 1978 (being Laws 1983, Chapter 82,
23 Section 2, as amended) is repealed.

24 Section 4. EFFECTIVE DATE.--The effective date of the provisions of this act is July
25 1, 1996.

State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE

SECOND SESSION, 1996

February 10, 1996

Mr. Speaker:

Your **BUSINESS AND INDUSTRY COMMITTEE**, to whom has been
referred

HOUSE BILL 783

has had it under consideration and reports same with recommendation that it **DO NOT
PASS**, and thence referred to the **APPROPRIATIONS AND FINANCE
COMMITTEE.**

Respectfully submitted,

Fred Luna, Chairman

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FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 3 For 6 Against

Yes:3

No:Corley, Gurule, Olguin, J.G.Taylor, Rodella, Luna

Excused:Alwin, Gubbels, Varela

Absent:None

H0783B11

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