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SENATE BILL 115

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

INTRODUCED BY

JOHN PINTO

FOR THE INDIAN AFFAIRS COMMITTEE

AN ACT

RELATING TO OBSOLETE PROPERTY; AMENDING A SECTION OF THE
PROCUREMENT CODE; DECLARING AN EMERGENCY.

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

Section 1. Section 13-6-1 NMSA 1978 (being Laws 1961,
Chapter 100, Section 1, as amended) is amended to read:

"13-6-1. DISPOSITION OF OBSOLETE, WORN-OUT AND UNUSABLE
PERSONAL PROPERTY. - -

A. The governing authority of each state agency,
local public body, school district and state educational
institution may dispose of any item of personal property
belonging to that authority and delete the item from its public
inventory upon a specific finding by the authority that the item
of property is:

(1) of a current resale value of five thousand

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1 dollars (\$5,000) or less; and

2 (2) worn-out, unusable or obsolete to the
3 extent that the item is no longer economical or safe for
4 continued use by the body.

5 B. The governing authority shall, as a prerequisite
6 to the disposition of any items of personal property, give
7 notification at least thirty days prior to its action making
8 such deletion by sending a copy of its official finding and the
9 proposed disposition of the property to the state auditor, duly
10 sworn and subscribed under oath by each member of the authority
11 approving the action.

12 C. A copy of the official finding and proposed
13 disposition of the property sought to be disposed of shall be
14 made a permanent part of the official minutes of the governing
15 authority.

16 D. The governing authority shall dispose of the item
17 by negotiated sale or donation to other state agencies, local
18 public bodies, school districts, state educational institutions
19 [~~or~~], municipalities or any governmental unit of an Indian
20 nation, tribe or pueblo located in New Mexico or through the
21 central purchasing office by means of competitive sealed bid or
22 public auction or through the federal property assistance bureau
23 of the general services department.

24 E. This section shall not apply to any property
25 acquired by a museum through abandonment procedures pursuant to

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the Abandoned Cultural Properties Act. "

Section 2. EMERGENCY.--It is necessary for the public
peace, health and safety that this act take effect immediately.

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 FEBRUARY 9, 1996
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7 Mr. Presi dent:
8

9 Your COMMI TTEES' COMMI TTEE, to whom has been referred
10

11 SENATE BILL 115
12

13 has had it under consideration and finds same to be GERMANE, PURSUANT
14 TO CONSTITUTIONAL PROVISIONS, and thence referred to the INDIAN AND
15 CULTURAL AFFAI RS COMMI TTEE.
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17 Respectfully submi tted,
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23 SENATOR MANNY M. ARAGON, Chai rman
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25

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

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1 FORTY-SECOND LEGISLATURE
2 SECOND SESSION, 1996
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5 February 10, 1996
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7 Mr. President:
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9 Your INDIAN & CULTURAL AFFAIRS COMMITTEE, to whom has
10 been referred
11

12 SENATE BILL 115
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14 has had it under consideration and reports same with recommendation that
15 it DO PASS, and thence referred to the FINANCE COMMITTEE.
16

17 Respectfully submitted,
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20 _____
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22 John Pinto, Chairman
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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Chavez

Absent: None

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1 FORTY-SECOND LEGISLATURE
2 SECOND SESSION, 1996
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5 February 13, 1996
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7 Mr. President:
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9 Your FINANCE COMMITTEE, to whom has been referred
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11 SENATE BILL 115
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13 has had it under consideration and reports same with recommendation that
14 it DO PASS.
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16 Respectfully submitted,
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18 _____
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21 Ben D. Altamirano, Chairman
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25 Adopted _____

(Chief Clerk)

Not Adopted _____

(Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Aragon, Donisthrope, Garcia, Ingle, Macias, Nava

Absent: None

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