1	HOUSE BILL 170				
2	43rd LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998				
3	INTRODUCED BY				
4	GERALD E. WEEKS				
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10	AN ACT				
11	RELATING TO CORRECTIONS; CREATING AN INMATE FORESTRY WORK CAMP				
12	PROGRAM FOR MINIMUM SECURITY INMATES; PROVIDING POWERS AND				
13	DUTIES; CREATING A FUND; MAKING AN APPROPRIATION.				
14					
15	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:				
16	Section 1. SHORT TITLEThis act may be cited as the				
17	"Inmate Forestry Work Camp Act".				
18	Section 2. DEFINITIONSAs used in the Inmate Forestry				
19	Work Camp Act:				
20	A. "department" means the corrections department;				
21	B. "forestry division" means the forestry division				
22	of the energy, minerals and natural resources department;				
23	C. "program" means the inmate forestry work camp				
24	program; and				
25	D. "work camp" means a minimum security facility				
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Section 3. INMATE FORESTRY WORK CAMP PROGRAM - PURPOSE --LIMITATION. --

A. The department and the forestry division shall jointly establish the "inmate forestry work camp program" to 7 provide inmate labor for natural resource work planned by the 8 forestry division. The purpose of the program is to use minimum security male and female inmates to work on natural resource projects on public lands, fire suppression and emergency response activities as directed in an emergency declaration issued by the governor.

The program is not an inmate-release program B. pursuant to the provisions of Sections 33-2-43 through 33-2-47 NMSA 1978.

INMATE ELIGIBILITY. -- The department shall Section 4. screen and classify applicants for the program. To be eligible, an applicant must meet all of the standards provided in Section 33-2-44 NMSA 1978 and not be serving a sentence for first or second degree murder.

Section 5. WORK CAMPS. -- The department may establish work camps as needed for the custody of inmates participating in the program.

Section 6. INMATES NOT EMPLOYEES. -- An inmate participating in the program shall not be considered an . 120330. 1 - 2 -

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employee of the state or of any other person deriving benefits from inmate services pursuant to the program. An inmate participating in the program shall not be covered by the provisions of the Workers' Compensation Act or be entitled to benefits pursuant to that act, whether on behalf of himself or another person. Inmates participating in the program may be compensated as provided in Section 33-2-26 NMSA 1978.

Section 7. FORESTRY DIVISION--INTERAGENCY COOPERATION--PROGRAM PARTICIPATION.--The forestry division shall cooperate with the department in the development and implementation of the program and shall:

A. plan and develop natural resource projects and provide technical direction and supervision for activities carried out by inmates participating in the program;

B. provide instruction in forestry and natural resource issues to inmates participating in the program; and

C. provide direction and instruction in the use of tools and equipment and conduct safety training for inmates participating in the program.

Section 8. INMATE FORESTRY WORK CAMP FUND.--The "inmate forestry work camp fund" is created in the state treasury. All money received by the department or the forestry division from public land management agencies for work performed by inmates in the program shall be deposited in the fund. Money in the fund shall not revert at the end of a fiscal year. Money in . 120330.1

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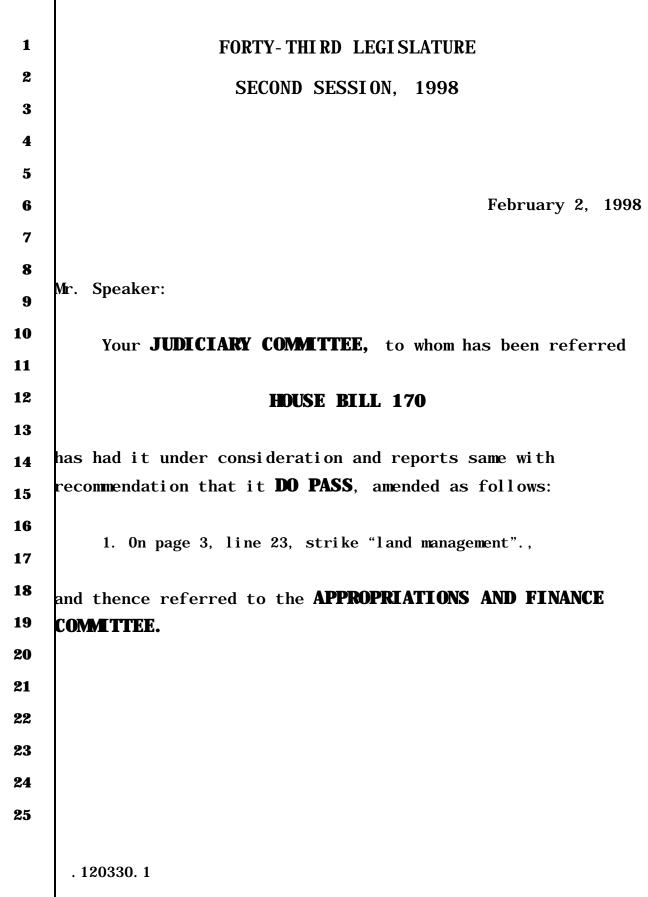
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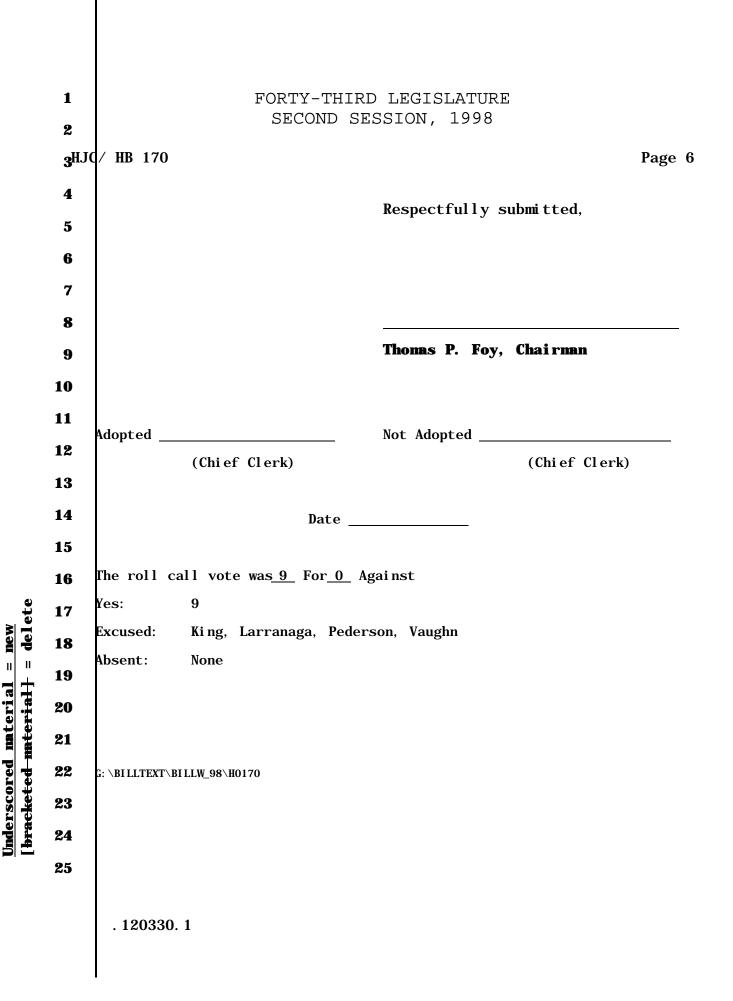
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1	the fund is appropriated to the forestry division to administer							
2	the program, including acquisition of tools and equipment and							
3	expenses incurred by the forestry division or the department in							
4	planning and supervising program projects. Disbursements fro							
5	5 the fund shall be made upon warrants drawn by the secretary of6 finance and administration pursuant to vouchers signed by the							
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7	director of the forestry division or his authorized							
8	representati ve.							
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1	FORTY- THI RD LEGI SLATURE						
2	SECOND SESSION, 1998						
3							
4	E-h 10 1000						
5	February 10, 1998						
6							
7	Mr. Speaker:						
8							
9	Your APPROPRIATIONS AND FINANCE COMMITTEE, to						
10	whom has been referred						
11							
12	HOUSE BILL 170, as anended						
13	has had it under consideration and reports same with						
14	recommendation that it DO PASS , amended as follows:						
15							
16	1. Strike House Judiciary Committee Amendment 1.						
17							
18	2. On pages 3 and 4, strike Section 8 in its entirety.						
19	Respectfully submitted,						
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24	Max Coll, Chairman						
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	1 2	FORTY-THIRD LEGISLATURE SECOND SESSION, 1998	
	3	Рад	ge 8
	4 5	Adopted Not Adopted (Chief Clerk) (Chief Clerk)	
	6 7	Date	
	8 9	The roll call vote was <u>13</u> For <u>0</u> Against	
	10 11	Yes: 13 Excused: Buffett, Saavedra, Salazar, Varela, Vigil Absent: None	
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	1	FORTY-THIRD LEGISLATURE HB 170/a				
	2	SECOND SESSION, 1998				
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	4	February 16, 1998				
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	6	Mr. President:				
	7					
	8	Your CONSERVATION COMMITTEE , to whom has been referred				
	9	HOUSE BILL 170, as anended				
	10	independent in the anti-inter				
	11	has had it under consideration and reports same with				
		recommendation that it DO PASS , amended as follows:				
	13	1 Strike House Annonnistions and Finance Committee				
	14	1. Strike House Appropriations and Finance Committee Amendment 2.				
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<u>ew</u> lel ete	17	Respectfully submitted,				
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ed _	22	Michael S. Sanchez, Chairman				
scol kete	23					
<u> </u>	24	Adopted Not Adopted				
	25	Adopted Not Adopted				
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		6			
		7		Date	
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		9	The roll	call vote was <u>6</u> For <u>0</u> Against	
		4.0	Yes:	6	
			No:	None	
		12	Excused:	Davis, Kysar, Macias, Payne	
		13	Absent:	None	
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