

1 HOUSE BILL 15
2 44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

3 INTRODUCED BY
4 Jose R. Abeyta
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10 AN ACT

11 RELATING TO PUBLIC LIBRARIES; ENABLING COUNTIES AND
12 MUNICIPALITIES TO CONTRACT AND ENTER INTO JOINT POWERS
13 AGREEMENTS WITH OTHER COUNTIES, MUNICIPALITIES, LOCAL SCHOOL
14 BOARDS, POST-SECONDARY EDUCATIONAL INSTITUTIONS AND THE
15 LIBRARY DIVISION OF THE OFFICE OF CULTURAL AFFAIRS FOR THE
16 FURNISHING OF LIBRARY SERVICES; AMENDING SECTIONS OF THE NMSA
17 1978.

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

20 Section 1. Section 3-18-14 NMSA 1978 (being Laws 1965,
21 Chapter 300, Section 14-17-12, as amended) is amended to read:

22 "3-18-14. MUNICIPAL LIBRARIES-- ESTABLISHMENT-- CONTRACT
23 SERVICES-- STATE PUBLICATIONS-- GIFTS AND BEQUESTS. --

24 A. A municipality may establish and maintain a
25 free public library under proper regulation and may receive,

underscored material = new
[bracketed material] = del ete

1 hold and dispose of [~~any~~] a gift, donation, devise or bequest
2 that is made to the municipality for the purpose of
3 establishing, increasing or improving the library. The
4 governing body may apply the use, profit, proceeds, interests
5 and rents accruing from [~~any~~] such property in any manner that
6 will best improve the library and its use.

7 B. After a public library is established, the
8 secretary of state shall furnish to the public library a copy
9 of any work subsequently published under his authority.

10 C. [~~Any~~] A municipality establishing a public
11 library may [~~contract with the county, adjoining counties or~~]
12 enter into contracts and joint powers agreements with other
13 municipalities, counties, local school boards, post-secondary
14 educational institutions and the library division of the
15 office of cultural affairs for the furnishing of library
16 services. In the interest of establishing a county or
17 regional library, a municipality may convey its library
18 facilities to the county as part of a contract for furnishing
19 library services to the inhabitants of the municipality by the
20 county or regional library. "

21 Section 2. Section 4-36-2 NMSA 1978 (being Laws 1965,
22 Chapter 87, Section 3, as amended) is amended to read:

23 "4-36-2. [~~CONTRACT WITH OTHER COUNTIES~~] COUNTY
24 LIBRARIES-- ESTABLISHMENT-- CONTRACT SERVICES-- GIFTS AND
25 BEQUESTS. --

underscored material = new
[bracketed material] = delete

1 A. A county may [~~(1) contract with one or more~~
2 ~~counties and with the library division of the office of~~
3 ~~cultural affairs for the furnishing of library services;~~
4 ~~(2) contract for the establishment of a~~
5 ~~regional library serving more than one county; and~~
6 ~~(3) appropriate money for the support of a~~
7 ~~regional library or library services.~~

8 ~~B. Any regional library so established must first~~
9 ~~be approved by the state librarian]~~ establish and maintain a
10 free public library under proper regulation and may receive,
11 hold and dispose of a gift, donation, devise or bequest that
12 is made to the county for the purpose of establishing,
13 increasing or improving the library. The governing body may
14 apply the use, profit, proceeds, interest and rents accruing
15 from such property in any manner that will best improve the
16 library and its use.

17 B. A county establishing a public library may
18 enter into contracts and joint powers agreements with other
19 counties, municipalities, local school boards, post-secondary
20 educational institutions and the library division of the
21 office of cultural affairs for the furnishing of regional
22 library services. "

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
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6 February 2, 1999
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8 Mr. Speaker:
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10 Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
11 whom has been referred
12

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15 has had it under consideration and reports same with
16 recommendation that it DO PASS, and thence referred to the
17 EDUCATION COMMITTEE.

18 Respectfully submitted,
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22 _____
23 James G. Taylor, Chairman
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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

Excused: Mallory, Sandel

Absent: None

J: \99BillSWP\H0015

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[bracketed material] = delete