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SENATE BILL 98

**44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999**

INTRODUCED BY

Leonard Tsosie

FOR THE INDIAN AFFAIRS COMMITTEE

AN ACT

RELATING TO JOINT POWERS AGREEMENTS; INCLUDING AS PUBLIC AGENCIES CERTAIN SUBDIVISIONS OF INDIAN NATIONS, TRIBES OR PUEBLOS.

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

Section 1. Section 11-1-2 NMSA 1978 (being Laws 1961, Chapter 135, Section 2, as amended) is amended to read:

"11-1-2. DEFINITIONS. -- As used in the Joint Powers Agreements Act:

A. "public agency" means the federal government or any federal department, agency or instrumentality; this state, an adjoining state or any state department, agency or instrumentality; an Indian nation, tribe or pueblo; a subdivision of an Indian nation, tribe or pueblo that has authority pursuant to the law of that Indian nation, tribe or

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1 pueblo to enter into joint powers agreements directly with the  
2 state; a county, municipality, public corporation or public  
3 district of this state or an adjoining state; a New Mexico  
4 educational institution specified in Article 12, Section 11 of  
5 the constitution of New Mexico; and a New Mexico school  
6 district;

7 B. "agreement" means a written contractual  
8 agreement entered into between two or more public agencies  
9 subject to any constitutional or legislative restriction  
10 imposed upon any of the contracting public agencies, but the  
11 Joint Powers Agreements Act does not authorize an interstate  
12 water supply agreement or limit the powers of an interstate  
13 water compact commission, the interstate stream commission or  
14 the state engineer, and it does not limit the powers of a  
15 state agency or political subdivision to enter into agreements  
16 with the interstate stream commission or the state engineer;

17 C. "bonds" means revenue bonds;

18 D. "bondholder" means any person who is the bearer  
19 of any outstanding bond or the owner of bonds that are at the  
20 time registered to other than the bearer;

21 E. "indenture" means the instrument providing the  
22 terms and conditions for the issuance of the bonds and may be  
23 a resolution, order, agreement or other instrument; and

24 F. "instrumentality" means a public corporate  
25 entity created by state law but which is not subject to the

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1 general laws of the state and is not a state agency or  
2 department. "

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1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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4  
5 February 2, 1999

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7 Mr. President:

8  
9 Your INDIAN & CULTURAL AFFAIRS COMMITTEE, to whom  
10 has been referred  
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13 SENATE BILL 98

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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 JUDICIARY COMMITTEE.

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19 Respectfully submitted,  
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Adopted \_\_\_\_\_ Not

Adopted \_\_\_\_\_

(Chi ef Clerk)

(Chi ef Clerk)

Date \_\_\_\_\_

The roll call vote was \_\_ For \_\_ Against

Yes:

No:

Excused:

Absent:

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1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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5  
6 February 20, 1999

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8 Mr. President:

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10 Your JUDICIARY COMMITTEE, to whom has been referred

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12 SENATE BILL 98

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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS.

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18 Respectfully submitted,

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24 Michael S. Sanchez, Chairman

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Adopted \_\_\_\_\_ Not

1 Adopted \_\_\_\_\_

2 (Chief Clerk)

(Chief Clerk)

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6 Date \_\_\_\_\_

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9 The roll call vote was 5 For 0 Against

10 Yes: 5

11 No: None

12 Excused: Aragon, McSorley, Stockard

13 Absent: None

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1 FORTY-FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
3  
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6 March 5, 1999  
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8 Mr. Speaker:  
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10 Your JUDICIARY COMMITTEE, to whom has been referred  
11

12 SENATE BILL 98  
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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, and thence referred to the  
16 APPROPRIATIONS AND FINANCE COMMITTEE.

17 Respectfully submitted,  
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22 R. David Pederson, Chairman  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

HJC/SB 98

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 8 For 0 Against

Yes: 8

Excused: Luna, Mallory, Sanchez, Stewart

Absent: None

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1 FORTY- FOURTH LEGISLATURE  
2 FIRST SESSION, 1999

3  
4 March 19, 1999

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7 Mr. Speaker:

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9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
10 whom has been referred

11 SENATE BILL 98

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13 has had it under consideration and reports same with  
14 recommendation that it DO PASS.

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16 Respectfully submitted,

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21 Max Coll, 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 15 For 0 Against

Yes: 15

Excused: Abeyta, Picraux

Absent: None

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