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SENATE BILL 341

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

INTRODUCED BY

John Arthur Smith

FOR THE LEGISLATIVE FINANCE COMMITTEE

AN ACT

RELATING TO THE TERMINATION OF AGENCY LIFE; EXTENDING THE LIFE  
OF CERTAIN BOARDS AND COMMISSIONS.

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

Section 1. Section 28-1-15 NMSA 1978 (being Laws 1987,  
Chapter 333, Section 1, as amended) is amended to read:

"28-1-15. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
The human rights commission is terminated on July 1, [ 1999]  
2005 pursuant to the provisions of the Sunset Act. The  
commission shall continue to operate according to the  
provisions of Chapter 28, Article 1 NMSA 1978 until July 1,  
[~~2000~~] 2006. Effective July 1, [~~2000~~] 2006, Chapter 28,  
Article 1 NMSA 1978 is repealed. "

Section 2. Section 50-1-9 NMSA 1978 (being Laws 1987,  
Chapter 333, Section 2, as amended) is amended to read:

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1 "50-1-9. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
2 The labor and industrial commission and the office of the  
3 director of the labor and industrial division of the  
4 [~~department of~~] labor department are terminated on July 1,  
5 [1999] 2005 pursuant to the provisions of the Sunset Act. The  
6 commission and the director shall continue to operate  
7 according to the provisions of Chapter 50, Article 1 NMSA 1978  
8 until July 1, [~~2000~~] 2006. Effective July 1, [~~2000~~] 2006,  
9 Chapter 50, Article 1 NMSA 1978 is repealed. "

10 Section 3. Section 60-1-26 NMSA 1978 (being Laws 1987,  
11 Chapter 333, Section 3, as amended by Laws 1993, Chapter 83,  
12 Section 2 and also by Laws 1993, Chapter 300, Section 4) is  
13 amended to read:

14 "60-1-26. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
15 The state racing commission is terminated on July 1, [1999]  
16 2005 pursuant to the provisions of the Sunset Act. The  
17 commission shall continue to operate according to the  
18 provisions of Chapter 60, Article 1 NMSA 1978 until July 1,  
19 [~~2000~~] 2006. Effective July 1, [~~2000~~] 2006, Chapter 60,  
20 Article 1 NMSA 1978 is repealed. "

21 Section 4. Section 60-2A-30 NMSA 1978 (being Laws 1980,  
22 Chapter 90, Section 30, as amended) is amended to read:

23 "60-2A-30. TERMINATION OF AGENCY LIFE--DELAYED  
24 REPEAL. --The New Mexico athletic commission is terminated on  
25 July 1, [1999] 2005 pursuant to the provisions of the Sunset

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1 Act. The commission shall continue to operate according to  
2 the provisions of Chapter 60, Article 2A NMSA 1978 until July  
3 1, [~~2000~~] 2006. Effective July 1, [~~2000~~] 2006, Chapter 60,  
4 Article 2A NMSA 1978 is repealed. "

5 Section 5. Section 61-9A-30 NMSA 1978 (being Laws 1993,  
6 Chapter 49, Section 30) is amended to read:

7 "61-9A-30. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
8 The counseling and therapy practice board is terminated on  
9 July 1, [~~1999~~] 2005 pursuant to the provisions of the Sunset  
10 Act. The board shall continue to operate according to the  
11 provisions of the Counseling and Therapy Practice Act until  
12 July 1, [~~2000~~] 2006. Effective July 1, [~~2000~~] 2006, the  
13 Counseling and Therapy Practice Act is repealed. "

14 Section 6. Section 61-12C-28 NMSA 1978 (being Laws 1993,  
15 Chapter 173, Section 21) is amended to read:

16 "61-12C-28. TERMINATION OF AGENCY LIFE--DELAYED  
17 REPEAL. --The board of massage therapy is terminated on July 1,  
18 [~~1999~~] 2005 pursuant to the provisions of the Sunset Act. The  
19 board shall continue to operate according to the provisions of  
20 Chapter 61, Article 12C NMSA 1978 until July 1, [~~2000~~] 2006.  
21 Effective July 1, [~~2000, Article 12C of~~] 2006, Chapter 61,  
22 Article 12C NMSA 1978 is repealed. "

23 Section 7. Section 61-14A-22 NMSA 1978 (being Laws 1993,  
24 Chapter 158, Section 30) is amended to read:

25 "61-14A-22. TERMINATION OF AGENCY LIFE--DELAYED

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1 REPEAL. --The board of acupuncture and oriental medicine is  
2 terminated on July 1, [~~1999~~] 2005 pursuant to the provisions  
3 of the Sunset Act. The board shall continue to operate  
4 according to [~~Sections 61-14A-1 through 61-14A-21 NMSA 1978~~]  
5 the Acupuncture and Oriental Medicine Practice Act until July  
6 1, [~~2000~~] 2006. Effective July 1, [~~2000, Sections 61-14A-1~~  
7 ~~through 61-14A-21 NMSA 1978 are~~] 2006, the Acupuncture and  
8 Oriental Medicine Practice Act is repealed. "

9 Section 8. Section 61-14D-19 NMSA 1978 (being Laws 1993,  
10 Chapter 325, Section 19) is amended to read:

11 "61-14D-19. TERMINATION OF AGENCY LIFE--DELAYED  
12 REPEAL. --The athletic trainer practice board is terminated on  
13 July 1, [~~1999~~] 2005 pursuant to the provisions of the Sunset  
14 Act. The board shall continue to operate according to the  
15 provisions of the Athletic Trainer Practice Act until July 1,  
16 [~~2000~~] 2006. Effective July 1, [~~2000~~] 2006, the Athletic  
17 Trainer Practice Act is repealed. "

18 Section 9. Section 61-15-13 NMSA 1978 (being Laws 1979,  
19 Chapter 362, Section 10, as amended) is amended to read:

20 "61-15-13. TERMINATION OF AGENCY LIFE--DELAYED  
21 REPEAL. --The board of examiners for architects is terminated  
22 on July 1, [~~1999~~] 2005 pursuant to the provisions of the  
23 Sunset Act. The board shall continue to operate according to  
24 the provisions of [~~Chapter 61, Article 15 NMSA 1978~~] the  
25 Architectural Act until July 1, [~~2000~~] 2006. Effective July

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1 1, [~~2000, Chapter 61, Article 15 NMSA 1978~~] 2006, the  
2 Architectural Act is repealed. "

3 Section 10. Section 61-23-32 NMSA 1978 (being Laws 1987,  
4 Chapter 336, Section 32, as amended) is amended to read:

5 "61-23-32. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
6 The state board of registration for professional engineers and  
7 surveyors is terminated on July 1, [~~1999~~] 2005 pursuant to the  
8 provisions of the Sunset Act. The board shall continue to  
9 operate according to the provisions of the Engineering and  
10 Surveying Practice Act until July 1, [~~2000~~] 2006. Effective  
11 July 1, [~~2000~~] 2006, the Engineering and Surveying Practice  
12 Act is repealed. "

13 Section 11. Section 61-24C-17 NMSA 1978 (being Laws  
14 1993, Chapter 83, Section 5) is amended to read:

15 "61-24C-17. TERMINATION OF AGENCY LIFE--DELAYED  
16 REPEAL. --The interior design board is terminated on July 1,  
17 [~~1999~~] 2005 pursuant to the provisions of the Sunset Act. The  
18 board shall continue to operate according to the provisions of  
19 the Interior Designers Act until July 1, [~~2000~~] 2006.  
20 Effective July 1, [~~2000~~] 2006, the Interior Designers Act is  
21 repealed. "

22 Section 12. Section 61-28A-28 NMSA 1978 (being Laws  
23 1993, Chapter 83, Section 6) is amended to read:

24 "61-28A-28. TERMINATION OF AGENCY LIFE--DELAYED  
25 REPEAL. --The New Mexico state board of public accountancy is

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1 terminated on July 1, [1999] 2005 pursuant to the provisions  
2 of the Sunset Act. The board shall continue to operate  
3 according to the provisions of the Public Accountancy Act  
4 until July 1, [2000] 2006. Effective July 1, [2000] 2006, the  
5 Public Accountancy Act is repealed. "

6 Section 13. Section 61-29-19 NMSA 1978 (being Laws 1978,  
7 Chapter 203, Section 2, as amended by Laws 1993, Chapter 83,  
8 Section 7 and also by Laws 1993, Chapter 253, Section 3) is  
9 amended to read:

10 "61-29-19. TERMINATION OF AGENCY LIFE--DELAYED  
11 REPEAL. --The New Mexico real estate commission is terminated  
12 on July 1, [1999] 2005 pursuant to the provisions of the  
13 Sunset Act. The commission shall continue to operate  
14 according to the provisions of Chapter 61, Article 29 NMSA  
15 1978 until July 1, [2000] 2006. Effective July 1, [2000]  
16 2006, Chapter 61, Article 29 NMSA 1978 is repealed. "

17 Section 14. Section 61-30-24 NMSA 1978 (being Laws 1993,  
18 Chapter 269, Section 21) is amended to read:

19 "61-30-24. TERMINATION OF AGENCY LIFE--DELAYED  
20 REPEAL. --The real estate appraisers board is [ ~~repealed~~]  
21 terminated pursuant to the provisions of the Sunset Act  
22 effective July 1, [1999] 2005. The Real Estate Appraisers Act  
23 shall continue in effect until July 1, [2000] 2006. The Real  
24 Estate Appraisers Act is repealed effective July 1, [2000]  
25 2006. "

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1 Section 15. Section 61-32-31 NMSA 1978 (being Laws 1993,  
2 Chapter 204, Section 31) is amended to read:

3 "61-32-31. TERMINATION OF AGENCY LIFE--DELAYED  
4 REPEAL. --The board of thanatopractice is terminated on July 1,  
5 [1999] 2005, pursuant to the provisions of the Sunset Act.  
6 The board shall continue to operate according to the  
7 provisions of [~~Section 12-9-18 NMSA 1978~~] the Thanatopractice  
8 Act until July 1, [2000] 2006. Effective July 1, [2000] 2006,  
9 the Thanatopractice Act is repealed. "

10 Section 16. Section 69-25A-36 NMSA 1978 (being Laws  
11 1987, Chapter 333, Section 14, as amended) is amended to read:

12 "69-25A-36. TERMINATION OF AGENCY LIFE--DELAYED  
13 REPEAL. --The coal surface mining commission is terminated on  
14 July 1, [1999] 2005 pursuant to the provisions of the Sunset  
15 Act. The commission shall continue to operate according to  
16 the provisions of Chapter 69, Article 25A NMSA 1978 until July  
17 1, [2000] 2006. Effective July 1, [2000] 2006, Chapter 69,  
18 Article 25A NMSA 1978 is repealed. "

19 Section 17. Section 74-6-17 NMSA 1978 (being Laws 1987,  
20 Chapter 333, Section 15, as amended) is amended to read:

21 "74-6-17. TERMINATION OF AGENCY LIFE--DELAYED REPEAL. --  
22 The water quality control commission is terminated on July 1,  
23 [1999] 2005 pursuant to the provisions of the Sunset Act. The  
24 commission shall continue to operate according to the  
25 provisions of Chapter 74, Article 6 NMSA 1978 until July 1,

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1 [2000] 2006. Effective July 1, [2000] 2006, Sections 74-6-3  
2 and 74-6-4 [~~(being Laws 1967, Chapter 190, Sections 3 and 4,~~  
3 ~~as amended)~~] NMSA 1978 are repealed. "

4 Section 18. Section 77-2-28 NMSA 1978 (being Laws 1981,  
5 Chapter 5, Section 1, as amended) is amended to read:

6 "77-2-28. TERMINATION OF BOARD LIFE--DELAYED REPEAL. --  
7 The New Mexico livestock board is terminated on July 1, [1999]  
8 2005 unless continued by the legislature pursuant to the  
9 provisions of the Sunset Act. The board shall continue to  
10 operate according to [~~all of~~] the provisions of Chapter 77,  
11 Article 2 NMSA 1978 until July 1, [2000] 2006 for the purpose  
12 of [~~winding~~] rounding up its affairs. Effective July 1,  
13 [2000] 2006, Chapter 77, Article 2 NMSA 1978 is repealed. "

14 Section 19. A new section of Chapter 10, Article 7D NMSA  
15 1978 is enacted to read:

16 "[NEW MATERIAL] TERMINATION OF AGENCY LIFE--DELAYED  
17 REPEAL. --The public employee labor relations board is  
18 terminated on July 1, 2005 pursuant to the provisions of the  
19 Sunset Act. The board shall continue to operate according to  
20 the provisions of Chapter 10, Article 7D NMSA 1978 until July  
21 1, 2006. Effective July 1, 2006, Chapter 10, Article 7D NMSA  
22 1978 is repealed. "

23 Section 20. REPEAL. --Laws 1992, Chapter 9, Section 30 is  
24 repealed.



1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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4  
5 February 11, 1999

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7 Mr. President:

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9 Your RULES COMMITTEE, to whom has been referred

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11 SENATE BILL 341

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13 has had it under consideration and reports same with  
14 recommendation that it DO PASS, and thence referred to the  
15 FINANCE COMMITTEE.

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18 Respectfully submitted,

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3 (Chief Clerk)

(Chief Clerk)

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

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9 The roll call vote was 5 For 2 Against

10 Yes: 5

11 No: Adair, Kysar

12 Excused: Gorham

13 Absent: None

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1 FORTY-FOURTH LEGISLATURE

SB 341/a

2 FIRST SESSION, 1999

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5  
6 February 20, 1999

7  
8 Mr. President:

9  
10 Your FINANCE COMMITTEE, to whom has been referred

11  
12 SENATE BILL 341

13  
14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, amended as follows:

- 16  
17  
18 1. On page 2, strike Section 3 in its entirety.
- 19  
20 2. Renumber the succeeding sections accordingly.
- 21  
22 3. On page 8, strike Sections 19 and 20 in their entirety.

23  
24 Respectfully submitted,

25 . 124854. 1

FORTY- FOURTH LEGI SLATURE  
FIRST SESSI ON, 1999

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SFC/SB 341

Page 12

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Ben D. Altami rano, Chair man

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

Adopted \_\_\_\_\_

(Chi ef Clerk)

(Chi ef Clerk)

Date \_\_\_\_\_

FORTY- FOURTH LEGISLATURE  
FIRST SESSION, 1999

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SFC/SB 341

Page 13

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Eisenstadt, Griego, Ingle, McKibben, Rodriguez, Tsosie

Absent: None

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. 127680. 1

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**FORTY- FOURTH LEGISLATURE**

**FIRST SESSION**

**February 22, 1999**

SENATE FLOOR AMENDMENT number \_\_\_\_\_ to SENATE BILL 341, as amended

Amendment sponsored by Senator Carlos R. Cisneros

1. Strike Senate Finance Committee Amendments 1 through 3.

**Carlos R. Cisneros**

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FORTY- FOURTH LEGISLATURE  
FIRST SESSION

SF1/SB 341

Page 15

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

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

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1 FORTY- FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
3  
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6 March 4, 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

13 SENATE BILL 341, as amended  
14

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

18 Respectfully submitted,  
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22 \_\_\_\_\_  
23 James G. Taylor, Chairman  
24  
25



FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

HGUAC/SB 341, aa

Page 17

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

Date \_\_\_\_\_

The roll call vote was 4 For 2 Against

Yes: 4

No: Hobbs, Mallory

Excused: Sandel

Absent: None

J: \99BillSWP\S0341

underscored material = new  
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1 FORTY- FOURTH LEGISLATURE  
2 FIRST SESSION, 1999

3  
4 March 8, 1999

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6  
7 Mr. Speaker:

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

11 SENATE BILL 341, as amended

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

15  
16 Respectfully submitted,

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21 Max Coll, Chair man  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

Page 19

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

Date \_\_\_\_\_

The roll call vote was 9 For 6 Against

Yes: 9

No: Buffett, Larrañaga, Marquardt, Parsons, Pearce, Townsend

Excused: Wallace, Watchman

Absent: None

J: \99BillSWP\S0341

underscored material = new  
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