

HOUSE BUSINESS AND EMPLOYMENT COMMITTEE SUBSTITUTE FOR
HOUSE BILL 23

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

AN ACT

RELATING TO NONPROFIT ORGANIZATIONS; CREATING THE INTERIM
LEGISLATIVE NONPROFIT AND PUBLIC SECTOR COLLABORATION WORK
GROUP; MAKING AN APPROPRIATION; DECLARING AN EMERGENCY.

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

SECTION 1. TEMPORARY PROVISION--FINDINGS.--The

legislature finds that nonprofit organizations make significant
contributions to the state's economy and job creation. The
legislature also finds that the state relies on nonprofit
organizations to deliver important services in the areas of
health, human services, arts and culture and the environment to
the state's underserved populations and remote communities as
well as to the state's urban areas. The legislature further
finds that significant investments of public resources are made
to nonprofit organizations that operate in areas that are not

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underscored material = new
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1 or cannot be served directly by state or local governments.
2 Therefore, the legislature finds that a work group should be
3 convened to study how the state can collaborate most
4 effectively and efficiently with nonprofit organizations.

5 SECTION 2. TEMPORARY PROVISION--NONPROFIT AND PUBLIC
6 SECTOR COLLABORATION WORK GROUP.--

7 A. The "nonprofit and public sector collaboration
8 work group" is created as an interim legislative work group.
9 The work group shall function from the date of its appointment
10 until December 1 prior to the second session of the
11 fifty-second legislature.

12 B. The work group shall be composed of eighteen
13 voting members as follows:

14 (1) four members from the house of
15 representatives and four members from the senate, appointed by
16 the New Mexico legislative council so as to give the two
17 political parties having the most members in each house the
18 same total proportionate representation on the work group as
19 prevails in that house;

20 (2) three members whose nonprofit professional
21 expertise is relevant to the work of the work group, one member
22 from the labor community and two members who represent
23 interests affected by business conducted with the state through
24 nonprofit organizations, each appointed by the New Mexico
25 legislative council;

1 (3) the director of the purchasing division of
2 the general services department or the director's designee;

3 (4) the chief of the contracts review bureau
4 of the financial control division of the department of finance
5 and administration or the chief's designee;

6 (5) a representative of the attorney general's
7 office, appointed by the attorney general; and

8 (6) one member appointed by the governor.

9 C. The work group shall elect the chair and vice
10 chair of the work group.

11 D. A vacancy on the work group shall be filled by
12 appointment in the same manner as the original appointment.

13 E. After its appointment, the work group shall hold
14 one organizational meeting to develop a work plan and budget
15 for the 2015 interim. The work plan and budget shall be
16 submitted to the New Mexico legislative council for approval.

17 F. Upon approval of its work plan and budget, the
18 work group shall study ways in which contracts, contracting
19 processes, capacity to meet state programmatic needs and
20 methods to build capacity and relationships between the state
21 and nonprofit organizations can be improved to maximize the
22 benefits to both the state and nonprofit organizations and
23 shall make a report on the results of the study. The report,
24 including the work group's findings and recommendations,
25 including recommendations for building capacity, shall be

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1 submitted to the legislative health and human services
2 committee, the economic and rural development committee and any
3 other appropriate interim legislative committees by November 1,
4 2015.

5 G. The staff for the work group shall be provided
6 by the legislative council service.

7 SECTION 3. APPROPRIATION.--Two hundred fifty thousand
8 dollars (\$250,000) is appropriated from the legislative cash
9 balances to the legislative council service for expenditure in
10 fiscal years 2015 and 2016 to reimburse the per diem and
11 mileage expenses of the nonprofit and public sector
12 collaboration work group members and to pay the other expenses,
13 including contracting expenses, of the work group. Payments
14 from the appropriation shall be made on warrants drawn by the
15 secretary of finance and administration pursuant to vouchers
16 signed by the director of the legislative council service or
17 the director's authorized representative. Any unexpended or
18 unencumbered balance remaining at the end of fiscal year 2016
19 shall revert to the legislative cash balances.

20 SECTION 4. EMERGENCY.--It is necessary for the public
21 peace, health and safety that this act take effect immediately.