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AN ACT

RELATING TO PROCUREMENT; ADDING EXTENSION OF FOUR-YEAR  
CONTRACT TIME PERIOD FOR CAPITAL IMPROVEMENT PROJECT DESIGN  
AND ENGINEERING SERVICES.

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

SECTION 1. Section 13-1-150 NMSA 1978 (being Laws 1984,  
Chapter 65, Section 123, as amended) is amended to read:

"13-1-150. MULTI-TERM CONTRACTS--SPECIFIED PERIOD.--

A. A multi-term contract for items of tangible  
personal property, construction or services except for  
professional services, in an amount under twenty-five  
thousand dollars (\$25,000), may be entered into for any  
period of time deemed to be in the best interests of the  
state agency or a local public body not to exceed four years;  
provided that the term of the contract and conditions of  
renewal or extension, if any, are included in the  
specifications and funds are available for the first fiscal  
period at the time of contracting. If the amount of the  
contract is twenty-five thousand dollars (\$25,000) or more,  
the term shall not exceed eight years, including all  
extensions and renewals, except that for a contract entered  
into pursuant to the Public Facility Energy Efficiency and  
Water Conservation Act, the term shall not exceed twenty-five  
years, including all extensions and renewals. Payment and

1 performance obligations for succeeding fiscal periods shall  
2 be subject to the availability and appropriation of funds  
3 therefor.

4 B. A contract for professional services may not  
5 exceed four years, including all extensions and renewals,  
6 except for the following:

7 (1) services required to support or operate  
8 federally certified medicaid, financial assistance and child  
9 support enforcement management information or payment  
10 systems;

11 (2) services to design, develop or implement  
12 the taxation and revenue information management systems  
13 project authorized by Laws 1997, Chapter 125;

14 (3) a multi-term contract for the services  
15 of trustees, escrow agents, registrars, paying agents, letter  
16 of credit issuers and other forms of credit enhancement and  
17 other similar services, excluding bond attorneys,  
18 underwriters and financial advisors with regard to the  
19 issuance, sale and delivery of public securities, may be for  
20 the life of the securities or as long as the securities  
21 remain outstanding;

22 (4) services relating to the implementation,  
23 operation and administration of the Education Trust Act;

24 (5) services relating to measurement and  
25 verification of conservation-related cost savings and utility

1 cost savings pursuant to the Public Facility Energy  
2 Efficiency and Water Conservation Act; and

3 (6) services relating to the design and  
4 engineering of a state public works project:

5 (a) for a period not to exceed the  
6 requisite time for project completion and a subsequent  
7 warranty period; and

8 (b) upon approval of the secretary of  
9 finance and administration."