

1 SENATE BILL 317

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019**

3 INTRODUCED BY

4 Sander Rue

5
6
7
8
9
10 AN ACT

11 RELATING TO PUBLIC MONEY; REQUIRING POSTING ON THE SUNSHINE
12 PORTAL OF FACTS REGARDING THE AMOUNT OF ANY STATE PUBLIC MONEY
13 PAID IN SETTLEMENT OF HUMAN RIGHTS CLAIMS.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. [NEW MATERIAL] HUMAN RIGHTS CLAIMS--
17 SETTLEMENTS--PAYMENT OF DAMAGES AND FEES WITH PUBLIC MONEY--
18 SUNSHINE PORTAL.--

19 A. State public money shall not be used to pay
20 actual or compensatory damages or attorney fees as required by
21 a settlement agreement arising from a claim filed with the
22 human rights commission or the United States equal employment
23 opportunity commission unless and until the human rights
24 commission or a state agency that is a party to a settlement
25 agreement arising from a claim filed with the United States

.211900.1

underscored material = new
~~[bracketed material] = delete~~

underscoring material = new
~~[bracketed material] = delete~~

1 equal employment opportunity commission has posted on the
2 sunshine portal:

3 (1) a summary of the facts leading to the
4 settlement agreement, including the name of the state agency,
5 department or office involved in the settlement but not
6 including the names or job titles of individual claimants,
7 appellants or respondents; and

8 (2) the amount of state public money paid for
9 actual or compensatory damages and attorney fees.

10 B. The posting shall occur within thirty days of
11 the execution of a settlement agreement.

12 C. As used in this section, "state" means a state
13 agency, department or office that has authority to contract in
14 the name of the state or to make payments from state funds.