

1 SENATE BILL 113

2 **54TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2020**

3 INTRODUCED BY

4 Gerald Ortiz y Pino

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10 AN ACT

11 RELATING TO INFORMATION TECHNOLOGY; CREATING THE BLOCKCHAIN  
12 TECHNOLOGY TASK FORCE; PROVIDING DUTIES; MAKING AN  
13 APPROPRIATION; DECLARING AN EMERGENCY.

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

16 SECTION 1. TEMPORARY PROVISION--BLOCKCHAIN TECHNOLOGY  
17 TASK FORCE--DUTIES--REPORTING.--

18 A. As used in this section, "blockchain technology"  
19 means a digital ledger or database that uses a distributed,  
20 shared and replicated ledger, either public or private, with or  
21 without permission, where the data on the ledger is protected  
22 with cryptography and is immutable and auditable.

23 B. The secretary of information technology shall  
24 convene the "blockchain technology task force".

25 C. The task force shall consist of the following

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1 individuals or their designees:

2 (1) the secretary of information technology,  
3 who shall chair the task force;

4 (2) the secretary of economic development;

5 (3) the attorney general;

6 (4) the secretary of state;

7 (5) the secretary of workforce solutions;

8 (6) the secretary of general services;

9 (7) the secretary of health;

10 (8) the director of the financial institutions  
11 division of the regulation and licensing department;

12 (9) the director of the securities division of  
13 the regulation and licensing department; and

14 (10) members appointed by the secretary of  
15 information technology, including at least one representative:

16 (a) from the banking industry;

17 (b) from a public post-secondary  
18 educational institution operating in the state with expertise  
19 in business and economics;

20 (c) from a labor organization;

21 (d) from a business actively engaged in  
22 the development or use of blockchain technology;

23 (e) from Los Alamos national laboratory;

24 (f) from Sandia national laboratories;

25 (g) with expertise in logistics

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1 management; and

2 (h) with expertise in any other relevant  
3 area as the secretary of information technology deems  
4 appropriate.

5 D. The task force shall examine the possible social  
6 and economic benefits and risks to the residents of the state  
7 associated with the use of blockchain technology in both the  
8 public and private sectors, including:

9 (1) the potential disruption to industries and  
10 the impact on the public sector workforce;

11 (2) the feasibility of using blockchain  
12 technology for managing government records or delivery of  
13 services;

14 (3) the advisability of creating limited  
15 exceptions to state securities laws to encourage the  
16 responsible development of blockchain-based funding tools for  
17 economic development;

18 (4) the advisability of amending laws to allow  
19 the use of blockchain technology in the transaction of business  
20 in the state, including contracting, business formation and  
21 governance, recordkeeping, reporting, asset transfer and  
22 security requirements;

23 (5) the current and potential impact on  
24 existing businesses and industries related to the use of  
25 blockchain technologies;

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1 (6) the current and potential creation of new  
2 jobs and the displacement of existing jobs related to the use  
3 of blockchain technologies in both the public and private  
4 sectors; and

5 (7) any other related topic that the task  
6 force may choose to examine in relation to blockchain  
7 technology.

8 E. The task force shall report its findings and  
9 recommendations to the interim legislative committee dealing  
10 with economic and rural development issues by September 1,  
11 2021.

12 F. Vacancies by members of the task force appointed  
13 by the secretary of information technology shall be filled by  
14 appointment by the secretary of information technology.

15 G. Task force members appointed by the secretary of  
16 information technology may receive per diem and mileage as  
17 provided for non-salaried public officers in the Per Diem and  
18 Mileage Act and shall receive no other compensation, perquisite  
19 or allowance.

20 H. The blockchain technology task force is  
21 terminated on October 1, 2021.

22 **SECTION 2. APPROPRIATION.**--Fifty thousand dollars  
23 (\$50,000) is appropriated from the general fund to the  
24 department of information technology for expenditure in fiscal  
25 years 2020 through 2022 to pay expenses of the blockchain

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1 technology task force, including contractors, expert witnesses  
2 and other necessary expenses approved by the task force. Any  
3 unexpended or unencumbered balance remaining at the end of  
4 fiscal year 2022 shall revert to the general fund.

5 SECTION 3. EMERGENCY.--It is necessary for the public  
6 peace, health and safety that this act take effect immediately.