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HOUSE BILL 4

**50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2011**

INTRODUCED BY

Mary Helen Garcia

AN ACT

RELATING TO THE REDISTRICTING OF THE HOUSE OF REPRESENTATIVES;  
ESTABLISHING REPRESENTATIVE DISTRICTS; PROVIDING THE METHOD FOR  
ELECTING REPRESENTATIVES; PROVIDING FOR THE FILLING OF  
VACANCIES; SETTING PRECINCTS; FIXING THE NUMBER, RESIDENCE AND  
TERMS OF REPRESENTATIVES; REPEALING AND ENACTING SECTIONS OF  
THE NMSA 1978.

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

**SECTION 1. SHORT TITLE.**--This act may be cited as the  
"2011 House Redistricting Act".

**SECTION 2. MEMBERSHIP.**--The house of representatives is  
composed of seventy members to be elected from districts that  
are contiguous and that are as compact as is practical.

**SECTION 3. RESIDENCE.**--At the time of filing a  
declaration of candidacy for the office of state

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1 representative, a candidate shall reside in the district for  
2 which the candidate files. Thereafter, if a representative  
3 permanently removes the representative's residence from or  
4 maintains no residence in the district from which the  
5 representative was elected, the representative shall be deemed  
6 to have resigned and a successor shall be selected as provided  
7 in Section 4 of the 2011 House Redistricting Act.

8 SECTION 4. ELECTIONS--VACANCIES.--

9 A. Members of the house of representatives shall be  
10 elected for terms of two years.

11 B. If a vacancy occurs in the office of  
12 representative for any reason, the vacancy shall be filled as  
13 follows:

14 (1) for a representative district that is  
15 situated wholly within the exterior boundaries of a single  
16 county, the board of county commissioners of that county shall  
17 appoint the representative to fill the vacancy; and

18 (2) for a representative district situated  
19 within two or more counties:

20 (a) the board of county commissioners of  
21 each county in the representative district shall submit one  
22 name to the governor; and

23 (b) the governor shall appoint the  
24 representative to fill the vacancy from the list of names so  
25 submitted.

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1 C. An appointment to fill a vacancy in the house of  
2 representatives shall be for a term ending on December 31 after  
3 the next general election.

4 D. An appointment to fill a vacancy made before the  
5 general election of 2012 shall be made from the district as it  
6 was described in Section 2-7D-1 NMSA 1978 (as established by  
7 the court in *Jepsen v. Vigil-Giron*, D-0101-CV-2001-02177 (1st  
8 Dist. Ct., filed January 28, 2002)). After the general  
9 election of 2012, a vacancy shall be filled by appointment from  
10 the district as set out in the 2011 House Redistricting Act.

11 SECTION 5. PRECINCTS.--

12 A. Precinct designations and boundaries used in the  
13 2011 House Redistricting Act are those precinct designations  
14 and boundaries established pursuant to the Precinct Boundary  
15 Adjustment Act and revised and approved pursuant to that act by  
16 the secretary of state as of August 31, 2011.

17 B. A board of county commissioners shall not create  
18 any precinct that lies in more than one representative district  
19 and shall not divide any precinct so that the divided parts of  
20 the precinct are situated in two or more representative  
21 districts. Votes cast in a statewide election from precincts  
22 created or divided in violation of this subsection are invalid  
23 and shall not be counted or canvassed.

24 SECTION 6. DISTRICTS.--The districts of the house of  
25 representatives shall be as set out in Sections 7 through 76 of

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1 the 2011 House Redistricting Act.

2 SECTION 7. REPRESENTATIVE DISTRICT ONE.--Representative  
3 district one is composed of San Juan county precincts 21, 28  
4 through 32, 39 through 42, 44, 46 through 49 and 57 through 59.

5 SECTION 8. REPRESENTATIVE DISTRICT TWO.--Representative  
6 district two is composed of San Juan county precincts 33  
7 through 38, 43, 45, 50 through 56 and 70.

8 SECTION 9. REPRESENTATIVE DISTRICT THREE.--Representative  
9 district three is composed of San Juan county precincts 60  
10 through 69 and 71 through 76.

11 SECTION 10. REPRESENTATIVE DISTRICT FOUR.--Representative  
12 district four is composed of San Juan county precincts 1  
13 through 7, 18 through 20, 22 through 27 and 77.

14 SECTION 11. REPRESENTATIVE DISTRICT FIVE.--Representative  
15 district five is composed of McKinley county precincts 1  
16 through 11, 13, 15, 20, 23 and 57; and San Juan county  
17 precincts 8 through 14, 16 and 17.

18 SECTION 12. REPRESENTATIVE DISTRICT SIX.--Representative  
19 district six is composed of Cibola county precincts 1, 4  
20 through 8, 10 and 12 through 16; and McKinley county precincts  
21 18, 22, 25 through 30 and 52 through 54.

22 SECTION 13. REPRESENTATIVE DISTRICT SEVEN.--  
23 Representative district seven is composed of Valencia county  
24 precincts 5, 6, 8, 10, 14 through 16, 22, 24, 28, 30, 32, 34,  
25 36 and 38.

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1           **SECTION 14. REPRESENTATIVE DISTRICT EIGHT.--**

2 Representative district eight is composed of Valencia county  
3 precincts 1 through 3, 7, 12, 17, 19, 21, 23, 37 and 39 through  
4 41.

5           **SECTION 15. REPRESENTATIVE DISTRICT NINE.--**Representative  
6 district nine is composed of McKinley county precincts 19, 21,  
7 24, 31 through 50, 55, 56, 58 and 59.

8           **SECTION 16. REPRESENTATIVE DISTRICT TEN.--**Representative  
9 district ten is composed of Bernalillo county precincts 20  
10 through 22, 24 through 27, 30, 82 and 110 through 114.

11           **SECTION 17. REPRESENTATIVE DISTRICT ELEVEN.--**  
12 Representative district eleven is composed of Bernalillo county  
13 precincts 94, 95, 104 through 106, 109, 121 through 125, 131  
14 through 133, 135, 154, 161 through 166, 197, 211, 212, 221 and  
15 224 through 226.

16           **SECTION 18. REPRESENTATIVE DISTRICT TWELVE.--**  
17 Representative district twelve is composed of Bernalillo county  
18 precincts 44, 71 through 77, 90 through 92 and 96 through 99.

19           **SECTION 19. REPRESENTATIVE DISTRICT THIRTEEN.--**  
20 Representative district thirteen is composed of Bernalillo  
21 county precincts 41, 42, 52, 54, 58, 88 and 141 through 144.

22           **SECTION 20. REPRESENTATIVE DISTRICT FOURTEEN.--**  
23 Representative district fourteen is composed of Bernalillo  
24 county precincts 33, 35 through 37, 43, 45 through 48, 51, 61  
25 through 67 and 139.

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1           **SECTION 21. REPRESENTATIVE DISTRICT FIFTEEN.--**

2   Representative district fifteen is composed of Bernalillo  
3   county precincts 2 through 10, 16 through 18, 83, 86 and 108;  
4   and Sandoval county precincts 11 through 13, 53, 54 and 57.

5           **SECTION 22. REPRESENTATIVE DISTRICT SIXTEEN.--**

6   Representative district sixteen is composed of Bernalillo  
7   county precincts 23, 28, 29, 34, 38 through 40, 55, 70, 119,  
8   120 and 136.

9           **SECTION 23. REPRESENTATIVE DISTRICT SEVENTEEN.--**

10   Representative district seventeen is composed of Bernalillo  
11   county precincts 11 through 14, 150 through 153, 180 through  
12   187, 191 through 196, 346 and 347.

13           **SECTION 24. REPRESENTATIVE DISTRICT EIGHTEEN.--**

14   Representative district eighteen is composed of Bernalillo  
15   county precincts 101 through 103, 107, 214 through 217, 223,  
16   241 through 246, 251, 255, 256, 341 through 345, 351, 352 and  
17   355 through 358.

18           **SECTION 25. REPRESENTATIVE DISTRICT NINETEEN.--**

19   Representative district nineteen is composed of Bernalillo  
20   county precincts 252 through 254, 257, 258, 271 through 275,  
21   278, 281 through 285, 287, 311 through 315, 353 and 381 through  
22   384.

23           **SECTION 26. REPRESENTATIVE DISTRICT TWENTY.--**

24   Representative district twenty is composed of Bernalillo county  
25   precincts 289, 290, 293 through 301, 324, 328 and 330 through

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2 SECTION 27. REPRESENTATIVE DISTRICT TWENTY-ONE.--

3 Representative district twenty-one is composed of Bernalillo  
4 county precincts 286, 291, 292, 316 through 318, 321 through  
5 323, 326, 327, 329, 477 and 478.

6 SECTION 28. REPRESENTATIVE DISTRICT TWENTY-TWO.--

7 Representative district twenty-two is composed of Bernalillo  
8 county precincts 302 through 304, 550, 552 through 559 and 570  
9 through 573; and Sandoval county precincts 5, 28, 55, 56 and  
10 76.

11 SECTION 29. REPRESENTATIVE DISTRICT TWENTY-THREE.--

12 Representative district twenty-three is composed of Bernalillo  
13 county precincts 32, 49, 50, 53, 56, 59, 60, 137, 138 and 140.

14 SECTION 30. REPRESENTATIVE DISTRICT TWENTY-FOUR.--

15 Representative district twenty-four is composed of Bernalillo  
16 county precincts 428 through 430, 449 through 454, 482, 483,  
17 487, 520, 522, 529, 538, 562, 563, 568 and 602.

18 SECTION 31. REPRESENTATIVE DISTRICT TWENTY-FIVE.--

19 Representative district twenty-five is composed of Bernalillo  
20 county precincts 15, 354, 371 through 375, 385 through 387,  
21 401, 403, 411, 412, 431 through 438 and 441 through 446.

22 SECTION 32. REPRESENTATIVE DISTRICT TWENTY-SIX.--

23 Representative district twenty-six is composed of Bernalillo  
24 county precincts 305, 306, 413 through 417, 463 through 465,  
25 471 through 476, 531 through 536 and 542 through 547.

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1           **SECTION 33. REPRESENTATIVE DISTRICT TWENTY-SEVEN.--**

2 Representative district twenty-seven is composed of Bernalillo  
3 county precincts 407, 409, 410, 418 through 423, 440, 448, 455,  
4 488 through 490 and 510.

5           **SECTION 34. REPRESENTATIVE DISTRICT TWENTY-EIGHT.--**

6 Representative district twenty-eight is composed of Bernalillo  
7 county precincts 307, 308, 480, 503 through 507, 514 through  
8 519, 521, 524 through 528, 530, 540, 548, 549, 561 and 564  
9 through 566.

10          **SECTION 35. REPRESENTATIVE DISTRICT TWENTY-NINE.--**

11 Representative district twenty-nine is composed of Bernalillo  
12 county precincts 1, 57, 80, 81, 115, 117, 118, 127 through 129  
13 and 134.

14          **SECTION 36. REPRESENTATIVE DISTRICT THIRTY.--**

15 Representative district thirty is composed of Bernalillo county  
16 precincts 400, 402, 404 through 406, 408, 439, 461, 462, 466,  
17 481, 484, 491 through 500, 502, 508, 509, 511 through 513 and  
18 523.

19          **SECTION 37. REPRESENTATIVE DISTRICT THIRTY-ONE.--**

20 Representative district thirty-one is composed of Bernalillo  
21 county precincts 424 through 427, 447, 456, 485, 486, 537, 539,  
22 541, 560, 567, 569, 601 and 603.

23          **SECTION 38. REPRESENTATIVE DISTRICT THIRTY-TWO.--**

24 Representative district thirty-two is composed of Grant county  
25 precinct 31; Hidalgo county; and Luna county.

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1           **SECTION 39. REPRESENTATIVE DISTRICT THIRTY-THREE.--**  
2   Representative district thirty-three is composed of Dona Ana  
3   county precincts 18, 19, 21 through 23, 25, 30, 31, 37 through  
4   40, 56, 57, 84, 87, 88, 90, 100, 107 and 108.

5           **SECTION 40. REPRESENTATIVE DISTRICT THIRTY-FOUR.--**  
6   Representative district thirty-four is composed of Dona Ana  
7   county precincts 13 through 17, 81, 82, 96 through 98 and 101.

8           **SECTION 41. REPRESENTATIVE DISTRICT THIRTY-FIVE.--**  
9   Representative district thirty-five is composed of Dona Ana  
10   county precincts 27 through 29, 32 through 36, 41 through 53,  
11   68 and 91 through 94.

12           **SECTION 42. REPRESENTATIVE DISTRICT THIRTY-SIX.--**  
13   Representative district thirty-six is composed of Dona Ana  
14   county precincts 1 through 4, 60, 63, 85, 86, 95, 111 and 115;  
15   Grant county precincts 10 and 25 through 29; and Sierra county.

16           **SECTION 43. REPRESENTATIVE DISTRICT THIRTY-SEVEN.--**  
17   Representative district thirty-seven is composed of Dona Ana  
18   county precincts 20, 24, 26, 59, 61, 67, 83, 89, 99, 102, 103,  
19   106, 112, 113 and 116.

20           **SECTION 44. REPRESENTATIVE DISTRICT THIRTY-EIGHT.--**  
21   Representative district thirty-eight is composed of Catron  
22   county; and Grant county precincts 1 through 9, 11 through 24,  
23   30 and 32 through 35.

24           **SECTION 45. REPRESENTATIVE DISTRICT THIRTY-NINE.--**  
25   Representative district thirty-nine is composed of Dona Ana

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1 county precincts 5, 62, 64 through 66, 105, 109 and 117 through  
2 119; and Otero county precincts 15 and 16.

3 SECTION 46. REPRESENTATIVE DISTRICT FORTY.--

4 Representative district forty is composed of Mora county  
5 precincts 1 through 8; Rio Arriba county precincts 1 through 6,  
6 13 through 17, 37, 38 and 41; San Miguel county precincts 9, 10  
7 and 22 through 24; Santa Fe county precincts 1, 3 and 4; and  
8 Taos county precincts 23 through 32 and 36.

9 SECTION 47. REPRESENTATIVE DISTRICT FORTY-ONE.--

10 Representative district forty-one is composed of Rio Arriba  
11 county precincts 7 through 12, 18 through 23, 25 through 28, 30  
12 through 36, 39, 40 and 42; Sandoval county precincts 21 through  
13 23; Santa Fe county precincts 58 and 79; and Taos county  
14 precincts 1 and 22.

15 SECTION 48. REPRESENTATIVE DISTRICT FORTY-TWO.--

16 Representative district forty-two is composed of Taos county  
17 precincts 2 through 21 and 33 through 35.

18 SECTION 49. REPRESENTATIVE DISTRICT FORTY-THREE.--

19 Representative district forty-three is composed of Los Alamos  
20 county; Sandoval county precincts 7, 16 through 18, 51, 78 and  
21 79; and Santa Fe county precincts 12, 72 and 80.

22 SECTION 50. REPRESENTATIVE DISTRICT FORTY-FOUR.--

23 Representative district forty-four is composed of Sandoval  
24 county precincts 38, 50, 52, 58, 63 through 66, 68, 69, 74, 75,  
25 82 and 84.

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1           **SECTION 51. REPRESENTATIVE DISTRICT FORTY-FIVE.--**  
2   Representative district forty-five is composed of Santa Fe  
3   county precincts 38, 49 through 51, 56, 62, 64, 75 through 78  
4   and 86.

5           **SECTION 52. REPRESENTATIVE DISTRICT FORTY-SIX.--**  
6   Representative district forty-six is composed of Santa Fe  
7   county precincts 2, 5 through 8, 11, 20, 21, 23, 40, 59 through  
8   61, 66, 67, 82, 83 and 87.

9           **SECTION 53. REPRESENTATIVE DISTRICT FORTY-SEVEN.--**  
10  Representative district forty-seven is composed of Santa Fe  
11  county precincts 9, 10, 13, 14, 28, 29, 48, 55, 57, 65, 68  
12  through 71, 81 and 88.

13          **SECTION 54. REPRESENTATIVE DISTRICT FORTY-EIGHT.--**  
14  Representative district forty-eight is composed of Santa Fe  
15  county precincts 22, 24 through 27, 30 through 37, 39, 41  
16  through 47, 52 through 54 and 74.

17          **SECTION 55. REPRESENTATIVE DISTRICT FORTY-NINE.--**  
18  Representative district forty-nine is composed of Socorro  
19  county precincts 1 through 14 and 16 through 26; and Valencia  
20  county precincts 20, 25 through 27, 29, 31, 33 and 35.

21          **SECTION 56. REPRESENTATIVE DISTRICT FIFTY.--**  
22  Representative district fifty is composed of Bernalillo county  
23  precinct 551; Santa Fe county precincts 15 through 19, 63, 73,  
24  84 and 85; and Torrance county.

25          **SECTION 57. REPRESENTATIVE DISTRICT FIFTY-ONE.--**

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1 Representative district fifty-one is composed of Otero county  
2 precincts 17 through 27, 29 through 34, 36, 37, 39 and 40.

3 **SECTION 58. REPRESENTATIVE DISTRICT FIFTY-TWO.--**

4 Representative district fifty-two is composed of Dona Ana  
5 county precincts 7 through 10, 54, 55, 58, 69 through 73, 77  
6 through 79, 104, 110 and 114.

7 **SECTION 59. REPRESENTATIVE DISTRICT FIFTY-THREE.--**

8 Representative district fifty-three is composed of Dona Ana  
9 county precincts 6, 11, 12, 74 through 76, 80 and 120; and  
10 Otero county precincts 1 and 41.

11 **SECTION 60. REPRESENTATIVE DISTRICT FIFTY-FOUR.--**

12 Representative district fifty-four is composed of Eddy county  
13 precincts 1 through 8, 29, 30, 32, 33, 35 and 38 through 42;  
14 and Lea county precincts 71 through 74.

15 **SECTION 61. REPRESENTATIVE DISTRICT FIFTY-FIVE.--**

16 Representative district fifty-five is composed of Eddy county  
17 precincts 9 through 21, 23, 25 through 28, 34, 36, 37, 44 and  
18 45.

19 **SECTION 62. REPRESENTATIVE DISTRICT FIFTY-SIX.--**

20 Representative district fifty-six is composed of Lincoln  
21 county; and Otero county precincts 11 through 14 and 38.

22 **SECTION 63. REPRESENTATIVE DISTRICT FIFTY-SEVEN.--**

23 Representative district fifty-seven is composed of Sandoval  
24 county precincts 31 through 37, 39 through 41, 48, 49, 59  
25 through 62, 73, 81 and 83.

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1           **SECTION 64. REPRESENTATIVE DISTRICT FIFTY-EIGHT.--**  
2   Representative district fifty-eight is composed of Chaves  
3   county precincts 36, 52, 71 through 73, 84, 92 through 94 and  
4   101 through 104; and Otero county precincts 2 through 10, 28  
5   and 35.

6           **SECTION 65. REPRESENTATIVE DISTRICT FIFTY-NINE.--**  
7   Representative district fifty-nine is composed of Chaves county  
8   precincts 13 through 16, 21 through 25, 31 through 35, 42, 43,  
9   51, 61 through 63, 81 through 83, 85, 90 and 91.

10          **SECTION 66. REPRESENTATIVE DISTRICT SIXTY.--**  
11   Representative district sixty is composed of Sandoval county  
12   precincts 30, 42 through 47, 67, 70 through 72, 80, 85 and 86.

13          **SECTION 67. REPRESENTATIVE DISTRICT SIXTY-ONE.--**  
14   Representative district sixty-one is composed of Lea county  
15   precincts 10 through 18, 20, 21, 26, 35, 36, 53 through 55 and  
16   62.

17          **SECTION 68. REPRESENTATIVE DISTRICT SIXTY-TWO.--**  
18   Representative district sixty-two is composed of Lea county  
19   precincts 22 through 25, 27 through 34, 41 through 44, 51, 52  
20   and 61.

21          **SECTION 69. REPRESENTATIVE DISTRICT SIXTY-THREE.--**  
22   Representative district sixty-three is composed of Bernalillo  
23   county precincts 19, 68, 69, 78, 79, 84, 85, 87, 89, 116, 170  
24   and 171.

25          **SECTION 70. REPRESENTATIVE DISTRICT SIXTY-FOUR.--**

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1 Representative district sixty-four is composed of Curry county  
2 precincts 1 through 4, 10 through 19, 23, 24, 29, 31, 32 and 34  
3 through 37; and Quay county precincts 1 through 4.

4 **SECTION 71. REPRESENTATIVE DISTRICT SIXTY-FIVE.--**

5 Representative district sixty-five is composed of McKinley  
6 county precinct 12; Rio Arriba county precincts 24 and 29; San  
7 Juan county precinct 15; and Sandoval county precincts 1  
8 through 4, 6, 8 through 10, 14, 15, 19, 20, 24 through 27 and  
9 29.

10 **SECTION 72. REPRESENTATIVE DISTRICT SIXTY-SIX.--**

11 Representative district sixty-six is composed of Chaves county  
12 precincts 1 through 7, 9 through 12, 41 and 44 through 47; De  
13 Baca county; Lea county precincts 2 and 3; and Roosevelt county  
14 precincts 3 through 6, 9 through 11, 13, 15, 17, 19 and 21.

15 **SECTION 73. REPRESENTATIVE DISTRICT SIXTY-SEVEN.--**

16 Representative district sixty-seven is composed of Curry county  
17 precincts 5 through 9, 20 through 22, 25 through 28, 30 and 33;  
18 and Roosevelt county precincts 1, 2, 7, 8, 12 and 18.

19 **SECTION 74. REPRESENTATIVE DISTRICT SIXTY-EIGHT.--**

20 Representative district sixty-eight is composed of Colfax  
21 county; Harding county; Mora county precincts 9 through 11;  
22 Quay county precincts 5 through 12; San Miguel county precinct  
23 15; and Union county.

24 **SECTION 75. REPRESENTATIVE DISTRICT SIXTY-NINE.--**

25 Representative district sixty-nine is composed of Bernalillo

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1 county precincts 31 and 93; Cibola county precincts 2, 3, 9, 11  
2 and 17 through 25; McKinley county precincts 14, 16 and 17;  
3 Socorro county precinct 15; and Valencia county precincts 4, 9,  
4 11, 13 and 18.

5 SECTION 76. REPRESENTATIVE DISTRICT SEVENTY.--

6 Representative district seventy is composed of Guadalupe  
7 county; and San Miguel county precincts 1 through 8, 11 through  
8 14, 16 through 21 and 25 through 28.

9 SECTION 77. ELECTION OF REPRESENTATIVES.--Representatives

10 shall be elected from the districts described in the 2011 House  
11 Redistricting Act at the 2012 and subsequent general elections.

12 SECTION 78. TEMPORARY PROVISION--COMPILATION

13 INSTRUCTIONS.--The compiler shall remove from the NMSA 1978 the  
14 provisions of Section 2-7D-1 NMSA 1978 (copy of state house of  
15 representative districts established by Final Judgment and  
16 Order in *Jepsen v. Vigil-Giron*, D-0101-CV-2001-02177 (1st Dist.  
17 Ct., filed January 28, 2002)).

18 SECTION 79. REPEAL.--Sections 2-7C-1 through 2-7C-78 NMSA

19 1978 (being Laws 1991 (1st S.S.), Chapter 2, Sections 1 through  
20 78) are repealed.