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HOUSE BILL 37

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

INTRODUCED BY

Antonio "Moe" Maestas

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 28  
4 through 33, 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 34  
7 through 38, 43, 45, 51, 53 through 56, 68, 70 and 77.

8 SECTION 9. REPRESENTATIVE DISTRICT THREE.--Representative  
9 district three is composed of San Juan county precincts 60  
10 through 67, 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 8, 21 through 23, 25 through 27 and 50.

14 SECTION 11. REPRESENTATIVE DISTRICT FIVE.--Representative  
15 district five is composed of McKinley county precincts 5, 7  
16 through 10, 15, 19, 23, 36, 40, 46 through 49 and 56; and San  
17 Juan county precincts 11 through 13, 17, 18, 20 and 24.

18 SECTION 12. REPRESENTATIVE DISTRICT SIX.--Representative  
19 district six is composed of Cibola county precincts 1, 4  
20 through 7 and 13 through 15; and McKinley county precincts 16  
21 through 18, 24 through 30, 45 and 52 through 55.

22 SECTION 13. REPRESENTATIVE DISTRICT SEVEN.--  
23 Representative district seven is composed of Valencia county  
24 precincts 4 through 6, 8, 10, 14 through 16, 18, 22, 24, 29,  
25 30, 32, 34, 36 and 38.

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1           **SECTION 14. REPRESENTATIVE DISTRICT EIGHT.--**  
2   Representative district eight is composed of Valencia county  
3   precincts 2, 3, 7, 9, 11, 12, 17, 19, 21, 25, 26, 35, 37 and 39  
4   through 41.

5           **SECTION 15. REPRESENTATIVE DISTRICT NINE.--**Representative  
6   district nine is composed of McKinley county precincts 1  
7   through 4, 6, 20 through 22, 31 through 35, 37 through 39, 41  
8   through 44, 50 and 57 through 59; and San Juan county precincts  
9   9 and 10.

10          **SECTION 16. REPRESENTATIVE DISTRICT TEN.--**Representative  
11   district ten is composed of Bernalillo county precincts 90  
12   through 94, 96 through 99, 109, 144, 257 and 258; and Valencia  
13   county precincts 13 and 28.

14          **SECTION 17. REPRESENTATIVE DISTRICT ELEVEN.--**  
15   Representative district eleven is composed of Bernalillo county  
16   precincts 95, 101, 104, 105, 121 through 125, 131 through 133,  
17   135, 154, 161 through 166, 186, 211, 212, 214, 221 and 223  
18   through 226.

19          **SECTION 18. REPRESENTATIVE DISTRICT TWELVE.--**  
20   Representative district twelve is composed of Bernalillo county  
21   precincts 49, 60, 67, 71 through 77, 140, 142 and 143.

22          **SECTION 19. REPRESENTATIVE DISTRICT THIRTEEN.--**  
23   Representative district thirteen is composed of Bernalillo  
24   county precincts 41, 42, 52 through 54, 56, 59, 137, 138 and  
25   141.

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1           **SECTION 20. REPRESENTATIVE DISTRICT FOURTEEN.--**

2 Representative district fourteen is composed of Bernalillo  
3 county precincts 33, 43 through 48, 50, 51, 61 through 66 and  
4 139.

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

6 Representative district fifteen is composed of Bernalillo  
7 county precincts 4 through 10, 14 through 18, 86, 108, 410, 438  
8 and 455.

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

10 Representative district sixteen is composed of Bernalillo  
11 county precincts 23, 29, 32, 34 through 38, 40, 55, 119, 120  
12 and 136.

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

14 Representative district seventeen is composed of Bernalillo  
15 county precincts 11 through 13, 150 through 153, 180 through  
16 185, 187, 191 through 197, 346, 347, 436 and 437.

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

18 Representative district eighteen is composed of Bernalillo  
19 county precincts 102, 103, 106, 107, 215 through 217, 241  
20 through 246, 251, 252, 255, 256, 341 through 345, 351 through  
21 358 and 381.

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

23 Representative district nineteen is composed of Bernalillo  
24 county precincts 253, 254, 271 through 275, 278, 281 through  
25 287, 311, 312, 315, 323 and 382 through 384.

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

2 Representative district twenty is composed of Bernalillo county  
3 precincts 289, 290, 294 through 298, 300, 305, 306, 324, 328,  
4 330 through 333 and 544.

5           **SECTION 27. REPRESENTATIVE DISTRICT TWENTY-ONE.--**

6 Representative district twenty-one is composed of Bernalillo  
7 county precincts 291 through 293, 316 through 318, 321, 322,  
8 326, 327, 329, 416, 417, 475 through 478, 542 and 543.

9           **SECTION 28. REPRESENTATIVE DISTRICT TWENTY-TWO.--**

10 Representative district twenty-two is composed of Bernalillo  
11 county precincts 299, 301 through 304, 307, 550, 552 through  
12 559 and 570 through 573; and Santa Fe county precinct 84.

13           **SECTION 29. REPRESENTATIVE DISTRICT TWENTY-THREE.--**

14 Representative district twenty-three is composed of Bernalillo  
15 county precincts 2, 3, 69, 78, 79, 84, 89, 116 and 171; and  
16 Sandoval county precincts 12, 13, 32 through 34 and 57.

17           **SECTION 30. REPRESENTATIVE DISTRICT TWENTY-FOUR.--**

18 Representative district twenty-four is composed of Bernalillo  
19 county precincts 430, 451 through 454, 463 through 465, 471  
20 through 473, 483, 502 through 504, 506, 507, 514 through 516,  
21 520 through 522, 528, 531 and 562.

22           **SECTION 31. REPRESENTATIVE DISTRICT TWENTY-FIVE.--**

23 Representative district twenty-five is composed of Bernalillo  
24 county precincts 313, 314, 371 through 375, 385 through 387,  
25 401 through 403, 405, 411 through 415, 431 through 435, 441

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1 through 446, 461, 462, 466 and 491 through 493.

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

3 Representative district twenty-six is composed of Bernalillo  
4 county precincts 20, 24, 57, 58, 70, 81, 88, 113, 115, 118 and  
5 134.

6 SECTION 33. REPRESENTATIVE DISTRICT TWENTY-SEVEN.--

7 Representative district twenty-seven is composed of Bernalillo  
8 county precincts 407, 418 through 424, 448, 456, 485 through  
9 490, 510 and 601.

10 SECTION 34. REPRESENTATIVE DISTRICT TWENTY-EIGHT.--

11 Representative district twenty-eight is composed of Bernalillo  
12 county precincts 308, 474, 480, 505, 517 through 519, 524  
13 through 527, 530, 532 through 536, 540, 545 through 549, 561  
14 and 564 through 566.

15 SECTION 35. REPRESENTATIVE DISTRICT TWENTY-NINE.--

16 Representative district twenty-nine is composed of Bernalillo  
17 county precincts 1, 19, 68, 80, 82, 85, 87, 117, 127 through  
18 129 and 170.

19 SECTION 36. REPRESENTATIVE DISTRICT THIRTY.--

20 Representative district thirty is composed of Bernalillo county  
21 precincts 400, 404, 406, 408, 409, 439, 440, 450, 481, 482,  
22 484, 494 through 500, 508, 509, 511 through 513, 523, 529, 538  
23 and 563.

24 SECTION 37. REPRESENTATIVE DISTRICT THIRTY-ONE.--

25 Representative district thirty-one is composed of Bernalillo

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1 county precincts 425 through 429, 447, 449, 537, 539, 541, 560,  
2 567 through 569, 602 and 603.

3 SECTION 38. REPRESENTATIVE DISTRICT THIRTY-TWO.--

4 Representative district thirty-two is composed of Grant county  
5 precincts 30 and 31; Hidalgo county; and Luna county.

6 SECTION 39. REPRESENTATIVE DISTRICT THIRTY-THREE.--

7 Representative district thirty-three is composed of Dona Ana  
8 county precincts 18, 19, 21, 38 through 40, 49, 50, 53 through  
9 58, 78, 101, 107 and 108.

10 SECTION 40. REPRESENTATIVE DISTRICT THIRTY-FOUR.--

11 Representative district thirty-four is composed of Dona Ana  
12 county precincts 13 through 17, 79, 81, 82 and 96 through 98.

13 SECTION 41. REPRESENTATIVE DISTRICT THIRTY-FIVE.--

14 Representative district thirty-five is composed of Dona Ana  
15 county precincts 26 through 29, 33 through 36, 41 through 48,  
16 51, 52, 68 through 72 and 91 through 94.

17 SECTION 42. REPRESENTATIVE DISTRICT THIRTY-SIX.--

18 Representative district thirty-six is composed of Dona Ana  
19 county precincts 1 through 4, 22 through 25, 30 through 32, 37,  
20 60, 63, 84 through 88, 90, 95, 100, 111 and 115.

21 SECTION 43. REPRESENTATIVE DISTRICT THIRTY-SEVEN.--

22 Representative district thirty-seven is composed of Dona Ana  
23 county precincts 20, 59, 61, 62, 67, 83, 89, 99, 102, 103, 106,  
24 109, 112 and 116.

25 SECTION 44. REPRESENTATIVE DISTRICT THIRTY-EIGHT.--

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1 Representative district thirty-eight is composed of Sandoval  
2 county precincts 47, 63, 65 through 69, 71, 75, 80, 82 and 84.

3 **SECTION 45. REPRESENTATIVE DISTRICT THIRTY-NINE.--**

4 Representative district thirty-nine is composed of Grant county  
5 precincts 1 through 29 and 32 through 35; and Sierra county  
6 precinct 1.

7 **SECTION 46. REPRESENTATIVE DISTRICT FORTY.--**

8 Representative district forty is composed of Colfax county  
9 precinct 1; Mora county precincts 1 through 8; Rio Arriba  
10 county precincts 2 through 5, 13 through 17, 37, 40 and 41; San  
11 Miguel county precincts 9, 23 and 24; Santa Fe county precincts  
12 2 and 3; and Taos county precincts 23 through 26, 28 through 32  
13 and 36.

14 **SECTION 47. REPRESENTATIVE DISTRICT FORTY-ONE.--**

15 Representative district forty-one is composed of Rio Arriba  
16 county precincts 1, 6 through 12, 18 through 23, 25 through 28,  
17 30 through 36, 38, 39 and 42; Sandoval county precincts 16  
18 through 18, 21, 22, 78 and 79; and Taos county precincts 1, 2,  
19 22 and 27.

20 **SECTION 48. REPRESENTATIVE DISTRICT FORTY-TWO.--**

21 Representative district forty-two is composed of Taos county  
22 precincts 3 through 21 and 33 through 35.

23 **SECTION 49. REPRESENTATIVE DISTRICT FORTY-THREE.--**

24 Representative district forty-three is composed of Los Alamos  
25 county; Sandoval county precincts 7, 10 and 51; and Santa Fe

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1 county precincts 12, 62 and 80.

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

3 Representative district forty-four is composed of Sandoval  
4 county precincts 11, 35 through 39, 50, 52 through 54, 58  
5 through 62, 64, 74 and 83.

6 SECTION 51. REPRESENTATIVE DISTRICT FORTY-FIVE.--

7 Representative district forty-five is composed of Santa Fe  
8 county precincts 35, 38, 39, 41, 49 through 51, 56, 64, 74  
9 through 77 and 86.

10 SECTION 52. REPRESENTATIVE DISTRICT FORTY-SIX.--

11 Representative district forty-six is composed of Santa Fe  
12 county precincts 1, 4 through 8, 11, 20 through 23, 28, 40, 58  
13 through 61, 79, 82, 83 and 87.

14 SECTION 53. REPRESENTATIVE DISTRICT FORTY-SEVEN.--

15 Representative district forty-seven is composed of Santa Fe  
16 county precincts 9, 10, 13, 29, 37, 45, 46, 48, 54, 55, 57, 63,  
17 65, 68, 69, 71, 78 and 81.

18 SECTION 54. REPRESENTATIVE DISTRICT FORTY-EIGHT.--

19 Representative district forty-eight is composed of Santa Fe  
20 county precincts 24 through 27, 30 through 34, 36, 42 through  
21 44, 47, 52, 53, 66 and 67.

22 SECTION 55. REPRESENTATIVE DISTRICT FORTY-NINE.--

23 Representative district forty-nine is composed of Catron  
24 county; Socorro county precincts 1 through 14 and 16 through  
25 26; and Valencia county precincts 20, 23, 27, 31 and 33.

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1           **SECTION 56. REPRESENTATIVE DISTRICT FIFTY.--**

2 Representative district fifty is composed of Bernalillo county  
3 precinct 551; Sandoval county precincts 5, 28, 55, 56 and 76;  
4 Santa Fe county precincts 14 through 16, 18, 70, 72, 73, 85 and  
5 88; and Tarrant county precincts 3 through 5 and 16.

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

7 Representative district fifty-one is composed of Dona Ana  
8 county precincts 5 and 64; and Otero county precincts 15  
9 through 17, 19, 20, 22, 23, 26, 27, 29 through 37 and 39.

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

11 Representative district fifty-two is composed of Dona Ana  
12 county precincts 7 through 12, 73, 74, 76, 77, 80, 104, 110,  
13 113, 114 and 120.

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

15 Representative district fifty-three is composed of Dona Ana  
16 county precincts 6, 65, 66, 75, 105 and 117 through 119; and  
17 Otero county precincts 1 and 41.

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

19 Representative district fifty-four is composed of Eddy county  
20 precincts 2 through 8, 29, 35, 38 and 39; and Otero county  
21 precincts 2 through 6, 8, 9, 18, 21, 24, 25 and 40.

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

23 Representative district fifty-five is composed of Eddy county  
24 precincts 9 through 21, 23, 25 through 28, 30, 34, 36, 37, 42,  
25 44 and 45.

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

2 Representative district fifty-six is composed of Lincoln county  
3 precincts 6, 8, 9 and 18; Otero county precincts 7, 10 through  
4 14, 28 and 38; and Sierra county precincts 2 through 9.

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

6 Representative district fifty-seven is composed of Bernalillo  
7 county precincts 21, 22, 25 through 28, 30, 39, 83, 110 through  
8 112 and 114.

9           **SECTION 64. REPRESENTATIVE DISTRICT FIFTY-EIGHT.--**

10 Representative district fifty-eight is composed of Chaves  
11 county precincts 61 through 63, 71, 72, 81, 84, 85, 90 through  
12 94 and 101 through 103; and Eddy county precincts 1, 40 and 41.

13           **SECTION 65. REPRESENTATIVE DISTRICT FIFTY-NINE.--**

14 Representative district fifty-nine is composed of Chaves county  
15 precincts 12 through 14, 21 through 25, 31 through 36, 82, 83  
16 and 104; and Lincoln county precincts 4, 5, 7, 10 through 12,  
17 14 through 17, 20 and 21.

18           **SECTION 66. REPRESENTATIVE DISTRICT SIXTY.--**

19 Representative district sixty is composed of Sandoval county  
20 precincts 30, 31, 40 through 46, 48, 49, 70, 72, 73, 81, 85 and  
21 86.

22           **SECTION 67. REPRESENTATIVE DISTRICT SIXTY-ONE.--**

23 Representative district sixty-one is composed of Eddy county  
24 precincts 32 and 33; and Lea county precincts 12, 14 through  
25 17, 31, 35, 36, 53 through 55, 61, 62 and 71 through 74.

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1           **SECTION 68. REPRESENTATIVE DISTRICT SIXTY-TWO.--**

2 Representative district sixty-two is composed of Lea county  
3 precincts 20, 22 through 30, 32 through 34, 41 through 44, 51  
4 and 52.

5           **SECTION 69. REPRESENTATIVE DISTRICT SIXTY-THREE.--**

6 Representative district sixty-three is composed of Curry county  
7 precincts 5 through 9, 25, 26, 28, 29 and 36; Guadalupe county  
8 precincts 1 through 4; Quay county precincts 1 and 6 through  
9 12; and Roosevelt county precincts 6 through 8 and 17.

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

11 Representative district sixty-four is composed of Curry county  
12 precincts 3, 10 through 15, 17 through 24, 31, 32 and 37.

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

14 Representative district sixty-five is composed of Bernalillo  
15 county precinct 31; McKinley county precinct 12; Rio Arriba  
16 county precincts 24 and 29; and Sandoval county precincts 1  
17 through 4, 6, 8, 9, 14, 15, 19, 20, 23 through 27 and 29.

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

19 Representative district sixty-six is composed of Chaves county  
20 precincts 1 through 7, 9 through 11, 15, 16, 41 through 47, 51,  
21 52 and 73; De Baca county; Lincoln county precincts 1 through  
22 3, 13 and 19; and Roosevelt county precincts 5 and 19.

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

24 Representative district sixty-seven is composed of Curry county  
25 precincts 1, 2, 4, 16, 27, 30 and 33 through 35; Lea county

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1 precincts 2, 3, 10, 11, 13, 18 and 21; Quay county precincts 2  
2 through 4; and Roosevelt county precincts 1 through 4, 9  
3 through 13, 15, 18 and 21.

4           **SECTION 74. REPRESENTATIVE DISTRICT SIXTY-EIGHT.--**  
5 Representative district sixty-eight is composed of Colfax  
6 county precincts 2 through 5, 7 and 10 through 22; Harding  
7 county; Mora county precincts 9 through 11; Quay county  
8 precinct 5; San Miguel county precincts 2, 5, 6, 10, 14, 15,  
9 25, 26 and 28; and Union county.

10           **SECTION 75. REPRESENTATIVE DISTRICT SIXTY-NINE.--**  
11 Representative district sixty-nine is composed of Cibola county  
12 precincts 2, 3, 8 through 12 and 16 through 25; McKinley county  
13 precincts 11, 13 and 14; San Juan county precincts 14 through  
14 16, 19 and 52; Socorro county precinct 15; and Valencia county  
15 precinct 1.

16           **SECTION 76. REPRESENTATIVE DISTRICT SEVENTY.--**  
17 Representative district seventy is composed of Guadalupe county  
18 precinct 5; San Miguel county precincts 1, 3, 4, 7, 8, 11  
19 through 13, 16 through 22 and 27; Santa Fe county precincts 17  
20 and 19; and Torrance county precincts 1, 2 and 6 through 15.

21           **SECTION 77. ELECTION OF REPRESENTATIVES.--**Representatives  
22 shall be elected from the districts described in the 2011 House  
23 Redistricting Act at the 2012 and subsequent general elections.

24           **SECTION 78. TEMPORARY PROVISION--COMPILATION**  
25 **INSTRUCTIONS.--**The compiler shall remove from the NMSA 1978 the  
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1 provisions of Section 2-7D-1 NMSA 1978 (copy of state house of  
2 representative districts established by Final Judgment and  
3 Order in *Jepsen v. Vigil-Giron*, D-0101-CV-2001-02177 (1st Dist.  
4 Ct., filed January 28, 2002)).

5 SECTION 79. REPEAL.--Sections 2-7C-1 through 2-7C-78 NMSA  
6 1978 (being Laws 1991 (1st S.S.), Chapter 2, Sections 1 through  
7 78) are repealed.