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SENATE BILL 13

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

INTRODUCED BY

Linda M. Lopez

AN ACT

RELATING TO THE REDISTRICTING OF THE SENATE; ESTABLISHING
SENATORIAL DISTRICTS; PROVIDING THE METHOD FOR ELECTING
SENATORS; PROVIDING FOR THE FILLING OF VACANCIES; SETTING
PRECINCTS; FIXING THE NUMBER, RESIDENCE AND TERMS OF SENATORS;
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 Senate Redistricting Act".

SECTION 2. MEMBERSHIP.--The senate is composed of forty-
two 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 senator, the
candidate shall reside in the district for which the candidate

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

7 SECTION 4. ELECTIONS--VACANCIES.--

8 A. Members of the senate shall be elected for terms
9 of four years.

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

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

16 (2) for a senate district situated within two
17 or more counties:

18 (a) the board of county commissioners of
19 each county in the senate district shall submit one name to the
20 governor; and

21 (b) the governor shall appoint the
22 senator to fill the vacancy from the list of names so
23 submitted.

24 C. All appointments to fill vacancies in the senate
25 shall be for a term ending on December 31 subsequent to the

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1 next succeeding general election, at which general election a
2 person shall be elected to fill the remainder of the unexpired
3 term.

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 Laws 2002, Chapter 98, Sections 7 through 48.
7 After the general election of 2012, a vacancy shall be filled
8 by appointment from the district set out in the 2011 Senate
9 Redistricting Act.

10 SECTION 5. PRECINCTS.--

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

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

23 SECTION 6. DISTRICTS.--The districts of the senate shall
24 be as set out in Sections 7 through 48 of the 2011 Senate
25 Redistricting Act.

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1 **SECTION 7. SENATE DISTRICT ONE.**--Senate district one is
2 composed of San Juan county precincts 25, 27 through 41, 43
3 through 46, 48 through 53, 55 and 56.

4 **SECTION 8. SENATE DISTRICT TWO.**--Senate district two is
5 composed of San Juan county precincts 21, 22, 26, 42, 47, 54
6 and 57 through 77.

7 **SECTION 9. SENATE DISTRICT THREE.**--Senate district three
8 is composed of McKinley county precincts 1, 2, 4 through 7, 20,
9 21, 31, 34 through 38 and 41; and San Juan county precincts 1
10 through 20, 23 and 24.

11 **SECTION 10. SENATE DISTRICT FOUR.**--Senate district four
12 is composed of Cibola county precincts 1, 4 through 7, 14 and
13 15; and McKinley county precincts 3, 18, 19, 22 through 30, 32,
14 33, 39, 40, 42 through 50 and 52 through 59.

15 **SECTION 11. SENATE DISTRICT FIVE.**--Senate district five
16 is composed of Los Alamos county precincts 7 through 17; Rio
17 Arriba county precincts 1 through 15, 18 through 23, 28 and 31
18 through 42; Sandoval county precinct 51; and Santa Fe county
19 precinct 58.

20 **SECTION 12. SENATE DISTRICT SIX.**--Senate district six is
21 composed of Los Alamos county precincts 1 through 6; Rio Arriba
22 county precincts 16 and 17; Santa Fe county precincts 1 through
23 7, 23, 40, 59 through 61, 79 and 87; and Taos county precincts
24 1, 5 through 20, 22 through 25, 27, 28 and 30 through 36.

25 **SECTION 13. SENATE DISTRICT SEVEN.**--Senate district seven

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1 is composed of Colfax county; Curry county precincts 1 through
2 3, 10, 16 through 19, 22 through 24, 27, 32, 34, 35 and 37;
3 Harding county; Mora county precincts 9 through 11; Quay
4 county; San Miguel county precinct 15; Taos county precincts 2
5 through 4; and Union county.

6 SECTION 14. SENATE DISTRICT EIGHT.--Senate district eight
7 is composed of Bernalillo county precincts 551 and 552;
8 Guadalupe county precincts 3 and 5; Mora county precincts 1
9 through 8; San Miguel county precincts 1 through 14, 16 through
10 18 and 23 through 28; Taos county precincts 21, 26 and 29; and
11 Torrance county precincts 1 through 4 and 6 through 16.

12 SECTION 15. SENATE DISTRICT NINE.--Senate district nine
13 is composed of Bernalillo county precincts 6 and 86; and
14 Sandoval county precincts 11 through 13, 32 through 43, 48, 49,
15 52 through 54, 57, 59 through 62, 64, 73, 81 and 83.

16 SECTION 16. SENATE DISTRICT TEN.--Senate district ten is
17 composed of Bernalillo county precincts 2 through 5, 7 through
18 10, 12, 13, 16 through 18, 68, 69, 78, 83, 89, 108, 110, 116,
19 171, 422, 423, 448 and 455.

20 SECTION 17. SENATE DISTRICT ELEVEN.--Senate district
21 eleven is composed of Bernalillo county precincts 41, 42, 49,
22 52 through 54, 56, 58 through 60, 137, 138 and 140 through 144.

23 SECTION 18. SENATE DISTRICT TWELVE.--Senate district
24 twelve is composed of Bernalillo county precincts 45 through
25 48, 61, 62, 65, 101, 104, 121 through 125, 131 through 133, 163

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1 through 166, 196, 197, 211, 212, 214 through 217, 221, 223
2 through 226, 341 through 347, 357, 358, 431, 437 and 442.

3 **SECTION 19. SENATE DISTRICT THIRTEEN.**--Senate district
4 thirteen is composed of Bernalillo county precincts 11, 14, 15,
5 20 through 22, 24 through 27, 30, 39, 111, 150 through 154,
6 161, 162, 180 through 187 and 191 through 195.

7 **SECTION 20. SENATE DISTRICT FOURTEEN.**--Senate district
8 fourteen is composed of Bernalillo county precincts 43, 44, 63,
9 64, 66, 67, 71 through 77, 90 through 92, 94 through 99, 102,
10 103, 105 through 107, 109, 135, 139, 246 and 256.

11 **SECTION 21. SENATE DISTRICT FIFTEEN.**--Senate district
12 fifteen is composed of Bernalillo county precincts 373, 400
13 through 412, 418 through 421, 432 through 436, 438 through 441,
14 443 through 446, 466, 481, 488 through 494, 496 through 500 and
15 510.

16 **SECTION 22. SENATE DISTRICT SIXTEEN.**--Senate district
17 sixteen is composed of Bernalillo county precincts 241 through
18 245, 251 through 255, 257, 258, 271 through 275, 278, 281
19 through 287, 311 through 315, 351 through 356, 371, 372, 374,
20 375 and 381 through 387.

21 **SECTION 23. SENATE DISTRICT SEVENTEEN.**--Senate district
22 seventeen is composed of Bernalillo county precincts 291, 292,
23 316 through 318, 321 through 324, 326 through 329, 413 through
24 417, 463 through 465, 471 through 478, 534 through 536, 542 and
25 543.

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1 **SECTION 24. SENATE DISTRICT EIGHTEEN.**--Senate district
2 eighteen is composed of Bernalillo county precincts 453, 454,
3 461, 462, 480, 484, 495, 502 through 509, 511 through 519, 521
4 through 528, 530 through 533, 540, 561, 562 and 564 through
5 566.

6 **SECTION 25. SENATE DISTRICT NINETEEN.**--Senate district
7 nineteen is composed of Bernalillo county precincts 289, 290,
8 293 through 308, 330 through 333, 544 through 550, 554 through
9 556, 558, 559, 570, 572 and 573.

10 **SECTION 26. SENATE DISTRICT TWENTY.**--Senate district
11 twenty is composed of Sandoval county precincts 30, 31, 44
12 through 47, 50, 58, 63, 66 through 72, 75, 80, 82 and 84
13 through 86.

14 **SECTION 27. SENATE DISTRICT TWENTY-ONE.**--Senate district
15 twenty-one is composed of Bernalillo county precincts 424
16 through 430, 447, 449 through 452, 456, 482, 483, 485 through
17 487, 520, 529, 537 through 539, 541, 560, 563, 567 through 569
18 and 601 through 603.

19 **SECTION 28. SENATE DISTRICT TWENTY-TWO.**--Senate district
20 twenty-two is composed of McKinley county precincts 8 through
21 17; Rio Arriba county precincts 24 through 27, 29 and 30; and
22 Sandoval county precincts 1 through 4, 6, 8 through 10, 14
23 through 27, 29, 65, 74, 78 and 79.

24 **SECTION 29. SENATE DISTRICT TWENTY-THREE.**--Senate
25 district twenty-three is composed of Bernalillo county

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1 precincts 1, 19, 79 through 82, 84, 85, 87, 112 through 115,
2 117, 118, 127 through 129 and 170.

3 SECTION 30. SENATE DISTRICT TWENTY-FOUR.--Senate district
4 twenty-four is composed of Santa Fe county precincts 24, 25,
5 27, 31 through 35, 38, 39, 41, 49 through 51, 56, 62, 64, 66,
6 67, 74 through 77 and 86.

7 SECTION 31. SENATE DISTRICT TWENTY-FIVE.--Senate district
8 twenty-five is composed of Santa Fe county precincts 8 through
9 11, 13, 20 through 22, 26, 28 through 30, 36, 37, 42 through
10 48, 52 through 55, 63, 65, 68, 69, 71, 78 and 81 through 83.

11 SECTION 32. SENATE DISTRICT TWENTY-SIX.--Senate district
12 twenty-six is composed of Bernalillo county precincts 23, 28,
13 29, 32 through 38, 40, 50, 51, 55, 57, 70, 119, 120, 134 and
14 136.

15 SECTION 33. SENATE DISTRICT TWENTY-SEVEN.--Senate
16 district twenty-seven is composed of Curry county precincts 4,
17 6 through 9, 11 through 15, 20, 21, 25, 29, 31 and 36; De Baca
18 county; Guadalupe county precincts 1, 2 and 4; and Roosevelt
19 county precincts 1, 5 through 13, 15, 17, 19 and 21.

20 SECTION 34. SENATE DISTRICT TWENTY-EIGHT.--Senate
21 district twenty-eight is composed of Catron county; Grant
22 county precincts 1 through 4, 6 through 9, 11 through 24 and 32
23 through 35; Socorro county; and Valencia county precincts 20,
24 31 and 33.

25 SECTION 35. SENATE DISTRICT TWENTY-NINE.--Senate district

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1 twenty-nine is composed of Bernalillo county precincts 88 and
2 93; and Valencia county precincts 1 through 7, 9 through 15, 17
3 through 19, 28, 36, 37 and 39 through 41.

4 SECTION 36. SENATE DISTRICT THIRTY.--Senate district
5 thirty is composed of Bernalillo county precinct 31; Cibola
6 county precincts 2, 3, 8 through 13 and 16 through 25; and
7 Valencia county precincts 8, 16, 21 through 27, 29, 30, 32, 34,
8 35 and 38.

9 SECTION 37. SENATE DISTRICT THIRTY-ONE.--Senate district
10 thirty-one is composed of Dona Ana county precincts 7 through
11 15, 17, 74, 79 through 81, 96, 97 and 120.

12 SECTION 38. SENATE DISTRICT THIRTY-TWO.--Senate district
13 thirty-two is composed of Chaves county precincts 24, 32, 34,
14 51, 52, 61 through 63, 71 through 73, 81, 90, 91, 94 and 101
15 through 104; Eddy county precincts 2, 3, 5 through 8, 40 and
16 41; and Otero county precincts 11 through 14 and 38.

17 SECTION 39. SENATE DISTRICT THIRTY-THREE.--Senate
18 district thirty-three is composed of Chaves county precincts 2
19 through 4, 9 through 16, 21 through 23, 25, 31, 33, 35, 36, 82
20 through 85, 92 and 93; and Lincoln county.

21 SECTION 40. SENATE DISTRICT THIRTY-FOUR.--Senate district
22 thirty-four is composed of Dona Ana county precincts 75 and 76;
23 Eddy county precincts 10 through 18, 20, 21, 23, 25 through 30,
24 34 through 38, 44 and 45; and Otero county precincts 1 through
25 9 and 41.

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1 **SECTION 41. SENATE DISTRICT THIRTY-FIVE.**--Senate district
2 thirty-five is composed of Grant county precincts 5, 10 and 25
3 through 31; Hidalgo county; Luna county; and Sierra county.

4 **SECTION 42. SENATE DISTRICT THIRTY-SIX.**--Senate district
5 thirty-six is composed of Dona Ana county precincts 1 through
6 4, 20 through 22, 24 through 30, 32 through 36, 60, 63, 83
7 through 89, 91 through 93, 95, 99, 100, 107, 111 and 115.

8 **SECTION 43. SENATE DISTRICT THIRTY-SEVEN.**--Senate
9 district thirty-seven is composed of Dona Ana county precincts
10 59, 61, 62, 65 through 73, 77, 102 through 106, 109, 110, 112
11 through 114 and 116 through 119.

12 **SECTION 44. SENATE DISTRICT THIRTY-EIGHT.**--Senate
13 district thirty-eight is composed of Dona Ana county precincts
14 16, 18, 19, 23, 31, 37 through 58, 78, 82, 90, 94, 98, 101 and
15 108.

16 **SECTION 45. SENATE DISTRICT THIRTY-NINE.**--Senate district
17 thirty-nine is composed of Bernalillo county precincts 553, 557
18 and 571; San Miguel county precincts 19 through 22; Sandoval
19 county precincts 5, 7, 28, 55, 56 and 76; Santa Fe county
20 precincts 12, 14 through 19, 57, 70, 72, 73, 80, 84, 85 and 88;
21 and Torrance county precinct 5.

22 **SECTION 46. SENATE DISTRICT FORTY.**--Senate district forty
23 is composed of Dona Ana county precincts 5, 6 and 64; and Otero
24 county precincts 10, 15 through 37, 39 and 40.

25 **SECTION 47. SENATE DISTRICT FORTY-ONE.**--Senate district

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1 forty-one is composed of Eddy county precincts 9, 19, 32 and
2 33; and Lea county precincts 11, 12, 14 through 17, 25, 31
3 through 36, 41 through 44, 51 through 55, 61, 62 and 71 through
4 74.

5 SECTION 48. SENATE DISTRICT FORTY-TWO.--Senate district
6 forty-two is composed of Chaves county precincts 1, 5 through 7
7 and 41 through 47; Curry county precincts 5, 26, 28, 30 and 33;
8 Eddy county precincts 1, 4, 39 and 42; Lea county precincts 2,
9 3, 10, 13, 18, 20 through 24 and 26 through 30; and Roosevelt
10 county precincts 2 through 4 and 18.

11 SECTION 49. ELECTION OF SENATORS.--Senators shall be
12 elected from the districts described in the 2011 Senate
13 Redistricting Act at the 2012 and subsequent general elections.

14 SECTION 50. REPEAL.--Sections 2-8D-1 through 2-8D-49 NMSA
15 1978 (being Laws 2002, Chapter 98, Sections 1 through 49) are
16 repealed.