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AN ACT

RELATING TO REDISTRICTING OF THE PUBLIC EDUCATION COMMISSION;
ESTABLISHING PUBLIC EDUCATION COMMISSION DISTRICTS; PROVIDING
FOR STAGGERED TERMS AND THE FILLING OF VACANCIES; SETTING
PRECINCTS; SETTING RESIDENCY REQUIREMENTS; 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
"2021 Educational Redistricting Act".

SECTION 2. COMMISSION MEMBERS.--The public education
commission is composed of ten members to be elected from
districts established by law.

SECTION 3. ELECTION FOR STAGGERED TERMS.--

A. Members of the public education commission
shall be elected for staggered terms of four years.

B. Members shall be elected at the general
election for terms commencing on January 1 next succeeding
their election.

C. Members from districts two, three, five, six
and seven shall be elected from the districts described in
Sections 7, 8, 10, 11 and 12 of the 2021 Educational
Redistricting Act at the 2022 and subsequent general
elections.

D. Members from districts one, four, eight, nine

1 and ten shall be elected from the districts described in
2 Sections 6, 9, 13, 14 and 15 of the 2021 Educational
3 Redistricting Act at the 2024 and subsequent general
4 elections.

5 **SECTION 4. RESIDENCE.--**A candidate for the office of
6 public education commissioner shall reside in the district
7 for which the candidate files a declaration of candidacy at
8 the time of such filing. A public education commissioner
9 shall reside in the district from which the commissioner was
10 elected or appointed and shall be deemed to have resigned if
11 the commissioner changes residence to a place outside the
12 district. Vacancies shall be filled as provided in Section
13 16 of the 2021 Educational Redistricting Act.

14 **SECTION 5. PRECINCTS.--**

15 A. Precinct designations and boundaries used in
16 the 2021 Educational Redistricting Act are those precinct
17 designations and boundaries established pursuant to the
18 Precinct Boundary Adjustment Act as revised and approved
19 pursuant to that act by the secretary of state as of November
20 30, 2021.

21 B. A board of county commissioners shall not
22 create any precinct that lies in more than one public
23 education commission district and shall not divide any
24 precinct so that the divided parts of the precinct are
25 situated in two or more public education commission

1 districts. Votes cast in a public education commission
2 election from precincts created or divided in violation of
3 this subsection shall be invalid and shall not be counted or
4 canvassed.

5 SECTION 6. PUBLIC EDUCATION COMMISSION DISTRICT ONE.--

6 Public education commission district one is composed of
7 Bernalillo county precincts 20 through 30, 32 through 57, 59
8 through 67, 70 through 77, 80 through 83, 90, 91, 94, 95, 98,
9 100, 109 through 115, 117 through 120, 127, 128, 130, 134,
10 136 through 149, 156 through 160, 167 through 169, 178, 189,
11 190, 198, 199, 202 through 210, 227 through 231, 233, 234,
12 236, 237, 239, 240, 247, 249, 258, 260, 262 through 265, 267
13 through 269, 340, 363, 367, 394, 399, 599, 600, 604 through
14 607, 609, 611, 612, 614 through 622, 625, 626, 629, 631
15 through 633, 635 through 639, 647 through 650, 652 through
16 655 and 687.

17 SECTION 7. PUBLIC EDUCATION COMMISSION DISTRICT TWO.--

18 Public education commission district two is composed of
19 Bernalillo county precincts 289 through 302, 304 through 310,
20 316 through 325, 328 through 336, 339, 348 through 350, 360
21 through 362, 364 through 366, 368, 376, 380, 388 through 393,
22 395 through 398, 407, 413 through 419, 421 through 430, 447
23 through 454, 456 through 550, 560 through 569, 574, 583
24 through 590, 592 through 594, 598, 601 through 603, 608, 656
25 through 660, 662 through 665, 667 and 669 through 685.

1 **SECTION 8. PUBLIC EDUCATION COMMISSION DISTRICT**

2 THREE.--Public education commission district three is
3 composed of Bernalillo county precincts 2 through 19, 68, 69,
4 78, 79, 84 through 86, 89, 101 through 108, 116, 121 through
5 126, 131 through 133, 135, 150 through 155, 161 through 166,
6 171 through 175, 177, 179 through 188, 191 through 197, 200,
7 201, 211, 212, 214 through 216, 218 through 226, 232, 235,
8 238, 241 through 246, 248, 251 through 257, 259, 266, 271
9 through 287, 311 through 315, 326, 327, 337, 338, 341 through
10 347, 351 through 359, 369 through 375, 377 through 379, 381
11 through 387, 400 through 406, 408 through 412, 420, 431
12 through 446, 455, 581, 591, 610, 613, 623, 624, 627, 628,
13 634, 640, 642, 644 through 646, 651, 661, 666, 668 and 686.

14 **SECTION 9. PUBLIC EDUCATION COMMISSION DISTRICT FOUR.--**

15 Public education commission district four is composed of
16 Bernalillo county precincts 1, 87, 129, 170, 176, 217, 261,
17 303, 553 through 559, 570 through 573, 575 through 580, 595
18 through 597, 641 and 643; Los Alamos county; Sandoval county
19 precincts 1 through 23 and 27 through 157; and Santa Fe
20 county precincts 11, 12, 15 through 19, 63, 72, 73, 80, 82,
21 84, 85, 90, 92, 93, 114, 115, 125, 145, 146, 148, 152, 153,
22 155 through 157, 165 and 177.

23 **SECTION 10. PUBLIC EDUCATION COMMISSION DISTRICT**

24 FIVE.--Public education commission district five is composed
25 of Bernalillo county precinct 31; Cibola county precincts 2

1 through 6, 8 through 14 and 16 through 30; McKinley county;
2 Sandoval county precincts 24 through 26; San Juan county
3 precincts 1 through 59, 70, 71, 75, 77 through 83, 99 through
4 110, 120, 121 and 130 through 134; and Socorro county
5 precinct 15.

6 SECTION 11. PUBLIC EDUCATION COMMISSION DISTRICT SIX.--

7 Public education commission district six is composed of
8 Bernalillo county precincts 58, 88, 92, 93, 96, 97, 99, 213,
9 250, 270, 288, 551, 552, 582 and 630; Catron county; Cibola
10 county precincts 1, 7 and 15; Dona Ana county precincts 1
11 through 4, 21, 60, 63, 64, 95, 100, 105, 107, 111, 115, 121,
12 123, 171, 172, 182 and 185; Grant county; Hidalgo county;
13 Luna county; Sierra county; Socorro county precincts 1
14 through 14 and 16 through 27; Torrance county; and Valencia
15 county.

16 SECTION 12. PUBLIC EDUCATION COMMISSION DISTRICT

17 SEVEN.--Public education commission district seven is
18 composed of Dona Ana county precincts 5 through 20, 22
19 through 59, 61, 62, 65 through 94, 96 through 99, 101 through
20 104, 106, 108 through 110, 112 through 114, 116 through 120,
21 122, 124 through 170, 173 through 181, 183, 184 and 186
22 through 190; and Otero county precincts 1, 41 through 46 and
23 66.

24 SECTION 13. PUBLIC EDUCATION COMMISSION DISTRICT

25 EIGHT.--Public education commission district eight is

1 composed of Chaves county precincts 1 through 18, 20 through
2 25, 31 through 36, 40 through 46, 51, 52, 61 through 64, 71
3 through 73, 81 through 85, 90 through 93 and 95; Colfax
4 county; Curry county; De Baca county; Guadalupe county;
5 Harding county; Lincoln county; Mora county; Quay county;
6 Roosevelt county; San Miguel county; Taos county precincts 2
7 through 4, 7, 18, 21 and 26; and Union county.

8 SECTION 14. PUBLIC EDUCATION COMMISSION DISTRICT

9 NINE.--Public education commission district nine is composed
10 of Chaves county precincts 47, 74, 94 and 101 through 106;
11 Eddy county; Lea county; and Otero county precincts 2 through
12 40 and 47 through 65.

13 SECTION 15. PUBLIC EDUCATION COMMISSION DISTRICT TEN.--

14 Public education commission district ten is composed of Rio
15 Arriba county; San Juan county precincts 60 through 69, 72
16 through 74, 76 and 90; Santa Fe county precincts 1 through
17 10, 13, 14, 20 through 62, 64 through 71, 74 through 79, 81,
18 83, 86 through 89, 91, 94 through 113, 116 through 124, 126
19 through 144, 147, 149 through 151, 154, 158 through 164, 166
20 through 176, 178 and 179; and Taos county precincts 1, 5, 6,
21 8 through 17, 19, 20, 22 through 25 and 27 through 47.

22 SECTION 16. CONTINUING TERMS--VACANCIES.--

23 A. A public education commissioner who is serving
24 on the public education commission as of the effective date
25 of this section shall serve the remainder of the term for

1 which the commissioner was elected or appointed.

2 B. The governor shall by appointment fill a
3 vacancy on the public education commission. An appointment
4 to fill a vacancy on the public education commission shall be
5 for a term ending on December 31 after the next general
6 election, at which election a person shall be elected to fill
7 any remainder of the unexpired term.

8 C. Before the general election of 2022, an
9 appointment to fill a vacancy on the public education
10 commission shall be made from the district as it existed when
11 the person creating the vacancy in office was elected or
12 appointed.

13 D. After the general election of 2022, an
14 appointment to fill a vacancy in district two, three, five,
15 six or seven shall be made from the district as set out in
16 Sections 7, 8, 10, 11 and 12 of the 2021 Educational
17 Redistricting Act.

18 E. After the general election of 2022 and before
19 the general election of 2024, an appointment to fill a
20 vacancy in district one, four, eight, nine or ten shall be
21 made from the district as it existed when the person creating
22 the vacancy in office was elected or appointed. After the
23 general election of 2024, an appointment to fill a vacancy in
24 district one, four, eight, nine or ten shall be made from the
25 district as set out in Sections 6, 9, 13, 14 and 15 of the

1 2021 Educational Redistricting Act.

2 SECTION 17. REPEAL.--Sections 22-3A-1 through 22-3A-16
3 NMSA 1978 (being Laws 2011 (1st S.S.), Chapter 4, Sections 1
4 through 16) are repealed. _____

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