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HOUSE BILL 331

**48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

INTRODUCED BY

Brian K. Moore

AN ACT

RELATING TO ELECTIONS; ELIMINATING PETITION REQUIREMENTS FOR  
NOMINEES OF MINORITY PARTIES.

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

Section 1. Section 1-8-2 NMSA 1978 (being Laws 1969,  
Chapter 240, Section 152, as amended) is amended to read:

"1-8-2. NOMINATION BY MINOR POLITICAL PARTY--CONVENTION-  
DESIGNATED NOMINEES.--

A. If the rules and regulations of a minor  
political party require nomination by political convention:

(1) the ~~chairman~~ chair and secretary of the  
state political convention shall certify to the secretary of  
state the names of their party's nominees for United States  
senator, United States representative, all elective state  
offices, legislative offices elected from multicounty

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underscored material = new  
[bracketed material] = delete

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1 districts, the public regulation commission, all elective  
2 judicial officers in the judicial department and all offices  
3 representing a district composed of more than one county; and

4 (2) the [~~chairman~~] chair and secretary of the  
5 county political convention shall certify to the county clerk  
6 the names of their party's nominees for elected county offices  
7 and for legislative offices elected from a district located  
8 wholly within one county or that is composed of only one  
9 county.

10 B. The names certified to the secretary of state  
11 shall be filed on the second Tuesday in July in the year of the  
12 general election [~~and shall be accompanied by a petition~~  
13 ~~containing a list of signatures and addresses of voters~~  
14 ~~totaling not less than one percent of the total number of votes~~  
15 ~~cast at the last preceding general election for the office of~~  
16 ~~governor or president of the United States, as the case may be:~~

17 (1) ~~in the state for statewide offices; and~~

18 (2) ~~in the district for offices other than~~  
19 ~~statewide offices.~~

20 ~~The petition shall contain a statement that the voters~~  
21 ~~signing the petition are residents of the state, district,~~  
22 ~~county or area to be represented by the office for which the~~  
23 ~~person being nominated is a candidate].~~

24 C. The names certified to the county clerk shall be  
25 filed on the second Tuesday in July in the year of the general

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[bracketed material] = delete

1 election [~~and shall be accompanied by a petition containing a~~  
2 ~~list of signatures and addresses of voters totaling not less~~  
3 ~~than one percent of the total number of votes cast at the last~~  
4 ~~preceding general election for the office of governor or~~  
5 ~~president of the United States, as the case may be:~~

6 (1) ~~in the county for countywide offices; and~~  
7 (2) ~~in the district for offices other than~~  
8 ~~countywide offices.~~

9 The petition shall contain a statement that the voters  
10 signing the petition are residents of the state, district,  
11 county or area to be represented by the office for which the  
12 person being nominated is a candidate].

13 D. Persons certified as nominees shall be members  
14 of [~~that~~] the political party for which they are certified  
15 before the day the governor issues the primary election  
16 proclamation.

17 [~~E. No voter shall sign any petition prescribed by~~  
18 ~~this section for more persons than the number of minor party~~  
19 ~~candidates necessary to fill the office at the next ensuing~~  
20 ~~general election.]"~~

21 Section 2. Section 1-8-3 NMSA 1978 (being Laws 1969,  
22 Chapter 240, Section 153, as amended) is amended to read:

23 "1-8-3. NOMINATION BY MINOR POLITICAL PARTY--OTHER  
24 METHODS.--If the rules and regulations of a minor political  
25 party require nomination by a method other than a political

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underscored material = new  
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1 convention:

2 A. the state [~~chairman~~] chair and the governing  
3 board of the state party shall certify to the secretary of  
4 state the names of their party's nominees for United States  
5 senator, United States representative, all elective state  
6 offices, legislative offices elected from multicounty  
7 districts, the public regulation commission, all elective  
8 judicial officers in the judicial department and all offices  
9 representing a district composed of more than one county;

10 B. the county [~~chairman~~] chair and the governing  
11 board of the county party shall certify to the county clerk the  
12 names of their party's nominees for elected county offices and  
13 for legislative offices elected from a district located wholly  
14 within one county or that is composed of only one county; and

15 C. the names of such nominees shall be filed in the  
16 same time and manner prescribed by the Election Code for  
17 convention-designated nominees of minor political parties [~~and~~  
18 ~~each list of names certified shall be accompanied by the~~  
19 ~~petition containing a list of signatures and addresses of~~  
20 ~~voters as prescribed for convention-designated nominees]."~~

21 Section 3. Section 1-8-4 NMSA 1978 (being Laws 1969,  
22 Chapter 240, Section 154, as amended) is amended to read:

23 "1-8-4. SECRETARY OF STATE--CERTIFICATION OF NOMINEES--  
24 MINOR POLITICAL PARTY.--Upon receipt of certificates of  
25 nomination of any minor political party, the secretary of state

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