## HOUSE VOTERS AND ELECTIONS COMMITTEE SUBSTITUTE FOR HOUSE JOINT RESOLUTION 6

## 49TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2009

.177681.2

## A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF NEW MEXICO TO ALLOW THE LEGISLATURE TO NULLIFY AN ADOPTED ADMINISTRATIVE REGULATION OR RULE OF AN EXECUTIVE AGENCY BY THE PASSAGE OF A RESOLUTION BY THREE-FOURTHS OF THE LEGISLATURE.

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

Section 1. It is proposed to amend Article 4 of the constitution of New Mexico by adding a new section to read:

"Regulations or rules adopted by an executive agency pursuant to legislative delegation have the force and effect of law, but such regulations or rules are not equal in status to statutory law. The legislature may nullify an adopted administrative regulation or rule of an executive agency by the passage of a resolution by three-fourths of the members elected to the senate and house of representatives."

## HVEC/HJR 6

[bracketed material] = delete

underscored material = new

Section 2. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next general election or at any special election prior to that date that may be called for that purpose.

- 2 -