

1 SENATE BILL 372

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

3 INTRODUCED BY

4 Mark Boitano

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10 AN ACT

11 RELATING TO PUBLIC OFFICIALS; PROHIBITING PUBLIC PROPERTY OR
12 PUBLICLY FUNDED PROGRAMS TO BE NAMED AFTER PUBLIC OFFICIALS
13 WHILE THEY ARE IN OFFICE; REQUIRING A PROCESS FOR NAMING PUBLIC
14 PROPERTY.

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

17 SECTION 1. PUBLIC OFFICIALS--PROHIBITION AGAINST PUBLIC
18 PROPERTY OR PROGRAMS BEING NAMED AFTER THEM DURING TERM OF
19 OFFICE.--The state or any of its agencies, branches, boards,
20 commissions, committees, institutions or instrumentalities or
21 any political subdivision of the state, including home rule
22 municipalities and including any of their institutions or
23 instrumentalities, shall not name, whether officially or
24 unofficially, any portion or the whole of real or personal
25 public property or any publicly funded program after a public

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1 official during the public official's term of office,
2 regardless of the funding source for the public property or
3 program.

4 SECTION 2. PUBLIC BUILDINGS AND PROGRAMS--NAMING
5 PROCEDURES.--

6 A. Public buildings are not required to be named
7 after a person. No public building built in whole or in part
8 with public money shall be named after or in honor of a living
9 person.

10 B. For any public building built in whole or in
11 part with state funding, the procedures provided in this
12 section shall apply.

13 C. For a state building under the control of the
14 property control division of the general services department,
15 the secretary of general services shall appoint a naming
16 committee to develop a list of at least three names for review
17 by the secretary and the governor.

18 D. For a state building under the control of the
19 cultural affairs department, department of game and fish,
20 department of transportation, state fair commission, state
21 armory board, state land office, state parks division of the
22 energy, minerals and natural resources department, public
23 employees retirement association, educational retirement board,
24 border authority, state educational institutions specified in
25 Article 12, Section 11 of the constitution of New Mexico,

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1 regional education cooperatives, the public school facilities
2 authority, the economic development department for property
3 acquired pursuant to the Statewide Economic Development Finance
4 Act, the judicial branch or the legislative branch, the
5 secretary, director, board, commission or other final
6 decisionmaker shall appoint a naming committee to develop a
7 list of at least three names for review by the final
8 decisionmaker.

9 E. For a public building that is not a state
10 building, the executive head of the political subdivision that
11 owns the public building shall appoint a naming committee to
12 develop a list of at least three names for review by the person
13 designated as the final decisionmaker.

14 F. In developing the list, the naming committee may
15 propose descriptive or associative names, names honoring a
16 place, object or event or names honoring a person who made a
17 major contribution to New Mexico history, culture,
18 administration or development.

19 G. If the naming committee considers listing a
20 person for consideration, it shall conduct extensive research
21 and solicit input from the state historian and community in
22 which the public building is located.