

1 SENATE JOINT RESOLUTION 5

2 **53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018**

3 INTRODUCED BY

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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO ARTICLE 7, SECTION 1 OF THE
12 CONSTITUTION OF NEW MEXICO REQUIRING THAT ALL QUALIFIED
13 ELECTORS BE REGISTERED TO VOTE UNDER ANY REGISTRATION SYSTEM,
14 EXCEPT FOR THOSE WHO AFFIRMATIVELY CHOOSE NOT TO BE REGISTERED,
15 AND THAT ALL QUALIFIED ELECTORS WHO VOTE SHALL HAVE THEIR VOTES
16 COUNTED.

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

19 SECTION 1. It is proposed to amend Article 7, Section 1
20 of the constitution of New Mexico to read:

21 "A. Every person who is a qualified elector
22 pursuant to the constitution and laws of the United States and
23 a citizen thereof shall be qualified to vote in all elections
24 in New Mexico, subject to residency and registration
25 requirements provided by law, except as restricted by statute

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1 either by reason of criminal conviction for a felony or by
2 reason of mental incapacity, being limited only to those
3 persons who are unable to mark their ballot and who are
4 concurrently also unable to communicate their voting
5 preference. The legislature may enact laws providing for
6 absentee voting by qualified electors. All school elections
7 shall be held at different times from partisan elections.

8 B. The legislature shall have the power to require
9 the registration of the qualified electors as a requisite for
10 voting and shall regulate the manner, time and places of
11 voting. If the legislature requires the registration of
12 qualified electors as a requisite for voting, the state shall
13 ensure that all qualified electors are registered to vote for
14 each election, except for those who affirmatively choose not to
15 be registered, and that the vote of a qualified elector shall
16 not be excluded from being counted for failure of the state to
17 provide for the qualified elector's voter registration on or
18 before election day.

19 C. The legislature shall enact such laws as will
20 secure the secrecy of the ballot and the purity of elections
21 and guard against the abuse of elective franchise. Not more
22 than two members of the board of registration and not more than
23 two judges of election shall belong to the same political party
24 at the time of their appointment."

25 SECTION 2. The amendment proposed by this resolution

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1 shall be submitted to the people for their approval or
2 rejection at the next general election or at any special
3 election prior to that date that may be called for that
4 purpose.

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