

SENATE RULES COMMITTEE SUBSTITUTE FOR
SENATE RESOLUTION 1

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

A RESOLUTION

AMENDING THE SENATE RULES FOR ANY SESSION OF THE FIFTY-FIFTH
LEGISLATURE HELD IN 2022.

WHEREAS, Senate Rule 24-1 provides that the rules of the
senate may be amended by a two-thirds' majority vote of the
members of the senate or by a majority vote of the members of
the senate upon the recommendation of the senate rules
committee;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE
OF NEW MEXICO that the following new senate rules, for any
session of the fifty-fifth legislature held in 2022, be adopted
to read:

"2-4 Each senator may permit staff responsible to that
senator to perform assigned duties from within the
capitol or from a remote location; provided that a

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underscored material = new
[bracketed material] = delete

1 staff member required to isolate in accordance with
2 federal centers for disease control and prevention
3 guidelines shall follow those guidelines."; and

4 "4-1-1 If the federal centers for disease control and
5 prevention recommends masking in public places, the
6 presiding officer shall ensure that all members,
7 staff, employees and guests who are physically
8 present in the senate chambers wear a mask that
9 covers the mouth and nose, pursuant to the
10 recommendations of the federal centers for disease
11 control and prevention, and not consume food in the
12 senate chambers."; and

13 "6-1-1 If the federal centers for disease control and
14 prevention recommends masking in public places, the
15 sergeant-at-arms shall ensure that all members,
16 staff, employees and guests who are physically
17 present in the senate gallery, senate committee
18 rooms and the senate hallways wear a mask that
19 covers the mouth and nose, pursuant to the
20 recommendations of the federal centers for disease
21 control and prevention, and not consume food in
22 those areas."; and

23 "7-1-1 A senator shall be considered to be present and in
24 attendance for the purposes of establishing a
25 quorum, doing business, satisfying a call or voting

1 during a floor session if the member is physically
2 present or participating by simultaneous, remote
3 electronic means, from within the capitol, as
4 verified by the sergeant-at-arms. If a call is
5 satisfied, members within the capitol shall
6 participate during the debate from the floor or the
7 member's capitol office and vote on the issue that
8 is the subject of the call."; and

9 "7-1-2 A senator shall be considered to be present and in
10 attendance for the purposes of establishing a
11 quorum, doing business or voting during standing
12 committee meetings if the member is physically
13 present or participating by simultaneous, remote
14 electronic means and is visually present, or if
15 participating by telephone, is confirmed to be
16 present by voice, as confirmed by the committee
17 chair, from within the capitol."; and

18 "7-1-3 A senator who is required to isolate or quarantine
19 as provided by the guidance of the federal centers
20 for disease control and prevention may continue to
21 participate via simultaneous, remote electronic
22 means from outside the capitol. A senator with a
23 medical condition that classifies the senator as
24 having high risk for mortality from severe acute
25 respiratory syndrome coronavirus 2, as defined by

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1 the federal centers for disease control and
2 prevention, may participate via simultaneous, remote
3 electronic means from outside the capitol upon
4 providing to the senator's respective floor leader
5 or the president pro tempore documentation from a
6 physician, nurse practitioner or other advanced
7 practice medical professional licensed in New Mexico
8 verifying the underlying condition. In the event of
9 a call of the senate, members participating remotely
10 from outside the capitol who have not been excused
11 or necessarily prevented from being present shall be
12 considered present for the purposes of the call. If
13 a call is satisfied, members participating remotely
14 who are considered present shall participate during
15 the debate and vote on the issue that is the subject
16 of the call."; and

17 "7-19 Members of the senate, staff, employees and guests
18 shall wear face masks or respirators, as recommended
19 by the federal centers for disease control and
20 prevention, covering the mouth and nose when
21 physically present in the senate chamber, galleries,
22 lobby, senate committee rooms and rooms connected
23 therewith. Failure to do so shall constitute a
24 violation of these rules, and violators are subject
25 to disciplinary action and removal from the chamber

1 or committee room. A senator who is not compliant
 2 with this rule in the senate chamber or committee
 3 room may participate remotely from the member's
 4 office."; and

5 "7-20 Legislators participating via simultaneous, remote
 6 electronic means on the senate floor in any senate
 7 standing committee shall be visually present. A
 8 legislator who is not visually present when called
 9 upon shall be listed as absent, unless excused. No
 10 legislator shall be logged in to a senate committee
 11 while simultaneously logged in or present in any
 12 other legislative committee meeting or floor
 13 session, nor shall a senator be simultaneously
 14 logged in to be present on the senate floor and in a
 15 senate committee."; and

16 "9-5-9 Meetings shall be staffed by one or more hosts to
 17 facilitate and allow participation by the committee
 18 members, expert witnesses and the public. The
 19 chair, in consultation with the ranking member, may
 20 determine the duration of public comment allowed.
 21 Each standing committee may also receive public
 22 comment by email."; and

23 "22-3 Courtesy memorials and certificates shall not be
 24 read aloud on the senate floor."; and

25 "23-14 The president pro tempore may set occupancy limits

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1 for any of the space occupied by senate committees
2 and may reassign committee rooms and the senate
3 floor as necessary to enable sufficient social
4 distancing for members, staff and the public."; and
5 "24-3 In the event of a public health emergency while the
6 senate is in session, the senate shall adhere to
7 health guidelines as outlined by the federal centers
8 for disease control and prevention and as maintained
9 on the legislature's website for the senate when the
10 senate is in session."; and

11 BE IT FURTHER RESOLVED that the following senate rules be
12 amended to read:

13 "7-18 Members of the senate shall dress in business attire
14 befitting the decorum of the senate and the wearing
15 of bolo ties shall be permitted, regardless of
16 whether the member is participating in person or via
17 simultaneous, remote electronic means. All persons
18 permitted access to the floor of the senate shall be
19 held to the same standard."; and

20 "9-1-2 In appointing the standing committees, the
21 committees' committee shall designate the [~~chairman~~]
22 chair, vice [~~chairman~~] chair and the ranking member
23 who shall be a member of the committee [~~who is not a~~
24 ~~member of the chairman's political party~~] and who
25 does not hold a leadership position in either caucus

