

1 HOUSE BILL 241

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Kathleen Gates

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10 AN ACT

11 RELATING TO BUILDING PERMITS; PROHIBITING A COUNTY, A  
12 MUNICIPALITY OR THE STATE FROM ISSUING A BUILDING PERMIT FOR  
13 THE CONSTRUCTION OF MULTIFAMILY DWELLING UNITS CONSISTING OF  
14 TWELVE OR MORE UNITS WHERE LESS THAN FIFTY-FIVE PERCENT OF THE  
15 TOTAL UNITS ARE OWNER-OCCUPIED.

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

18 SECTION 1. [NEW MATERIAL] BUILDING PERMITS FOR  
19 MULTIFAMILY DWELLING UNITS--CONDITIONS.--A county, a  
20 municipality or the state shall not issue a building permit for  
21 the construction of residential multifamily dwelling units  
22 consisting of twelve or more units unless a covenant is  
23 attached providing that no less than fifty-five percent of the  
24 total units shall be owner-occupied.

25 .223650.1

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