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SENATE BILL 439

**44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999**

INTRODUCED BY

Cisco McSorley

FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE

AN ACT

RELATING TO CAMPAIGN PRACTICES; CLARIFYING THAT A PROHIBITION AGAINST SOLICITING FUNDS FROM A REGULATED INDUSTRY DOES NOT APPLY TO CANDIDATES FOR THE OFFICE OF SUPREME COURT JUSTICE; AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 1-19-34.2 NMSA 1978 (being Laws 1993, Chapter 46, Section 13, as amended) is amended to read:

"1-19-34.2. REGULATED INDUSTRY SOLICITATIONS  
PROHIBITED. --

A. It is unlawful for an elected state official, public officer or employee who works for a regulatory office or a candidate who seeks election to a regulatory office or anyone authorized by a candidate to solicit funds on his behalf to knowingly solicit a contribution from an entity or

underscored material = new  
[bracketed material] = delete

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1 its officers or employees or a person that is directly  
2 regulated by the office. For purposes of this section, an  
3 entity or person is directly regulated by an office when the  
4 entity's or person's charges for services offered to the  
5 public are set or directly subject to approval by the  
6 regulatory office or when a license to do business in the  
7 state is determined by the regulatory office.

8 B. The provisions of Subsection A of this section  
9 do not apply to a candidate, including an incumbent seeking  
10 reelection, for the office of supreme court justice. "

11 Section 2. EFFECTIVE DATE. --The effective date of the  
12 provisions of this act is July 1, 1999.

1 FORTY-FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
3  
4

5  
6 March 11, 1999

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8 Mr. President:

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10 Your RULES COMMITTEE, to whom has been referred

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12 SENATE BILL 439

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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, and thence referred to the  
16 PUBLIC AFFAIRS COMMITTEE.

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18 Respectfully submitted,  
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25 Gloria Howes, Co-Chair

underscored material = new  
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1 Adopted \_\_\_\_\_ Not

2 Adopted \_\_\_\_\_

3 (Chief Clerk)

(Chief Clerk)

4

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6 Date \_\_\_\_\_

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9 The roll call vote was 5 For 0 Against

10 Yes: 5

11 No: 0

12 Excused: Adair, Altamirano, Gorham

13 Absent: None

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