

underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 36

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2001

INTRODUCED BY

Leonard Lee Rawson

AN ACT

**RELATING TO THE REDISTRICTING OF THE STATE BOARD OF EDUCATION;
ESTABLISHING STATE BOARD OF EDUCATION DISTRICTS; PROVIDING THE
METHOD FOR ELECTING MEMBERS; PROVIDING FOR THE FILLING OF
VACANCIES; FIXING THE NUMBER, RESIDENCE AND TERMS OF MEMBERS;
REPEALING AND ENACTING SECTIONS OF THE NMSA 1978.**

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

**Section 1. SHORT TITLE. -- This act may be cited as the
"2001 Educational Redistricting Act".**

Section 2. PRECINCTS. --

**A. Precinct designations and boundaries used in
the 2001 Educational Redistricting Act are those precinct
designations and boundaries established pursuant to the
Precinct Boundary Adjustment Act and revised and approved
pursuant to that act by the secretary of state as of August**

underscored material = new
[bracketed material] = delete

1 31, 2001.

2 B. A board of county commissioners shall not
3 create any precinct that lies in more than one state board of
4 education district and shall not divide any precinct so that
5 the divided parts of the precinct are situated in two or more
6 state board of education districts. Votes cast in a statewide
7 election from precincts created or divided in violation of
8 this subsection are invalid and shall not be counted or
9 canvassed.

10 Section 3. STATE BOARD OF EDUCATION--MEMBERSHIP.--The
11 state board of education is composed of ten elected members
12 and five appointed members, one member elected from each
13 elective board of education district and one member appointed
14 from each of five appointive districts.

15 Section 4. BOARD OF EDUCATION DISTRICT ONE.--Board of
16 education district one is composed of Bernalillo county
17 precincts 1 through 3, 20 through 55, 61 through 67, 71
18 through 77, 80 through 85, 87 through 93, 96, 97, 99, 111
19 through 114, 120 through 125, 131 through 133, 135, 154 and
20 162 through 166.

21 Section 5. BOARD OF EDUCATION DISTRICT TWO.--Board of
22 education district two is composed of Bernalillo county
23 precincts 4 through 10, 12 through 18, 86, 307, 308, 347, 400
24 through 430, 435 through 440, 447, 449 through 454, 461
25 through 466, 471 through 474, 480 through 500, 502 through

. 139154. 1

underscored material = new
[bracketed material] = delete

1 536, 538, 540, 546 through 549, 560 through 565, 568, 601 and
2 602.

3 Section 6. BOARD OF EDUCATION DISTRICT THREE. -- Board of
4 education district three is composed of Bernalillo county
5 precincts 11, 94, 95, 98, 101 through 107, 150 through 153,
6 161, 180 through 187, 191 through 197, 211, 212, 214 through
7 217, 221, 223 through 226, 241 through 246, 251 through 258,
8 271 through 275, 278, 281 through 287, 289 through 302, 304
9 through 306, 311 through 318, 321 through 323, 326 through 333,
10 341 through 346, 351 through 358, 371 through 375, 381 through
11 387, 431 through 434, 441 through 446, 475 through 478, 542
12 through 545 and 550.

13 Section 7. BOARD OF EDUCATION DISTRICT FOUR. -- Board of
14 education district four is composed of Bernalillo county
15 precincts 303, 537, 539, 541, 551 through 559, 566, 567, 569,
16 571 and 573; Los Alamos county; Sandoval county precinct 51;
17 and Santa Fe county.

18 Section 8. BOARD OF EDUCATION DISTRICT FIVE. -- Board of
19 education district five is composed of McKinley county; and San
20 Juan county.

21 Section 9. BOARD OF EDUCATION DISTRICT SIX. -- Board of
22 education district six is composed of Catron county; Cibola
23 county; Grant county; Hidalgo county; Luna county; Sierra
24 county; Socorro county; and Valencia county.

25 Section 10. BOARD OF EDUCATION DISTRICT SEVEN. -- Board of

. 139154. 1

underscored material = new
[bracketed material] = delete

1 education district seven is composed of Dona Ana county; and
2 Otero county precinct 1.

3 Section 11. BOARD OF EDUCATION DISTRICT EIGHT. -- Board of
4 education district eight is composed of Chaves county precincts
5 41, 51, 52, 61 through 63, 71 through 73, 90, 92 and 101
6 through 104; Eddy county; Lea county; and Otero county
7 precincts 2 through 40.

8 Section 12. BOARD OF EDUCATION DISTRICT NINE. -- Board of
9 education district nine is composed of Chaves county precincts
10 1 through 7, 9 through 16, 21 through 25, 31 through 36, 42,
11 43, 81 through 85, 91 and 93; Curry county; De Baca county;
12 Guadalupe county; Lincoln county; Quay county; Roosevelt
13 county; San Miguel county; and Torrance county.

14 Section 13. BOARD OF EDUCATION DISTRICT TEN. -- Board of
15 education district ten is composed of Colfax county; Harding
16 county; Mora county; Rio Arriba county; Sandoval county
17 precincts 1 through 50, 53 through 56, 58 through 64 and 67;
18 Taos county; and Union county.

19 Section 14. APPOINTIVE BOARD OF EDUCATION DISTRICTS. -- For
20 the purposes of appointing members of the state board of
21 education, five districts are created as follows:

22 A. appointive district A consists of state board of
23 education districts two and four;

24 B. appointive district B consists of state board of
25 education districts one and three;

underscored material = new
[bracketed material] = delete

1 C. appointive district C consists of state board of
2 education districts five and ten;

3 D. appointive district D consists of state board of
4 education districts six and seven; and

5 E. appointive district E consists of state board of
6 education districts eight and nine.

7 Section 15. RESIDENCE. --A candidate for the office of
8 state board of education member shall reside in the district
9 for which he files a declaration of candidacy at the time of
10 such filing. If an elected or appointed board member
11 permanently removes his residence from or maintains no
12 residence in the district from which he was elected or
13 appointed, he shall be deemed to have resigned and his
14 successor shall be selected as provided in Sections 16 and 17
15 of the 2001 Educational Redistricting Act.

16 Section 16. ELECTED MEMBERS-- STAGGERED TERMS. --

17 A. Elected members of the state board of education
18 shall be elected for staggered terms of four years.

19 B. Board members shall be elected at the general
20 election for terms commencing on January 1 next succeeding
21 their election.

22 C. Board members from districts one, four, eight,
23 nine and ten shall be elected at the general election in 2004
24 for terms that expire in 2008.

25 D. Board members from districts two, three, five,

underscored material = new
[bracketed material] = delete

1 six and seven shall be elected at the general election in 2002
2 for terms that expire in 2006.

3 E. The governor shall by appointment fill a vacancy
4 in the office of an elected member of the state board of
5 education. An appointee filling such a vacancy shall serve
6 until a successor is elected at the next general election. The
7 successor shall be elected to fill the unexpired term for the
8 district from which the person creating the vacancy in the
9 office was elected.

10 Section 17. APPOINTED MEMBERS--STAGGERED TERMS.--

11 A. One member of the state board of education shall
12 be appointed from each of the five state board of education
13 appointive districts by the governor by and with the consent of
14 the senate.

15 B. Appointed members shall be appointed for
16 staggered terms of four years.

17 C. Terms of appointed members shall expire on
18 December 31.

19 D. If a vacancy occurs in the office of an
20 appointed member of the state board of education, it shall be
21 filled by appointment of the governor by and with the consent
22 of the senate for the remainder of the term of the member
23 creating the vacancy.

24 Section 18. CONTINUING TERMS.--A member of the state
25 board of education who was appointed or elected pursuant to the

. 139154. 1

underscored material = new
[bracketed material] = delete

1 provisions of Laws 1991 (1st S.S.), Chapter 4, Sections 1
2 through 17 and who is serving on the board as of the effective
3 date of this section shall serve the remainder of the term for
4 which he was elected or appointed.

5 Section 19. REPEAL. -- Sections 22-3-37 through 22-3-54
6 NMSA 1978 (being Laws 1991 (1st S.S.), Chapter 4, Sections 1
7 through 18) are repealed.

8 - 7 -
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25