

underscored material = new
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1 ~~[having the highest number of votes]~~ receiving a majority of
2 the votes for any other office, as shown by ~~[said]~~ the
3 returns, shall be declared duly elected to the office. ~~[If~~
4 ~~two or more have an equal, and the highest, number of votes~~
5 ~~for the same office or offices, one of them, or any two for~~
6 ~~whom joint votes were cast for governor and lieutenant~~
7 ~~governor respectively, shall be chosen therefor by the~~
8 ~~legislature on joint ballot.]~~ If no candidate or pair of
9 joint candidates receives a majority of the votes cast, the
10 winner shall be determined by using an instant run-off voting
11 system as defined in Article 7, Section 5 of the constitution
12 of New Mexico. "

13 Section 2. It is proposed to amend Article 7, Section 5
14 of the constitution of New Mexico to read:

15 "A. All elections shall be by ballot ~~[and the~~
16 ~~person who receives the highest number of votes for any~~
17 ~~office, except in the cases of the offices of governor and~~
18 ~~lieutenant governor, shall be declared elected thereto. The~~
19 ~~joint candidates receiving the highest number of votes for the~~
20 ~~offices of governor and lieutenant governor shall be declared~~
21 ~~elected to those offices]~~. In all elections, except as
22 provided in Subsection C of this section, the candidate who
23 receives a majority of the votes cast for any office, except
24 in the case of the offices of governor and lieutenant
25 governor, shall be declared elected. The pair of joint

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1 candidates receiving a majority of votes for the offices of
2 governor and lieutenant governor shall be declared elected to
3 those offices. If no candidate or pair of joint candidates
4 receives a majority of votes cast, the winner shall be
5 determined using an instant run-off voting system as defined
6 in this section. If, after completion of the instant runoff,
7 there is a tie in the number of votes cast for any office, the
8 winner shall be chosen in a manner established by law.

9 B. "Instant run-off voting" means a voting system
10 of single transferable votes that allows a voter the option to
11 rank at least two candidates for each office so that if no
12 candidate receives a majority of first-choice votes, the
13 second choice of the voters choosing the candidate with the
14 lowest number of first-choice votes shall automatically
15 transfer to the remaining candidates and be counted as first-
16 choice votes for those candidates.

17 C. In lieu of instant run-off voting, a
18 municipality may provide by charter or by ordinance for run-
19 off elections or plurality elections."

20 Section 3. The amendment proposed by this resolution
21 shall be submitted to the people for their approval or
22 rejection at the next general election or at any special
23 election prior to that date that may be called for that
24 purpose.