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HOUSE BILL 235

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Nick L. Salazar

AN ACT

RELATING TO SPECIAL DISTRICTS; EXPANDING AREA OF ELIGIBILITY FOR CREATION OF WATER AND SANITATION DISTRICTS TO INCLUDE ALL COUNTIES.

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

Section 1. Section 73-21-4 NMSA 1978 (being Laws 1943, Chapter 80, Section 3, as amended) is amended to read:

"73-21-4. DEFINITIONS.--As used in the Water and Sanitation District Act:

A. "sewage disposal" includes all constructions for collection, transportation, pumping, treatment and final disposition of sewage;

B. [a] "district" [~~may be~~] means a water and sanitation district that is established pursuant to that act and that is either entirely within or partly within and partly

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 without one or more counties, provided those parts or parcels
2 of the district lying in two or more counties are contiguous
3 with one another, and further provided, a district created
4 pursuant to a petition signed by the board of county
5 commissioners of a county shall be entirely within that county;

6 C. "board" means the board of directors of a
7 district;

8 D. "taxpaying elector of a district" means a
9 person, qualified to vote at general elections in the state,
10 who either has paid or incurred a general tax liability on real
11 property within the district in the twelve months immediately
12 preceding a designated time or event or who is purchasing real
13 property within the district under a real estate contract where
14 a property tax has been paid or incurred on the real property
15 in the twelve months immediately preceding a designated time or
16 event; and

17 E. "publication" means once a week for three
18 consecutive weeks in at least one newspaper of general
19 circulation in the county in which all or the major portion of
20 the district is located. It is not necessary that publication
21 be made on the same day of the week in each of the three weeks,
22 but not less than fourteen days, excluding the day of first
23 publication, shall intervene between the first publication and
24 the last publication, and publication shall be complete on the
25 date of the last publication [~~and~~

. 142951. 1

1 F. ~~"county" means any class A county or any class B~~
2 ~~county with an official population shown by the most recent~~
3 ~~federal decennial census to be greater than ninety thousand]. "~~

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