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SENATE BILL 83

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Dianna J. Duran

AN ACT

RELATING TO ELECTIONS; SETTING A DEFINITE TIME FOR THE CLOSING OF VOTER REGISTRATION.

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

Section 1. Section 1-4-8 NMSA 1978 (being Laws 1969, Chapter 240, Section 66, as amended) is amended to read:

"1-4-8. DUTIES OF COUNTY CLERK--ACCEPTANCE OF REGISTRATION--CLOSE OF REGISTRATION--FEDERAL QUALIFIED ELECTORS AND OVERSEAS VOTERS--LATE REGISTRATION.--

A. For qualified electors other than federal qualified electors or overseas voters, the following provisions shall apply:

(1) the county clerk shall receive certificates of registration at all times during normal working hours, except that ~~he~~ the clerk shall close registration at

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1 5:00 p.m. on the twenty-eighth day immediately preceding any
2 election at which the registration books are to be furnished to
3 the precinct board;

4 (2) registration shall be reopened on the
5 Monday following the election;

6 (3) for purposes of a municipal or school
7 election, the registration period for those precincts within
8 the municipality or school district is closed at 5:00 p.m. on
9 the twenty-eighth day immediately preceding the municipal or
10 school election and is opened again on the Monday following the
11 election;

12 (4) during the period when registration is
13 closed, the county clerk shall receive certificates of
14 registration and other documents pertaining thereto but shall
15 not file the certificate of registration in the registration
16 book until the Monday following the election, at which time a
17 voter identification card shall be mailed to the registrant at
18 the address shown on the certificate of registration;

19 (5) when the twenty-eighth day prior to any
20 election referred to in this section is a Saturday, Sunday or
21 legal holiday, registration shall be closed at 5:00 p.m. of the
22 next succeeding regular business day for the office of the
23 county clerk; and

24 (6) the county clerk shall accept for filing
25 any certificate of registration that is [~~hand-delivered~~]

underscored material = new
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1 subscribed and dated on or before the twenty-eighth day
2 preceding the election and received by the county clerk before
3 5:00 p.m. on the Friday immediately following the close of
4 registration. The county clerk shall accept for filing any
5 mailed certificate of registration postmarked not less than
6 twenty-eight days prior to any election referred to in this
7 section and received by 5:00 p.m. on the Friday immediately
8 following the close of registration. The county clerk shall
9 accept for filing any certificate of registration accepted at a
10 state agency designated pursuant to Section 1-4-5.2 NMSA 1978
11 not later than twenty-eight days prior to any election.

12 B. For federal qualified electors and overseas
13 voters, the county clerk shall accept a certificate of
14 registration by electronic transmission from a voter qualified
15 to apply for and vote by absentee ballot in the county if the
16 transmission is received before 5:00 p.m. on the Friday
17 immediately preceding the election. "