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AN ACT

RELATING TO ELECTIONS; REMOVING PROVISIONS REQUIRING  
ELECTRONIC FILING OF CAMPAIGN REPORTS; DECLARING AN  
EMERGENCY.

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

Section 1. Section 1-19-29 NMSA 1978 (being Laws 1993,  
Chapter 46, Section 5, as amended) is amended to read:

"1-19-29. TIME AND PLACE OF FILING REPORTS.--

A. Annually, all reporting individuals shall file  
with the proper filing officer by 5:00 p.m. on the second  
Monday in May a report of all expenditures made and  
contributions received on or before the first Monday in May  
and not previously reported. The report shall be filed  
annually until the reporting individual's bank account has  
been closed and the other provisions specified in Subsection  
E of this section have been satisfied.

B. In an election year, in addition to the May  
report provided for in Subsection A of this section, all  
reporting individuals, except for persons who file a  
statement of exception pursuant to Section 1-19-33 NMSA 1978  
and except for public officials who are not candidates in an  
election that year, shall file reports of all expenditures  
made and contributions received according to the following  
schedule:

1                   (1) by 5:00 p.m. on the second Monday in  
2 October, a report of all expenditures made and contributions  
3 received on or before the first Monday in October and not  
4 previously reported;

5                   (2) by 5:00 p.m. on the Thursday before a  
6 primary, general or statewide special election, a report of  
7 all expenditures made and contributions received by 5:00 p.m.  
8 on the Tuesday before the election. Any contribution or  
9 pledge to contribute that is received after 5:00 p.m. on the  
10 Tuesday before the election and that is for five hundred  
11 dollars (\$500) or more in a legislative or non-statewide  
12 judicial election, or two thousand five hundred dollars  
13 (\$2,500) or more in a statewide election, shall be reported  
14 to the proper filing officer either in a supplemental report  
15 on a prescribed form within twenty-four hours of receipt or  
16 in the report to be filed by 5:00 p.m. on the Thursday before  
17 a primary, general or statewide special election, except that  
18 any such contribution or pledge to contribute that is  
19 received after 5:00 p.m. on the Friday before the election  
20 may be reported by 12:00 noon on the Monday before the  
21 election; and

22                   (3) by 5:00 p.m. on the thirtieth day after  
23 a primary, general or statewide special election, a report of  
24 all expenditures made and contributions received on or before  
25 the twenty-fifth day after the election and not previously

1 reported.

2 C. Notwithstanding the other provisions of this  
3 section, the report due on the thirtieth day after an  
4 election need be the only report filed after the annual May  
5 report if the candidate is not opposed in the election and if  
6 the report includes all expenditures made and contributions  
7 received for that election and not previously reported.

8 D. A report of expenditures and contributions  
9 filed after a deadline set forth in this section shall not be  
10 deemed to have been timely filed.

11 E. Each reporting individual shall file a report  
12 of expenditures and contributions annually pursuant to the  
13 filing schedule set forth in this section, regardless of  
14 whether any expenditures were made or contributions were  
15 received during the reporting period. Reports shall be  
16 required until the reporting individual delivers a report to  
17 the proper filing officer stating that:

18 (1) there are no outstanding campaign debts;

19 (2) all money has been expended in  
20 accordance with the provisions of Section 1-19-29.1 NMSA  
21 1978; and

22 (3) the bank account has been closed.

23 F. Each treasurer of a political committee shall  
24 file a report of expenditures and contributions annually  
25 pursuant to the filing schedule set forth in this section

1 until the treasurer files a report that affirms that the  
2 committee has dissolved or no longer exists and that its bank  
3 account has been closed.

4 G. A reporting individual who is a candidate  
5 within the meaning of the Campaign Reporting Act because of  
6 the amount of contributions the candidate receives or  
7 expenditures the candidate makes and who does not ultimately  
8 file a declaration of candidacy or a nominating petition with  
9 the proper filing officer shall nevertheless file a report,  
10 not later than the second Monday in May for a primary  
11 election or the second Monday in October for a general  
12 election, of all contributions received and expenditures made  
13 on or before the first Monday in May for a primary election  
14 or the first Monday in October for a general election and not  
15 previously reported.

16 H. Reports required by this section shall be filed  
17 electronically, in person or by facsimile by all reporting  
18 individuals.

19 I. The secretary of state shall convert campaign  
20 reports that are filed on paper into the electronic format  
21 used by the secretary of state's on-line searchable campaign  
22 report database and post those campaign reports on the  
23 secretary of state's web site within two weeks, along with  
24 the campaign reports that have been electronically filed."

25 Section 2. EMERGENCY.--It is necessary for the public

1 peace, health and safety that this act take effect

2 immediately. \_\_\_\_\_

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