SENATE JOINT RESOLUTION 5

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Stuart Ingle

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE CONSTITUTION OF NEW MEXICO TO
ALLOW THE LEGISLATURE TO ENACT LAWS THAT PROHIBIT REGULATORY
RULES OF THE EXECUTIVE BRANCH FROM TAKING EFFECT UNTIL REVIEWED
AND APPROVED BY THE APPROPRIATE INTERIM OR STANDING COMMITTEES
OF THE LEGISLATURE.

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

Section 1. It is proposed to amend Article 4 of the
constitution of New Mexico by adding a new section to read:

"The legislature may, by law, prohibit regulatory rules
proposed by an agency or officer of the executive branch from
taking effect until the proposed rules have been reviewed and
approved by the appropriate interim or standing committees of
the legislature. The law may establish procedures for
selecting those rules subject to the review and approval of

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legislative committees; procedures for designating the

appropriate committees to conduct the review and approval; and

procedures to ensure that rules necessary to address emergency

situations are not impeded by the review and approval process."

Section 2. The amendment proposed by this resolution

shall be submitted to the people for their approval or

rejection at the next general election or at any special

election prior to that date that may be called for that

purpose.

- 2 -

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