

1 AN ACT

2 RELATING TO ELECTIONS; PROVIDING FOR ABSENTEE VOTING IN LIEU
3 OF ESTABLISHING A POLLING PLACE IN SMALL, ISOLATED PRECINCTS;
4 CHANGING PROVISIONS FOR THE DELIVERY AND HANDLING OF ABSENTEE
5 BALLOTS; PROVIDING STANDARDS FOR THE OPERATION OF ALTERNATE
6 EARLY VOTING LOCATIONS; AMENDING REQUIREMENTS FOR ALTERNATE
7 EARLY VOTING LOCATIONS ON INDIAN NATION, TRIBAL OR PUEBLO
8 LANDS; CHANGING PROVISIONS FOR EARLY ABSENTEE VOTING;
9 REMOVING A RESTRICTION ON THE TYPE OF BALLOT THAT MAY BE SENT
10 TO ABSENTEE OVERSEAS VOTERS; PROVIDING FOR ELECTRONIC
11 TRANSMISSION OF ABSENTEE BALLOTS TO AND FROM FEDERAL
12 QUALIFIED ELECTORS AND OVERSEAS VOTERS; AMENDING AND
13 REPEALING SECTIONS OF THE NMSA 1978; RECONCILING MULTIPLE
14 AMENDMENTS TO THE SAME SECTION OF LAW IN LAWS 2003.

15
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

17 Section 1. A new section of the Election Code is
18 enacted to read:

19 "MAIL BALLOT ELECTION PRECINCT--ABSENTEE VOTING IN LIEU
20 OF POLLING PLACE.--

21 A. Notwithstanding the provisions of Section
22 1-1-11 NMSA 1978, a board of county commissioners may
23 designate a precinct as a mail ballot election precinct if,
24 upon a written request of the county clerk, it finds that the
25 precinct has fewer than fifty voters and the nearest polling

1 place for an adjoining precinct is more than thirty miles
2 driving distance from the polling place designated for the
3 precinct in question.

4 B. If a precinct is designated a mail ballot
5 election precinct, in addition to the notice required
6 pursuant to Section 1-3-8 NMSA 1978, the county clerk shall
7 notify by registered mail all voters in that precinct at
8 least forty days before an election that each voter will be
9 sent an absentee ballot twenty-eight days before the election
10 and that there will be no polling place for the precinct on
11 election day. The county clerk shall include in the notice a
12 card informing the voter that if the voter does not want to
13 receive an absentee ballot, the voter should return the card
14 before the date the county clerk is scheduled to mail out
15 absentee ballots. The card shall also inform the voter that
16 a voting system equipped for persons with disabilities will
17 be available at all early voting sites before election day
18 and in the office of the county clerk on election day in case
19 the voter prefers to vote in person and not by mail.

20 C. The county clerk shall mail each voter in the
21 mail ballot election precinct an absentee ballot on the
22 twenty-eighth day before an election, unless the voter has
23 requested otherwise, along with a notice that there will be
24 no polling place in that precinct on election day.

25 D. The county clerk shall keep a sufficient number

1 of ballots from a mail ballot election precinct such that if
2 a voter from that precinct does not receive an absentee
3 ballot before election day, the voter may vote on an absentee
4 ballot in the office of the county clerk on election day in
5 lieu of voting on the missing ballot."

6 Section 2. A new section of the Election Code is
7 enacted to read:

8 "EARLY VOTING--NATIVE AMERICAN EARLY VOTING
9 LOCATIONS.--A county clerk shall provide at least one
10 alternate early voting or mobile alternate voting location on
11 Indian nation, tribal or pueblo land when requested by the
12 Indian nation, tribe or pueblo in the county; provided that:

13 A. the Indian nation, tribe or pueblo submits a
14 written request to the county clerk no later than the first
15 Monday in November of each odd-numbered year;

16 B. the alternate early voting or mobile alternate
17 voting location may operate for less than the full early
18 voting period, to be decided upon between the Indian nation,
19 tribe or pueblo and the county clerk;

20 C. the county clerk may limit voting to precincts
21 on and near the Indian nation, tribe or pueblo;

22 D. the location of the alternate early voting or
23 mobile alternate voting location on Indian nation, tribal or
24 pueblo land conforms to the requirements for alternate early
25 voting locations, except as specified in this section;

1 E. the county clerk provides federally mandated
2 language translators at the alternate early voting or mobile
3 alternate voting locations;

4 F. the Indian nation, tribe or pueblo provides the
5 facility and services for the alternate early voting or
6 mobile alternate voting location; and

7 G. the costs of voting equipment and personnel for
8 the alternate early voting or mobile alternate voting
9 locations on Indian nation, tribal or pueblo land pursuant to
10 this section are reimbursed to the county by the secretary of
11 state."

12 Section 3. Section 1-3-2 NMSA 1978 (being Laws 1969,
13 Chapter 240, Section 51, as amended) is amended to read:

14 "1-3-2. PRECINCTS--DUTIES OF COUNTY COMMISSIONERS.--

15 A. Not later than the first Monday in November of
16 each odd-numbered year, the board of county commissioners
17 shall by resolution:

18 (1) designate the polling place of each
19 precinct that shall provide individuals with physical
20 mobility limitations an unobstructed access to at least one
21 voting machine;

22 (2) create additional precincts to meet the
23 requirements of Section 1-3-1 NMSA 1978 or upon petition
24 pursuant to Section 4-38-21 NMSA 1978;

25 (3) create additional polling places in

1 existing precincts as necessary pursuant to Section 1-3-7.1
2 NMSA 1978;

3 (4) divide any precincts as necessary to
4 meet legal and constitutional requirements for redistricting;
5 and

6 (5) designate any mail ballot election
7 precincts.

8 B. The county clerk shall notify the secretary of
9 state in writing of any proposed changes in precincts or the
10 designation of polling places made by the board of county
11 commissioners and shall furnish a copy of the map showing the
12 current geographical boundaries, designation and word
13 description of each new polling place and each new or changed
14 precinct.

15 C. The secretary of state shall review all new or
16 changed precinct maps submitted pursuant to this section for
17 compliance under the Precinct Boundary Adjustment Act. Any
18 necessary precinct boundary adjustments shall be made and
19 submitted to the secretary of state no later than the first
20 Monday in December of each odd-numbered year. Upon approval
21 of the new or changed precincts by the secretary of state,
22 the precincts and polling places as changed by the resolution
23 of the boards of county commissioners and approved by the
24 secretary of state shall be the official precincts and
25 polling places for the next succeeding primary and general

1 elections."

2 Section 4. Section 1-3-7 NMSA 1978 (being Laws 1969,
3 Chapter 240, Section 57, as amended) is amended to read:

4 "1-3-7. POLLING PLACES.--

5 A. No less than one polling place shall be
6 provided for each precinct that is not a mail ballot election
7 precinct.

8 B. The board of county commissioners shall
9 designate as the polling place or places, as the case may be,
10 in each precinct, other than a mail ballot election precinct,
11 the most convenient and suitable public building or public
12 school building in the precinct that can be obtained.

13 C. If no public building or public school building
14 is available, the board of county commissioners shall provide
15 some other suitable place, which shall be the most convenient
16 and appropriate place obtainable in the precinct, considering
17 the purpose for which it is to be used pursuant to the
18 Election Code.

19 D. If, in a precinct that is not a mail ballot
20 election precinct, there is no public building or public
21 school building available in the precinct, and there is no
22 other suitable place obtainable in the precinct, the board of
23 county commissioners may designate as a polling place for the
24 precinct the most convenient and suitable building or public
25 school building nearest to that precinct that can be

1 obtained. No polling place shall be designated outside the
2 boundary of the precinct as provided in this subsection until
3 such designated polling place is approved by written order of
4 the district court of the county in which the precinct is
5 located.

6 E. Upon application of the board of county
7 commissioners, the governing board of any school district
8 shall permit the use of any school building or a part thereof
9 for registration purposes and the conduct of any election,
10 provided that the building or the part used for the election
11 complies with the standards set out in the federal Voting
12 Accessibility for the Elderly and Handicapped Act.

13 F. Public schools may be closed for elections at
14 the discretion of local school boards."

15 Section 5. Section 1-6-5 NMSA 1978 (being Laws 1969,
16 Chapter 240, Section 131, as amended) is amended to read:

17 "1-6-5. PROCESSING APPLICATION--ISSUANCE OF BALLOT.--

18 A. The county clerk shall mark each completed
19 absentee ballot application with the date and time of receipt
20 in the clerk's office and enter the required information in
21 the absentee ballot register. The county clerk shall then
22 determine if the applicant is a voter, an absent uniformed
23 services voter or an overseas voter.

24 B. If the applicant does not have a valid
25 certificate of registration on file in the county and is not

1 a federal qualified elector or if the applicant states that
2 the applicant is a federal qualified elector but the
3 application indicates the applicant is not a federal
4 qualified elector, an absentee ballot shall not be issued and
5 the county clerk shall mark the application "rejected" and
6 file the application in a separate file from those accepted.

7 C. The county clerk shall notify in writing each
8 applicant of the fact of acceptance or rejection of the
9 application and, if rejected, shall explain why the
10 application was rejected.

11 D. If the applicant has on file with the county a
12 valid certificate of registration that indicates that the
13 applicant is a voter who is a new registrant and who
14 registered by mail without submitting the required voter
15 identification, the county clerk shall notify the voter that
16 the voter must submit with the absentee ballot the required
17 physical form of identification. The county clerk shall note
18 on the absentee ballot register and signature roster that the
19 applicant's absentee ballot must be returned with the
20 required identification.

21 E. If the county clerk finds that the applicant is
22 a voter other than a federal qualified elector or overseas
23 voter, the county clerk shall mark the application "accepted"
24 and, beginning twenty-eight days before the election, deliver
25 an absentee ballot to the voter in the county clerk's office

1 or mail to the applicant an absentee ballot and the required
2 envelopes for use in returning the ballot. If the county
3 clerk finds that the applicant is a federal qualified elector
4 or overseas voter, the county clerk shall mark the
5 application "accepted" and beginning forty-five days before
6 the election, mail to the applicant an absentee ballot and
7 the required envelopes for use in returning the ballot.

8 Acceptance of an application of a federal qualified elector
9 constitutes registration for the election in which the ballot
10 is to be cast. Acceptance of an application from an overseas
11 voter who is not an absent uniformed services voter
12 constitutes a request for changing information on the
13 certificate of registration of any such voter. An absent
14 voter shall not be permitted to change party affiliation
15 during those periods when change of party affiliation is
16 prohibited by the Election Code. Upon delivery of an
17 absentee ballot to a voter in the county clerk's office or
18 mailing of an absentee ballot to an applicant who is a voter,
19 an appropriate designation shall be made on the signature
20 line of the signature roster next to the name of the voter
21 who has been provided or mailed an absentee ballot.

22 F. If an application for an absentee ballot is
23 delivered in person to the county clerk and is accepted, the
24 county clerk shall provide the voter an absentee ballot and
25 it shall be marked by the applicant in a voting booth of a

1 type prescribed by the secretary of state, sealed in the
2 proper envelopes and otherwise properly executed and returned
3 to the county clerk or the clerk's authorized representative
4 before the voter leaves the office of the county clerk. The
5 act of marking the absentee ballot in the office of the
6 county clerk shall be a convenience to the voter in the
7 delivery of the absentee ballot and does not make the office
8 of the county clerk a polling place subject to the
9 requirements of a polling place in the Election Code other
10 than is provided in this subsection. It is unlawful to
11 solicit votes, display or otherwise make accessible any
12 posters, signs or other forms of campaign literature
13 whatsoever in the clerk's office or alternate voting
14 location. In marking the absentee ballot, the voter,
15 pursuant to the provisions of Section 1-12-15 NMSA 1978, may
16 be assisted by one person of the voter's choice.

17 G. Absentee ballots may be marked in person at the
18 county clerk's office during the regular hours and days of
19 business beginning on the twenty-eighth day preceding the
20 election and from 10:00 a.m. to 6:00 p.m. on the Saturday
21 immediately prior to the date of the election. If the county
22 clerk establishes an additional alternate voting location
23 near the clerk's office, absentee ballots may be marked in
24 person at that location during the regular hours and days of
25 business beginning on the twenty-eighth day preceding the

1 election and during the hours for voting at alternate voting
2 locations commencing on the third Saturday prior to the
3 election through the Saturday immediately prior to the
4 election.

5 H. Absentee ballots shall be sent to applicants
6 not later than on the Friday immediately prior to the date of
7 the election.

8 I. An absentee ballot shall not be delivered or
9 mailed by the county clerk to any person other than the
10 applicant for such ballot.

11 J. The secretary of state and each county clerk
12 shall make reasonable efforts to publicize and inform voters
13 of the times and locations for absentee voting; provided,
14 however, that notice is provided at least ten days before
15 early voting begins.

16 K. The secretary of state shall establish
17 procedures for the submittal, when required by federal law,
18 of required voter identification with mailed-in absentee
19 ballots."

20 Section 6. Section 1-6-5.1 NMSA 1978 (being Laws 1991,
21 Chapter 105, Section 10, as amended) is amended to read:

22 "1-6-5.1. ABSENTEE BALLOT DISTRIBUTION TO FEDERAL
23 QUALIFIED ELECTORS AND OVERSEAS VOTERS.--In the distribution
24 of absentee ballots, federal qualified electors, including
25 members of the uniformed services and overseas voters, shall

1 receive the entire ballot."

2 Section 7. Section 1-6-5.6 NMSA 1978 (being Laws 2003,
3 Chapter 357, Section 6, as amended) is amended to read:

4 "1-6-5.6. EARLY VOTING--ALTERNATE VOTING LOCATIONS--
5 PROCEDURES.--The secretary of state shall adopt rules to:

6 A. ensure that voters have adequate access to
7 alternate locations for early voting in each county, taking
8 into consideration population density and travel time to the
9 location of voting;

10 B. ensure that early voters are not allowed to
11 vote in person on election day;

12 C. ensure that adequate interpreters are available
13 at alternate early voting locations in those precincts having
14 a majority of qualified electors who are part of a recognized
15 language minority; and

16 D. allow for mobile alternate voting locations in
17 rural areas of the state that may be set up temporarily in
18 specified precincts of the county during the period when
19 early voting is allowed at alternate voting locations."

20 Section 8. Section 1-6-5.7 NMSA 1978 (being Laws 2005,
21 Chapter 270, Section 40) is amended to read:

22 "1-6-5.7. EARLY VOTING--USE OF ABSENTEE VOTING
23 PROCEDURES--ALTERNATE VOTING LOCATIONS.--

24 A. Commencing on the third Saturday prior to an
25 election and ending on the Saturday immediately preceding the

1 election, an early voter may vote in person on a voting
2 system at an alternate voting location established by the
3 county clerk.

4 B. In class A counties with more than two hundred
5 thousand registered voters, the county clerk shall establish
6 not fewer than twelve alternate voting locations as a
7 convenience to the voters. For class A counties with two
8 hundred thousand registered voters or fewer, the county clerk
9 shall establish not fewer than four alternate voting
10 locations. In non-class A counties with more than ten
11 thousand registered voters, the county clerk shall establish
12 at least one alternate voting location. In non-class A
13 counties with ten thousand registered voters or fewer, early
14 voting shall be conducted in the office of the county clerk
15 or at such alternate locations as may be designated by the
16 county clerk.

17 C. Not later than ninety days before each primary
18 and general election, the county clerk shall publicly fix the
19 hours of operation for alternate voting locations in the
20 county, which shall open no earlier than 7:00 a.m. and shall
21 close no later than 9:00 p.m. Within ninety days of a
22 primary or general election, a county clerk may modify the
23 hours of operation of alternate voting locations with the
24 written approval of the secretary of state. Alternate voting
25 locations shall be open each day of early voting for at least

1 eight consecutive hours. Alternate voting locations may be
2 closed Sundays and Mondays during the early voting period.

3 D. Each alternate voting location shall comply
4 with the following provisions, unless the county clerk
5 receives a written waiver from the secretary of state
6 specifying the location and specific provision being waived:

7 (1) have ballots available for voters from
8 every precinct in the county;

9 (2) have at least one optical scan tabulator
10 programmed to read every ballot style in the county;

11 (3) have at least one voting system
12 available to assist disabled voters to cast and record their
13 votes;

14 (4) have a broadband internet connection;

15 (5) have sufficient spaces for at least five
16 voters to simultaneously and privately mark their ballots,
17 with at least one of those spaces wheelchair-accessible;

18 (6) have a secure area for storage of
19 ballots or storage of a ballot on demand printing system; and

20 (7) be in a location that is accessible and
21 compliant with the requirements of the federal Americans with
22 Disabilities Act of 1990.

23 E. When voting early, the voter shall provide the
24 required voter identification to the county clerk or the
25 clerk's authorized representative. If the voter does not

1 provide the required voter identification, the voter shall be
2 allowed to vote on a provisional ballot. If the voter
3 provides the required identification, the voter shall be
4 allowed to vote after subscribing an application to vote in
5 accordance with secretary of state rules. The county clerk
6 or the clerk's authorized representative shall make an
7 appropriate designation on the signature roster next to the
8 voter's name indicating that the voter has voted early."

9 Section 9. Section 1-6-6 NMSA 1978 (being Laws 1969,
10 Chapter 240, Section 132, as amended by Laws 2003, Chapter
11 356, Section 21 and by Laws 2003, Chapter 357, Section 3) is
12 amended to read:

13 "1-6-6. ABSENTEE BALLOT REGISTER.--

14 A. For each election, the county clerk shall keep
15 an "absentee ballot register", in which the county clerk
16 shall enter:

17 (1) the name and address of each absentee
18 ballot applicant;

19 (2) the date and time of receipt of the
20 application;

21 (3) whether the application was accepted or
22 rejected;

23 (4) the date of issue of an absentee ballot
24 in the county clerk's office or at an alternate location or
25 the mailing of an absentee ballot to the applicant;

1 (5) the applicant's precinct;

2 (6) whether the applicant is a voter, a
3 federal qualified elector or an overseas voter;

4 (7) whether the voter is required to submit
5 identification pursuant to Section 1-6-5 NMSA 1978; and

6 (8) the date and time the completed absentee
7 ballot was received from the applicant by the county clerk or
8 the absent voter voted early in person in the county clerk's
9 office or at an alternate location.

10 B. Absentee ballots shall be sent to applicants
11 beginning twenty-eight days before the election. For each
12 application for an absentee ballot received twenty-three or
13 more days before the election, the county clerk shall send
14 either the ballot or a notice of rejection to the applicant
15 as soon as practicable, provided it is sent not later than
16 twenty-two days before the election. Within twenty-two days
17 of election day, the county clerk shall send either the
18 ballot or a notice of rejection to the applicant within
19 twenty-four hours after receipt of the voter's application
20 for an absentee ballot.

21 C. The absentee ballot register is a public record
22 open to public inspection in the county clerk's office during
23 regular office hours. The county clerk shall have an updated
24 absentee ballot register available for public inspection
25 Monday through Friday during regular office hours.

1 D. The county clerk shall deliver to the absent
2 voter precinct on election day a complete list of all
3 absentee ballot applicants and early voters with applicable
4 information shown in the absentee ballot register for each
5 applicant and early voter up to 6:00 p.m. on the Saturday
6 preceding the election. The county clerk shall deliver a
7 signature roster containing the same information as the lists
8 to the absent voter precinct board.

9 E. Upon request, the county clerk shall transmit
10 to the county chair of each of the major political parties in
11 the county a complete copy of entries made in the absentee
12 ballot register. Such transmissions shall be made once each
13 week beginning four weeks immediately prior to the election.
14 A final copy shall be transmitted on the Saturday immediately
15 following the election.

16 F. If the county clerk has available the
17 technology to do so, at the request of a candidate or chair
18 of a political party of the county, the county clerk shall
19 electronically transmit to the candidate or chair via the
20 internet the information, when updated, on the absentee
21 ballot register indicating voters who have requested absentee
22 ballots, returned their absentee ballots or voted early in
23 person."

24 Section 10. Section 1-6-9 NMSA 1978 (being Laws 1969,
25 Chapter 240, Section 135, as amended) is amended to read:

1 "1-6-9. MANNER OF VOTING--ALTERNATE DELIVERY METHODS.--

2 A. Except as provided in Subsection B of this
3 section or Section 1-6-5.7 NMSA 1978, a person voting
4 pursuant to the Absent Voter Act shall secretly mark the
5 absentee ballot in the manner provided in the Election Code
6 for marking paper ballots, place it in the official inner
7 envelope and securely seal the envelope. The voter shall
8 then place the official inner envelope inside the official
9 mailing envelope and securely seal the envelope. The voter
10 shall then complete the form on the reverse of the official
11 mailing envelope, which shall include a statement by the
12 voter under penalty of perjury that the facts stated in the
13 form are true and the voter's name, registration address and
14 year of birth. Voters shall either deliver or mail the
15 official mailing envelope to the county clerk of their county
16 of residence.

17 B. Federal qualified electors and overseas voters
18 shall either deliver or mail the official mailing envelope
19 or, in accordance with Subsection C of this section,
20 electronically transmit the absentee ballot to the county
21 clerk of their county of residence or deliver it to a person
22 designated by federal authority to receive executed ballots
23 for transmission to the county clerk of the county of
24 residence or former residence as the case may be.

25 C. A federal qualified elector or overseas voter

1 may return an absentee ballot by electronic transmission if:

2 (1) the voter signs a statement under
3 penalty of perjury waiving the right of secrecy of the
4 voter's ballot;

5 (2) the voter transmits the statement with
6 the absentee ballot; and

7 (3) the transmission of the absentee ballot
8 and statement are received by the county clerk no later than
9 7:00 p.m. on election day."

10 Section 11. Section 1-6-14 NMSA 1978 (being Laws 1971,
11 Chapter 317, Section 11, as amended) is amended to read:

12 "1-6-14. HANDLING ABSENTEE BALLOTS BY ABSENT VOTER
13 PRECINCT BOARDS.--

14 A. Before opening an official mailing envelope,
15 the presiding judge and the election judges shall determine
16 that the required information has been completed on the
17 reverse side of the official mailing envelope.

18 B. If the voter's signature is missing, the
19 presiding judge shall write "Rejected" on the front of the
20 official mailing envelope. The election clerks shall enter
21 the voter's name in the signature rosters and shall write the
22 notation "Rejected--Missing Signature" in the "Notations"
23 column of the signature rosters. The presiding judge shall
24 place the official mailing envelope unopened in an envelope
25 provided for rejected ballots, seal the envelope and write

1 the voter's name on the front of the envelope and deposit it
2 in the locked ballot box.

3 C. A lawfully appointed challenger may examine the
4 official mailing envelope and may challenge the ballot of any
5 absent voter for the following reasons:

6 (1) the official mailing envelope has been
7 opened prior to being received by the absent voter precinct
8 board; or

9 (2) the person offering to vote is not a
10 federal voter, federal qualified elector, overseas voter or
11 voter as provided in the Election Code.

12 Upon the challenge of an absentee ballot, the election
13 judges and the presiding election judge shall follow the same
14 procedure as when ballots are challenged when a person
15 attempts to vote in person. If a challenge is upheld, the
16 official mailing envelope shall not be opened but shall be
17 placed in an envelope provided for challenged ballots. The
18 same procedure shall be followed in canvassing and
19 determining the validity of challenged absentee ballots as
20 with other challenged ballots.

21 D. If the official mailing envelope has been
22 properly subscribed and the voter has not been challenged:

23 (1) the election clerks shall enter the
24 absent voter's name and residence address as shown on the
25 official mailing envelope in the signature rosters and shall

1 mark the notation "AB" opposite the voter's name in the
2 "Notations" column of the signature rosters; and

3 (2) only between 8:00 a.m. and 10:00 p.m. on
4 the five days preceding election day, including Saturday and
5 Sunday, and beginning at 7:00 a.m. on election day, under the
6 personal supervision of the presiding election judge, shall
7 the election judges open the official mailing envelope and
8 the official inner envelope and insert the enclosed ballot
9 into an electronic voting machine to be registered and
10 retained until votes are counted and canvassed following the
11 closing of the polls on election night.

12 E. It is unlawful for a person to disclose the
13 results of a count and tally or the registration on a voting
14 machine of absentee ballots prior to the closing of the
15 polls.

16 F. Absentee ballots shall be counted and tallied
17 on an electronic voting machine as provided in the Election
18 Code.

19 G. Absent voter precinct polls shall close in
20 accordance with Section 1-6-23 NMSA 1978, and the results of
21 the election shall be certified as prescribed by the
22 secretary of state.

23 H. If an absentee ballot does not contain the
24 identification required pursuant to Subsection D of Section
25 1-6-5 NMSA 1978, it shall be handled as a provisional paper

1 ballot in accordance with the Election Code."

2 Section 12. Section 1-12-18 NMSA 1978 (being Laws 1969,
3 Chapter 240, Section 270) is amended to read:

4 "1-12-18. CONDUCT OF ELECTION--DISCLOSURE OF VOTE.--An
5 election official, a member of the precinct board, a watcher
6 or a challenger shall not disclose the name of any candidate
7 for whom any voter has voted."

8 Section 13. REPEAL.--Section 1-6-7 NMSA 1978 (being
9 Laws 1969, Chapter 240, Section 133, as amended) is repealed.==

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25