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HOUSE BILL 27

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SPECIAL SESSION, 2011

INTRODUCED BY

Thomas C. Taylor

AN ACT

RELATING TO THE REDISTRICTING OF THE HOUSE OF REPRESENTATIVES;
ESTABLISHING REPRESENTATIVE DISTRICTS; PROVIDING THE METHOD FOR
ELECTING REPRESENTATIVES; PROVIDING FOR THE FILLING OF
VACANCIES; SETTING PRECINCTS; FIXING THE NUMBER, RESIDENCE AND
TERMS OF REPRESENTATIVES; REPEALING AND ENACTING SECTIONS OF
THE NMSA 1978.

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

SECTION 1. SHORT TITLE.--This act may be cited as the
"2011 House Redistricting Act".

SECTION 2. MEMBERSHIP.--The house of representatives is
composed of seventy members to be elected from districts that
are contiguous and that are as compact as is practical.

SECTION 3. RESIDENCE.--At the time of filing a
declaration of candidacy for the office of state

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1 representative, a candidate shall reside in the district for
2 which the candidate files. Thereafter, if a representative
3 permanently removes the representative's residence from or
4 maintains no residence in the district from which the
5 representative was elected, the representative shall be deemed
6 to have resigned and a successor shall be selected as provided
7 in Section 4 of the 2011 House Redistricting Act.

8 SECTION 4. ELECTIONS--VACANCIES.--

9 A. Members of the house of representatives shall be
10 elected for terms of two years.

11 B. If a vacancy occurs in the office of
12 representative for any reason, the vacancy shall be filled as
13 follows:

14 (1) for a representative district that is
15 situated wholly within the exterior boundaries of a single
16 county, the board of county commissioners of that county shall
17 appoint the representative to fill the vacancy; and

18 (2) for a representative district situated
19 within two or more counties:

20 (a) the board of county commissioners of
21 each county in the representative district shall submit one
22 name to the governor; and

23 (b) the governor shall appoint the
24 representative to fill the vacancy from the list of names so
25 submitted.

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1 C. An appointment to fill a vacancy in the house of
2 representatives shall be for a term ending on December 31 after
3 the next general election.

4 D. An appointment to fill a vacancy made before the
5 general election of 2012 shall be made from the district as it
6 was described in Section 2-7D-1 NMSA 1978 (as established by
7 the court in *Jepsen v. Vigil-Giron*, D-0101-CV-2001-02177 (1st
8 Dist. Ct., filed January 28, 2002)). After the general
9 election of 2012, a vacancy shall be filled by appointment from
10 the district as set out in the 2011 House Redistricting Act.

11 SECTION 5. PRECINCTS.--

12 A. Precinct designations and boundaries used in the
13 2011 House Redistricting Act are those precinct designations
14 and boundaries established pursuant to the Precinct Boundary
15 Adjustment Act and revised and approved pursuant to that act by
16 the secretary of state as of August 31, 2011.

17 B. A board of county commissioners shall not create
18 any precinct that lies in more than one representative district
19 and shall not divide any precinct so that the divided parts of
20 the precinct are situated in two or more representative
21 districts. Votes cast in a statewide election from precincts
22 created or divided in violation of this subsection are invalid
23 and shall not be counted or canvassed.

24 SECTION 6. DISTRICTS.--The districts of the house of
25 representatives shall be as set out in Sections 7 through 76 of

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1 the 2011 House Redistricting Act.

2 SECTION 7. REPRESENTATIVE DISTRICT ONE.--Representative
3 district one is composed of San Juan county precincts 28
4 through 31, 34, 39 through 42, 44, 46 through 49 and 57 through
5 59.

6 SECTION 8. REPRESENTATIVE DISTRICT TWO.--Representative
7 district two is composed of San Juan county precincts 19, 32,
8 33, 35 through 38, 43, 45, 51 through 56, 70 and 77.

9 SECTION 9. REPRESENTATIVE DISTRICT THREE.--Representative
10 district three is composed of San Juan county precincts 60
11 through 69 and 71 through 76.

12 SECTION 10. REPRESENTATIVE DISTRICT FOUR.--Representative
13 district four is composed of San Juan county precincts 1
14 through 8, 21 through 23, 25 through 27 and 50.

15 SECTION 11. REPRESENTATIVE DISTRICT FIVE.--Representative
16 district five is composed of McKinley county precincts 7
17 through 10, 19, 36, 40, 43, 46 through 49, 55 and 56; and San
18 Juan county precincts 9 through 14, 17, 18, 20 and 24.

19 SECTION 12. REPRESENTATIVE DISTRICT SIX.--Representative
20 district six is composed of Cibola county precincts 1, 4
21 through 8 and 13 through 16; and McKinley county precincts 15,
22 18, 23 through 30 and 52 through 54.

23 SECTION 13. REPRESENTATIVE DISTRICT SEVEN.--
24 Representative district seven is composed of Valencia county
25 precincts 4 through 6, 8 through 11, 14 through 16, 18, 22, 24,

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1 28, 32 and 36.

2 SECTION 14. REPRESENTATIVE DISTRICT EIGHT.--

3 Representative district eight is composed of Valencia county
4 precincts 1 through 3, 7, 12, 17, 19, 21, 23, 25, 37 and 39
5 through 41.

6 SECTION 15. REPRESENTATIVE DISTRICT NINE.--Representative
7 district nine is composed of McKinley county precincts 1
8 through 6, 20 through 22, 31 through 35, 37 through 39, 41, 42,
9 44, 45, 50 and 57 through 59.

10 SECTION 16. REPRESENTATIVE DISTRICT TEN.--Representative
11 district ten is composed of Bernalillo county precincts 73, 75
12 through 77, 88, 90 through 92, 94 through 98, 103, 105, 106 and
13 109.

14 SECTION 17. REPRESENTATIVE DISTRICT ELEVEN.--
15 Representative district eleven is composed of Bernalillo county
16 precincts 27, 28, 36, 37, 39, 121 through 123, 125, 150 through
17 154, 161 through 166, 186, 187, 197, 211 and 212.

18 SECTION 18. REPRESENTATIVE DISTRICT TWELVE.--
19 Representative district twelve is composed of Bernalillo county
20 precincts 43, 44, 49, 54, 71, 72, 74 and 141 through 144.

21 SECTION 19. REPRESENTATIVE DISTRICT THIRTEEN.--
22 Representative district thirteen is composed of Bernalillo
23 county precincts 41, 42, 52, 53, 56, 58 through 60, 137, 138
24 and 140.

25 SECTION 20. REPRESENTATIVE DISTRICT FOURTEEN.--

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1 Representative district fourteen is composed of Bernalillo
2 county precincts 33, 35, 45 through 48, 50, 51, 61 through 67,
3 133, 135 and 139.

4 **SECTION 21. REPRESENTATIVE DISTRICT FIFTEEN.--**

5 Representative district fifteen is composed of Bernalillo
6 county precincts 4 through 10, 12, 13, 17, 18, 83, 86, 108,
7 110, 410, 418, 422 and 510.

8 **SECTION 22. REPRESENTATIVE DISTRICT SIXTEEN.--**

9 Representative district sixteen is composed of Bernalillo
10 county precincts 23, 24, 26, 29, 32, 34, 38, 40, 55, 119, 120
11 and 136.

12 **SECTION 23. REPRESENTATIVE DISTRICT SEVENTEEN.--**

13 Representative district seventeen is composed of Bernalillo
14 county precincts 11, 14 through 16, 30, 180 through 185, 191
15 through 196, 347, 438 and 455.

16 **SECTION 24. REPRESENTATIVE DISTRICT EIGHTEEN.--**

17 Representative district eighteen is composed of Bernalillo
18 county precincts 101, 102, 104, 124, 131, 132, 214 through 217,
19 221, 223 through 226, 241 through 246, 251, 252, 341 through
20 343, 345, 351 through 358, 381 and 382.

21 **SECTION 25. REPRESENTATIVE DISTRICT NINETEEN.--**

22 Representative district nineteen is composed of Bernalillo
23 county precincts 107, 253 through 256, 271 through 275, 281
24 through 287, 311, 312, 315, 383 and 384.

25 **SECTION 26. REPRESENTATIVE DISTRICT TWENTY.--**

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1 Representative district twenty is composed of Bernalillo county
2 precincts 289 through 291, 293 through 298, 300, 306, 328
3 through 333 and 544.

4 **SECTION 27. REPRESENTATIVE DISTRICT TWENTY-ONE.--**
5 Representative district twenty-one is composed of Bernalillo
6 county precincts 257, 258, 278, 292, 316 through 318, 321
7 through 324, 326, 327, 477, 478, 542 and 543.

8 **SECTION 28. REPRESENTATIVE DISTRICT TWENTY-TWO.--**
9 Representative district twenty-two is composed of Bernalillo
10 county precincts 299, 301 through 303, 305, 550, 552 through
11 559 and 570 through 573; and Santa Fe county precinct 84.

12 **SECTION 29. REPRESENTATIVE DISTRICT TWENTY-THREE.--**
13 Representative district twenty-three is composed of Bernalillo
14 county precincts 2, 3, 68, 69, 78, 84, 89, 114, 116 and 171;
15 and Sandoval county precincts 11 through 13, 30 and 57.

16 **SECTION 30. REPRESENTATIVE DISTRICT TWENTY-FOUR.--**
17 Representative district twenty-four is composed of Bernalillo
18 county precincts 414, 415, 453, 454, 461 through 466, 473, 474,
19 494, 495, 502, 506 through 509, 514 through 517, 520 through
20 524, 528 and 562.

21 **SECTION 31. REPRESENTATIVE DISTRICT TWENTY-FIVE.--**
22 Representative district twenty-five is composed of Bernalillo
23 county precincts 313, 314, 344, 346, 371 through 375, 385
24 through 387, 411 through 413, 416, 417, 431 through 433, 435
25 through 437, 441 through 445, 471, 472, 475 and 476.

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1 **SECTION 32. REPRESENTATIVE DISTRICT TWENTY-SIX.--**
2 Representative district twenty-six is composed of Bernalillo
3 county precincts 20 through 22, 25, 57, 70, 81, 82, 111 through
4 113, 118, 127 and 134.

5 **SECTION 33. REPRESENTATIVE DISTRICT TWENTY-SEVEN.--**
6 Representative district twenty-seven is composed of Bernalillo
7 county precincts 407, 419, 423 through 425, 448, 450, 456, 482,
8 485 through 490, 529, 538, 563, 568 and 601.

9 **SECTION 34. REPRESENTATIVE DISTRICT TWENTY-EIGHT.--**
10 Representative district twenty-eight is composed of Bernalillo
11 county precincts 304, 307, 308, 480, 503 through 505, 518, 519,
12 525 through 527, 530 through 536, 540, 545 through 549, 561 and
13 564 through 566.

14 **SECTION 35. REPRESENTATIVE DISTRICT TWENTY-NINE.--**
15 Representative district twenty-nine is composed of Bernalillo
16 county precincts 1, 19, 79, 80, 85, 87, 115, 117, 128, 129 and
17 170.

18 **SECTION 36. REPRESENTATIVE DISTRICT THIRTY.--**
19 Representative district thirty is composed of Bernalillo county
20 precincts 400 through 406, 408, 409, 420, 421, 434, 439, 440,
21 446, 481, 484, 491 through 493, 496 through 500 and 511 through
22 513.

23 **SECTION 37. REPRESENTATIVE DISTRICT THIRTY-ONE.--**
24 Representative district thirty-one is composed of Bernalillo
25 county precincts 426 through 430, 447, 449, 451, 452, 483, 537,

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1 539, 541, 560, 569, 602 and 603.

2 SECTION 38. REPRESENTATIVE DISTRICT THIRTY-TWO.--

3 Representative district thirty-two is composed of Grant county
4 precinct 31; Hidalgo county; and Luna county precincts 1, 3
5 through 6, 8 and 10 through 14.

6 SECTION 39. REPRESENTATIVE DISTRICT THIRTY-THREE.--

7 Representative district thirty-three is composed of Dona Ana
8 county precincts 7, 18, 30 through 32, 37 through 40, 49, 54
9 through 57, 78, 82, 98, 101 and 108.

10 SECTION 40. REPRESENTATIVE DISTRICT THIRTY-FOUR.--

11 Representative district thirty-four is composed of Dona Ana
12 county precincts 8, 13 through 17, 96 and 97.

13 SECTION 41. REPRESENTATIVE DISTRICT THIRTY-FIVE.--

14 Representative district thirty-five is composed of Dona Ana
15 county precincts 26 through 29, 33 through 36, 41 through 48,
16 50 through 53, 58 and 91 through 94.

17 SECTION 42. REPRESENTATIVE DISTRICT THIRTY-SIX.--

18 Representative district thirty-six is composed of Dona Ana
19 county precincts 1, 2, 4, 20, 22 through 25, 63, 83 through 86,
20 89, 90, 95, 99, 111 and 115.

21 SECTION 43. REPRESENTATIVE DISTRICT THIRTY-SEVEN.--

22 Representative district thirty-seven is composed of Dona Ana
23 county precincts 59, 61, 62, 67, 69, 102, 103, 105, 106, 109,
24 112, 113 and 116.

25 SECTION 44. REPRESENTATIVE DISTRICT THIRTY-EIGHT.--

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1 Representative district thirty-eight is composed of Catron
2 county; Grant county precincts 1 through 4, 6, 7, 12 through
3 16, 18 through 21, 32 and 35; Sierra county precincts 2 through
4 9; and Socorro county precincts 13, 14 and 26.

5 SECTION 45. REPRESENTATIVE DISTRICT THIRTY-NINE.--

6 Representative district thirty-nine is composed of Dona Ana
7 county precincts 3, 19, 21, 60, 87, 88, 100 and 107; Grant
8 county precincts 5, 8 through 11, 17, 22 through 30, 33 and 34;
9 Luna county precinct 2; and Sierra county precinct 1.

10 SECTION 46. REPRESENTATIVE DISTRICT FORTY.--

11 Representative district forty is composed of Mora county
12 precinct 5; Rio Arriba county precincts 2 through 5, 13 through
13 17, 37, 40 and 41; San Miguel county precincts 9 through 12, 23
14 and 24; and Santa Fe county precincts 1 through 4, 58 and 79.

15 SECTION 47. REPRESENTATIVE DISTRICT FORTY-ONE.--

16 Representative district forty-one is composed of Rio Arriba
17 county precincts 1, 6 through 12, 18 through 23, 26 through 28,
18 31 through 36, 38, 39 and 42; Santa Fe county precincts 5 and
19 40; and Taos county precincts 1, 22 through 25, 27 through 32
20 and 36.

21 SECTION 48. REPRESENTATIVE DISTRICT FORTY-TWO.--

22 Representative district forty-two is composed of Mora county
23 precinct 6; and Taos county precincts 5 through 21, 26 and 33
24 through 35.

25 SECTION 49. REPRESENTATIVE DISTRICT FORTY-THREE.--

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1 Representative district forty-three is composed of Los Alamos
2 county; Rio Arriba county precincts 25 and 30; Sandoval county
3 precincts 10, 16 through 18, 21 through 23, 51, 78 and 79; and
4 Santa Fe county precincts 12 and 80.

5 **SECTION 50. REPRESENTATIVE DISTRICT FORTY-FOUR.--**

6 Representative district forty-four is composed of Sandoval
7 county precincts 33, 35 through 39, 52 through 54, 59 through
8 62, 67, 71, 80 and 83.

9 **SECTION 51. REPRESENTATIVE DISTRICT FORTY-FIVE.--**

10 Representative district forty-five is composed of Santa Fe
11 county precincts 29, 37, 49 through 51, 54, 56, 62, 75 through
12 78 and 86.

13 **SECTION 52. REPRESENTATIVE DISTRICT FORTY-SIX.--**

14 Representative district forty-six is composed of Santa Fe
15 county precincts 6 through 8, 11, 23, 59 through 61, 64, 66,
16 67, 82, 83 and 87.

17 **SECTION 53. REPRESENTATIVE DISTRICT FORTY-SEVEN.--**

18 Representative district forty-seven is composed of Santa Fe
19 county precincts 9, 10, 13, 30, 46 through 48, 55, 57, 63, 65,
20 68 through 71, 81 and 88.

21 **SECTION 54. REPRESENTATIVE DISTRICT FORTY-EIGHT.--**

22 Representative district forty-eight is composed of Santa Fe
23 county precincts 20 through 22, 24 through 28, 31 through 36,
24 38, 39, 41 through 45, 52, 53 and 74.

25 **SECTION 55. REPRESENTATIVE DISTRICT FORTY-NINE.--**

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1 Representative district forty-nine is composed of Socorro
2 county precincts 1 through 12 and 16 through 25; and Valencia
3 county precincts 20, 26, 27, 29 through 31, 33 through 35 and
4 38.

5 SECTION 56. REPRESENTATIVE DISTRICT FIFTY.--

6 Representative district fifty is composed of Bernalillo county
7 precinct 551; Sandoval county precincts 5, 28, 55, 56 and 76;
8 Santa Fe county precincts 14 through 19, 72, 73 and 85; and
9 Torrance county precincts 3 through 6, 13, 15 and 16.

10 SECTION 57. REPRESENTATIVE DISTRICT FIFTY-ONE.--

11 Representative district fifty-one is composed of Otero county
12 precincts 15 through 20, 22, 25 through 27, 29 through 34, 36,
13 37 and 39.

14 SECTION 58. REPRESENTATIVE DISTRICT FIFTY-TWO.--

15 Representative district fifty-two is composed of Dona Ana
16 county precincts 9 through 12, 68, 70 through 74, 77, 79
17 through 81, 104, 110, 114 and 120.

18 SECTION 59. REPRESENTATIVE DISTRICT FIFTY-THREE.--

19 Representative district fifty-three is composed of Dona Ana
20 county precincts 5, 6, 64 through 66, 75, 76 and 117 through
21 119; and Otero county precincts 35 and 41.

22 SECTION 60. REPRESENTATIVE DISTRICT FIFTY-FOUR.--

23 Representative district fifty-four is composed of Eddy county
24 precincts 1 through 8, 10, 11, 13, 29, 34, 35 and 38 through
25 40; and Otero county precincts 1 through 4.

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1 **SECTION 61. REPRESENTATIVE DISTRICT FIFTY-FIVE.--**

2 Representative district fifty-five is composed of Eddy county
3 precincts 9, 12, 14 through 21, 23, 25 through 28, 30, 32, 33,
4 36, 37, 42, 44 and 45.

5 **SECTION 62. REPRESENTATIVE DISTRICT FIFTY-SIX.--**

6 Representative district fifty-six is composed of Lincoln county
7 precincts 4 through 12, 18, 20 and 21; and Otero county
8 precincts 10 through 14, 28 and 38.

9 **SECTION 63. REPRESENTATIVE DISTRICT FIFTY-SEVEN.--**

10 Representative district fifty-seven is composed of Chaves
11 county precincts 2 through 7, 9 through 12, 14 through 16, 24,
12 25, 44 and 46; De Baca county; Guadalupe county precinct 4;
13 Lincoln county precincts 1 through 3, 13, 14, 16, 17 and 19;
14 and Torrance county precincts 2, 8 through 10 and 12.

15 **SECTION 64. REPRESENTATIVE DISTRICT FIFTY-EIGHT.--**

16 Representative district fifty-eight is composed of Chaves
17 county precincts 32 through 35, 42, 43, 47, 51, 52, 61 through
18 63, 71 through 73, 85, 90, 91 and 101 through 103; and Eddy
19 county precinct 41.

20 **SECTION 65. REPRESENTATIVE DISTRICT FIFTY-NINE.--**

21 Representative district fifty-nine is composed of Chaves county
22 precincts 13, 21 through 23, 31, 36, 81 through 84, 92 through
23 94 and 104; Lincoln county precinct 15; and Otero county
24 precincts 5 through 9, 21, 23, 24 and 40.

25 **SECTION 66. REPRESENTATIVE DISTRICT SIXTY.--**

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1 Representative district sixty is composed of Sandoval county
2 precincts 31, 32, 34, 40 through 46, 48, 49, 70, 72, 73, 81, 85
3 and 86.

4 SECTION 67. REPRESENTATIVE DISTRICT SIXTY-ONE.--

5 Representative district sixty-one is composed of Lea county
6 precincts 11, 12, 14 through 17, 31, 35, 36, 51, 53 through 55,
7 61, 62 and 71 through 74.

8 SECTION 68. REPRESENTATIVE DISTRICT SIXTY-TWO.--

9 Representative district sixty-two is composed of Lea county
10 precincts 20, 22 through 30, 32 through 34, 41 through 44 and
11 52.

12 SECTION 69. REPRESENTATIVE DISTRICT SIXTY-THREE.--

13 Representative district sixty-three is composed of Sandoval
14 county precincts 47, 50, 58, 63 through 66, 68, 69, 74, 75, 82
15 and 84.

16 SECTION 70. REPRESENTATIVE DISTRICT SIXTY-FOUR.--

17 Representative district sixty-four is composed of Curry county
18 precincts 3, 4, 10 through 19, 22 through 24, 27, 29, 31, 32,
19 35 and 37; and Quay county precinct 1.

20 SECTION 71. REPRESENTATIVE DISTRICT SIXTY-FIVE.--

21 Representative district sixty-five is composed of Bernalillo
22 county precinct 567; Rio Arriba county precincts 24 and 29; San
23 Juan county precincts 15 and 16; and Sandoval county precincts
24 1 through 4, 6 through 9, 14, 15, 19, 20, 24 through 27 and 29.

25 SECTION 72. REPRESENTATIVE DISTRICT SIXTY-SIX.--

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1 Representative district sixty-six is composed of Chaves county
2 precincts 1, 41 and 45; Lea county precincts 2, 3, 10, 13, 18
3 and 21; and Roosevelt county precincts 1 through 6, 8 through
4 13, 15, 18, 19 and 21.

5 SECTION 73. REPRESENTATIVE DISTRICT SIXTY-SEVEN.--

6 Representative district sixty-seven is composed of Curry county
7 precincts 1, 2, 5 through 9, 20, 21, 25, 26, 28, 30, 33, 34 and
8 36; Quay county precincts 2 and 6 through 11; and Roosevelt
9 county precincts 7 and 17.

10 SECTION 74. REPRESENTATIVE DISTRICT SIXTY-EIGHT.--

11 Representative district sixty-eight is composed of Colfax
12 county; Harding county; Mora county precincts 1 through 4 and 7
13 through 11; Quay county precincts 3 through 5 and 12; San
14 Miguel county precincts 6, 14 and 15; Taos county precincts 2
15 through 4; and Union county.

16 SECTION 75. REPRESENTATIVE DISTRICT SIXTY-NINE.--

17 Representative district sixty-nine is composed of Bernalillo
18 county precincts 31, 93 and 99; Cibola county precincts 2, 3, 9
19 through 12 and 17 through 25; McKinley county precincts 11
20 through 14, 16 and 17; Socorro county precinct 15; and Valencia
21 county precinct 13.

22 SECTION 76. REPRESENTATIVE DISTRICT SEVENTY.--

23 Representative district seventy is composed of Guadalupe county
24 precincts 1 through 3 and 5; San Miguel county precincts 1
25 through 5, 7, 8, 13, 16 through 22 and 25 through 28; and

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1 Torrance county precincts 1, 7, 11 and 14.

2 SECTION 77. ELECTION OF REPRESENTATIVES.--Representatives
3 shall be elected from the districts described in the 2011 House
4 Redistricting Act at the 2012 and subsequent general elections.

5 SECTION 78. TEMPORARY PROVISION--COMPILATION
6 INSTRUCTIONS.--The compiler shall remove from the NMSA 1978 the
7 provisions of Section 2-7D-1 NMSA 1978 (copy of state house of
8 representative districts established by Final Judgment and
9 Order in *Jepsen v. Vigil-Giron*, D-0101-CV-2001-02177 (1st Dist.
10 Ct., filed January 28, 2002)).

11 SECTION 79. REPEAL.--Sections 2-7C-1 through 2-7C-78 NMSA
12 1978 (being Laws 1991 (1st S.S.), Chapter 2, Sections 1 through
13 78) are repealed.