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HOUSE BILL 864

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

EDWARD C. SANDOVAL

FOR THE ELECTION CODE RECODIFICATION COMMITTEE

AN ACT

RELATING TO ELECTIONS; REQUIRING ADJUSTMENT OF PRECINCT BOUNDARY  
LINES IN PREPARATION FOR THE UPCOMING FEDERAL DECENNIAL CENSUS;  
AMENDING SECTIONS OF THE ELECTION CODE.

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

Section 1. Section 1-3-12 NMSA 1978 (being Laws 1984 (1st  
S.S.), Chapter 3, Section 4, as amended) is amended to read:

"1-3-12. ADJUSTING PRECINCT BOUNDARIES. --

A. Before each federal decennial census, every  
precinct boundary shall be adjusted to coincide with a numbered  
or named street or road or with a visible terrain feature that  
is:

(1) shown on the standard base maps developed  
pursuant to Subsection B of this section;

(2) a designated census block boundary on the

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1 federal PL 94- 171 2000 census block maps; or

2 (3) approved by the secretary of state and the  
3 bureau of the census.

4 B. Prior to commencement of the federal decennial  
5 census, [~~(1)~~] the secretary of state shall have prepared and  
6 furnish to each county clerk standard base maps of the county.  
7 The standard base map for nonurban areas of the county shall, as  
8 nearly as practical, show:

9 [~~(a)~~] (1) all state and federal highways;

10 [~~(b)~~] (2) all numbered and named county roads  
11 that have been certified to the state highway and transportation  
12 department;

13 [~~(c)~~] (3) all military installation boundaries  
14 and federal and state prison boundaries;

15 [~~(d)~~] (4) all major railroad lines; and

16 [~~(e)~~] (5) other major terrain features such as  
17 flowing rivers and streams, arroyos, powerlines, pipelines and  
18 ridgelines and other acceptable census block boundaries [~~and~~].

19 [~~(2)~~] C. The board of county commissioners and the  
20 county clerks, upon receipt of the standard base maps from the  
21 secretary of state, shall:

22 [~~(a)~~] (1) adjust all urban precinct boundaries  
23 to coincide with numbered or named street boundaries;

24 [~~(b)~~] (2) adjust all nonurban precinct  
25 boundaries to coincide with suitable visible terrain features

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1 shown on the standard base map; provided that in order to make  
2 [such] an adjustment, two or more existing precincts may be  
3 consolidated without consolidating existing polling places; and  
4 provided further that [such] the precincts shall be composed of  
5 contiguous and compact areas, and state, county and municipal  
6 boundary lines may serve as precinct boundaries; and

7 [(e)] (3) upon the completion of the precinct  
8 boundary adjustments as required in this section, indicate on  
9 the standard base maps the boundaries for both urban and  
10 nonurban precincts and, together with a written description of  
11 the precincts, shall send four copies of the precinct maps to  
12 the secretary of state for approval.

13 [E.] D. The precincts shown upon the standard base  
14 maps submitted pursuant to the provisions of [~~Subsection B of~~]  
15 this section and as revised and approved by the secretary of  
16 state pursuant to the Precinct Boundary Adjustment Act shall  
17 become the official precincts of each county for the 2001  
18 redistricting of legislative, congressional and state board of  
19 education districts. For the 2002 and subsequent primary and  
20 general elections, changes in precincts shall be made in  
21 accordance with the provisions of Chapter 1, Article 3 NMSA  
22 1978. "

23 Section 2. Section 1-3-13 NMSA 1978 (being Laws 1983,  
24 Chapter 223, Section 4, as amended) is amended to read:

25 "1-3-13. SECRETARY OF STATE POWERS AND DUTIES. --

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A. The secretary of state shall review all county precinct maps submitted pursuant to Section 1-3-12 NMSA 1978 for compliance with the provisions of the Precinct Boundary Adjustment Act. Those county precinct maps determined not to be in compliance with the precinct boundary criteria set forth in Subsection A of Section 1-13-12 NMSA 1978 shall be rejected and returned to the appropriate county clerk with a written statement ~~[of noncompliance]~~ setting forth those instances where the map ~~[is in default]~~ does not comply. The county clerk and the board of county commissioners shall make the required adjustments and resubmit one copy of the corrected county precinct map within thirty days after receiving notice of noncompliance.

B. Prior to January 1, ~~[1992]~~ 2002, if any precinct boundary adjustments are necessary to meet the legal and constitutional requirements of legislative reapportionment, the secretary of state shall notify any county of those boundary adjustments that are necessary in that county. Upon review and certification of the adjusted precinct boundaries, the county shall submit the certified precinct changes to the secretary of state for final approval of the precincts for the ~~[1992]~~ 2002 primary and general elections. "

# State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

February 20, 1997

Mr. Speaker:

Your VOTERS AND ELECTIONS COMMITTEE, to whom has  
been referred

HOUSE BILL 864

has had it under consideration and reports same with  
recommendation that it DO PASS, and thence referred to the  
APPROPRIATIONS AND FINANCE COMMITTEE.

Respectfully submitted,

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Edward C. Sandoval, Chairman

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

HVEC/HB 865

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Nicely, Sanchez, Sandoval

Absent: None

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# State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

March 4, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to  
whom has been referred

HOUSE BILL 864

has had it under consideration and reports same with  
recommendation that it DO PASS, amended as follows:

1. On page 3, line 18, after "redistricting" strike  
the remainder of the line and strike line 19 up to the period.

Respectfully submitted,

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Max Coll, Chairman

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Coll, Heaton, Knowles, Marquardt, Picraux, Taylor, JP,  
Varela, Watchman

Absent: None

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

1 HAF/ HB 864

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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March 15, 1997

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10 Mr. President:

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Your RULES COMMITTEE, to whom has been referred

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HOUSE BILL 864, as amended

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15 has had it under consideration and reports same with

16 recommendation that it DO PASS, and thence referred to the

17 PUBLIC AFFAIRS COMMITTEE.

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Respectfully submitted,

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Gloria Howes, Chairman

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

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FORTY- THIRD LEGISLATURE  
FIRST SESSION, 1997

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Date \_\_\_\_\_

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The roll call vote was 6 For 0 Against

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Yes: 6

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No: 0

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Excused: Aragon, Rodarte

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Absent: None

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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March 18, 1997

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10 Mr. President:

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Your PUBLIC AFFAIRS COMMITTEE, to whom has been

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referred

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HOUSE BILL 864, as amended

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16 has had it under consideration and reports same with

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recommendation that it DO PASS.

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Respectfully submitted,

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Shannon Robinson, Chairman

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

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FORTY-THIRD LEGISLATURE  
FIRST SESSION, 1997

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4 Date \_\_\_\_\_

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The roll call vote was 5 For 0 Against

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Yes: 5

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No: 0

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Excused: Boitano, Feldman, Vernon, Rodarte

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Absent: None

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