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SENATE BILL 679

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

INTRODUCED BY

L. SKIP VERNON

AN ACT

RELATING TO MUNICIPALITIES; ELIMINATING AN ALTERNATIVE
INCORPORATION PROCESS THAT ALLOWS A TERRITORY TO INCORPORATE AS
A MUNICIPALITY BASED ON CERTAIN TOURISM AND RESIDENCE CRITERIA;
AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 3-2-2 NMSA 1978 (being Laws 1965,
Chapter 300, Section 14-2-2, as amended) is amended to read:

"3-2-2. CHARACTERISTICS OF TERRITORY PROPOSED TO BE
INCORPORATED AS A MUNICIPALITY. -- ~~[A.]~~ Any territory proposed to
be incorporated as a municipality shall:

~~[(1)]~~ A. not be within the boundary of another
municipality;

~~[(2)]~~ B. have a population density of not less than
one person per acre, except for a class B county with net

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 taxable value of property for property tax purposes in 1990 of
2 over ninety-five million dollars (\$95,000,000) and a population
3 of less than ten thousand according to the 1990 federal
4 decennial census and where the population density of the
5 territory proposed to be incorporated is not less than one
6 person per four acres; and

7 ~~[(3)]~~ C. contain not less than one hundred fifty
8 persons.

9 ~~[B. In the alternative to the requirements of~~
10 ~~Paragraph 2 of Subsection A of this section, any territory~~
11 ~~proposed to be incorporated as a municipality shall:~~

12 ~~(1) contain within its boundaries a resort area~~
13 ~~having more than fifty thousand visitors a year; and~~

14 ~~(2) have more than one hundred fifty single-~~
15 ~~family residences, as shown by the property tax rolls.]"~~

16 - 2 -

1 FORTY-THIRD LEGISLATURE

2 FIRST SESSION, 1997

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6 February 18, 1997

7
8 Mr. President:

9
10 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to
11 whom has been referred

12
13 SENATE BILL 679

14
15 has had it under consideration and reports same with
16 recommendation that it DO PASS.

17
18 Respectfully submitted,

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23 _____
24 Roman M. Maes, III, Chairman
25

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Fidel, Griego, Robinson

Absent: None

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 19, 1997

SENATE FLOOR AMENDMENT number _____ to SENATE BILL 679

AMENDMENT sponsored by SENATOR VERNON

1. On page 2, line 15, after the deleted language add the sentence, "Nothing in this bill shall affect any previous incorporation by a municipality pursuant to this section."

Senator Vernon

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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

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Underscored material = new
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State of New Mexico
House of Representatives

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 18, 1997

Mr. Speaker:

Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
whom has been referred

SENATE BILL 679, as amended

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

Underscored material = new
~~[bracketed material] = delete~~

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

Lynda M. Lovejoy, Chairwoman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 1 Against

Yes: 6

No: Beam

Excused: Pederson

Absent: None

M \S0679