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HOUSE BILL 322

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Edward C. Sandoval

AN ACT

RELATING TO ELECTIONS; PROVIDING THAT COUNTY CLERKS MAIL THE OFFICIAL APPLICATION FOR AN ABSENTEE BALLOT; PROHIBITING THE SOLICITATION OF ABSENTEE VOTING; PRESCRIBING A CRIMINAL PENALTY.

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

Section 1. Section 1-6-4 NMSA 1978 (being Laws 1969, Chapter 240, Section 130, as amended) is amended to read:

"1-6-4. ABSENTEE BALLOT APPLICATION. --

A. Application by a federal qualified elector for an absentee ballot shall be made on the official postcard form prescribed or authorized by the federal government to the county clerk of the county of his residence.

B. Application [~~by a voter~~] for an absentee ballot shall be made only by a voter on a form prescribed, printed

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1 and furnished by the secretary of state to the county clerk of  
2 the county in which he resides. The form shall identify the  
3 applicant and contain information to establish his  
4 qualification for issuance of an absentee ballot under the  
5 Absent Voter Act; provided that on the application form for a  
6 general election ballot there shall be no box, space or place  
7 provided for designation of the voter's political party  
8 affiliation.

9 C. Each application for an absentee ballot shall  
10 be subscribed by the applicant.

11 D. The official application form for an absentee  
12 ballot shall be mailed only by the county clerk upon the  
13 request of the voter.

14 E. Political parties and candidates or any person  
15 working for or on behalf of either shall not solicit absentee  
16 voting by mail.

17 F. Whoever violates the provisions of Subsection E  
18 of this section is guilty of a misdemeanor and shall be  
19 sentenced pursuant to the provisions of Section 31-19-1 NMSA  
20 1978. "

1 FORTY-FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
3  
4  
5

6 February 4, 1999  
7

8 Mr. Speaker:  
9

10 Your VOTERS AND ELECTIONS COMMITTEE, to whom has  
11 been referred  
12

13 HOUSE BILL 322  
14

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

17 1. Page 1, line 25 strike the first occurrence of "a" and  
18 insert in lieu thereof "the".  
19

20 2. Page 2, strike all of lines 14 through 20.,  
21  
22 and thence referred to the JUDICIARY COMMITTEE.  
23  
24  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

3HB 322

Page 4

Respectfully submitted,

\_\_\_\_\_  
Edward C. Sandoval, Chairman

Adopted \_\_\_\_\_

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

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 7 For 6 Against

Yes: 7

No: Buffett, Dana, Foley, Lutz, Macko, Vickers

Excused: None

Absent: None

J: \99BillsWP\h0322

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1 FORTY- FOURTH LEGISLATURE  
2 FIRST SESSION, 1999

3  
4 February 17, 1999

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6  
7 Mr. Speaker:

8  
9 Your JUDICIARY COMMITTEE, to whom has been referred

10 HOUSE BILL 322, as amended

11  
12 has had it under consideration and reports same with  
13 recommendation that it DO PASS.

14  
15 Respectfully submitted,

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19 \_\_\_\_\_  
20 R. David Pederson, Chairman  
21  
22  
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24  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

3 HJ/HB 322

Page 6

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

6 (Chief Clerk)

(Chief Clerk)

8 Date \_\_\_\_\_

10 The roll call vote was 10 For 1 Against

11 Yes: 10

12 No: Mallory

13 Excused: Luna

14 Absent: None

16 J:\99BillsWP\h0322

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FORTY- FOURTH LEGISLATURE  
FIRST SESSION

February 23, 1999

HOUSE FLOOR AMENDMENT number \_\_\_\_\_ to HOUSE BILL 322, as amended

Amendment sponsored by Representative Edward C. Sandoval

1. On page 1, lines 12 through 14, strike everything beginning with the semicolon up to the period.

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FORTY- FOURTH LEGISLATURE  
FIRST SESSION

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HF1 / HB 322

Page 8

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Edward C. Sandoval

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

Date \_\_\_\_\_

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION

HF1/HB 322

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

March 13, 1999

Mr. President:

Your RULES COMMITTEE, to whom has been referred

HOUSE BILL 322

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

Respectfully submitted,

\_\_\_\_\_  
Gloria Howes, Co-Chair

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

FORTY- FOURTH LEGISLATURE  
FIRST SESSION

1 HF1 / HB 322

Page 10

2

(Chief Clerk)

(Chief Clerk)

3

4

Date \_\_\_\_\_

5

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7

The roll call vote was 3 For 2 Against

8

Yes: 3

9

No: Adair, Kysar

10

Excused: Altamirano, Gorham, Romero

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Absent: None

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION

HF1/HB 322

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

March 15, 1999

Mr. President:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 322, as amended

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

Respectfully submitted,

\_\_\_\_\_  
Michael S. Sanchez, Chairman

Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_  
(Chief Clerk) (Chief Clerk)

FORTY- FOURTH LEGISLATURE  
FIRST SESSION

1 HF1 / HB 322

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Date \_\_\_\_\_

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6 The roll call vote was 5 For 1 Against

7 Yes: 5

8 No: Payne

9 Excused: Aragon, Davis

10 Absent: None

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