

HOUSE JOINT RESOLUTION 19

**57TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2025**

INTRODUCED BY

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A JOINT RESOLUTION

PROPOSING TO AMEND ARTICLE 4 OF THE CONSTITUTION OF NEW MEXICO TO CREATE A PERMANENT INTERIM ADMINISTRATIVE RULE OVERSIGHT COMMITTEE AND ALLOW THAT COMMITTEE TO RECOMMEND THE OVERTURNING OF AGENCY RULES TO THE LEGISLATURE; ALLOWING THE LEGISLATURE TO OVERTURN AGENCY RULES DURING A LEGISLATIVE SESSION.

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

**SECTION 1.** It is proposed to amend Article 4 of the constitution of New Mexico by adding a new section to read:

"A. The "interim administrative rule oversight committee" is established and shall consist of twelve members.

Three members each shall be appointed by the majority floor leader of the house of representatives, the minority floor leader of the house of representatives, the majority floor leader of the senate and the minority floor leader of the

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1 senate.

2 B. The position of chair shall alternate between  
3 the house and the senate and the two political parties having  
4 the most members in both houses each year; provided that at no  
5 time shall the political parties having the most members in  
6 both houses not be represented as either a chair or a vice  
7 chair.

8 C. Members shall be appointed for two-year terms  
9 that shall expire on the third Tuesday in January of an  
10 odd-numbered year; provided that the term of a member shall  
11 terminate when the member ceases to be a member of the  
12 legislature, and a member may be removed at any time by the  
13 original appointing authority. A vacancy shall be filled by  
14 appointment for the remainder of the unexpired term by the  
15 original appointing authority.

16 D. The interim administrative rule oversight  
17 committee shall meet no less than once per month during the  
18 interim between legislative sessions.

19 E. The interim administrative rule oversight  
20 committee shall:

21 (1) review rules proposed by an executive  
22 agency, an analysis of the rules conducted by committee staff  
23 and fiscal impact reports conducted by the legislative finance  
24 committee associated with the rules at least two weeks prior to  
25 the public rule hearing for the rules, except when the

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1 legislature is in session;

2 (2) make recommendations on the rules to the  
3 proposing executive agency;

4 (3) recommend changes to the authorizing  
5 statutes of a rule to clarify legislative intent; and

6 (4) direct the work of committee staff.

7 F. If the interim administrative rule oversight  
8 committee determines that an agency rule does not comply with  
9 the authorizing law, the committee may make a recommendation to  
10 the legislature to overturn the rule during a legislative  
11 session. Pursuant to this subsection, the legislature may  
12 overturn agency rules."

13 SECTION 2. The amendment proposed by this resolution  
14 shall be submitted to the people for their approval or  
15 rejection at the next general election or at any special  
16 election prior to that date that may be called for that  
17 purpose.