

1 HOUSE GOVERNMENT AND URBAN AFFAIRS COMMITTEE SUBSTITUTE FOR  
2 HOUSE JOINT RESOLUTIONS 19 & 6  
3  
4 45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002  
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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO ARTICLE 7 OF THE CONSTITUTION OF NEW  
12 MEXICO TO ALLOW RUNOFF ELECTIONS FOR HOME RULE MUNICIPALITIES  
13 HAVING A POPULATION OVER TWENTY THOUSAND AND FOR OTHER  
14 MUNICIPALITIES AS PROVIDED BY LAW.  
15

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

17 Section 1. It is proposed to amend Article 7, Section 5  
18 of the constitution of New Mexico to read:

19 "A. All elections shall be by ballot, and the  
20 person who receives the highest number of votes for any  
21 office, except as provided in Subsection B of this section,  
22 and except in the cases of the offices of governor and  
23 lieutenant governor, shall be declared elected thereto to that  
24 office. The joint candidates receiving the highest number of  
25 votes for the offices of governor and lieutenant governor

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underscored material = new  
[bracketed material] = delete

1 shall be declared elected to those offices.

2 B. A municipality having a population over twenty  
3 thousand as determined by the most recent federal decennial  
4 census, and having adopted a charter pursuant to Article 10,  
5 Section 6 of the constitution of New Mexico, may provide by  
6 amendment to its charter for runoff elections at a regular or  
7 special municipal election. A municipality having a  
8 population over twenty thousand as determined by the most  
9 recent federal decennial census, that, upon the adoption of  
10 this amendment, adopts a charter pursuant to Article 10,  
11 Section 6 of the constitution of New Mexico, may provide for  
12 runoff elections in its charter. The legislature may provide  
13 by law for runoff elections in other municipalities."

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