

FIFTY-FIFTH LEGISLATURE  
SECOND SESSION, 2022

SB 6/a

January 26, 2022

Mr. President:

Your **RULES COMMITTEE**, to whom has been referred

**SENATE BILL 6**

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

1. On page 3, line 2, after "PLACE;", insert "AMENDING THE CRIME OF UNLAWFUL POSSESSION OF ALCOHOLIC LIQUORS;".

2. On page 3, line 5, after "BEGIN;", insert "DIRECTING DEPOSITS INTO THE COUNTY ELECTION FUND; DIRECTING THE ESTABLISHMENT OF REQUIREMENTS FOR CLERK'S CERTIFICATES AND AUTHORIZING ADDITIONAL COMPENSATION FOR HOLDING A CERTIFICATE;".

3. On page 3, lines 16 and 17, strike "REPEALING THE PUBLIC POLICY REGARDING COMMUNISM;".

4. On page 18, line 5, after "with", insert "reasonable".

5. On page 32, line 25, strike "a government, including" and insert in lieu thereof "the federal government, a state government or".

6. On page 33, lines 1 and 2, strike ", or an educational institution".

7. On page 33, line 21, after "contains", insert "the name of the qualified elector, which shall reasonably match the name provided on the certificate of registration, and".

8. On page 71, line 8, after the subsection designation "C.", strike the remainder of the line, strike lines 9 and 10 in their entirety, strike line 11 through the period and insert in lieu thereof:

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"At a convening of the absent voter election board that shall take place no earlier than thirteen days prior to election day, the absent voter election board shall confirm the verification process of official mailing envelopes conducted by the county clerk using a sampling of official mailing envelopes equal to two percent of mailed ballots requested or twenty mailed ballots, whichever is greater."

9. On page 71, line 18, after the period, strike the remainder of the line, strike lines 19 through 25 in their entirety and on page 72, strike lines 1 through 3 in their entirety.

10. On page 138, line 16, after "be", insert "sealed either with a numbered seal or a locking device and".

11. On page 138, line 25, after "be", insert "sealed either with a numbered seal or a locking device and".

12. On page 139, line 7, strike "an" and insert in lieu thereof "a sealed".

13. On page 139, line 9, before "envelope", insert "sealed".

14. On page 139, line 11, before "tallied", insert "opened and" and before "envelope", insert "sealed".

15. On page 139, line 13, before "envelope", insert "sealed" and before "tallied", insert "opened and".

16. On page 174, lines 3 and 4, strike "or a political committee other than a political party" and insert in lieu thereof ", a campaign committee or a legislative caucus committee".

17. On page 175, line 1, strike "with a political committee".

18. On page 175, line 11, strike "political committee other than a political party" and insert in lieu thereof "campaign

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committee, legislative caucus committee".

19. On page 176, lines 14 and 15, strike "political committee other than a political party" and insert in lieu thereof "campaign committee or a legislative caucus committee".

20. On page 182, after line 25, insert the following new section:

"SECTION 91. Section 1-20-21 NMSA 1978 (being Laws 1969, Chapter 240, Section 445) is amended to read:

"1-20-21. UNLAWFUL POSSESSION OF ALCOHOLIC LIQUORS.--Unlawful possession of alcoholic liquors consists of the use or possession of any alcoholic liquor by any member of the [~~precinct~~] election board while performing [~~his~~] official duties on election day. [~~Unlawful possession also consists of the use, possession or carrying of alcoholic liquor within two hundred feet of the polling place during any election.~~]

Whoever commits unlawful possession of alcoholic liquors is guilty of a petty misdemeanor."".

21. On page 196, line 18, after "municipality", strike the remainder of the line and strike line 19 through "municipality".

22. On page 196, line 20, strike "or employee".

23. On page 196, line 23, strike "or to be employed by the municipality".

24. On page 199, after line 25, insert the following new sections:

"SECTION 103. A new Section 4-38-17.2 NMSA 1978 is enacted to read:

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"4-38-17.2. [NEW MATERIAL] APPROPRIATIONS FOR ELECTIONS.--The board of county commissioners shall appropriate from the county general fund all funds necessary for the administration of elections. Such funds shall be deposited into the county election fund for election-related expenses as provided by law."

**SECTION 104.** A new Section 4-40-11 NMSA 1978 is enacted to read:

"4-40-11. [NEW MATERIAL] QUALIFICATIONS FOR CLERK'S CERTIFICATES.--The secretary of state, in cooperation and in keeping with the standards of accredited educational programs, shall establish by rule the qualifications that are prerequisite to the issuance of each grade of clerk's certificate."

**SECTION 105.** A new Section 4-40-12 NMSA 1978 is enacted to read:

"4-40-12. [NEW MATERIAL] ADDITIONAL COMPENSATION TO CLERKS.-- In addition to the salaries provided for county clerks in Chapter 4, Article 44 NMSA 1978, county clerks may receive:

A. an additional five hundred dollars (\$500) a year for holding a "clerk 1" certificate;

B. an additional one thousand dollars (\$1,000) a year for holding a "clerk 2" certificate;

C. an additional one thousand dollars (\$1,000) a year for holding a "clerk 3" certificate; and

D. an additional one thousand dollars (\$1,000) a year for holding a "clerk 4" certificate."

**SECTION 106.** A new Section 4-40-13 NMSA 1978 is enacted to read:

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"4-40-13. [NEW MATERIAL] ADDITIONAL COMPENSATION TO DEPUTY CLERKS.--A board of county commissioners may provide additional cumulative increments to the salary of any chief deputy or deputy clerk employed in the office of the clerk as an incentive for obtaining greater qualification levels up to the following amounts:

A. an additional five hundred dollars (\$500) a year for holding a "clerk 1" certificate;

B. an additional one thousand five hundred dollars (\$1,500) a year for holding a "clerk 2" certificate;

C. an additional two thousand five hundred dollars (\$2,500) a year for holding a "clerk 3" certificate; and

D. an additional three thousand dollars (\$3,000) a year for holding a "clerk 4" certificate."".

25. On page 219, line 6 through page 228, line 13, strike Sections 113 through 116 in their entirety.

26. On page 242, line 7, strike "watershed" and insert in lieu thereof "soil and water conservation".

27. On page 252, line 21, strike "1-20-21,".

28. On page 252, line 22, strike "12-4-1 through 12-4-3,".

29. On page 253, lines 5 and 6, strike "Laws 1969, Chapter 240, Section 445;".

30. On page 253, lines 7 and 8, strike "Laws 1951, Chapter 157, Sections 1 through 3;".

31. On page 253, line 23, strike "98" and insert in lieu thereof "99".

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32. Renumber sections to correspond to these amendments.,  
and thence referred to the **FINANCE COMMITTEE.**

Respectfully submitted,

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DANIEL A. IVEY-SOTO, CHAIR

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

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against  
Yes: 10  
No: 0  
Excused: Ingle  
Absent: None

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