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SENATE JOINT RESOLUTION 14

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

MICHAEL C. WIENER

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE 9, SECTION 14 OF THE
CONSTITUTION OF NEW MEXICO TO ALLOW COUNTIES AND LOCAL
GOVERNMENTS TO DONATE PUBLIC LAND FOR PRIVATE OR PUBLIC HOUSING
INITIATIVES.

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

Section 1. It is proposed to amend Article 9, Section 14
of the constitution of New Mexico to read:

"Neither the state nor any county, school district or
municipality, except as otherwise provided in this constitution,
shall directly or indirectly lend or pledge its credit or make
any donation to or in aid of any person, association or public
or private corporation or in aid of any private enterprise for
the construction of any railroad; provided:

A. nothing in this section shall be construed to

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1 prohibit the state or any county or municipality from making
2 provision for the care and maintenance of sick and indigent
3 persons;

4 B. nothing in this section shall prohibit the state
5 from establishing a veterans' scholarship program for Vietnam
6 conflict veterans who are post-secondary students at educational
7 institutions under the exclusive control of the state by
8 exempting such veterans from the payment of tuition. For the
9 purposes of this subsection, a "Vietnam conflict veteran" is any
10 person who has been honorably discharged from the armed forces
11 of the United States, who was a resident of New Mexico at the
12 original time of entry into the armed forces from New Mexico and
13 who has been awarded a Vietnam campaign medal for service in the
14 armed forces of this country in Vietnam during the period from
15 August 5, 1964 to the official termination date of the Vietnam
16 conflict as designated by executive order of the president of
17 the United States;

18 C. the state may also establish by law a program of
19 loans to students of the healing arts, as defined by law, for
20 residents of the state who, in return for the payment of
21 educational expenses, contract with the state to practice their
22 profession for a period of years after graduation within areas
23 of the state designated by law; [and]

24 D. nothing in this section shall be construed to
25 prohibit the state or a county or municipality from creating new

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1 job opportunities by providing land, buildings or infrastructure
2 for facilities to support new or expanding businesses if this
3 assistance is granted pursuant to general implementing
4 legislation that is approved by a majority vote of those elected
5 to each house of the legislature. The implementing legislation
6 shall include adequate safeguards to protect public money or
7 other resources used for the purposes authorized in this
8 subsection. The implementing legislation shall further provide
9 that:

10 (1) each specific county or municipal project
11 providing assistance pursuant to this subsection need not be
12 approved by the legislature but shall be approved by the county
13 or municipality pursuant to procedures provided in the
14 implementing legislation; and

15 (2) each specific state project providing
16 assistance pursuant to this subsection shall be approved by law;
17 and

18 E. nothing in this section shall be construed to
19 prohibit a county, municipality or political subdivision of the
20 state from donating public land for housing. "

21 Section 2. The amendment proposed by this resolution shall
22 be submitted to the people for their approval or rejection at
23 the next general election or at any special election prior to
24 that date which may be called for that purpose.

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996

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5 February 10, 1996

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7 Mr. President:

8
9 Your RULES COMMI TTEE, to whom has been referred

10
11 SENATE JOI NT RESOLUTION 14

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS, and thence referred to the
15 FI NANCE COMMI TTEE.

16
17 Respectfully submit ted,

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22 Glori a Howes, Chair man
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Adopted _____ Not Adopted _____
(Chi ef Clerk) (Chi ef Clerk)

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Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: 0

Excused: Doni sthorpe, EJennings, Wray

Absent: 0

SJR14RU1