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HOUSE BILL 291

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

Robert M Burpo

AN ACT

RELATING TO ELECTIONS; PROVIDING FOR CANCELLATION OF VOTER
REGISTRATION OF NONCITIZENS.

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

Section 1. Section 1-4-24 NMSA 1978 (being Laws 1969,
Chapter 240, Section 80, as amended) is amended to read:

"1-4-24. CANCELLATION OF REGISTRATION-- COUNTY
CLERK-- GROUNDS.--The county clerk shall cancel certificates of
registration for the following reasons:

- A. death of the voter;
- B. legal insanity of the voter;
- C. a felony conviction of the voter;
- D. determination of noncitizenship of the voter;
- [D.] E. at the request of the voter; or
- [E.] F. at the direction of the board of

underscored material = new
[bracketed material] = delete

1 registration. "

2 Section 2. A new section of the Election Code is enacted
3 to read:

4 " [NEW MATERIAL] CANCELLATION OF REGISTRATION--
5 DETERMINATION OF NONCITIZENSHIP. --

6 A. For the purposes of cancellation of
7 registration, the noncitizenship of a voter shall be
8 ascertained by comparison of registration records with the
9 certification of alien status by the federal immigration and
10 naturalization service.

11 B. When, in proceedings held pursuant to law, a
12 court of competent jurisdiction or the federal immigration and
13 naturalization service determines that an individual is not a
14 citizen of the United States, certification by the court or
15 the federal immigration and naturalization service of that
16 fact may be filed by a citizen with the county clerk of the
17 county wherein the individual is registered.

18 C. The certification of noncitizen status shall
19 include the following information about the individual:

- 20 (1) name;
21 (2) age;
22 (3) sex;
23 (4) marital status;
24 (5) birth place;
25 (6) birth date;

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- (7) social security number, if any;
- (8) address; and
- (9) date of determination of status."