1	HOUSE JOINT RESOLUTION 6
2	46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004
3	INTRODUCED BY
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10	A JOINT RESOLUTION
11	PROPOSING AN AMENDMENT TO ARTICLE 16 OF THE CONSTITUTION OF NEW
12	MEXICO BY ADOPTING A NEW SECTION PROVIDING FOR LOCAL PUBLIC
13	CONTROL OF PUBLIC WATER SUPPLIES.
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15	BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
16	Section 1. It is proposed to amend Article 16 of the
17	constitution of New Mexico by adding a new section to read:
18	"A. A person or other legal entity, whether public
19	or private, may not acquire a right to use the public waters of
20	the state for a water supply system to furnish water to the
21	public within the state unless the administration of the
22	system, use of the water and rates for the water are governed
23	by an elected governing body. The governing body shall consist
24	of at least three members, and all members shall be residents
25	of the municipality or area served by the water system and
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shall be elected by the qualified voters residing within the municipality or area served by the water system. The term of office for members of the governing body shall be six years or less. The members of a governing body of a political subdivision of the state may serve as the governing body of a water supply system owned or operated by the political subdivision.

B. The provisions of this section shall not apply
to a water supply system acquired before January 1, 2005,
unless the water supply system is merged with, acquired by or
its owners are succeeded by another person or legal entity on
or after January 1, 2005."

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

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