

1 SENATE JOINT RESOLUTION 3

2 47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

3 INTRODUCED BY

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10 A JOINT RESOLUTION

11 PROPOSING AN AMENDMENT TO ARTICLE 11, SECTION 1 OF THE
12 CONSTITUTION OF NEW MEXICO TO PROVIDE FOR THE APPOINTMENT OF
13 TWO MEMBERS OF THE PUBLIC REGULATION COMMISSION BY THE
14 GOVERNOR.

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

17 Section 1. It is proposed to amend Article 11, Section 1
18 of the constitution of New Mexico to read:

19 "The "public regulation commission" is created [The
20 ~~commission shall consist of five members elected from districts~~
21 ~~provided by law for staggered four-year terms beginning on~~
22 ~~January 1 of the year following their election; provided that~~
23 ~~those chosen at the first general election after the adoption~~
24 ~~of this section shall immediately classify themselves by lot,~~
25 ~~so that two of them shall hold office for two years and three~~

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1 ~~of them for four years; and further provided that, after~~
2 ~~serving two terms, members shall be ineligible to hold office~~
3 ~~as a commission member until one full term has intervened]~~ and
4 shall consist of five members. Three members shall be elected
5 from the three districts corresponding to the federal
6 congressional districts for the house of representatives or, if
7 there are more or fewer than three congressional districts,
8 from districts as provided by law. Two members shall be
9 appointed by the governor by and with the consent of the
10 senate. Commissioners appointed by the governor shall not be
11 removed except for incompetence, neglect of duty or malfeasance
12 in office. Members shall serve staggered four-year terms, and,
13 if a member has served two consecutive terms, the member shall
14 not be eligible for election or appointment to the commission
15 until one full term has intervened. One commissioner shall be
16 elected by the commissioners to serve as chairperson for a term
17 of two years. No commissioner or candidate for the commission
18 shall accept anything of value from a person or entity whose
19 charges for services to the public are regulated by the
20 commission. The provisions of this section shall take effect
21 upon adoption of this amendment by the people; provided that
22 commissioners elected in 2006 or before shall serve the
23 remainder of their terms, appointed members shall begin their
24 terms on January 1, 2009 and elected members shall begin their
25 terms on January 1 following their election in the general

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