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HOUSE MEMORIAL 65

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

INTRODUCED BY

Mimi Stewart

A MEMORIAL

REQUESTING THE NEW MEXICO LEGISLATIVE COUNCIL TO DIRECT THE
APPROPRIATE INTERIM COMMITTEE TO STUDY HOMEOWNERS'
ASSOCIATIONS.

WHEREAS, the primary purpose of a homeowners' association
is to manage a neighborhood's common areas, such as roads,
parks and pools; and

WHEREAS, some homeowners' associations have assumed much
broader powers; and

WHEREAS, homeowners' associations are distinguished from
other community associations, including neighborhood
associations, by their ability to assess dues, to impose
regulations on things such as a home's appearance and to levy
fines on homeowners who violate those regulations; and

WHEREAS, as homeowners' associations become more prevalent

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1 in New Mexico, New Mexicans are entitled to fair covenants,
2 conditions and restrictions when they purchase property
3 governed by a homeowners' association;

4 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
5 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the New Mexico
6 legislative council be requested to direct the appropriate
7 interim committee to study homeowners' associations in New
8 Mexico, including the reviewing of state statutes relating to
9 homeowners' associations; reviewing homeowner complaints,
10 lawsuits or other controversies relating to homeowners'
11 associations in New Mexico; and researching responses to
12 similar problems of homeowners' associations in other states;
13 and

14 BE IT FURTHER RESOLVED that copies of this memorial be
15 transmitted to the co-chairs of the New Mexico legislative
16 council.

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