

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 335

48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008

INTRODUCED BY

Jeff Steinborn

AN ACT

RELATING TO ELECTIONS; ALLOWING THE APPOINTMENT OF QUALIFIED
STUDENTS TO PRECINCT BOARDS.

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

Section 1. Section 1-2-7 NMSA 1978 (being Laws 1969,
Chapter 270, Section 29, as amended) is amended to read:

"1-2-7. PRECINCT BOARD--QUALIFICATION OF MEMBERS--
QUALIFICATION OF PRESIDING JUDGES.--

A. In order to qualify as a member of the precinct
board, a person shall:

(1) be a resident of the representative
district and county in which the precinct where ~~he~~ the person
is a voter is located;

(2) be able to read and write;

(3) have the necessary capacity to carry out

underscored material = new
[bracketed material] = delete

1 [his] a precinct board member's functions with acceptable skill
2 and dispatch; and

3 (4) execute the precinct board member's oath
4 of office.

5 B. Before serving as a presiding judge of a
6 precinct board, a person shall receive training in the duties
7 of that position and be certified for the position by the
8 county clerk.

9 C. No person shall be qualified for appointment or
10 service on a precinct board:

11 (1) who is a candidate for any federal, state,
12 district or county office;

13 (2) who is a spouse, parent, child, brother or
14 sister of any candidate to be voted for at the election; or

15 (3) who is a sheriff, deputy sheriff, marshal,
16 deputy marshal or state or municipal ~~policeman~~ police
17 officer.

18 D. A county clerk may appoint not more than two
19 students to serve on a precinct board under the direct
20 supervision of the presiding judge of a precinct designated by
21 the county clerk. A student appointed by the county clerk
22 shall:

23 (1) meet the qualifications set forth in
24 Subsection A of this section, except the student need not be
25 eligible to vote;

.170290.4

underscoring material = new
[bracketed material] = delete

1 (2) have the approval of the educational
2 institution in which the student is enrolled and the student's
3 parent or legal guardian;

4 (3) be at least sixteen years of age at the
5 time of the election in which the student is serving as a
6 member of a precinct board;

7 (4) be a citizen at the time of the election
8 for which the student will be serving as a member of a precinct
9 board;

10 (5) be a student attending a public or private
11 secondary educational institution or home school; and

12 (6) attend at least one school of instruction
13 in accordance with the provisions of Section 1-2-17 NMSA 1978.

14 E. A student appointed pursuant to the provisions
15 of Subsection D of this section shall not serve as a presiding
16 judge of the precinct board.

17 F. Unless requested by the county chair of a major
18 political party to be considered as a member of the precinct
19 board pursuant to Section 1-2-8 NMSA 1978, a student may only
20 be appointed by the county clerk to serve as a member of a
21 precinct board from the standby or other list of voters
22 pursuant to Subsections B and C of Section 1-2-10 NMSA 1978."