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## FISCAL IMPACT REPORT

ORIGINAL DATE 1/26/09  
 SPONSOR Rodefer LAST UPDATED 1/29/09 HB 180  
 SHORT TITLE Municipal Districting Population Threshold SB \_\_\_\_\_  
 ANALYST Hoffmann

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
		NFI	

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

Responses Received From

Secretary of State (SOS)  
 Department of Finance and Administration (DFA)

No Response

New Mexico Municipal League

### SUMMARY

Synopsis of Bill

This bill amends Section 3-12-1 NMSA 1978. It would increase the population threshold from ten thousand to twenty-five thousand for municipal election districts. It increases the threshold for the requirement of mayors to live in the governing body's district from ten thousand to twenty-five thousand, and the size of single-member districts from ten thousand to twenty-five thousand for municipalities and H class counties.

### FISCAL IMPLICATIONS

None.

### OTHER SUBSTANTIVE ISSUES

The Department of Finance and Administration notes that as the law currently reads, members of governing bodies, including the mayors of municipalities with a population of less than ten thousand, have residency requirements. Yet mayors in municipalities having a population in excess of ten thousand do not have a residency requirement.

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If any member of the governing body permanently removes the member's residence from or maintains no residence in the district from which the member was elected, the member shall be deemed to have resigned. In addition, a governing body of "H" class counties and any other municipality having a population of ten thousand or less, may provide for a single-member district

The office of the Secretary of State provided clarification that they do not have jurisdiction over Municipal Elections; therefore this legislation has no impact regarding primary or general elections.

CH/mt:svb