

HOUSE JUDICIARY COMMITTEE SUBSTITUTE FOR
HOUSE JOINT RESOLUTION 5

54TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2019

Pursuant to House Rule 24-1, this document incorporates amendments that have been adopted prior to consideration of this measure by the House. It is a tool to show the amendments in context and is not to be used for the purpose of amendments.

A JOINT RESOLUTION

PROPOSING AMENDMENTS TO SRC→~~ARTICLE~~←SRC SRC→ARTICLES←SRC
SRC→4, 5, 6 AND 10 ←SRC OF THE CONSTITUTION OF NEW MEXICO TO
REPEAL THE CONSTITUTIONAL SRC→~~PROVISION~~←SRC
SRC→PROVISIONS←SRC PROVIDING FOR SRC→LEGISLATIVELY ESTABLISHED
SALARIES, ←SRC LEGISLATIVE PER DIEM AND MILEAGE AND THE
PROHIBITION OF LEGISLATIVE COMPENSATION AND TO CREATE A PUBLIC
OFFICER SALARY COMMISSION TO ESTABLISH AND LIMIT THE SALARIES
OF ELECTED SRC→STATE←SRC OFFICERS AND OTHER PUBLIC OFFICERS AS
THE LEGISLATURE MAY PROVIDE.

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

SRC→~~SECTION 1. It is proposed to amend Article 4 of the constitution of New Mexico by repealing Section 10, effective January 1, 2023.~~←SRC

SRC→SECTION 1. It is proposed to amend Article 4 of the constitution of New Mexico by repealing Section 10; Article 5 of the constitution of New Mexico by repealing Section 12; Article 6 of the constitution of New Mexico by repealing Sections 11 and 17; and Article 10 of the constitution of New Mexico by repealing Section 1, effective January 1, 2023.←SRC

SECTION 2. It is proposed to amend Article 4 of the constitution of New Mexico by adding a new section to read:

"SRC→A.←SRC The "public officer salary commission" is established as a state agency under the direction of seven commissioners, no more than four of whom may be members of the same political party, whose terms and qualifications shall be as provided by law SRC→."←SRC

SRC→~~B. The governor shall appoint two commissioners who shall not be from the same political party. The chief justice of the supreme court shall appoint two commissioners who shall not be from the same political party. One commissioner each shall be appointed by the president pro tempore of the senate and the speaker of the house of representatives, all as certified by the chief clerks of the respective chambers. One commissioner shall be appointed by~~

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~~the six commissioners appointed by the governor, the chief justice of the supreme court, the president pro tempore of the senate and the speaker of the house of representatives. No member of the commission shall be a:~~

~~(1) current governor, lieutenant governor, attorney general, secretary of state, treasurer, state auditor or commissioner of public lands;~~

~~(2) current member of the judiciary;~~

~~(3) current legislator;~~

~~(4) current member of the public regulation commission;~~

~~(5) current employee of state government;~~

~~(6) current or former lobbyist registered pursuant to New Mexico law; or~~

~~(7) spouse, domestic partner, parent, child or sibling, by consanguinity or affinity, of a person identified in Paragraphs (1) through (6) of this subsection.~~

~~C. The public officer salary commission shall establish and limit salaries for:~~

~~(1) the governor, lieutenant governor, attorney general, secretary of state, state treasurer, state auditor and commissioner of public lands;~~

~~(2) justices of the supreme court, judges of the court of appeals and district court judges;~~

~~(3) legislators;~~

~~(4) members of the public regulation commission; and~~

~~(5) other public officers as the legislature~~

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~~may provide.~~

~~D. The public officer salary commission shall establish and limit salaries by October 1 of each odd-numbered year, taking into account any other compensation, perquisite, allowance or reimbursement provided to persons identified in Subsection C of this section by the state of New Mexico. The commission may establish and limit compensation, perquisite, allowance or reimbursement other than salary.~~

~~Hfl→E. The salary of senators who are serving a term of office that expires on December 31, 2024 may receive a salary beginning January 1, 2023, notwithstanding that the senators' compensation will be increased or decreased during their terms of office."~~←Hfl

~~Hfl→E. The compensation of the governor, lieutenant governor, attorney general, secretary of state, state treasurer, state auditor, commissioner of public lands, justices of the supreme court, judges of the court of appeals, district court judges, legislators, members of the public regulation commission and other public officers whose compensation may be established and limited by the public officer salary commission may be increased or diminished during the individual's term of office."~~←Hfl←SRC

SECTION 3. 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

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election prior to that date that may be called for that purpose.