

(Parenthesis () Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to: n/a

Duplicates/Relates to Appropriation in the General Appropriation Act: n/a

SECTION III: NARRATIVE

BILL SUMMARY

Synopsis:

House Bill 114 (HB114) would add to the New Mexico Human Rights Act (HRA) a provision prohibiting the attempted recording or filing with the county clerk deeds and documents with discriminatory restrictive covenants based on prohibited bases specified within the bill. The bill provides county clerks with authority to reject for filing any deed or written instrument that contains a discriminatory restrictive covenant that is prohibited by the bill and further authorizes a title company, attorney, or other person preparing a deed or other instrument of writing to be recorded in the office of the county clerk to remove a covenant or language prohibited under the bill and replace such language with a disclaimer reading: “It is the policy of the state of New Mexico that there be no discrimination in the ownership, residency or use of real property. Any covenants that would restrict such ownership in violation of state or federal law is hereby void as against public policy”.

FISCAL IMPLICATIONS

There is no direct fiscal impact anticipated for the Regulation and Licensing Department if HB 114 is enacted.

SIGNIFICANT ISSUES

PERFORMANCE IMPLICATIONS

ADMINISTRATIVE IMPLICATIONS

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

TECHNICAL ISSUES

OTHER SUBSTANTIVE ISSUES

ALTERNATIVES

WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL

AMENDMENTS