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SENATE JOINT RESOLUTION 4

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,
1996

INTRODUCED BY
LEONARD LEE RAWSON

A JOINT RESOLUTION

PROPOSING TO AMEND ARTICLE 10 OF THE CONSTITUTION OF NEW MEXICO
BY ADDING A NEW SECTION TO PROVIDE FOR RECALL OF ELECTED COUNTY
OFFICIALS.

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

Section 1. It is proposed to amend Article 10 of the
constitution of New Mexico by adding a new section to read:

"Any elected official of a county is subject to recall by
the voters of the county for malfeasance, misfeasance or abuse
of office. The recall petition shall be filed with the county
clerk of the county and shall be signed by registered voters of
the county. The signatures shall be not less in number than
twenty-five percent of the number of votes cast for the elected
official sought to be recalled in the last preceding general

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[bracketed material] = delete

Underscored material = new
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1 election at which the official was elected. Upon verification
2 of the signatures on the petition, the county clerk shall place
3 the question of recall of the elected county official on the
4 ballot within ninety days. No petition of recall of an elected
5 county official shall be submitted more than twice during the
6 term for which the official was elected. A separate petition
7 shall be filed for each elected county official sought to be
8 recalled. If at the general election a majority of the votes
9 cast on the question of recall are in favor of the recall of an
10 elected county official, that official is recalled from office,
11 and a vacancy in the office shall be filled in the manner
12 provided by law. The provisions of this section are self-
13 executing. "

14 Section 2. The amendment proposed by this resolution shall
15 be submitted to the people for their approval or rejection at
16 the next general election or at any special election prior to
17 that date which may be called for that purpose.