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HOUSE BILL 157

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY

James Roger Madalena

AN ACT

RELATING TO ELECTIONS; REQUIRING REIMBURSEMENT TO COUNTIES FOR CERTAIN EXPENSES AT ALTERNATE EARLY VOTING AND MOBILE ALTERNATE VOTING LOCATIONS ON INDIAN LANDS; DECLARING AN EMERGENCY.

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

Section 1. Section 1-6-5.8 NMSA 1978 (being Laws 2009, Chapter 251, Section 2) is amended to read:

"1-6-5.8. EARLY VOTING--NATIVE AMERICAN EARLY VOTING LOCATIONS.--A county clerk shall provide at least one alternate early voting or mobile alternate voting location on Indian nation, tribal or pueblo land when requested by the Indian nation, tribe or pueblo in the county; provided that:

A. the Indian nation, tribe or pueblo submits a written request to the county clerk no later than the first Monday in November of each odd-numbered year;

.180211.1

underscored material = new  
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1           B. the alternate early voting or mobile alternate  
2 voting location may operate for less than the full early voting  
3 period, to be decided upon between the Indian nation, tribe or  
4 pueblo and the county clerk;

5           C. the county clerk may limit voting to precincts  
6 on and near the Indian nation, tribe or pueblo;

7           D. the location of the alternate early voting or  
8 mobile alternate voting location on Indian nation, tribal or  
9 pueblo land conforms to the requirements for alternate early  
10 voting locations, except as specified in this section;

11          E. the county clerk provides federally mandated  
12 language translators at the alternate early voting or mobile  
13 alternate voting locations;

14          F. the Indian nation, tribe or pueblo provides the  
15 facility and services for the alternate early voting or mobile  
16 alternate voting location; and

17          G. the costs of voting equipment and personnel for  
18 [the] all alternate early voting or mobile alternate voting  
19 locations on Indian nation, tribal or pueblo land pursuant to  
20 this section [~~are~~] shall be reimbursed to the county by the  
21 secretary of state."

22          Section 2. EMERGENCY.--It is necessary for the public  
23 peace, health and safety that this act take effect immediately.