

HOUSE VOTERS AND ELECTIONS COMMITTEE SUBSTITUTE FOR
HOUSE BILL 219

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

AN ACT

RELATING TO ELECTIONS; REQUIRING ADEQUATE RESOURCES IN POLLING
PLACES TO AVOID DELAY IN VOTING ON ELECTION DAY.

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

SECTION 1. A new section of Chapter 1, Article 3 NMSA
1978 is enacted to read:

"~~[NEW MATERIAL]~~ ELECTION-DAY POLLING PLACES--ADEQUATE
RESOURCES.--

A. Each election-day polling place in a primary or
general election that does not contain mail ballot election
precincts or precincts consolidated pursuant to Section 1-3-4
NMSA 1978 shall comply with the requirements for polling places
and precincts as provided in Subsections B and C of this
section, unless the county clerk receives a written waiver from
the secretary of state specifying the location and specific

.193010.5

underscored material = new
[bracketed material] = delete

1 provision being waived.

2 B. Each polling place shall:

3 (1) have at least one voting system available
4 to assist disabled voters to cast and record their votes; and

5 (2) be in a location that is accessible and
6 compliant with the requirements of the federal Americans with
7 Disabilities Act of 1990.

8 C. Each precinct polling place located within a
9 single polling place shall have:

10 (1) a separate precinct board and signature
11 roster for the precinct;

12 (2) at least one optical scan tabulator for
13 the precinct; and

14 (3) sufficient spaces for at least five voters
15 to simultaneously and privately mark their ballots, with at
16 least one of those spaces wheelchair-accessible, for the
17 precinct."