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SENATE BILL 252

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

INTRODUCED BY

Howie C. Morales

AN ACT

RELATING TO MUNICIPALITIES; LIMITING THE VETO POWER OF THE
MAYOR IN CERTAIN CHARTER MUNICIPALITIES; DECLARING AN
EMERGENCY.

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

Section 1. A new section of the Municipal Code is enacted
to read:

"[NEW MATERIAL] LIMIT ON VETO POWER IN CERTAIN CHARTER
MUNICIPALITIES.--

A. The veto power of the mayor in a charter
municipality in which the mayor is also a voting member of the
governing body is limited to ordinances passed by the governing
body, and the mayor does not have the power to veto resolutions
or other actions of the governing body.

B. As used in this section:

underscored material = new
[bracketed material] = delete

underscoring material = new
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(1) "ordinance" means an enactment of the governing body that creates or amends a municipal law of general application that is valid and permanent until repealed; and

(2) "resolution or other action" means an enactment of the governing body that expresses the policy of the municipality or relates to matters of special or temporary character, including but not limited to an authorization to expend municipal funds, to establish new funds or positions, to enter into contractual arrangements or to call elections."

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