

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

HOUSE BILL

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO ELECTRIC UTILITIES; AMENDING THE RURAL ELECTRIC  
COOPERATIVE ACT; ALLOWING RURAL ELECTRIC COOPERATIVE MEMBERS TO  
VOTE BY PROXY OR MAIL.

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

Section 1. Section 62-15-10 NMSA 1978 (being Laws 1939,  
Chapter 47, Section 10) is amended to read:

"62-15-10. VOTING DISTRICTS.--

A. Notwithstanding any other provision of [~~this~~]  
the Rural Electric Cooperative Act, the bylaws may provide that  
the territory in which a cooperative supplies electric energy  
to its members shall be divided into two or more voting  
districts and that, in respect of each such voting district:

(1) a designated number of trustees shall be  
elected by the members residing [~~therein, or~~] in that district;

.182523.2

underscored material = new  
[bracketed material] = delete

underscored material = new  
~~[bracketed material] = delete~~

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

(2) a designated number of delegates shall be elected by ~~[such]~~ the members residing in that district; or

(3) both ~~[such]~~ trustees and delegates shall be elected by ~~[such]~~ the members residing in that district.

B. ~~[In any such case]~~ The bylaws shall prescribe the manner in which ~~[such]~~ voting districts, and the members, ~~[thereof and the]~~ delegates and trustees thereof, if any, elected therefrom, shall function ~~[and the]~~. The bylaws shall also set forth the powers of the delegates, which may include the power to elect trustees. No ~~[member at any voting district meeting and no]~~ delegate at any meeting shall vote by proxy or by mail.

C. Voting by members at voting district meetings shall be in person, unless otherwise provided in the bylaws. The bylaws shall prescribe the conditions under which voting by proxy or mail shall be exercised."