Election Day, and registered to vote, you may vote in this General Election.

A General Election will be held on Tuesday, November 6, 2018. A General Election is held the first Tuesday after the first Monday in November in even numbered years.

For Zuni and Navajo language assistance please contact the County Clerk’s Office.

McKinley County Clerk
505-863-6866
207 W. Hill Ave. #100
Gallup, NM 87301
www.co.mckinley.nm.us/190/county-clerk

How to Register to Vote
You must be registered to vote by 5:00 p.m. on Tuesday, October 9, to vote in this election. Voter registration applications are available online (at the County Clerks’ and Secretary of State’s websites) and at many public places including the County Clerk’s office, all public libraries and Motor Vehicle Division offices.

How to Vote on Election Day
Polls will be open from 7:00 a.m. to 7:00 p.m. on November 6. You must be registered to vote by 5:00 p.m. on Tuesday, October 9, to vote on Election Day.

Precinct voting has been consolidated into Vote Convenience Centers. Information on your county’s Vote Convenience Center locations is available online through the Secretary of State’s office at www.nmvote.org or by contacting your County Clerk.

Voter Identification
TO VOTE - When you go to vote in person, either Early Voting or on Election Day, you can choose to identify yourself by stating your name, year of birth, and registration address or presenting a physical form of identification such as

- a current and valid photo identification card or other government-issued photo identification card (the address is not required to match your registration address) such as a utility bill, bank statement, government check, paycheck, student or tribal identification card or other government document

TO REGISTER - When you register to vote, identification is required only if you are registering for the first time in New Mexico and you are registering by mail. If you are registering by mail you can submit any current and valid photo ID, a current utility bill, bank statement, government check, paycheck, student or tribal ID, or any other document that shows your name and current address with the registration form.

If you registered to vote by mail and did not provide a valid form of identification, then the first time you vote in New Mexico, either in person or absentee, you will need to show or submit one of the required forms of identification.

The League of Women Voters of New Mexico is pleased to offer this Voter Guide for the 2018 General Election. The League believes that democratic government depends on the informed and active participation of its citizens. We are nonpartisan – we do not support or oppose any candidate or political party.

Disclaimer
The information in this Voter Guide has been carefully assembled and compiled to assure maximum accuracy. However, the LWVNM assumes no responsibility either for correctness of all the information furnished to the League by candidates or other organizations or for errors or omissions.

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EARLY AND ABSENTEE VOTING

EARLY VOTING IN MCKINLEY COUNTY

Zuni and Navajo language Interpreters will be available on site at Early Voting and Election Day locations on Indian Lands.

Absentee In-Person Voting begins at the McKinley County Clerk’s Office – 207 W. Hill Ave. #100 on October 9. This location will be open Monday through Thursday, 7:00 a.m. to 6:00 p.m. and Saturday, November 3, 10:00 a.m. to 6:00 p.m.

Early Voting at all other locations begins Saturday, October 20 through Saturday, November 3, 2018.

Early Voting sites:
- Crownpoint Navajo Election Office, Tuesdays - Saturdays 9:00 a.m. - 5:00 p.m.
- Corner of Chaco and Route 9, Crownpoint, NM 87313
- Rio West Mall, Tuesdays - Fridays 12:00 p.m. - 8:00 p.m., Saturdays 10:00 a.m. - 7:00 p.m.
- 1300 West I-40 Frontage Road (by Food Court) Gallup, NM 87301
- Thoreau Fire Station # 65, Tuesdays - Fridays 12:00 p.m. - 8:00 p.m., Saturdays 10:00 a.m. - 7:00 p.m.
- First Avenue, Thoreau, NM 87323
- Twin Lakes Chapter House, Tuesdays - Fridays 12:00 p.m. - 8:00 p.m., Saturdays 10:00 a.m. - 7:00 p.m.
- State Hwy 491; Mile Marker 13, Twin Lakes, NM 87375
- Zuni Tribal Office, Tuesdays - Fridays 12:00 p.m. - 8:00 p.m., Saturdays 9:00 a.m. - 5:00 p.m.
- 1203 B State Highway 53, Zuni, NM 87327
- McKinley County Courthouse, Begins Tuesday October 9 - Saturday November 3, Monday - Thursday, 7:00 a.m. - 6:00 p.m. and Saturday, November 3, 10:00 a.m. - 6:00 p.m.
- Rotunda 207 W. Hill Ave., Gallup NM 87301

HOW TO VOTE BY ABSENTEE BALLOT IN MCKINLEY COUNTY

Request a Ballot - By Phone - (505-863-6866), In person at the McKinley County Clerk’s Office or online at www.nmvote.org. Absentee ballot applications must be returned to the County Clerk by mail, in person or online. Absentee ballots will be mailed to qualified applicants beginning on Tuesday, October 9, 2018 and will continue through Friday, November 2, 2018 at 5:00 p.m.

Return your Absentee Ballot - You may return your completed absentee ballot by mail in person to the County Clerk’s Office or on Election Day at any of the polling locations prior to 7:00 p.m.

Blind or Visually Impaired Voters may request an absentee application at www.nmvote.org and receive an electronic absentee ballot. This ballot delivery method will allow voters to use their own non-visual or low-vision technology to mark their ballot in the comfort of their own homes.

Absentee ballots must be received at the McKinley County Clerk’s Office or at a polling location by 7:00 p.m. on Tuesday, November 6, 2018.

IMPORTANT INFORMATION ABOUT ABSENTEE VOTING

- Any person qualified to vote may vote by absentee ballot.
- Absentee ballots delivered in person must be returned by the voter, a member of the voter’s immediate family, or a caregiver.
- If you apply for an absentee ballot and receive it, you must vote that ballot.
- You will not be issued another ballot if the original ballot is destroyed, discarded, or delivered to the polls unvoted. If you apply for but do not receive the absentee ballot, you may go to the County Clerk’s office or to a Vote Convenience Center during regular voting hours and, after executing an Affidavit of Nonreceipt will be permitted to vote on a replacement ballot.

Write-In Voting

Write-in voting is permitted on the paper ballot as long as the person you vote for is qualified as a write-in candidate. A write-in vote can only be counted if the name written in is the name of a declared write-in candidate and shows one of the following: two initials and last name; first name, middle initial or name and last name; first and last name; or full name.

Provisional Ballots

You will be issued a provisional ballot if your name does not appear on the roster when voting in person during Early Voting or on Election Day or if you are a first-time voter who registered by mail and you did not provide the required identification.

Voting Offenses

Voters must report voting offenses to the County Clerk, the District Attorney, or the Secretary of State. Voting offenses are –

- Any form of campaigning within 100 feet of a building containing a polling place on Election Day and within 100 feet of the door through which voters may enter to vote at any Early Voting site.
- Using or possessing or carrying alcoholic beverages within 200 feet of a polling place.
- False voting including voting or offering to vote when not qualified, voting in another’s name, voting more than once in a single election, or asking or helping another person to commit a voting offense.
Represents New Mexico in the United States Senate, which has 100 members, two from each state. Candidates must be at least 30 years old, a citizen of the United States for at least nine years, and a resident of the state from which elected. One New Mexico seat is up for election this year. Elected statewide for six-year staggered term. Salary: $174,000.

MARTIN T. HEINRICH
Republican

MARTIN T. HEINRICH
Democrat

MARTIN T. HEINRICH
Libertarian

UNITED STATES REPRESENTATIVE
Represents New Mexico in the United States House of Representatives, which has 435 members elected from districts based on population. New Mexico is entitled to three members. Candidates must be at least 25 years old, a United States citizen for seven years, and must be a resident of New Mexico. Elected by district for two-year term. Salary: $174,000.

UNITED STATES REPRESENTATIVE
XOCHITL TORRES SMALL
Democrat

UNITED STATES REPRESENTATIVE
YVETTE HERRELL
Republican

UNITED STATES REPRESENTATIVE
BEN R. LUJÁN
Democrat

UNITED STATES REPRESENTATIVE
CHRISTOPHER MANNING
Libertarian

UNITED STATES REPRESENTATIVE
JERALD STEVE MCFALL
Republican

NEW MEXICO STATE OFFICES
GOVERNOR
Head of the executive branch and the highest state official in New Mexico. Appoints and supervises directors of executive departments, appoints members of boards and commissions, and signs or vetoes statutes enacted by the Legislature. Must be at least 30 years old, a United States citizen, and have resided continuously in New Mexico for five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $110,000.

NEW MEXICO STATE OFFICES
GOVERNOR
MICHIELLE LUVAN GRISHAM
Democratic

NEW MEXICO STATE OFFICES
GOVERNOR
STEVE PEARCE
Republican

VOTER GUIDE, PAGE 3
LIEUTENANT GOVERNOR
Serves as Acting Governor when the Governor is out of the state, provides constituent services, presides over the New Mexico Senate and can vote in the event of a tie. In a general election the Lieutenant Governor is elected jointly with the Governor. Must be at least 30 years old, a United States citizen, and have resided continuously in New Mexico for the five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $85,000.

HOWIE C. MORALES
Democrat

MICHIELLE LUVAN GRISHAM
Republican

SECRETARY OF STATE
New Mexico’s chief elections officer, overseeing the entire election process. Regulates lobbyist activity and reporting of campaign finances, and maintains records vital to commerce and industry in New Mexico. Must be at least 30 years old, a citizen of the United States, and have resided continuously in New Mexico for five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $85,000.

MAGGIE TOULOUSE OLIVER
Democrat

GINGER G. GRIDER
Libertarian

GAVIN S. CLARKSON
Republican

STATE AUDITOR
Serves as the state’s banker and is entrusted with receiving, keeping, and disbursing state money; deposits funds in financial institutions to invest; and oversees the short-term investment fund. Must be at least 30 years old, a United States citizen, and have resided continuously in New Mexico for five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $85,000.

BRIAN S. COLÓN
Democratic

WAYNE A. JOHNSON
Republican

STATE TREASURER
Serves as the state’s banker and is entrusted with receiving, keeping, and disbursing state money; deposits funds in financial institutions to invest; and oversees the short-term investment fund. Must be at least 30 years old, a United States citizen, and have resided continuously in New Mexico for five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $85,000.

TIM EICHENBERG
Democratic

ARTHUR L. CASTILLO
Republican
Leads the State Land Office, which manages 9 million acres of land and 13 million acres of mineral rights held in trust to support public schools, universities, hospitals, charitable purposes and penitentiaries. Must be at least 30 years of age, a United States citizen, and have resided continuously in New Mexico for the five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $90,000.

COMMISSIONER OF PUBLIC LANDS

The state’s legal officer, legal counsel to state government, and guardian of the public interest. Represents the state before courts or agencies and provides legal opinions upon request of the Legislature, state officials or district attorneys. Must be an attorney licensed by the New Mexico Supreme Court, at least 30 years old, a United States citizen, and reside in the district he/she represents. Must also certify that he/she has at least ten years of specified professional experience or combined professional experience and education in an area regulated by the commission. Elected by district. Four-year staggered term. Districts 2, 4, and 5 are up for election this year. Salary: $90,000.

DISTRICT 4
THERESA A. BECENTI-AGUILAR
Libertarian

NEW MEXICO STATE JUDICIAL OFFICES

Serves as one of five justices on the highest court in New Mexico. It is the court of last resort and has supervisory control over all lesser courts and attorneys licensed in the state. Required to hear appeals from the Public Regulation Commission, election challenges and criminal cases when a defendant is sentenced to the death penalty or life imprisonment. Has discretionary authority to review rulings of the Court of Appeals and questions of law certified to it by the Court of Appeals or federal court. Must be 35 years old, have practiced law for 10 years, and have resided in New Mexico for the last three years. Elected statewide for eight-year term. Salary: Chief Justice, $141,818; Associate Justice, $139,818.

DISTRICT 5
GEORGINA A. DAVIS
Republican

DISTRICT 6
ELISEO LEE ALCÓN
Republican

DISTRICT 9
PATRICIA “PATTY” A. LUNDSTROM
Republican

DISTRICT 69
HARRY GARCÍA
Republican

JUDGE OF THE COURT OF APPEALS
Serves as one of ten judges on the intermediate court between the district courts and the Supreme Court. Judges sit in panels of three. Court reviews appeals in all cases, except criminal cases involving sentences of death or life imprisonment, appeals from the Public Regulation Commission, and cases involving habeas corpus. Must be 35 years old, have practiced law for 10 years, and have resided in New Mexico for the last three years. Elected statewide for eight-year term. Salary: Chief Judge, $134,727; Judge, $132,827.
JUDGE OF THE COURT OF APPEALS (continued)

Position 3

BRIANA H. ZAMORA
Democrat

EMIL J. KIEHNE
Republican

Position 4

JACQUELINE R. MEDINA
Democrat

HANK BOHNHOFF
Republican

Position 5

MEGAN P. DUFFY
Democrat

DANIEL JOSE GALLEGOS
Republican

MAGISTRATE JUDGE

One of 67 judges in the state. There are 54 magistrate courts. Courts have limited jurisdiction, jury trials. Hear these types of cases: Tort, contract landlord/tenant rights up to $10,000, felony preliminary hearings, misdemeanor, OWI/ODI and other traffic violations. Must be at least 18 years of age, reside in the district from which elected, and have graduated from high school or attained the equivalent. Four-year term. Salary: $89,907.

Division 1

APRIL J. SILVERSMITH
Democrat

Division 2

VIRGINIA A. YAZZIE
Democrat

Division 3

CYNTHIA C. SANDERS
Democrat

MCKINLEY COUNTY COMMISSIONER

Serves on 3-member Commission. Together with other members of the County Commission, represents the County and its interests in all cases not otherwise provided for by law, and appoints elections officials to fill vacancies. Commission is responsible for County government budget, county ordinances and resolutions, and zoning and business regulation in unincorporated areas, and sets policy for the operations of County government. Must be at least 18 years of age and a resident of district from which elected. Four-year term no more than two terms in succession. Salary: $22,214.

District 1

BILLY W. MOORE
Democrat

District 2

TOMMY L. NELSON
Democrat

MCKINLEY COUNTY ASSESSOR

Determines property value of homes, businesses and other taxable properties within the county and prepares the property tax rolls for the County Treasurer. Must be at least 18 years of age and a resident of the county. Four-year term with no more than two terms in succession. Salary: $35,702

KATHLEEN ARVISO
Democrat

MCKINLEY COUNTY SHERIFF

Enforces the provisions of all county ordinances; aids in the arrest and detention of escaped prisoners; and serves and executes all process, writs, and orders directed to him/her by magistrate judges and certain others directed by municipal judges. Must be at least 18 years of age and resident of county. Four-year term with no more than two terms in succession. Salary: $56,930.

RONALD R. SILVERSMITH
Democrat

CHARLEY LONG, SR.
Democrat

JUDICIAL RETENTION

Voters at a retention election may vote either “yes” or “no” for each individual judge for retention. To retain the office, a judge standing for retention must receive 57% “yes” votes of all the votes cast on the question of retention.

J. MILES HANISEE
Constitutional Amendment 1:  

*PROPOSING AMENDMENTS TO ARTICLE 6 OF THE CONSTITUTION OF NEW MEXICO TO GIVE THE LEGISLATURE AUTHORITY TO PROVIDE FOR APPELLATE JURISDICTION BY STATUTE.*

Constitutional Amendment 2:  

*PROPOSING AN AMENDMENT TO ARTICLE 5 OF THE CONSTITUTION OF NEW MEXICO TO CREATE AN INDEPENDENT STATE ETHICS COMMISSION WITH JURISDICTION TO INVESTIGATE, ADJUDICATE AND ISSUE ADVISORY OPINIONS CONCERNING CIVIL VIOLATIONS OF LAWS GOVERNING ETHICS, STANDARDS OF CONDUCT AND REPORTING REQUIREMENTS AS PROVIDED BY LAW.*

**ANALYSIS**

The NM Legislature is asking voters to approve two amendments to the NM Constitution that they passed through joint resolutions this spring. The League has condensed the material provided by the Legislative Council Service (LCS), which has no opinion on the proposals. Below are summaries of each proposed amendment and some of the possible arguments for and against. The LCS makes no claim for the validity or consistency of the arguments presented, nor does the League. Find the full LCS analysis here:


**Constitutional Amendment 1** proposes to allow the legislature to change the processes of appealing court decisions by enactment of a state statute. Currently the NM Constitution requires appeals of probate, magistrate and metropolitan court rulings to be decided initially by a district court before going to the court of appeals. A constitutional amendment would be needed to currently change that appeals process.

**ARGUMENTS FOR Proposed Constitutional Amendment 1**

1. Could save both time and money for parties involved in appeals.
2. Could reduce caseloads in district courts.
3. Would increase the number of cases in the appellate courts.
4. May increase the number of cases in the appellate courts.
5. May not result in greater court efficiencies and related cost-savings.
6. Could reduce time and money for parties involved in appeals.

**ARGUMENTS AGAINST Proposed Constitutional Amendment 1**

1. A constitutional amendment is not necessary to create a state ethics commission.
2. NM is one of only 6 states without a state ethics commission.
3. May not result in greater court efficiencies and related cost-savings.

**Constitutional Amendment 2** proposes establishing a state ethics commission with authority as provided by law over state officials and employees of the executive and legislative branches; candidates and other participants in elections; lobbyists or government contractors or seekers of government contracts, and possibly other areas. The commission would be empowered to require witnesses to appear or individuals to submit records and relevant evidence. The seven-member commission would also issue advisory opinions concerning standards of ethical conduct.

**ARGUMENTS FOR Proposed Constitutional Amendment 2**

1. New Mexico’s ethics laws are not coordinated now and are inconsistent across agencies.
2. NM is one of only 6 states without a state ethics commission.
3. Legislators in New Mexico and across the nation recognize the need for a commission dedicated to investigating complaints alleging violations of ethical conduct. The agency could prevent unethical misconduct by providing information and issuing advisory opinions. The legislature would determine how the commission receives and investigates complaints of unethical conduct and the qualifications and duties of the commissioners.

**ARGUMENTS AGAINST Proposed Constitutional Amendment 2**

1. A constitutional amendment is not necessary to create a state ethics commission. Under existing law, multiple state agencies already have oversight over ethics matters affecting their respective branches of government. Broadening or amending those agencies’ powers or duties to meet any unmet needs might be more efficient than creating another oversight entity.
2. Before the commission could function, the legislature would first have to pass legislation granting the commission its powers and duties and setting the qualifications and terms of the commissioners.
3. A state ethics commission could duplicate efforts to combat unethical behavior already prohibited in law and could be costly. There have been several successful prosecutions of public officials and employees for violating laws governing ethical conduct. Improving current laws and enforcement procedures could be accomplished without the expense of creating a whole new agency.
STATE BOND QUESTIONS

2018 General Obligation Bonds and Taxes

A bond represents a debt for money borrowed by a government to finance capital improvement projects. The State of New Mexico promises to repay the amount borrowed, plus interest, over a period of time for each General Obligation bond that is approved by voters. The bonds are called “General Obligation” because payment of the debt service (principal plus interest) is a general obligation of the State and its property owners through property taxation. According to the Board of Finance Division of the NM Department of Finance and Administration, the specific amount of property taxes collected in a given year is attributable to a number of factors, including the amount of debt service required for existing general obligation bonds, the projected debt service required for the new bond issue, the latest assessed valuation of net taxable property, cash balances in bond debt service accounts, the date of issuance, and the actual interest rate obtained on the bond sale. Based on the assumption that all four bond issues will be passed by voters, the property tax year 2018 mil levy has been set at 1.36 mils, which is the same as the 2016 and 2017 rates. The State Board of Finance estimates that over a ten-year period, the four issues on the ballot would cost approximately $8.91 per $100,000 of asset value. Of the annual average $8.91, Bond Issue A accounts for $0.58, Bond Issue B accounts for $0.89, Bond Issue C accounts for $0.33, and Bond Issue D accounts for $7.31.

2018 Capital Projects General Obligation Bond Act

The New Mexico Legislature passed the 2018 Capital Projects General Obligation Bond Act detailing projects that would be funded by these bonds. No bonds will be issued or sold under the act until the state’s registered voters have voted upon and approved the bonds. Each bond is voted upon separately with a “For” or “Against” question.

Summary: The four 2018 bond issues ask for voter approval to issue general obligation bonds as follows:

- Bond Issue A, in an amount not to exceed $10,770,000 to make capital expenditures for certain senior citizen facility improvements, construction, and equipment acquisition projects;
- Bond Issue B, in an amount not to exceed $12,876,000 to make capital expenditures for academic, public school, tribal, and public library resource acquisitions;
- Bond Issue C, in an amount not to exceed $6,137,000 to make capital expenditures for the purchase of school buses; and
- Bond Issue D, in an amount not to exceed $136,230,000 to make capital expenditures for certain higher education, special schools and tribal schools capital improvements and acquisitions.

The total for all four questions, including bond issuance costs, is $166,013,000. A complete breakdown of the designated projects under each bond issue can be found on the New Mexico Legislature’s website: https://nmlegis.gov/Publications/Capital_Outlay/Projects%20Requested%20by%20County%20w%20Purpose%2018.pdf

A complete breakdown of the designated projects under each bond issue can be found on the New Mexico Legislature’s website: https://nmlegis.gov/Publications/Capital_Outlay/Projects%20Requested%20by%20Agency%20w%20Purpose%2018.pdf

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<th>Bond Question A – Aging and Long-Term Services Department</th>
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<td>The 2018 Capital Projects General Obligation Bond Act authorizes the issuance and sale of senior citizen facility improvement, construction and equipment acquisition bonds. Shall the state be authorized to issue general obligation bonds in an amount not to exceed ten million seven hundred seventy thousand dollars ($10,770,000) to make capital expenditures for certain senior citizen facility improvement, construction and equipment acquisition projects and provide for a general property tax imposition and levy for the payment of principal of, interest on and expenses incurred in connection with the issuance of the bonds and the collection of the tax as permitted by law?</td>
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<td>For [ ] Against [ ]</td>
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<tr>
<th>Bond Question B – Library Acquisitions</th>
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<td>The 2018 Capital Projects General Obligation Bond Act authorizes the issuance and sale of library acquisition bonds. Shall the state be authorized to issue general obligation bonds in an amount not to exceed twelve million eight hundred sixty-seven thousand dollars ($12,876,000) to make capital expenditures for academic, public school, tribal and public library resource acquisitions and provide for a general property tax imposition and levy for the payment of principal of, interest on and expenses incurred in connection with the issuance of the bonds and the collection of the tax as permitted by law?</td>
</tr>
<tr>
<td>For [ ] Against [ ]</td>
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Each question set forth in this section includes a specific work or object to be financed by the bonds. If any such question is not approved by a majority vote of the electorate at the state’s 2018 general election, the issuance of bonds for the work or object specified by the question shall be excluded from and shall not be part of the 2018 Capital Projects General Obligation Bond Act. The failure of a question to be approved the electorate at the 2018 general election shall not affect those questions that are approved at the election.

General Obligation Bond Projects Chart by County

General Obligation Bond Projects Chart by Agency
Continuation of Liquor Excise Tax Question

Shall the County Commissioners of McKinley County enact an ordinance continuing the imposition on all the retailers of McKinley County, New Mexico at the maximum amount as allowed by state law (six (6) percent) a local liquor excise tax for the purpose of funding education programs and the prevention and treatment of alcoholism and drug abuse within McKinley County, New Mexico, and for no other purpose?

For _______  Against _________

Information Sources:
New Mexico Secretary of State’s Office
New Mexico Legislative Council Service
Board of Finance Division of the New Mexico Department of Finance and Administration
Administrative Office of the Courts
Common Cause New Mexico
County Clerks’ staff and websites.