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.

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 Clerk’s 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.

How to Use This Guide
Information on registering to vote and on voting in person at the polls on Election Day is provided here on Page 1. Information on early and absentee voting in Rio Arriba County is provided on Page 2. A listing of candidates for federal, state, and local offices, for judicial retention, and information on ballot issues is provided inside the Guide. The Table of Contents at the right will help you find the information.

Rio Arriba County Clerk
505-753-1780
1122 Industrial Park Rd.
Española, NM 87532
www.rio-arriba.org

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.

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This is your free copy of this guide to the election.
EARLY VOTING IN RIO ARRIBA COUNTY

Jicarilla Apache and Tewa language Interpreters will be available on site at Early Voting and Election Day locations on Indian Lands.

Absentee In-Person Voting begins at the Rio Arriba County Clerk’s Office, 7 Main Street, Tierra Amarilla, NM 87575 on October 9. This location will be open Monday through Friday, 8:00 a.m. to 5:00 p.m. and Saturday, November 3, 10:00 a.m. to 6:00 p.m.

Early Voting at other locations is as follows:

Health Commons, 2010 Industrial Park Rd., Espanola, NM 87532 Saturday, October 20, 2018 - Saturday, November 3, 2018 10:00 a.m. - 6:00 p.m. Tuesdays-Saturday

Arboleda Senior Center, 694 State Rd 76, Chimayo, NM 87522 Saturday, October 20, 2018 - Saturday, November 3, 2018 10:00 a.m. - 6:00 p.m. Tuesdays-Saturday

Jicarilla Apache Tribal Nation Building, 25 Hawks Drive, Dulce, NM 87528 Tuesday, October 23 - Thursday October 25 10:00 a.m. - 6:00 p.m.

Ohkay Owingeh Senior Center, 217 North Cross Place, Ohkay Owingeh, NM 87566 Saturday, October 20, 2018; Friday, October 26 - Saturday, October 27, 2018 10:00 a.m. - 6:00 p.m.

Santa Clara Senior Citizens Building, 636 One Kee St., Espanola, NM 87532 Thursday, October 25, 2018 - Friday, October 26, 10:00 a.m. - 3:00 p.m.; Saturday, October 27, 9:00 a.m. - 3:00 p.m.

HOW TO VOTE BY ABSENTEE BALLOT IN RIO ARRIBA COUNTY

Request a Ballot - By Phone - (505-753-1780), In person at the Rio Arriba 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.

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.

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.

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.

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.

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.
CANDIDATES

FEDERAL OFFICES

UNITED STATES SENATOR

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
Democrat

GARY E. JOHNSON
Libertarian

MICK RICH
Republican

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.

DISTRICT 3

BEN R. LUJÁN
Democrat

CHRISTOPHER MANNING
Libertarian

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.

MICHELLE Lujan Grisham
Democrat

STEVE PEARCE
Republican

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 five years preceding his/her election. Four-year term with no more than two terms in succession. Salary: $85,000.

STATE OFFICES

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

GA VIN S. CLARKSON
Republican

STATE AUDITOR

Ensures that the financial affairs of every state and local entity are thoroughly examined and audited each year and determines that such audits conducted by independent auditors are made in a competent manner. 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
Democrat

ARTHUR L. CASTILLO
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.

BRIAN S. COLÓN
Democrat

WAYNE A. JOHNSON
Republican

ATTORNEY GENERAL

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 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: $95,000.

JERALD STEVE MCFALL
Republican
DISTRICT 5

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 New Mexico Supreme Court and the Court of Appeals, 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.
There are 13 district courts in New Mexico. Hold jury trials for contract, real property rights and estate contests and torts cases. Generally have exclusive jurisdiction over appeals concerning domestic relations, mental health, administrative agencies, lower court decisions, criminal cases and juvenile jurisdiction. Must be at least 35 years old, practiced law for 6 years and must be a resident of the district from which elected. Six-year term. Salary: $126,186.

**RIO ARRIBA COUNTY OFFICES**

**DISTRICT COURT JUDGE**

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: $65,855.

**RIO ARRIBA COUNTY ASSESSOR**

Serves as one of 33 judges in the state. Court has limited jurisdiction, no jury trials. Hears cases of informal probate, uncontested estates. 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: $23,028.

**RIO ARRIBA 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: $68,654.

**RIO ARRIBA COUNTY COMMISSIONER**

Serves on 5-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: $69,257.

**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.
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 NM Legislative Council Service (LCS) staff, 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: https://www.nmlegis.gov/Publications/New_Mexico_State_Government/Constitutional_Amendment/Constitutional_Amendments_2018.pdf

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. Before the commission could function, the legislature would first have to pass laws granting the commission its powers and duties and setting the qualifications and terms of the commissioners, no more than three of whom may be members of the same political party, whose terms and qualifications shall be as provided by law. The governor shall appoint one commissioner. One commissioner each shall be appointed by the president pro tempore of the senate, the minority floor leader of the senate, the speaker of the house of representatives and the minority floor leader of the house of representatives, all as certified by the chief clerks of the respective chambers. Two commissioners, who shall not be members of the same political party, shall be appointed by the four legislatively appointed commissioners.
3. Establishing an ethics commission in the Constitution of New Mexico makes it more permanent than if it were created in statute.

ARGUMENTS AGAINST Proposed Constitutional Amendment 1

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. 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 officers and employees for violating laws governing ethics, and relevant evidence.

Proposed Constitutional Amendment 2 proposes creating a state ethics commission to address ethics violations relating to public officers and employees. The commission would be appointed by the governor with the advice and consent of the senate. The commission would issue advisory opinions concerning standards of ethical conduct and other standards of conduct and reporting requirements as provided by law.

ARGUMENTS FOR Proposed Constitutional Amendment 2

1. Could save both time and money for parties involved in appeals. Appeals of lower court decisions would go directly to the court of appeals instead of first going to district courts for intermediate rulings.
2. Appeals of lower court decisions on traffic violations and other relatively minor offenses could be accomplished without the expense of creating a whole government oversight over ethics matters affecting their respective branches of government. Broadening or amending those agencies’ powers or duties to establish more consistent interpretations and across agencies.
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 officers and employees for violating laws governing ethics, and relevant evidence.

ARGUMENTS AGAINST Proposed Constitutional Amendment 2

1. Constitutional Amendment 1:  

A. The “state ethics commission” is established as an independent state agency under the direction of a seven-member commissioner. No more than three of whom may be members of the same political party, whose terms and qualifications shall be as provided by law. The governor shall appoint one commissioner. One commissioner shall be appointed by the president pro tempore of the senate, the minority floor leader of the senate, the speaker of the house of representatives and the minority floor leader of the house of representatives, all as certified by the chief clerks of the respective chambers. Two commissioners, who shall not be members of the same political party, shall be appointed by the four legislatively appointed commissioners.
B. The state ethics commission may initiate, receive and investigate and advocate complaints alleging violations of, and issue advisory opinions concerning, standards of ethical conduct and other standards of conduct and reporting requirements as provided by law, for state officers and employees of the executive and legislative branches of government, candidates or other participants in elections, lobbyists or government contractors or seekers of government contracts and have such other jurisdiction as provided by law.
C. The state ethics commission may require the attendance of witnesses or the production of records and other evidence relevant to an investigation by subpoena as provided by law and shall have such other powers and duties and administer or enforce such other acts as further provided by law.

SECTION 2. The amendment proposed by this resolution shall be submitted to the people for their approval or rejection at the next general election or at any special election prior to that date that may be called for that purpose.

Constitutional Amendment 2 proposes establishing a state ethics commission with authority as provided by law over state officers and employees of the executive and legislative branches; candidates and other participants in elections; lobbyists; 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

2. NM is one of only 6 states without a state ethics commission.
3. Many previous attempts by the legislature to establish a state ethics commission have failed because of political differences. Once an ethics commission is approved by voters to be in the Constitution, it would take another constitutional amendment to eliminate it.

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 laws granting the commission its powers and duties and setting the qualifications and terms of the commissioners.
3. State ethics commissions can compromise efforts to combat unethical behavior already prohibited in law and could be costly. There have been several successful prosecutions of public officers and employees for violating laws governing ethics, and relevant evidence.
### 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 $0.69, 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](https://nmlegis.gov/Publications/Capital_Outlay/Projects%20Requested%20by%20County%20w%20Purpose%2018.pdf)

**Bond Question A – Aging and Long-Term Services Department**

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?

For **Against**

**Bond Question B – Library Acquisitions**

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 seventy-six 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?

For **Against**

**Bond Question C – School Buses**

The 2018 Capital Projects General Obligation Bond Act authorizes the issuance and sale of bonds for the purchase of school buses. Shall the state be authorized to issue general obligation bonds in an amount not to exceed six million one hundred thirty-seven thousand dollars ($6,137,000) to make capital expenditures for the purchase of school buses 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?

For **Against**

**Bond Question D – Higher Education Facilities**

The 2018 Capital Projects General Obligation Bond Act authorizes the issuance and sale of higher education, special schools and tribal schools capital improvement and acquisition bonds. Shall the state be authorized to issue general obligation bonds in an amount not to exceed one hundred thirty-six million two hundred thirty thousand dollars ($136,230,000) to make capital expenditures for certain higher education, special schools and tribal schools capital improvements and 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?

For **Against**

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**

COUNTY REGIONAL TRANSIT GROSS RECEIPTS TAX

Do you support reauthorization of the existing County Regional Transit Gross Receipts Tax of one-eighth of one percent (1/8%) to finance the operational costs and capital expenditures of passenger transportation in the North Central Regional Transit District by repealing the 2024 expiration of the tax?

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.