



The Legislature
of the
State of New Mexico

53rd Legislature, 2nd Session

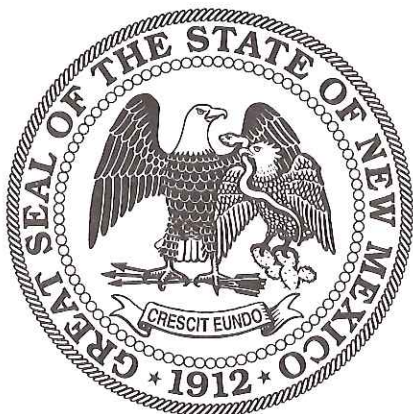
LAWS 2018

CHAPTER _____

HOUSE MEMORIAL 62

Introduced by

REPRESENTATIVE NATHAN P. SMALL



1 A MEMORIAL

2 REQUESTING THE ATTORNEY GENERAL TO ISSUE AN OPINION WHETHER
3 PUBLIC MONEY MAY BE USED TO REHABILITATE OR MAINTAIN A
4 PRIVATE ROAD FOR PUBLIC WELFARE PURPOSES.

5
6 WHEREAS, numerous private housing developments outside
7 of municipal jurisdictions have been built over the years
8 within New Mexico; and

9 WHEREAS, in some cases the roads to these developments
10 have deteriorated, or are at risk of deterioration to the
11 point where they pose a hazard to public welfare, including
12 the health and education of local residents and the economy
13 of the community;

14 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
15 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the attorney
16 general be requested to draft an opinion on whether, and in
17 which circumstance, the constitution of New Mexico allows
18 public money to be used for the rehabilitation or maintenance
19 of a private road for public welfare purposes; and


20 BE IT FURTHER RESOLVED that copies of this memorial be
21 transmitted to the attorney general and to the governor. _____

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Brian Egolf, Speaker
House of Representatives



Lisa M. Ortiz McCutcheon, Chief Clerk
House of Representatives