

Richard Nixon Presidential Library  
White House Special Files Collection  
Folder List

| <u>Box Number</u> | <u>Folder Number</u> | <u>Document Date</u> | <u>Document Type</u> | <u>Document Description</u>  |
|-------------------|----------------------|----------------------|----------------------|--|
| 24                | 10                   | 02/23/1972           | Letter               | Betty Fiorina to Nixon, re: Receipt of filing fee and Declaration of Candidacy for President of U.S., New Mexico. 19 pages with attachments. |
| 24                | 10                   | 02/17/1972           | Form                 | Declaration of Candidacy for President of the U.S., New Mexico. 1 page.  |
| 24                | 10                   | 04/06/1972           | Letter               | Betty Fiorina to Nixon, re: Ballot position on Republican ballot, New Mexico. 3 pages with attachments.                                      |
| 24                | 10                   | 03/02/1972           | Memo                 | Gordon Strachan to Bob Marik, re: Presidential Primary. 1 page.  |
| 24                | 10                   | 03/17/1972           | Letter               | Betty Fiorina to Nixon, re: Copy of Laws of 1972, chap. 9, amending Laws of 1969, chap. 39. 12 pages with attachments.                       |

14 19

**EXECUTIVE**  
*PL/NIXON, Richard*

State of New Mexico

Office of the Secretary of State



Betty Fiorina  
Secretary of State

Santa Fe, New Mexico 87501

Ruben Miera  
Assistant

February 23, 1972

*encl*  
*NM*  
The Honorable Richard M. Nixon  
The President  
The White House  
Washington, D.C.

Dear Mr. President:

This will acknowledge receipt of your filing fee of \$500.00 and Declaration of Candidacy for the office of the President of the United States.

Your name will appear as a Presidential Candidate on the New Mexico Primary Election ballot pursuant to Laws of 1969, Chapter 39, Section 6.

We are returning your Certificate of Nomination for your records.

If you have any questions, we will be happy to be of assistance to you.

Sincerely,

*Betty Fiorina*  
BETTY FIORINA  
SECRETARY OF STATE

Enclosure:

BF:lc'db

RECEIVED  
FEB 28 1972  
CENTRAL FILES



CERTIFICATE OF NOMINATION

STATE OF NEW MEXICO

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Pursuant to New Mexico Laws of 1969, Chapter 39, providing for a Presidential Preference Primary Election, we, the duly constituted Presidential Preference Nominating Committee of the State of New Mexico, do hereby nominate and certify to the Secretary of State, State of New Mexico, the name of Richard M. Nixon, Name of Candidate, whose party affiliation is, Republican, as Presidential Primary Candidate for the Office of President of the United States of America.

Said name shall appear on the New Mexico Primary Ballot, June 6, 1972, subject to requirements set forth in New Mexico Laws of 1969, Chapter 39, as amended.

IN WITNESS WHEREOF we have hereunto set our hands and caused to be affixed the Great Seal of the State of New Mexico, at Santa Fe, New Mexico, this 11 day of February, 1972

PRESIDENTIAL PREFERENCE NOMINATING COMMITTEE

J. C. Compton  
J. C. Compton, Chairman

Walter K. Martinez  
Walter K. Martinez

Thomas W. Hoover  
Thomas W. Hoover

I. M. Smalley  
I. M. Smalley

John P. Eastham  
John P. Eastham



ATTEST:

Betty Fiorina  
Betty Fiorina, Secretary of State

THE WHITE HOUSE  
Washington

Date 2/28/72

TO: Frank. I would think you will  
need a special file for these in the  
event of any challenges

**Noble Melencamp**

SECRETARY OF STATE  
STATE OF NEW MEXICO  
SANTA FE, NEW MEXICO



Nº 153

Date 2-22-72, 1972

Received of Richard M. Nixon  
(NAME OF CANDIDATE)

1600 Pennsylvania Ave., Washington D. C.  
(ADDRESS)

this date, the sum of Five Hundred Dollars  
(WORDS)

(500.<sup>00</sup>), filing fee as a candidate for nomination for President of the  
(FIGURES)

United States  
(OFFICE)

in the Republican Primary Election to be held June 6, 1972 in New Mexico,  
(PARTY)

Cash

Check

NME-45

Betty Frouin  
SECRETARY OF STATE

By [Signature]

original to  
opinion station  
copy to Ross Mary  
Woods

NM

Betty Fiorina  
SECRETARY OF STATE  
SANTA FE, NEW MEXICO 87501

SECRETARY OF STATE  
STATE OF NEW MEXICO  
SANTA FE, NEW MEXICO



No 153

Received of Richard M. Nixon Date 2-22-72, 1972  
(NAME OF CANDIDATE)

1600 Pennsylvania Ave., Washington D.C.  
(ADDRESS)

this date, the sum of Five Hundred Dollars  
(WORDS)

(500.<sup>00</sup>), filing fee as a candidate for nomination for President of the  
(FIGURES)

United States  
(OFFICE)

in the Republican Primary Election to be held June 6, 1972 in New Mexico,  
(PARTY)

Cash

Check

NME-45

Betty Fiorina  
SECRETARY OF STATE

By [Signature]

EXECUTIVE

*PL Nixon, Richard*  
*PL/ST 31*  
*PR 19/ST 31*  
*PR 5-2*

February 17, 1972

Dear Mrs. Secretary:

Thank you for your letter of February 11, 1972, advising me that the New Mexico Presidential Preference Nominating Committee nominated and certified my name as a Presidential Primary candidate for re-election as President of the United States.

Enclosed is my Declaration of Candidacy, signed by me, and notarized.

Attached to the Declaration of Candidacy is a cashier's check in the amount of \$500, payable to you, for the prescribed filing fee.

Sincerely,

RICHARD NIXON

*x*  
The Honorable Betty Fiorina  
Secretary of State  
Executive-Legislative Building  
Santa Fe, New Mexico 87501

RN:pcs  
Approved by Raymond K. Price, Jr.

D R A F T C O P Y

The Honorable Betty Fiorina  
Secretary of State  
Executive - Legislative Building  
Santa Fe, NM 87501

Dear Secretary:

Thank you for your letter of February 11, 1972, advising me that the New Mexico Presidential Preference Nominating Committee nominated and certified my name as a Presidential Primary candidate for re-election as President of the United States.

Enclosed is my Declaration of Candidacy, signed by me, and notarized.

Attached to the Declaration of Candidacy is a cashier's check in the amount of \$500, payable to you, for the prescribed filing fee.

Sincerely,

Enclosure

Attachment



COMMITTEE FOR THE RE-ELECTION OF THE PRESIDENT

February 16, 1972

1701 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D. C. 20006  
(202) 333-0920

*on Feb 1*

MEMORANDUM FOR: MR. RAYMOND PRICE  
THROUGH: JEB S. MAGRUDER  
FROM: GLENN J. SEDAM, JR.

Attached, for Presidential signature, prior to departure for China, is a draft letter to the Secretary of State of New Mexico forwarding the President's Declaration of Candidacy and the required primary election filing fee of \$500.

This declaration and filing fee must be received in Santa Fe, New Mexico, not later than 5:00 pm on Monday, February 28.

Attachment

cc: G. Gordon Liddy  
Robert H. Marik  
Harry S. Flemming

THE WHITE HOUSE  
WASHINGTON

Date: February 15, 1972

TO: JEB MAGRUDER

FROM: HARRY DENT



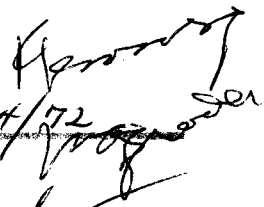
Please handle X

For your information \_\_\_\_\_

THE WHITE HOUSE  
Washington

Date

2/17/72



TO:

Harry Dent

Please note that this  
may require immediate action

Noble Melencamp

White House Mail Room  
Receipt For Registered Mail

Date FEB 18 1972 No. 200720

Time of Receipt 5:30pm Clerk's Init. 31

Class A.M. Postage .55

Declared Value 100.00 Fee Paid 95

Special Delivery Fee \_\_\_\_\_

Restricted Delivery Fee \_\_\_\_\_

Return Receipt Fee:

At Time of Mailing .15

After Time of Mailing \_\_\_\_\_

To Whom, When,  
And Address Where Delivered \_\_\_\_\_

Sender F. MATTHEWS

W. Va.

Addressee Hon. Betty FLORINA

SEC. OF STATE EXC. - LEGISLATURE Bldg.

SANTA FE. NEW MEXICO 87501

7-2 # 784

State of New Mexico

Office of the Secretary of State



Betty Furina  
Secretary of State

Santa Fe, New Mexico 87501

Ruben Miera  
Assistant

February 11, 1972

NM

The Hon. Richard M. Nixon  
United States President  
White House  
Washington, D. C.

Dear Mr. President:

The New Mexico Presidential Preference Nominating Committee met this day for the purpose of nominating and certifying Presidential Primary Candidates for the office of President of the United States of America.

I have been directed to advise you that you have been nominated and certified by this Committee, pursuant to New Mexico Laws of 1969, Chapter 39, Section 4. Enclosed is your Certificate of Nomination.

Enclosed is a Declaration of Candidacy form to be completed by you and returned to this office no later than 5:00 p.m. MST of the fourteenth (14) day following the date on the return receipt received by this office, if you desire to have your name printed on the New Mexico Primary Election Ballot of June 6, 1972. You shall furnish this Declaration of Candidacy and filing fee of five hundred dollars (\$500.00) in person, by your designated agent or by registered mail with return receipt requested.

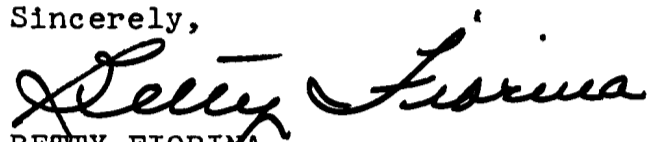
Please make your cashier's check or postal money order payable to the Secretary of State, Executive-Legislative Building, Santa Fe, New Mexico 87501.

The Hon. Richard M. Nixon  
February 11, 1972  
Page Two

In previous correspondence you were sent copy of Laws of 1969, Chapter 39. Enclosed is a self-explanatory amended copy of this act adopted by the 1972 New Mexico State Legislature. All amended language is underlined.

If you have any questions, please do not hesitate to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Betty Fiorina". The signature is written in black ink and is positioned above the typed name.

BETTY FIORINA  
Secretary of State

Enc. 3<sup>r</sup>

CHAPTER 39

Senate Rules Committee Substitute For  
HOUSE BILL NO. 42; Approved March 15, 1969  
(Amended 30th Legislature  
Second Session, 1972  
House Bill No. 58)

AN ACT

RELATING TO ELECTIONS; PROVIDING FOR A PRESIDENTIAL PREFERENCE PRIMARY ELECTION; PRESCRIBING NOMINATION AND BALLOTING; SPECIFYING SELECTION AND OBLIGATIONS OF DELEGATES; AND PROVIDING A PENALTY.

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

Section 1. SHORT TITLE. --This act may be cited as the "Presidential Primary Act".

Section 2. PRESIDENTIAL PRIMARY--DATE OF ELECTION. --In the year in which the president and vice president of the United States are to be elected, the voters of this state shall be given an opportunity to express their preference for the person to be the presidential candidate of their party. The presidential primary election shall be held on the same date as the primary election is held in this state.

Section 3. CONDUCT OF ELECTION. --The presidential primary election shall be conducted and canvassed along with and in the manner provided by law for the conduct and canvassing of the primary election.

Section 4. NOMINATION BY COMMITTEE. --There shall be convened in Santa Fe a committee consisting of the chief justice of the supreme court, as chairman, the speaker of the house of representatives and the minority floor leader of the house of representatives, the president pro tempore of the senate and the minority floor leader of the senate. This committee shall nominate as presidential primary candidates, and certify to the secretary of state, not later than ninety days before the presidential preference primary election, the names of all those generally advocated and nationally recognized as candidates of the dominant political parties for the office of president of the United States.

Section 5. NOMINATION BY PETITION. --No later than 5:00 p. m. on the thirtieth day following the nominations by committee any person seeking the endorsement by the national political party for the office of president of the United States, or any group organized in this state on behalf of, and with the consent of, such person, may submit to the secretary of state a petition to have such candidate's name printed on the presidential primary ballot. The petition shall be signed by a number of qualified electors in each of the congressional districts equal to not less than two percent of the total number of votes for president cast in each district at the last preceding presidential election.

Section 6. NOTIFICATION TO CANDIDATES--FILING FEE. --The secretary of state shall forthwith contact each person who has been nominated by the committee or by petition and notify him in writing by registered mail

with return receipt requested, that his name will be printed as a candidate on the New Mexico presidential primary ballot if within fifteen days after receipt of the notification he furnishes a filing fee of five hundred dollars (\$500). The filing fee shall be paid to the secretary of state and deposited with the state treasurer in the same manner as provided for other filing fees by the Primary Election Code.

Section 7. VOTING IN PRESIDENTIAL PRIMARY. --All candidates in the presidential primary shall appear with candidates for other offices of their respective parties at an appropriate place on the ballot or voting machine. The voter shall be able to cast his ballot for one of the presidential candidates of his party or for "None Of The Names Shown". A vote of the latter kind shall express the preference for an uncommitted delegation from New Mexico to the national convention of that voter's party.

"3-8-40. NATIONAL CONVENTION. --

A. Upon the completion of the state canvass of the results of the presidential primary, the secretary of state shall forthwith certify to the state chairman of each political party participating in the primary and to the credentials committee of the national convention of each such political party the following:

(1) the names of the two candidates, or candidate and uncommitted category as the case may be, receiving the highest number of votes; and

(2) the total vote each received.



B. The vote of the delegations from each such political party from New Mexico shall be cast by the chairmen of the respective delegations for the two candidates certified by the secretary of state in the same proportion that the vote the two candidates received bears to the total combined vote of both candidates. In the event that the certification of the secretary of state shows that the two highest categories in the election included an unpledged category, the chairmen shall cast on the first ballot that portion of the delegation vote allotted to a candidate, and that portion allotted to an unpledged category shall be cast in the manner determined by majority vote of a caucus of the entire delegation. In computing the number of votes any candidate may be entitled to on the first ballot, any recipient of six-tenths or more percent shall be entitled to one additional vote.

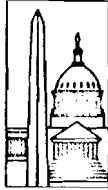
C. The provisions of this section with regard to the manner of voting by New Mexico delegations at the national party conventions apply only to the first ballot cast at such conventions. Such delegations may be released prior to the first ballot from voting in the manner provided by this section upon death of the candidate or upon his written unconditional release of such votes allotted to him. "

"3-8-38. NOTIFICATION TO CANDIDATES--FILING FEE. --The secretary of state shall forthwith contact each person who has been nominated by the committee or by petition and notify him in writing by registered mail with return receipt requested, that his name will be printed as a candidate on the New Mexico presidential primary ballot if within a period

of fifteen days commencing with the receipt of the notification, he furnishes, in person, by agent or by registered mail, a filing fee of five hundred dollars (\$500). The filing fee shall be paid to the secretary of state and upon its payment within the period prescribed by this section shall constitute a bona fide declaration of candidacy and such candidate's name shall be printed upon the presidential primary ballot as provided in the Presidential Primary Act. The filing fee shall be deposited with the state treasurer in the same manner as provided for other filing fees by the Primary Election Law. "

Section 2. REPEAL. --Section 3-8-41 through 3-8-43 NMSA 1953 (being Laws 1969, Chapter 39, Sections 9 through 11) are repealed.

Section 3. EMERGENCY. --It is necessary for the public peace, health and safety that this act take effect immediately.



**THE FIRST NATIONAL BANK OF WASHINGTON**  
WASHINGTON, D. C.

15-4  
540

February 16, 1972

1-27-72

PAY  
TO THE  
ORDER OF

Secretary of State of New Mexico \*\*\*\*\*

\$ 500.00

15 F. N. B. 4960000000000000

**CASHIER'S CHECK**

AUTHORIZED SIGNATURE

⑆0540⑆0004⑆

CERTIFICATE OF NOMINATION

STATE OF NEW MEXICO


TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

Pursuant to New Mexico Laws of 1969, Chapter 39, providing for a Presidential Preference Primary Election, we, the duly constituted Presidential Preference Nominating Committee of the State of New Mexico, do hereby nominate and certify to the Secretary of State, State of New Mexico, the name of Richard M. Nixon,  
Name of Candidate  
whose party affiliation is, Republican, as Presidential Primary Candidate for the Office of President of the United States of America.

Said name shall appear on the New Mexico Primary Ballot, June 6, 1972, subject to requirements set forth in New Mexico Laws of 1969, Chapter 39, as amended.

IN WITNESS WHEREOF we have hereunto set our hands and caused to be affixed the Great Seal of the State of New Mexico, at Santa Fe, New Mexico, this 11 day of February, 1972.

PRESIDENTIAL PREFERENCE NOMINATING  
COMMITTEE



J. C. Compton  
J. C. Compton, Chairman

Walter K. Martinez  
Walter K. Martinez

Thomas W. Hoover  
Thomas W. Hoover

I. M. Smalley  
I. M. Smalley

John P. Eastham  
John P. Eastham

ATTEST:

Betty Fiorina  
Betty Fiorina, Secretary of State

DECLARATION OF CANDIDACY  
FOR PRESIDENT OF THE UNITED STATES OF AMERICA

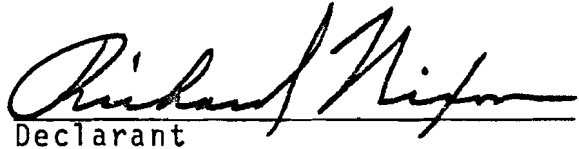
I, Richard M. Nixon, hereby declare  
Name of Presidential Candidate

that I am a member of the Republican Party and  
have been nominated by the New Mexico Presidential Preference  
Primary Nominating Committee as a Candidate for President of the  
United States of America, and desire to have my name printed on  
the New Mexico Presidential Primary ballot for the Primary Election  
to be held on June 6, 1972.

I will be eligible and legally qualified to hold office  
at the beginning of its term.

I hereby attach the prescribed filing fee of \$500.00  
which constitutes a bona fide declaration of my candidacy pursuant  
to New Mexico Laws of 1969, Section 3-8-38, as amended.

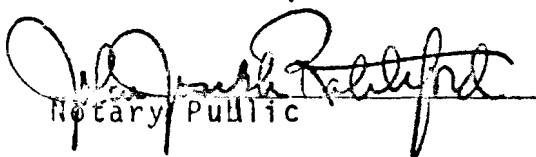
I make the foregoing affidavit under oath.

  
Declarant

1600 Pennsylvania Avenue  
Mailing Address

Washington, D. C.

Subscribed and sworn to  
before me this 17<sup>th</sup> day  
of February, 1972.

  
Notary Public

My commission expires:

May 31, 1973

7-c  
# 948

State of New Mexico

Office of the Secretary of State



Santa Fe, New Mexico 87501

Betty Fiorina  
Secretary of State

Ruben Miera  
Assistant

April 6, 1972

N/M

The Honorable Richard M. Nixon  
President of the United States  
The White House  
1600 Pennsylvania Avenue  
Washington, D. C.

Dear Mr. President:

This is to advise you that your ballot position,  
which was drawn by lot April 4, 1972, (3-8-30A) is  
Number 2 on the Republican ballot.

Sincerely,

*Betty Fiorina*  
BETTY FIORINA  
Secretary of State

BF:prm

THE WHITE HOUSE

Washington

Date 4/13/72

TO: Gordon

*[Handwritten signature]*

109 Noble Melencamp

78  
To Gordon  
Strochman  
4/13/72

State of New Mexico  
Office of the Secretary of State

Santa Fe, New Mexico 87501

Ruben Miera  
Assistant

Betty Fiorina  
Secretary of State

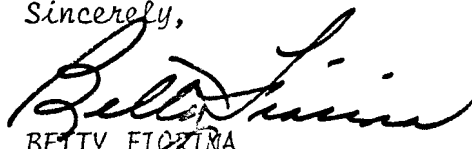
April 6, 1972

The Honorable Richard M. Nixon  
President of the United States  
The White House  
1600 Pennsylvania Avenue  
Washington, D. C.

Dear Mr. President:

This is to advise you that your ballot position,  
which was drawn by lot April 4, 1972, (3-8-30A) is  
Number 2 on the Republican ballot.

Sincerely,

  
BETTY FIORINA  
Secretary of State

BF:prm



March 2, 1972

MEMORANDUM FOR: BOB MARIK  
FROM: GORDON STRACHAN  
SUBJECT: Presidential Primary

New Mexico --

Attached are some materials from the Secretary of State of New Mexico that you might find of interest.

Michigan --

Also attached is a copy of the Michigan Secretary of State's letter of February 28th to the President regarding the Presidential preference primary in Michigan. You will notice that the requested affidavit must be filed with the Secretary of State no later than 4 p.m. March 17th, 1972. As with previous Presidential preference primary requests, the original of this letter is held by Noble Melencamp. However, he and I expect direction from you with enough lead time to have the necessary materials handled correctly.

Copies of all these materials are, as a matter of course, sent to Harry Dent also.

cc: Noble Melencamp ✓  
Harry Dent

7

State of New Mexico

Office of the Secretary of State



Betty Fiorina  
Secretary of State

Santa Fe, New Mexico 87501

Ruben Miera  
Assistant

March 17, 1972

NM  
The Honorable Richard M. Nixon  
The President  
The White House  
1600 Pennsylvania Avenue  
Washington, D. C.

Dear Mr. President:

I am enclosing a copy of Laws of 1972, Chapter 9, which amends Laws of 1969, Chapter 39. As you will note, Section 6 of Chapter 39 has been amended, as well as Section 8 which pertains to the National Convention (vote of the delegations). I would also like to call your attention to the fact that Sections 9 through 11 of Chapter 39 have been repealed. The enclosed Chapter 9 is the official act, for your information.

Pursuant to Section 3-8-30 of New Mexico Laws of 1969--PRIMARY ELECTION LAW--ORDER OF CANDIDATES ON BALLOT--this is to advise you that the Presidential candidates whose names will appear on the Primary Election Ballot in New Mexico will be arranged on the ballot of the voting machine as determined by lot. This determination by lot shall be made on April 4th, 5:00 p.m. A member of this staff shall draw the names; however, any candidate or their agents are entitled to be present at such drawing.

|| You will be notified by registered mail as to what position your name will be placed on our ballot.

If you have any questions pertaining to the amended Presidential Preference Primary Act or the determination of your name on the ballot, please feel free to call me.

Sincerely,

*Betty Fiorina*  
BETTY FIORINA  
Secretary of State

BF:prm

Enclosure ✓

THE WHITE HOUSE  
WASHINGTON

Date: March 22, 1972

TO: MR. MELENCAMP

FROM: GORDON STRACHAN

Original attached -- copies to  
Bob Marik 3/22/72.

THE WHITE HOUSE

Washington

Date 3/22/72

TO: Gordon Strachan

Noble Melencamp

IF AND WHEN RECEIVED ITEM WILL BE  
FORWARDED TO YOUR OFFICE WITH A  
COPY OF THIS LETTER.

MAIL ROOM

The Legislature  
of the  
State of New Mexico

30th Legislature, 2nd Session

LAWS 1972

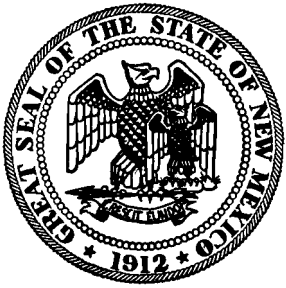
CHAPTER 9

HOUSE BILL NO. 58, as amended

PURSUANT TO GOVERNOR'S MESSAGE

Introduced by

REPRESENTATIVE T. E. (TOM) BROWN, JR.



EMERGENCY CLAUSE

## CHAPTER 39

Senate Rules Committee Substitute For  
HOUSE BILL NO. 42; Approved March 15, 1969

## AN ACT

RELATING TO ELECTIONS; PROVIDING FOR A PRESIDENTIAL PREFERENCE PRIMARY  
ELECTION; PRESCRIBING NOMINATION AND BALLOTING; SPECIFYING SELECTION  
AND OBLIGATIONS OF DELEGATES; AND PROVIDING A PENALTY.

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

Section 1. SHORT TITLE.--This act may be cited as the "Presidential  
Primary Act".

Section 2. PRESIDENTIAL PRIMARY--DATE OF ELECTION.--In the year in  
which the president and vice president of the United States are to be  
elected, the voters of this state shall be given an opportunity to express  
their preference for the person to be the presidential candidate of their  
party. The presidential primary election shall be held on the same date  
as the primary election is held in this state.

Section 3. CONDUCT OF ELECTION.--The presidential primary election  
shall be conducted and canvassed along with and in the manner provided  
by law for the conduct and canvassing of the primary election.

Section 4. NOMINATION BY COMMITTEE.--There shall be convened in  
Santa Fe a committee consisting of the chief justice of the supreme  
court, as chairman, the speaker of the house of representatives and the

minority floor leader of the house of representatives, the president pro tempore of the senate and the minority floor leader of the senate. This committee shall nominate as presidential primary candidates, and certify to the secretary of state, not later than ninety days before the presidential preference primary election, the names of all those generally advocated and nationally recognized as candidates of the dominant political parties for the office of president of the United States.

Section 5. NOMINATION BY PETITION.--No later than 5:00 p.m. on the thirtieth day following the nominations by committee any person seeking the endorsement by the national political party for the office of president of the United States, or any group organized in this state on behalf of, and with the consent of, such person, may submit to the secretary of state a petition to have such candidate's name printed on the presidential primary ballot. The petition shall be signed by a number of qualified electors in each of the congressional districts equal to not less than two percent of the total number of votes for president cast in each district at the last preceding presidential election.

Section 6. NOTIFICATION TO CANDIDATES--FILING FEE.--The secretary of state shall forthwith contact each person who has been nominated by the committee or by petition and notify him in writing by registered mail with return receipt requested, that his name will be printed as a candidate on the New Mexico presidential primary ballot if within fifteen days after receipt of the notification he furnishes a filing

fee of five hundred dollars (\$500). The filing fee shall be paid to the secretary of state and deposited with the state treasurer in the same manner as provided for other filing fees by the Primary Election Code.

Section 7. VOTING IN PRESIDENTIAL PRIMARY.--All candidates in the presidential primary shall appear with candidates for other offices of their respective parties at an appropriate place on the ballot or voting machine. The voter shall be able to cast his ballot for one of the presidential candidates of his party or for "None Of The Names Shown". A vote of the latter kind shall express the preference for an uncommitted delegation from New Mexico to the national convention of that voter's party.

Section 8. DELEGATES TO NATIONAL CONVENTION.--

A. Upon the completion of the state canvass of the results of the presidential primary, the secretary of state shall certify to the state chairman of each political party participating in the primary the following:

(1) the names of the two candidates, or candidate and uncommitted category as the case may be, receiving the highest number of votes; and

(2) the total vote each received.

B. Each political party shall then select, as the party rules may determine, as many delegates and alternates to the national party convention as are allotted to it by the national committee of that party.

C. Such delegates, and each alternate for such delegates, shall be allotted to the two candidates, or to the one candidate and the unpledged category, as the case may be, in the same proportion that the total vote such candidate or category received bears to the total combined vote of both candidates, or of the one candidate and the unpledged category, as the case may be. In computing the number of pledged or unpledged delegates any recipient of five-tenths or more delegate shall be entitled to one additional delegate.

Section 9. DELEGATE PLEDGE.--

A. No person selected as a delegate or alternate shall qualify to attend the national convention of his political party unless he files with the state central committee of his political party a written declaration of acceptance, signed by himself, in the form herein prescribed and the state central committee deposits this declaration of acceptance in the office of the secretary of state no later than thirty days before convening of the applicable national convention.

B. The declaration of acceptance shall be in the form of an affidavit and shall contain the following information:

(1) the name, residence and post office address of the delegate or alternate delegate;

(2) a statement that he is a registered voter in New Mexico affiliated with the political party for which he is a delegate or alternate, and that he was a registered voter and affiliated with such party as of the date of the last presidential primary election;



(3) a statement that he will not withdraw his name before the holding of the national party convention of his party;

(4) if delegates are pledged to specific candidates for the office of president, a pledge in the following form:

"As a delegate to the 19\_\_\_\_ national convention of the \_\_\_\_\_ party, I pledge myself to support the candidacy of \_\_\_\_\_ as a candidate for the nomination of president by the \_\_\_\_\_ party; that I will, unless prevented by his death or unless released prior to the first ballot, vote for his nomination on the first ballot; thereafter, I shall have the right to cast my convention vote according to my own judgment."

Section 10. CERTIFICATION OF NAMES TO CREDENTIALS COMMITTEE.--

The secretary of state shall certify to the credentials committee at the national convention of each political party participating in the presidential primary election the list of names of delegates and alternates qualified to represent the party organizations of this state by virtue of having complied with the provisions of the Presidential Primary Act.

Section 11. PENALTY.--Any delegate or alternate delegate who fails to vote at the national political party convention in accordance with the delegate pledge he signed as required by the Presidential Primary Act is subject to a fine not exceeding one thousand dollars (\$1,000) or imprisonment not exceeding ten days, or both. \_\_\_\_\_

Section 180. A new Section 3-8-30 NMSA 1953 is enacted to read:

"3-8-30. PRIMARY ELECTION LAW--ORDER OF CANDIDATES ON BALLOT--

A. The names of candidates in the primary election shall be arranged on the ballot or voting machine as determined by lot. The determination by lot shall be made immediately following the closing time for filing declarations of candidacy, and all candidates or their agents shall be entitled to be present at such time."