

112313-Comments on vote-by-mail

House Bill 42 cleared the way for voting by mail and leaving the quorum issue up to the bylaws of the individual coop.

The vote-by-mail issue was well attended, and discussed over and over. Besides the SEC, many representatives from other coops were present. Note that it deals with 62-15-10. Section C. Voting Districts. and gives the quorum issue to individual coops to handle via their bylaws. In 62-15-8. MEMBERS. Section G. "Each member shall be entitled to one vote on each matter submitted to a vote at a meeting. Voting shall be in person; provided that if the bylaws provide for voting by proxy or by mail, the bylaws shall prescribe the conditions under which proxy or mail voting shall be exercised..."

Either the Wiggins firm is using out of date law books or ignoring the change. The bylaws already give the right for Mail-in-Ballots to count as part of the quorum. ARTICLE III. Meetings of the Members. Section 6. Quorum at all Meetings. The oft repeated statement of "conflict with state law" is wrong and will not bear a thoughtful reading of both state law and SEC bylaws. Ignoring reality is a disservice to the SEC members and is in itself a cause for conflict.

House bill 42 - Vote by Mail legislation document is located on The Informed Cynic and NM government website.