

1 **CITY OF SANTA FE, NEW MEXICO**

2 **RESOLUTION NO. 2012-15**

3 **INTRODUCED BY:**

4
5 Councilor Bushee

6 Mayor Coss

7 Councilor Trujillo

8 Councilor Wurzburger

9 Councilor Chavez

10 **A RESOLUTION**

11 **DECLARING AN EMERGENCY AND OPPOSING THE RESTRICTION OF HUMAN**
12 **AND CIVIL RIGHTS AS PROPOSED IN HOUSE JOINT RESOLUTION 22 OF THE 50th**
13 **LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2012 RELATING**
14 **TO AN AMENDMENT TO ARTICLE 20 OF THE CONSTITUTION OF NEW MEXICO**
15 **TO DEFINE MARRIAGE AS THE UNION OF ONE MAN AND ONE WOMAN AND TO**
16 **PROVIDE THAT NEW MEXICO DOES NOT RECOGNIZE MARRIAGES, CIVIL**
17 **UNIONS OR SIMILAR RELATIONSHIPS ENTERED INTO BY PERSONS OF THE**
18 **SAME SEX IN ANOTHER STATE OR FOREIGN JURISDICTION.**

19
20 **WHEREAS**, the 50th Legislature, Second Session is a 30 day session that ends on
21 February 16, 2012; and

22 **WHEREAS**, on January 24, 2012, House Joint Resolution 22 (HJR 22) was introduced
23 and proposes to amend Article 20 of the constitution of New Mexico by adding a new section to
24 read:

25 "Marriage in this state shall consist only of the union of one man and one

1 woman. A marriage, civil union or similar relationship entered into by
2 persons of the same sex that is recognized by another state or foreign
3 jurisdiction is void and shall not be recognized for any purpose in this state.
4 In the exercise of the state's police power and recognizing the state's strong
5 interest in governing the relationships between married persons, the
6 provisions of this section shall apply retroactively."; and

7 **WHEREAS**, HJR 22 also proposes that the resolution be submitted to the people for
8 their approval or rejection at the next general election or at any special election prior to that date
9 that may be called for that purpose; and

10 **WHEREAS**, the result of an election approving the language contained in HJR 22 would
11 result in discrimination against a class of people in New Mexico and would infringe upon the
12 human and civil rights of people throughout New Mexico; and

13 **WHEREAS**, the Citizens of Santa Fe in adopting Article 2.02 of the Santa Fe Municipal
14 Charter have recognized that "human and civil rights of the residents of Santa Fe are inviolate and
15 shall not be diminished or otherwise infringed"; and

16 **WHEREAS**, the City of Santa Fe is comprised of many different types of families and
17 cultures including families who have lesbian, gay, bisexual, and transgender members and each
18 family member is entitled to enjoy the same human and civil rights; and

19 **WHEREAS**, the City of Santa Fe is an open and diverse community and the adoption of
20 HJR 22 and ultimately a constitutional amendment that defines marriage in a discriminatory
21 manner could have a negative social and economic impact on our community.

22 **NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE**
23 **CITY OF SANTA FE** that the Governing Body opposes the restriction of Human and Civil
24 rights and the discrimination as proposed in HJR 22, relating to an amendment to Article 20 of
25 the Constitution of New Mexico to define marriage as the union of one man and one woman and

1 to provide that New Mexico does not recognize marriages, civil unions or similar relationships
2 entered into by persons of the same sex in another state or foreign jurisdiction.

3 **BE IT FURTHER RESOLVED** that the Governing Body hereby respectfully requests
4 that the Legislature reject HJR 22.

5 **BE IT FURTHER RESOLVED** that the Governing Body declares that the adoption of
6 this resolution is an emergency because the Second Session of the Legislature is in the midst of a
7 30 day session and there is an urgent need to oppose the restrictive and discriminatory
8 consequences of HJR 22 on behalf of the City of Santa Fe and its residents.

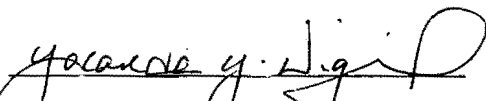
9 **BE IT FURTHER RESOLVED** that the City Clerk is directed to deliver a copy of this
10 resolution to the Speaker of the New Mexico House of Representatives, the President Pro
11 Tempore of the New Mexico Senate and members of the State Legislative delegation representing
12 the Citizens of Santa Fe and the City's lobbyist.

13 PASSED, APPROVED, and ADOPTED this 25th day of January, 2012.

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15 

16 DAVID COSS, MAYOR

17 ATTEST:

18
19 
20 VOLANDA Y. VIGIL, CITY CLERK

21 APPROVED AS TO FORM:

22
23 
24 GENO ZAMORA, CITY ATTORNEY

25 CAO/M/MELISSA/Resolutions 2012/Marriage Const Amend