

THE BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY

RESOLUTION NO. 2023 - 001

Introduced by: Commissioner Anna Hansen

A RESOLUTION IN SUPPORT OF THE INVESTIGATION AND PROSECUTION OF PERSONS RESPONSIBLE FOR THE EFFORT TO CRIMINALLY INTERFERE WITH OR OVERTURN THE RESULTS OF THE 2020 PRESIDENTIAL ELECTION THAT CULMINATED IN THE JANUARY 6, 2021 VIOLENT ATTACK UPON THE UNITED STATES CAPITOL; AND CALLING FOR THE PASSAGE OF FEDERAL AND STATE LAWS TO ELIMINATE THE RISKS OF FUTURE INSURRECTIONS AND EFFORTS TO DELAY, DISRUPT, OR OVERTURN ELECTIONS, AND TO BETTER PROTECT AND SAFEGUARD THE ELECTION PROCESS

WHEREAS, the Board of Santa Fe County Commissioners (Board) is a body of elected representatives of the people who respect the will of the voters to choose their representatives and to maintain American democracy; and

WHEREAS, public figures have alleged claims of election fraud, including allegations of fraud during the 2020 presidential election, many, if not all, of which were unsubstantiated; and

WHEREAS, false and unsubstantiated claims of election fraud undermine the faith of the American people in the election process; and

WHEREAS, claims of fraud related to the 2020 presidential election culminated in the violent insurrection attack on our country's Capitol on January 6, 2021; and

WHEREAS, approximately 291 candidates for office in the 2022 general elections continued to question the results of the 2020 presidential election or support claims that it was fraudulently decided and 179 of them have been elected to office; and

WHEREAS, unsubstantiated claims of election fraud may result in the repression of votes, including, but not limited to votes of minorities and the creation of policies and procedures whereby secretaries of states and/or state legislatures may overturn the votes of the people; and

WHEREAS, a poll conducted by the Brennan Center for Justice found that 1 in 6 local election officials reported experiencing threats because of their job and that 30% of election officials polled knew election workers who left their job at least in part because of fears for their safety due to increased threats or intimidation; and

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WHEREAS, the Board supports the finding of facts, conclusions, and recommendations contained in the final report of the United States House Select Committee to Investigate the January 6th Attack on the United States Capitol released on December 22, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Santa Fe County hereby:

1. Condemns and will not tolerate unlawful attempts by any elected officials, candidates, special interest groups, or other actors to disregard the will of the voters and override the results of a free and fair election and defends our federal and state Constitutions and our democratic republic from such attempts.
2. Calls upon federal, state, and local law enforcement, and courts, as applicable, to fully investigate the facts of unlawful attempts to nullify and overthrow the results of the 2020 presidential election that culminated in the January 6, 2021, violent attack on the U.S. Capitol; determine the identity and scope of the involvement of each person who planned, conspired with or directed, aided and/or abetted others and/or directly participated in the attack on the U.S. Capitol on that day; and, further, prosecute each such person to the full extent of the law and hold him or her fully accountable for his or her actions.
3. Calls upon the United States Congress to enact legislation to clear up any ambiguities and uncertainties in existing law concerning the transfer of presidential power as set forth in the United States Constitution and the Electoral Count Act to ensure that the vote of the majority of qualified voters, not the decision of any state legislature or any other governmental person(s), shall determine the outcome of election of the President of the United States; and set forth clearly and thoroughly the process of certification of the electoral votes for President by the members of the House and Senate on the January 6th occurring after each presidential election, and determine what specific grounds, if any, will be required for any refusal to certify the electoral count.
4. Stands with election workers who are facing threats and intimidation, recognizes that election officials are essential workers who work tirelessly to ensure that the voice of the people is heard, and calls upon Congress and state legislatures to enact legislation to protect election officials and to provide adequate funding to carry out secure and safe elections.
5. Calls upon Congress and state legislatures to enact legislation to provide consistent and adequate funding at both the state and federal levels to make operational planning and security plans timely and robust.
6. Directs the County Manager to forward this resolution to the following persons: Attorneys General of the United States and New Mexico; U.S. Senators Martin Heinrich and Ben Ray Lujan; Congressional Representative Teresa Leger Fernandez; Governor

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Michelle Lujan Grisham; the leadership of the New Mexico Senate and House; Senators and Representatives in the New Mexico Legislature representing Santa Fe County; and New Mexico Counties' Board of Directors and Executive Director.

PASSED, APPROVED, AND ADOPTED ON THIS 10th DAY OF JANUARY, 2023.

**BOARD OF COUNTY COMMISSIONERS
OF SANTA FE COUNTY**

By: Anna T. Hamilton
Anna T. Hamilton, Chair

ATTESTATION:

Katharine E. Clark
Katharine E. Clark
Santa Fe County Clerk

Date: 1/10/23

APPROVED AS TO FORM:

Jeff Young
Jeff Young
Santa Fe County Attorney



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COUNTY OF SANTA FE) BCC RESOLUTIONS
STATE OF NEW MEXICO) ss PAGES: 3

I Hereby Certify That This Instrument Was Filed for
Record On The 11TH Day Of January, 2023 at 08:17:22 AM
And Was Duly Recorded as Instrument # 2004633
Of The Records Of Santa Fe County

Witness My Hand And Seal Of Office
Katharine E. Clark
Deputy Destiny Romero County Clerk, Santa Fe, NM

