

TITLE 1: GOVERNMENT
DIVISION 6: ELECTIONS

§ 6203. Domicile: Criteria for Determination.

Criteria for determining a person's domicile includes but is not limited to the following:

(a) Whether the person maintains a permanent residence or permanent place of abode in a place outside the Commonwealth; or

(b) Whether the person's presence in the Commonwealth results from his own public or private employment or that of a person on whom he is economically dependent; or

(c) Whether he or the person on whom he is economically dependent receives housing or pay differentials for housing or living allowance as a consequence of employment in the Commonwealth; or

(d) Whether the person maintains contacts with a place outside the Commonwealth, such as supporting a spouse or family who reside in the place, maintaining a driver's license issued by the place, holding a postal address at the place, continuing affiliations with the professional, religious or fraternal life in the place or paying taxes in the place; or

(e) Whether the person has expressed an intention not to be domiciled in the Commonwealth; or

(f) Whether the person registered or voted in a place outside the Commonwealth during the preceding year; or

(g) Whether the person who immediately prior to becoming a member of the military service was not domiciled in the Commonwealth and who is in the military service residing in a military reservation or provided housing or a housing allowance; or

(h) Whether the person's presence or residency in the Commonwealth is based on a work order or contract with the Commonwealth Government, its subdivisions or its agencies; or

(i) Whether the person's presence or residency in the Commonwealth is based on a work order or contract in the private sector.

Source: DL 5-19, § 6, modified; repealed and reenacted by PL 12-18, § 2 (6203).

Commission Comment: See N.M.I. Const. art. VII, § 3. The current § 6203 is similar to the former § 6204.