

YVETTE HERRELL NM-02 PRELIMINARY RESEARCH MEMO

Significant Findings

Herrell Was An Abortion Rights Antagonist Who Even Co-Sponsored A Bill That Would Send Rape Victims To Prison For Having Abortions

- ✓ 2013: Herrell said she was “proud” to have co-sponsored legislation calling for felony charges for abortion in cases of rape or incest.
- ✓ Herrell called for overturning Roe v. Wade and fervently opposed codifying the decision in law.
 - 2021: Herrell signed a Supreme Court amicus brief urging the court to overturn Roe v. Wade.
 - 2021: Herrell voted against the Women’s Health Protection Act that protected abortion access in every state, claimed it expanded “abortion on demand.”
 - Herrell compared abortion to eugenics and said Roe v. Wade rested on “garbage legal reasoning.”
- ✓ Herrell praised the Texas abortion ban that allowed private citizens to sue abortion providers and anyone who helps a woman an abortion—with no exceptions for rape or incest.
- ✓ Herrell twice sponsored legislation banning an abortion after roughly 20 weeks of pregnancy, once with no rape/incest exception.
- ✓ Herrell said that she wished New Mexico had “eliminated all abortion.”

Yvette Herrell Focused On Banning Abortion In Her 2022 Campaign Only To Abandon It After Losing Her Election

- ✓ Opposition to abortion was a core component of Yvette Herrell’s political brand through 2022, but she appeared to have abandoned it as a primary talking point in 2024.
- ✓ In advance of Herrell’s 2022 campaign, Herrell cemented herself as “100% Pro-Life.” She cheered on disastrous anti-abortion bans, bragged about backing dozens of anti-abortion bills in Congress, and rallied against the right to an abortion. On her website, Herrell listed “Pro-Life” as her top issue under her “shared values” of “protecting life and liberty.”
- ✓ However, since revamping her website for her 2024 run, she has abandoned all mention of abortion.

Herrell Repeatedly Supported National Abortion Bans In Congress, Including A Bill That Would Have Banned Abortion Nationally With No Exceptions And Severely Restricted IVF.

- ✓ 2021: Herrell bragged that she had signed onto a dozen anti-abortion bills her first month in Congress.

- ✓ Herrell co-sponsored the Life at Conception Act, which would grant 14th Amendment protections to embryos at the moment of fertilization, effectively banning abortion nationwide without exceptions and severely restricting IVF.

Herrell Pushed The Big Lie, Voted Against Certifying The 2020 Election, And Allied With Violent Extremists

- ✓ Herrell objected to the counting of the electoral votes from Arizona and Pennsylvania and pushed the big lie by claiming that there were “unconstitutional” election changes in numerous states.
 - Even after January 6th, Herrell claimed that “unconstitutional” election changes in different states disenfranchised New Mexico voters.
- ✓ Herrell received campaign contributions from prominent New Mexico Republicans who signed a bogus electoral certificate certifying that President Trump won the election.
- ✓ Herrell called the violence at the capitol “unacceptable”—but voted against establishing a bipartisan commission to investigate the attack and opposed funding to prevent future attacks.
- ✓ September 2019: Herrell received the endorsement of Couy Griffin, the Cowboys for Trump leader who called the January 6th attack a “historic and amazing thing” and was convicted for his involvement in the insurrection.
 - Herrell distanced herself from Couy Griffin by deleting social media posts that highlighted support she received from Griffin.

Herrell Is Just Another Swampy Politician Who Exploited Her Office To Funnel Taxpayer Money To Her And Her Family’s Businesses

- ✓ 2018: Herrell failed to disclose nearly half a million dollars in income from state contracts to her real estate company.
- ✓ 2013: Herrell used her position of power in the legislature to benefit her family, including funneling nearly half a million in tax dollars to a museum run by her mother.
- ✓ Herrell was an ineffective career politician first elected to political office in 2010 and collected \$430,397 in taxpayer-funded salary throughout her political career.
 - Herrell sponsored 25 bills in the 117th congress, 0 of which became law.
 - Only 17 percent of Herrell’s sponsored legislation was chaptered or signed while she served in the New Mexico State Legislature.
- ✓ Herrell was bought and paid for by ALEC to pass extremist legislation.
 - Herrell sponsored ALEC model policy legislation to transfer federal public lands to the state.
 - Herrell co-founded the ALEC-aligned balanced budget amendment task force.

- A balanced budget amendment would override government guarantees written into law; social security would be prevented from using its savings to pay promised benefits.
- ✓ 2018: a broker working at Herrell’s real estate firm, 1st Choice Real Estate, was reprimanded for failing to “exercise honesty and reasonable care” in dealing with clients.
- ✓ 2020: Herrell accepted a \$2,800 contribution from a woman who passed away in 2017.

After Herrell Spent Years Pursuing Wastewater Infrastructure In New Mexico, Her Septic Company Pursued Dumping Septic Waste In Otero County, Until Nearby Residents Voiced Concerns Over Property Devaluation And Groundwater Contamination

- ✓ Herrell listed herself as a partner at 7 Diamond Liquid Waste LLC on her 2020 financial disclosure report.
- ✓ September 2019: 7 Diamond Liquid Waste LLC applied for a permit to discharge up to 7,800 gallons of septage per day in Otero County, which could potentially pollute groundwater with nitrogen compounds.
 - October 2019: the city of Alamogordo protested the discharge permit.
- ✓ November 20th, 2019: a New Mexico Environment Department employee explained to Tommie Herrell that there was “increasing public interest and opposition” to the proposed discharge from residents concerned about devaluation of property and potential contamination of groundwater.
- ✓ November 25th, 2019: 7 Diamond, LLC withdrew their request for a discharge permit.
- ✓ 2012-2018: Herrell made multiple capital outlay requests totaling over \$10 million for new wastewater and septic infrastructure in New Mexico.

Herrell Voted In The Interests Of Her Predatory Payday Lender Donors Against Low-Income And Native American New Mexicans

- ✓ Herrell voted against congressional disapproval of the Trump Administration’s third-party lending rule that allowed lenders to deceptively circumvent interest rate caps.
 - The rule Herrell voted to keep allowed payday lenders to lend at exorbitant interest rates in the 150-299% range, even in states like New Mexico that capped payday loan rates at 36%.
- ✓ 2015: Herrell voted to block two Democratic bills that would have capped interest rates on loans at 36 percent, despite previously supporting interest rate caps.
 - After blocking rate caps, Herrell said she wanted to see legislation written by the payday lending industry.
- ✓ Herrell received campaign contributions from the payday lending industry and the broader financial sector throughout her political career.
- ✓ Payday lenders preyed specifically on low-income New Mexicans, especially victimizing Native Americans.

Yvette Herrell Has Consistently Supported Payday Lenders In Their Predatory Practices, Many Of Which Especially Hurt Military Families And Latino Communities.

- ✓ In 2015 Yvette Herrell said that she would like to see legislation governing interest rates on loans written by the payday lending industry.
- ✓ In 2021 Herrell voted against congressional disapproval of a Trump Administration policy that allowed payday lenders to bypass interest caps on predatory loans.
 - The Trump Administration policy allowed payday lenders to engage in “rent-a-bank” schemes which allowed unregulated payday lenders to partner with banks to bypass interest caps before severing the partnership after taking possession of the loan.
- ✓ Herrell supported payday lenders charging interest rates up to 299% using “rent-a-bank” schemes allowed during the Trump Administration when she voted twice to block resolutions that would cap the interest rates for payday lenders at 36%.
- ✓ Payday lenders often locate themselves near military bases to entice or deceive servicemembers into predatory loans with abusive or unfair terms. In 2017, it was estimated that 44% of active-duty military used payday loans.
 - A report from the office of Rep. Katie Porter showed that VA lenders were exploiting troops and veterans with predatory home loans.

Herrell Voted Against Critical Funding For Bridge And Broadband Infrastructure In New Mexico, Then Pushed To Spend The Money She Voted Against For Superfund Site Cleanups

- ✓ November 2021: Herrell voted against the Infrastructure Investment and Jobs Act, providing \$550 billion in new infrastructure spending.
 - The Infrastructure Investment and Jobs Act allocated \$100 million to provide broadband access in New Mexico—benefiting the quarter of constituents in Herrell’s district that lacked internet access.
 - The bipartisan infrastructure bill included \$5 billion in funding for water projects, including crucial municipal water access in eastern New Mexico.
 - The bipartisan infrastructure bill included \$3.5 billion to fund domestic and community sanitation in Native American communities facing a backlog of projects.
- ✓ December 2021: Herrell urged the EPA to prioritize the Socorro Superfund Site cleanup with funds included in the bipartisan infrastructure law that she voted against.

Herrell Supported Policies Threatening The Social Security Benefits That Many Seniors In New Mexico Relied On

- ✓ December 2021: Herrell voted against preventing sequestration cuts to Medicare.

- ✓ 2018: Herrell supported the republican balanced budget amendment that threatened Social Security benefits for nearly 145,000 New Mexicans in the 2nd District.
- ✓ 2017: Herrell said she was “glad to see the tax reform bill signed by President Trump,” even though republicans planned to pay for it with cuts to Medicare and Social Security.
- ✓ Herrell was a member of the Republican Study Committee that released a budget that recommended raising the retirement age to 70.

Herrell Opposed Common Sense Gun Safety Measures And Said She Supported Teachers Carrying Weapons In Schools

- ✓ Herrell repeatedly voted against measures strengthening background checks.
- ✓ Herrell voted against legislation allowing courts to prohibit individuals restrained in domestic abuse cases from possessing or purchasing firearms.
- ✓ 2018: Herrell said she supported teachers carrying weapons in schools.
- ✓ Herrell said she was a proud member of the NRA and was endorsed by the NRA in 2018 and 2020.

Herrell Did Her Big Oil Donors’ Bidding, Protected Polluters At The Expense Of New Mexico’s Public Lands And People

- ✓ In her runs for Congress, Herrell has received \$669,545 in contributions from the oil and gas industry.
- ✓ In her runs for Congress, Herrell received \$804,952 in campaign contributions energy and natural resources including more than \$206,400 from PACs alone.
- ✓ Herrell voted against raising penalties for water pollution by oil and gas operators after receiving thousands from the oil and gas industry.
- ✓ Herrell opposed a bill that would put \$8 billion toward cleaning up abandoned oil and gas wells and increase drillers’ required bond insurance.
- ✓ July 2021: Herrell voted against requiring the EPA to regulate harmful PFAS in drinking water, despite PFAS contamination in New Mexico.
- ✓ Herrell voted against reinstating emission standards that required oil & gas companies to limit methane leaks and emissions—despite these emission standards receiving support from oil & gas companies and industry groups.
- ✓ As a state legislator, Herrell introduced ALEC model policy legislation to transfer federal public lands to the state...
 - ...but Herrell also voted to limit local government control over oil & gas activity.

Herrell Supported Repealing The Affordable Care Act, Costing Hundreds Of Thousands To Lose Coverage In New Mexico, And Opposed Capping Insulin Prices

- ✓ Herrell called the ACA the “Non Affordable Care Act” and supported repealing or overturning the law.
 - Repealing or overturning the Affordable Care Act would threaten the health insurance coverage of 226,000 New Mexicans and cause the state to lose \$2.2 billion in federal funding for health coverage.
- ✓ March 2022: Herrell voted against capping insulin co-pays at \$35 a month.

Herrell Opposed Measures To Protect Voting Rights And Co-Sponsored Legislation Creating Additional Obstacles

- ✓ 2021: Herrell voted against the For The People Act, expanding access to voting and overhauling campaign finance and ethics laws.
- ✓ 2021: Herrell voted against the John Lewis Voting Rights Advancement Act, which would increase oversight on state attempts at voter suppression.
- ✓ 2021: Herrell co-sponsored the Save Democracy Act which would prohibit automatic voter registration and unrequested absentee ballots.
- ✓ 2017: Herrell voted against requiring local elections be held on the same day as general elections in New Mexico.
- ✓ 2013: Herrell voted against a bill to create early voting centers for areas with a population over 1,500 who are over 50 miles from the nearest voting center.

Herrell Opposed Measures To Secure Equal Rights And Civil Protections In New Mexico

- ✓ Herrell voted against the Paycheck Fairness Act aimed at reducing the wage gap while women in New Mexico only made 78 cents for every dollar a man made.
- ✓ Herrell called for greater awareness of domestic violence but voted against reauthorizing the Violence Against Women Act.
- ✓ June 2021: Herrell voted against the Protecting Older Workers Against Discrimination Act, increasing protections against age discrimination in the workplace.
- ✓ May 2021: Herrell voted against the Pregnant Workers Fairness Act.
- ✓ 2013: Herrell was one of seven legislators that filed a lawsuit to stop a local clerk from issuing marriage licenses to same-sex couples because “it’s imperative that we protect the sanctity of marriage.”

Herrell Is Bad For New Mexico Workers, Opposing Higher Wages And Bargaining Rights

- ✓ Herrell opposed the minimum wage increase included in the American Rescue Plan and claimed it would force struggling small businesses to close.

- ✓ As a state legislator, Herrell repeatedly voted against raising the minimum wage, even by as little as 50 cents.
- ✓ Herrell voted against the PRO Act and supported right-to-work laws that undermine unions.

Herrell Was An Immigration Hardliner Who Opposed Protections For Dreamers And Afghan Refugees But Supported Giving Asylum To The Extremist Canadian Trucker Convoy

- ✓ Herrell voted against the DREAM Act and opposed DACA providing residency status for undocumented immigrants brought to the United States as children.
- ✓ Herrell wanted asylum status for Canadian truckers who blocked border crossings while she was also attacking Afghan refugees, claiming they were not fully vetted and posed a security risk.
- ✓ Herrell was an ardent supporter of Title 42, which allowed immigration authorities to expel migrants quickly without a chance to apply for asylum and proposed a bill prohibiting its reversal.
- ✓ March 2022: Herrell said the federal government needed to reinstate the “remain in Mexico” policy allowing expulsion of asylum seekers awaiting court proceedings.
- ✓ Herrell was a strong supporter of the border wall and claimed it was vital to keeping drugs and unauthorized migrants out of the county.

Herrell Supported The Republican Tax Scam That Benefitted Special Interests While Raising Taxes On Millions Of Middle Class Americans

- ✓ Herrell supported the Republican tax bill and said it “has been completely helpful for the country.”
- ✓ This despite the fact that the Republican Tax Scam benefitted corporations and special interests while millions of Americans would pay more in taxes.

Herrell Said She Opposed Defunding The Police, But Voted Against Police Funding In The American Rescue Plan; Herrell Also Opposed Police Reforms

- ✓ Herrell said “it’s time we defend the police, not defund them” and blamed violence against law enforcement on the “leftist campaign to defund, demonize, and destroy police.”
- ✓ Herrell voted against the American rescue plan, which included \$350 billion to strengthen law enforcement to pre-pandemic levels.
- ✓ 2021: Herrell voted against the George Floyd Justice in Policing Act.
- ✓ 2022: Herrell urged Attorney General Merrick Garland to lift the police consent decree in Albuquerque, claiming it cost millions of dollars while failing to improve safety or officer retention in the city.

Herrell Was An Abortion Rights Antagonist Who Even Co-Sponsored A Bill That Would Send Rape Victims To Prison For Having Abortions

2013: Herrell Said She Was “Proud” To Have Co-Sponsored Legislation Calling For Felony Charges For

HEADLINE: “Proposed New Mexico Law Would Send Rape Victims To Prison For Having Abortions.”

[Washington Post, [1/24/13](#)]

Herrell Co-Sponsored Legislation Calling For Felony Charges For Abortion In Cases Of Rape Or Incest.

“Republican state lawmaker Cathrynn Brown says she's reworking legislation she introduced Wednesday calling for felony charges related to abortion in cases of rape and incest. Her proposal, House Bill 206, created a fire-storm of hate email and phone calls, she said. The bill reads: ‘Tampering with evidence shall include procuring or facilitating an abortion, or compelling or coercing another to obtain an abortion, of a fetus that is the result of criminal sexual penetration or incest with the intent to destroy evidence of the crime.’ [...] Nine House Republicans, all women, signed on as co-sponsors. They are Jane Powdrell-Culbert of Corrales; Dianne Hamilton of Silver City; Anna Crook of Clovis; Sharon Clahchischillige of Kirtland; Yvette Herrell of Alamogordo.” The bill was never voted on in the New Mexico House. [Carlsbad Current-Argus, 1/24/13; HB 206, 2013 Regular Session, accessed [6/8/18](#)]

- **The Bill’s Author Later Said Her Bill Was Poorly Written And That Her Intent Was Not To Charge Incest Or Rape Victims With A Felony When They Terminated A Pregnancy.** “Brown, a Carlsbad resident and a board member of the Carlsbad Right to Life organization, conceded her bill was poorly written. She said her intent was not to charge incest or rape victims with a felony if they terminate their pregnancy. ‘I missed this one,’ she said, explaining that when she reviewed the draft of her bill, she missed the language problems that led to misinterpretation of her bill.” [Carlsbad Current-Argus, 1/24/13]

Herrell Said She Believed The Bill Was “Against The Perpetrator” Who Coerced Or Forced A Woman To Have An Abortion And Did Not Target Women Themselves. “Herrell said she believed the bill was against the perpetrator and not against the woman. ‘I co-sponsored the bill,’ she said. ‘I had a lot of Alamogordo people tell me that they will run against me and will not have my back. If a woman becomes pregnant through rape or incest and she wants to carry this baby to full term, then that's fine. There was nothing against the woman. It was only against the perpetrator if the woman was coerced or forced to have an abortion. I just wanted to clear that up.’” [Alamogordo Daily News. 3/30/13]

Herrell Said She Was Proud She Co-Sponsored The Bill. “Herrell said she was proud that she co-sponsored the bill. ‘I think that if it's wrong for me to stand up for a Christian House member in something that we believe in to protect the unborn, then I don't want to be a state representative in Santa Fe,’ she said.” [Alamogordo Daily News. 3/30/13]

Herrell Called For Overturning Roe v. Wade And Fervently Opposed Codifying The Decision In Law**2021: Herrell Signed A Supreme Court Amicus Brief Urging The Court To Overturn Roe V. Wade**

July 2021: Herrell Signed A Supreme Court Amicus Brief Urging The Supreme Court To Overturn Roe V. Wade And Uphold A Mississippi Law Barring Abortion Before Roe Viability Standards, Even In Cases Of Rape Or Incest. “Nearly 230 Republican members of Congress told the Supreme Court on Thursday that it should overturn Roe v. Wade and release its ‘vise grip on abortion politics.’ [...] At issue before the court is a Mississippi law that bars most abortions after 15 weeks of pregnancy. There is no exception for rape or incest. The court will render its decision by next June, in the lead up to the mid-term elections. The lawmakers, including Senate Minority Leader Mitch McConnell, are supporting Mississippi's request to allow the law to go into effect. They are represented by the group Americans United for Life. In Thursday's brief, they asked the court to ‘affirm the constitutional authority of the federal and state governments to safeguard the lives and health of their citizens, born and not yet born.’ Roe v. Wade legalized abortion nationwide prior to viability which experts believe occurs around 24 weeks of pregnancy. The lawmakers say the court should revisit the viability line established in court precedent, because it ‘binds the States in a one-sided constitutional tug-of-war in which they are subject to intense factual scrutiny on the abortion advocates' issues but unable to establish the factual basis for their own vital interests.’” [CNN, [7/29/21](#)]

- **May 2022: Upon The Leak Of The Supreme Court Decision Draft, Herrell Called On Her Supporters To Pray**



That The Supreme Court “Decide Wisely.” “The possible leak of a Supreme Court decision is an unprecedented attack on the independence of the court. But if SCOTUS indeed leans toward protecting Life, I hope you will join me in praying that they decide wisely.” [Twitter, @RepHerrell, [5/3/22](#)]

2021: Herrell Voted Against The Women’s Health Protection Act That Protected Abortion Access In Every State, Claimed It Expanded “Abortion On Demand”

Herrell Voted Against The Women’s Health Protection Act. In September 2021, Herrell voted against: “Passage of the bill that would statutorily establish that health care providers have a right to provide and patients have a right to receive abortion services, and it would prohibit certain restrictions related to abortion services. The bill would specify that rights established by the bill may not be restricted by certain requirements or limitations related to abortion services, including prohibitions on abortion prior to fetal viability, or after fetal viability if a provider determines that continuation of a pregnancy would pose a risk to a patient's life or health; requirements that patients disclose reasons for seeking an abortion or make medically unnecessary in-person appointments; requirements that providers provide medically inaccurate information or perform specific medical tests or procedures in connection with the provision of abortion services; limitations on providers' ability to prescribe drugs based on good-faith medical judgment, provide services via telemedicine or provide immediate services when a delay would pose a risk to a patient's health; and requirements for facilities and personnel that would not apply to facilities providing medically comparable procedures. It would also prohibit requirements or limitations that are similar to those established by the bill or that impede access to abortion services and expressly or implicitly single out abortion services, providers or facilities. It would specify factors that courts may consider to determine whether a requirement or limitation impedes access to abortion services, including whether it interferes with providers' ability to provide services; poses a risk to patients' health; is likely to delay or deter patients in accessing services or necessitate in-person visits that would not otherwise be required; is likely to result in a decreased availability of services in a state or region; is likely to result in increased costs of providing or obtaining services; or imposes penalties that are not imposed on other health care providers for comparable conduct. It would require a party defending a requirement or limitation to establish that it significantly advances the safety of abortion services or patient health and that such goals cannot be advanced by a less restrictive alternative measure. It would authorize the Justice Department, health care providers and private individuals and entities to bring a civil action in U.S. district court for injunctive relief against any state or government official charged with implementing or enforcing a requirement or limitation challenged as a violation of rights established by the bill. It would authorize district courts to award appropriate equitable relief, including temporary, preliminary or permanent injunctive relief, and to award costs of litigation to a prevailing plaintiff. It would require courts to "liberally construe" provisions of the bill to effectuate its purposes.” The bill passed by a vote of 218-211. [HR 3655, [Vote #295](#), 9/24/21; CQ, [9/24/21](#)]

- **Passage Of The WHPA Was In Response To A Restrictive Texas Abortion Law.** “Passage of the Women's Health Protection Act is a response to a Texas law that essentially bans abortion after six weeks, before most people realize they are pregnant. The U.S. Supreme Court refused to block the law from taking effect, although the decision leaves the door open for future challenges.” [NPR, [9/24/21](#)]

Pelosi: “This Ban Necessitates Codifying Roe V. Wade.” “In a statement, Pelosi said the Texas statute is ‘the most extreme, dangerous abortion ban in half a century, and its purpose is to destroy Roe v. Wade, and even refuses to make exceptions for cases of rape and incest. This ban necessitates codifying Roe v. Wade.’” [NPR, [9/24/21](#)]

Herrell Said The Women’s Health Protection Act Was “Deceptively” Named And Claimed It Expanded “Abortion On Demand” Up Until The Day Of Birth. “Rep. Yvette Herrell, a Republican representing the southern part of the state, voted against the bill. ‘The deceptively named Women’s Health Protection Act is not about protecting the health of women at all; Instead, it expands abortion on demand up to the day of birth and enshrines it in federal law,’ she wrote in an email.” [NM Political Report, [9/24/21](#)]

- **Herrell: “We Should Protect Women’s Health And The Health Of Their Babies. But This Extreme Pro-Abortion Bill Does The Opposite.”** “Herrell also said in her statement: ‘Radical pro-abortion politicians have put



forward this extreme legislation because they are afraid that more and more Americans are embracing the right to life. They want to take this issue out of the hands of American voters. We should protect women’s health and the health of their babies. But this extreme pro-abortion bill does the opposite.” [NM Political Report, [9/24/21](#)]

Herrell: “Any Procedure That Forever Stops A Beating Heart Is Not Healthcare. I Will Always Stand On The Side Of Life And Oppose Any Legislation That Expands Or Funds Abortion”

Herrell: “Any Procedure That Forever Stops A Beating Heart Is Not Healthcare. I Will Always Stand On The Side Of Life And Oppose Any Legislation That Expands Or Funds Abortion.” “This week members of Congress introduced legislation into both chambers that would codify Roe v. Wade into law if it passes. HR 3755, more commonly known as the Women’s Health Protection Act, would protect a person’s ability to terminate a pregnancy and would protect a provider’s ability to provide abortion services. [...] But Rep. Yvette Herrell, a Republican representing the 2nd Congressional District in southern New Mexico, disagreed. ‘Any procedure that forever stops a beating heart is not healthcare. I will always stand on the side of life and oppose any legislation that expands or funds abortion,’ Herrell wrote to NM Political Report.” [NM Political Report, [6/11/20](#)]

Herrell Compared Abortion To Eugenics And Said Roe V. Wade Rested On “Garbage Legal Reasoning”

Herrell Said Roe V. Wade Rested On “Garbage Legal Reasoning” And Said America Would Be Better Off Once Abortion Joined Eugenics On The “Ash Heap Of History.” “Herrell’s tweet on Monday was a response to a clip from an NBC broadcaster who was commenting that the state of Texas is ‘running over’ women’s constitutional rights to obtain an abortion since that state’s six-week gestational ban went into effect at the beginning of September. ‘Of course, @JoeNBC is completely wrong. Abortion is not ‘enumerated’ in the Constitution, specifically or otherwise, & its invention as a right in Roe v. Wade rests on garbage legal reasoning. America will be a better place when abortion joins eugenics on the ash heap of history,’ she wrote in her tweet.” [NM Political Report, [9/16/21](#)]

- **HEADLINE: “U.S. Rep. Yvette Herrell compares abortion to eugenics.”** [NM Political Report, [9/16/21](#)]

Herrell Said That Abortion Was A Sad Legacy Of Eugenics Programs And That Planned Parenthood Campaigned To Eliminate Minority, Disabled, And “Unfit” Americans. “Herrell defended her comment in a statement to NM Political Report. ‘Abortion is a sad legacy of the eugenics programs of the early 20th century, like Planned Parenthood founder Margaret Sanger’s campaign to eliminate minority, disabled, and otherwise ‘unfit’ Americans. Fortunately, more and more Americans today proclaim the truth: that we are all created equal, and that every human life is precious.’” [NM Political Report, [9/16/21](#)]

Herrell Tweeted That Overturning Roe V. Wade Was A “Crucial Step To Our Moral Reckoning And Full Protection For Unborn Americans.” “Over many generations, our nation has fought--often struggled--to defend every American's right to ‘Life, Liberty, and the Pursuit of Happiness.’ Overturning Roe v. Wade is a crucial step to our national moral reckoning and full protection for unborn Americans.” [Yvette Herrell Twitter, [12/1/21](#)]

Herrell Praised The Texas Abortion Ban That Allowed Private Citizens To Sue Abortion Providers And Anyone Who Helps A Woman An Abortion—With No Exceptions For Rape Or Incest

September 2021: Herrell Praised The Texas Abortion Ban.



[Yvette Herrell Facebook, 9/2/21]

The Texas Abortion Ban Banned Abortion After 6-Weeks Of Pregnancy And Allowed Private Citizens To Sue Abortion Providers And Those Who Help A Woman Obtain An Abortion—And Makes No Exceptions For Rape Or Incest

The Texas Abortion Ban Banned Abortion After 6-Weeks Of Pregnancy And Allowed Private Citizens To Sue Abortion Providers And Anyone Who Helps A Woman Obtain An Abortion. “With the U.S. Supreme Court mum, a new law went into effect in Texas that bans abortions after about six weeks of pregnancy. That's well before many women even know they are pregnant. The law allows private citizens to sue abortion providers and anyone else who helps a woman obtain an abortion — including those who give a woman a ride to a clinic or provide financial assistance to obtain an abortion. Private citizens who bring these suits don't need to show any connection to those they are suing.” [NPR, [9/1/21](#)]

The Texas Abortion Ban Makes No Exceptions For Cases Involving Rape Or Incest. “The law allows private citizens to sue abortion providers and anyone else who helps a woman obtain an abortion — including those who give a woman a ride to a clinic or provide financial assistance to obtain an abortion. Private citizens who bring these suits don't need to show any connection to those they are suing. The law makes no exceptions for cases involving rape or incest.” [NPR, [9/1/21](#)]

Herrell Twice Sponsored Legislation Banning An Abortion After Roughly 20 Weeks Of Pregnancy

2017: Herrell Sponsored Legislation Banning Abortion After 20 Weeks With No Exceptions For Rape Or Incest

2017: Herrell Sponsored Legislation Banning Abortion After 20 Weeks. “Wooley is also sponsoring House Bill 220, which would r’name the state's Partial-birth Abortion Ban Act the Late-term and Partial-birth Abortion Ban Act, and would prohibit late-term abortions, with exceptions and with penalties. A late-term abortion would be defined as ‘any method or means whereby an untimely termination of her pregnancy is produced, or attempted to be produced, with the intent to destroy a viable fetus of 20 or more weeks gestational age.’” The bill was never voted on in the House. [Roswell Daily Record, [2/1/17](#); House Bill 220, 53rd Legislature First Session, [1/24/17](#)]

- **The Bill Stated That There Was a Legal Presumption That Viability Began At 20 Weeks Of Gestation.** “The bill would add a definition for fetal viability to mean ‘that stage of fetal development when the life of the unborn child may be continued indefinitely outside the womb by natural or artificial life-support systems.’ The bill would state there is a legal presumption that viability occurs at the 20th week of pregnancy.” [Roswell Daily Record, [2/1/17](#)]

The Bill Included An Exception For The Life Of The Woman. “The bill would prohibit physicians from performing late-term abortions ‘unless the abortion is necessary to preserve the life of a pregnant woman whose life is endangered by a physical disorder, physical illness or physical injury, including a life-endangering physical condition caused by or arising from the pregnancy itself; pro-vided, however, that the physician shall take all reasonable steps to preserved the life and health of the unborn child.’” [Roswell Daily Record, [2/1/17](#)]

The Bill Did Not Include An Exception For Rape Or Incest And Only Provided For An Exception Should The Woman’s Life Be Endangered. “The bill would prohibit physicians from performing late-term abortions ‘unless the abortion is necessary to preserve the life of a pregnant woman whose life is endangered by a physical disorder, physical illness or physical injury, including a life-endangering physical condition caused by or arising from the pregnancy itself; pro-vided, however, that the physician shall take all reasonable steps to preserved the life and health of the unborn child.’” [Roswell Daily Record, [2/1/17](#)]

Herrell: “This Is A Constitutional Right For These 5-Month-Old Babies.” ““This is a constitutional right for these 5-month-old babies,’ said Rep. Yvette Herrell, R-Alamogordo. Herrell and many who spoke in favor of the bill also said that New Mexico is one of only a few states to allow abortion after 20 weeks of pregnancy.” [Taos News, [3/6/17](#)]

Herrell Said A 20-Week-Old Fetus Could Feel Pain. “Sánchez said New Mexico is one of only three states in the country that allow late-term abortions, and Herrell said that is embarrassing. Sánchez said life, from conception to natural death, is sacred. Herrell said a fetus, after 20 weeks growing inside the mother, can feel pain.” [Santa Fe New Mexican, [12/28/15](#)]

2015: Herrell Sponsored A Bill Banning Abortion On Women Who Were At Least Five Months Pregnant

2015: Herrell Sponsored A Bill Banning Abortion On Women Who Were At Least Five Months Pregnant. “Rep. Yvette Herrell, R-Alamogordo, is sponsoring a bill that would ban physicians from performing abortions on women who are at least five months' pregnant. [...] Herrell's bill to ban late-term abortions carries exceptions. If a woman tells her doctor her pregnancy was caused by rape or incest, the abortion ban would not apply, the House Republican spokesman said in a statement. There also would be an exemption if a woman's life would be endangered by carrying the pregnancy to term.” [Alamogordo Daily News via the Taos News, [2/6/15](#)]

- **Herrell: “We Have An Opportunity To Speak For The Unborn. To Me, This Is Not A Choice”** ““We have an opportunity to speak for the unborn,’ said Rep. Yvette Herrell of Alamogordo, speaking to her late-term abortion bill. ‘To me, this is not a choice.’” [Associated Press via KSL.com, [2/21/15](#)]
- **A Doctor Performing An Abortion After 20-Weeks Could Face A Civil Penalty And Lose Their License For A Year.** “Under the proposal, a physician performing a late-term abortion would face a civil penalty of at least \$5,000. In addition, the doctor's license could be taken away for at least a year, Sanchez said in a news release. The penal-ties only apply to the doctor and are the same for both proposals.” [Associated Press, [2/7/15](#)]

The Ban Included An Exception For Rape, Incest, Or If The Life Of The Woman Was At Risk. “Herrell's bill to ban late-term abortions carries exceptions. If a woman tells her doctor her pregnancy was caused by rape or incest, the abortion ban would not apply, the House Republican spokesman said in a statement. There also would be an exemption if a woman's life would be endangered by carrying the pregnancy to term.” [Taos News, [2/6/15](#)]

The Bill Passed The House But Died In The Senate. “Representatives on a 42-26 vote passed House Bill 390,



sponsored by Rep. Yvette Herrell, R-Alamogordo, which would prohibit doctors from performing abortions after 20 weeks, except in certain cases.” The bill ultimately died in the Senate. [Santa Fe New Mexican, [3/7/15](#); House Bill 390, 52nd Legislature First Session, [3/6/15](#)]

Herrell Called New Mexico A “Late-Term Abortion Capital,” But Said She Did Not Know How Many Were Performed In The State. “She said New Mexico is a ‘late-term abortion capital.’ Forty-two states have banned such abortions, and New Mexico is ‘kind of behind the curve,’ Herrell said. Herrell said she didn't know how many late-term abortions are performed in New Mexico, but that she knows of at least one clinic that does them.” [Albuquerque Journal, [3/6/15](#)]

Herrell: “This Is Common-Sense Legislation That Protects The Life Of The Child.” ““This is common-sense legislation that protects the life of the child after five months pregnancy,’ said Rep. Yvette Herrell, R-Alamogordo, who is sponsoring the legislation.” [Alamogordo Daily News, [2/7/15](#)]

Herrell: “We Know There Are Doctors Flying In From Out Of State To Perform Late-Term Abortions.” “When Herrell said she didn't know because there aren't state records on that, Alcón asked, ‘Why are you passing this bill when you don't know what's going on?’ Herrell said, ‘We know there are doctors flying in from out of state to perform late-term abortions.’” [Santa Fe New Mexican, [3/7/15](#)]

- **2013: Just Four Doctors Provided Late-Term Abortions In The U.S., Two Of Which Operated Out Of A Clinic In Albuquerque.** “Just four doctors provide late-term abortions in the US. They are the subject of a new documentary that chronicles their work [...] They are now scattered across the country - 71-year-old Carhart in Maryland, 74-year-old Hern in Colorado, and Robinson and Sella, both in their 60s, working out of the same clinic in Albuquerque, New Mexico.” [BBC News, [1/30/13](#)]

Herrell Said That She Wished New Mexico Had “Eliminated All Abortion.”

Headline: “GOP Congressional Hopeful Wished Her State Had ‘Eliminated All Abortion’ In 2020.” [HuffPost, [4/29/24](#)]

Yvette Herrell: “I Wish We Could Have Eliminated All Abortion In The State.” “In a newly discovered video, former Rep. Yvette Herrell (R-N.M.) said in 2020 that she wished her state had banned abortion entirely — a sharp contrast to her efforts to appear more measured on abortion issues ahead of the November election, when she is hoping to regain her old seat in Congress. ‘I wish we could have eliminated all abortion in the state,’ Herrell said during a virtual candidate forum hosted that year by her state’s Republican Party of Valencia County. ‘I wish we could have gotten even that to go through. But we couldn’t.’” [HuffPost, [4/29/24](#)]

Yvette Herrell Focused On Banning Abortion In Her 2022 Campaign Only To Abandon It After Losing Her Election

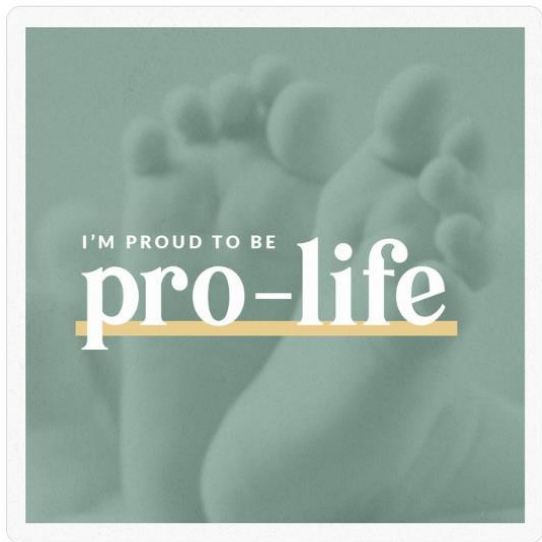
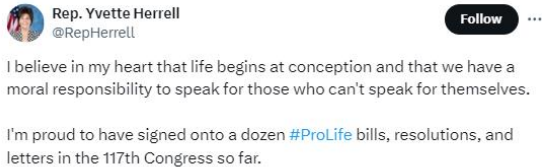
Opposition To Abortion Was A Core Component Of Yvette Herrell’s Political Brand Through Her 2022 Congressional Run

HEADLINE: “Proposed New Mexico law would send rape victims to prison for having abortions” [Washington Post, [1/24/13](#)]

Herrell Co-Sponsored Legislation Calling For Felony Charges For Abortion In Cases Of Rape Or Incest. “Republican state lawmaker Cathrynn Brown says she's reworking legislation she introduced Wednesday calling for felony charges related to abortion in cases of rape and incest. Her proposal, House Bill 206, created a fire-storm of hate email and phone calls, she said. The bill reads: ‘Tampering with evidence shall include procuring or facilitating an abortion, or compelling or coercing another to obtain an abortion, of a fetus that is the result of criminal sexual penetration

or incest with the intent to destroy evidence of the crime.’ [...] Nine House Republicans, all women, signed on as co-sponsors. They are Jane Powdrell-Culbert of Corrales; Dianne Hamilton of Silver City; Anna Crook of Clovis; Sharon Clahchischillage of Kirtland; Yvette Herrell of Alamogordo.” The bill was never voted on in the New Mexico House. [Carlsbad Current-Argus, 1/24/13; HB 206, 2013 Regular Session, accessed [6/8/18](#)]

2021: Herrell Bragged That She Signed Onto A Dozen Anti-Abortion Bills In Her First Month Of Congress. “I believe in my heart that life begins at conception and that we have a moral responsibility to speak for those who can't speak for themselves. I'm proud to have signed onto a dozen #ProLife bills, resolutions, and letters in the 117th Congress so far.” [Rep. Yvette Herrell, Twitter, [1/22/21](#)]



2:24 PM · Jan 22, 2021

[Rep. Yvette Herrell, Twitter, [1/22/21](#)]

HEADLINE: “U.S. Rep. Yvette Herrell compares abortion to eugenics.” [NM Political Report, [9/16/21](#)]

Herrell Said That Abortion Was A Sad Legacy Of Eugenics Programs And That Planned Parenthood Campaigned To Eliminate Minority, Disabled, And “Unfit” Americans. “Herrell defended her comment in a statement to NM Political Report. ‘Abortion is a sad legacy of the eugenics programs of the early 20th century, like Planned Parenthood founder Margaret Sanger’s campaign to eliminate minority, disabled, and otherwise ‘unfit’ Americans. Fortunately, more and more Americans today proclaim the truth: that we are all created equal, and that every human life is precious.’” [NM Political Report, [9/16/21](#)]

2021: Herrell Cheered On The Supreme Court’s Decision To Uphold Texas’s Draconian ‘Heartbeat’ Abortion Law. “This is great news for the protection of innocent life!” [Yvette Herrell, Facebook, [9/2/21](#)]

- **Texas’ “Heartbeat Bill” Was A Near-Total Ban On Abortions.** “Proponents of Texas’ new near-total ban on abortions call it the ‘heartbeat bill.’ The name references the point in time at around six weeks’ gestation when the embryo’s cardiac activity can first be detected by an ultrasound — which under the new law triggers a block on an abortion. But medical and reproductive health experts say the reference to a heartbeat at that stage of a

pregnancy is medically inaccurate as an embryo does not have a developed heart at six weeks' gestation.” [Texas Tribune, [9/2/21](#)]

 **Yvette Herrell**
September 2, 2021 · 🌐

This is great news for the protection of innocent life!



SBA-LIST.ORG
SCOTUS Allows Texas' Pro-life Heartbeat Law to Remain in Effect - Susan B. Anthony List

👍❤️ 253 75 💬 26 ➦

👍 Like 💬 Comment ➦ Share

[Yvette Herrell, Facebook, [9/2/21](#)]

January 2022: Herrell Attended The DC March For Life. “It was COLD but tens of thousands of Americans turned out in DC to March for LIFE! Great to see @mallorytq from the pro-life Susan B. Anthony List and so many cheerful patriots!” [Rep. Herrell, Twitter, [1/21/22](#)]

 **Rep. Yvette Herrell**
@RepHerrell

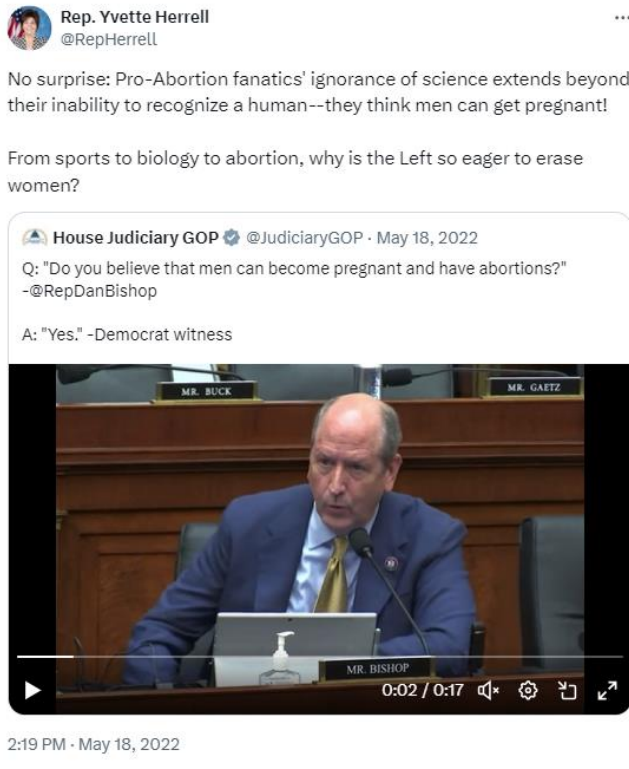
It was COLD but tens of thousands of Americans turned out in DC to March for LIFE! Great to see @mallorytq from the pro-life Susan B. Anthony List and so many cheerful patriots!



5:17 PM · Jan 21, 2022

[Rep. Herrell, Twitter, [1/21/22](#)]

May 2022: Yvette Herrell Attacked “Pro-Abortion Fanatics’ Ignorance.” “No surprise: Pro-Abortion fanatics’ ignorance of science extends beyond their inability to recognize a human--they think men can get pregnant! From sports to biology to abortion, why is the Left so eager to erase women?” [Rep. Herrell, Twitter, [5/18/22](#)]



[Rep. Herrell, Twitter, [5/18/22](#)]

June 2022: Yvette Herrell Celebrated The Overturning Of Roe V. Wade. HERRELL: “Today, the Supreme Court has finally returned the question of abortion to the 50 states and restored the democratic right of Americans to defend the unborn. Now, it is our responsibility to build a society where every mother and her child are protected, supported, and loved.” [KOB 4, [6/24/22](#)]

August 2022: Herrell Rallied With Notorious Anti-Abortion Governor Ron DeSantis. “Republican gubernatorial candidate Mark Ronchetti greeted an enthusiastic crowd in New Mexico's oil and gas region Sunday, making his pitch to replace Gov. Michelle Lujan Grisham in November with the help of conservative star Florida Gov. Ron DeSantis who headlined the event. [...] Republican congresswoman Yvette Herrell, representing the 2nd Congressional District that encompasses southern New Mexico, greeted some of the attendees shortly before the event [...]” [Las Cruces Sun News, [8/15/22](#)]

- **April 2022: DeSantis Signed Into Law A Bill Prohibiting Abortions After 15 Weeks.** “Today, Governor Ron DeSantis signed HB 5, the Reducing Fetal and Infant Mortality Act, to protect the lives of Florida’s most vulnerable by prohibiting all abortions after 15 weeks of gestation.” [Governor Ron DeSantis, Press Release, [4/14/22](#)]

- **May 2023: “Ron DeSantis Quietly Signs Florida's 6-Week Abortion Ban Into Law.”** “Gov. Ron DeSantis quietly signed legislation Thursday that would ban most abortions after six weeks in Florida, a move that will weigh on his likely 2024 presidential bid.” [NBC News, [4/13/23](#)]

October 2022: At A Debate, Herrell Said, “Everybody Knows That I Am Pro-Life.” “[Vazquez] also accused the incumbent of changing her position on abortion. When asked about the subject, Herrell said, ‘everybody knows that I am pro-life with the exception of rape, incest, and to save the life of the mother.’ Vasquez said this contradicted her voting record. Herrell was among 166 co-sponsors of the Life at Conception Act earlier this year, which would effectively prohibit all abortion. Although she has always opposed abortion, she seemed to try to play down the impact of the Supreme Court ruling earlier this year.” [KUNM, [10/23/22](#)]

January 2023: Herrell Listed Herself As “100% Pro-Life” And Was Her Top Issue Under Her “Shared Values” Of “Protecting Life And Liberty.” “With a consistent Pro-Life record in the New Mexico House of Representatives, Yvette will be a tireless advocate for the unborn in Congress. 100% Pro-Life, Yvette believes life starts at conception and will never waiver in her beliefs.” [Yvette Herrel for Congress via Internet Archive, Shared Values Page, archived [1/18/23](#)]



PROTECTING LIFE & LIBERTY

PRO-LIFE

With a consistent Pro-Life record in the New Mexico House of Representatives, Yvette will be a tireless advocate for the unborn in Congress. 100% Pro-Life, Yvette believes life starts at conception and will never waiver in her beliefs.

PRO-SECOND AMENDMENT

Yvette believes that we must protect every law-abiding American's right to self-protection and self-preservation. "Shall not be infringed", as written in the Second Amendment is not a suggestion, but a protection of a God given right.

Hunting and the shooting sports are New Mexico traditions that should be protected and passed along to the next generation. We must teach our children about the importance of the Second Amendment and never allow Washington insiders to erode our rights.

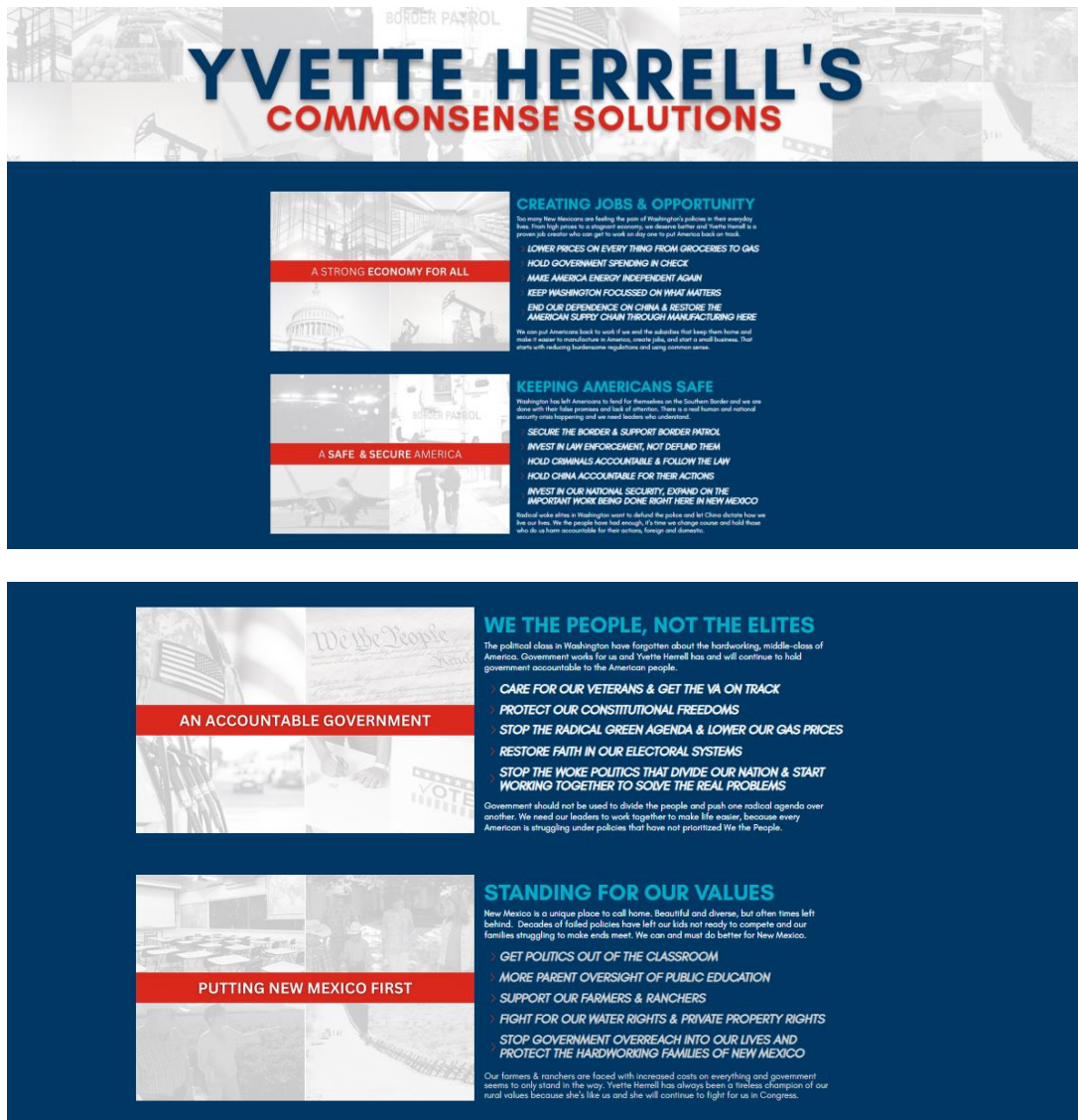
UPHOLD THE CONSTITUTION

The Constitution of the United States of America is not a living or changing document. Created by our Founding Fathers, the Constitution is the guidebook in which we base our government and protect our citizens.


[Yvette Herrel for Congress via Internet Archive, Shared Values Page, archived [12/3/22](#)]

However, In 2024 Yvette Herrell Abandoned Her 2022 Abortion Talking Points On Her Website Following Her Election Defeat In 2022

February 2024: Yvette Herrell Did Not Mention Abortion or “Pro-Life” On Her Issues Page. [Yvette Herrell for



YVETTE HERRELL'S COMMONSENSE SOLUTIONS




A STRONG ECONOMY FOR ALL

CREATING JOBS & OPPORTUNITY

Too many New Mexicans are feeling the pain of Washington's policies in their everyday lives. From high energy to a stagnant economy, we deserve better and Yvette Herrell is a proven job creator who can get to work on day one to put America back on track.

- ▶ LOWER PRICES ON EVERY THING FROM GROCERIES TO GAS
- ▶ HOLD GOVERNMENT SPENDING IN CHECK
- ▶ MAKE AMERICA ENERGY INDEPENDENT AGAIN
- ▶ KEEP WASHINGTON FOCUSED ON WHAT MATTERS
- ▶ END OUR DEPENDENCE ON CHINA & RESTORE THE AMERICAN SUPPLY CHAIN THROUGH MANUFACTURING HERE

We use just Americans back to work if we end the subsidies that keep them home and make it easier to manufacture in America, create jobs, and start a small business. That starts with reducing burdensome regulations and using common sense.




A SAFE & SECURE AMERICA

KEEPING AMERICANS SAFE

Washington has left Americans to fend for themselves on the Southern Border and we are done with their false promises and lack of attention. There is a real human and national security crisis happening and we need leaders who understand.

- ▶ SECURE THE BORDER & SUPPORT BORDER PATROL
- ▶ INVEST IN LAW ENFORCEMENT, NOT DEFUND THEM
- ▶ HOLD CRIMINALS ACCOUNTABLE & FOLLOW THE LAW
- ▶ HOLD CHINA ACCOUNTABLE FOR THEIR ACTIONS
- ▶ INVEST IN OUR NATIONAL SECURITY, EXPAND ON THE IMPORTANT WORK BEING DONE RIGHT HERE IN NEW MEXICO

Radical woke elites in Washington want to defund the police and let China dictate how we live our lives. We the people have had enough, it's time we change course and hold those who do us harm accountable for their actions, foreign and domestic.




AN ACCOUNTABLE GOVERNMENT

WE THE PEOPLE, NOT THE ELITES

The political class in Washington has forgotten about the hardworking, middle-class of America. Government works for us and Yvette Herrell has and will continue to hold government accountable to the American people.

- ▶ CARE FOR OUR VETERANS & GET THE VA ON TRACK
- ▶ PROTECT OUR CONSTITUTIONAL FREEDOMS
- ▶ STOP THE RADICAL GREEN AGENDA & LOWER OUR GAS PRICES
- ▶ RESTORE FAITH IN OUR ELECTORAL SYSTEMS
- ▶ STOP THE WOKÉ POLITICS THAT DIVIDE OUR NATION & START WORKING TOGETHER TO SOLVE THE REAL PROBLEMS

Government should not be used to divide the people and push one radical agenda over another. We need our leaders to work together to make life easier, because every American is struggling under policies that have not prioritized We the People.



PUTTING NEW MEXICO FIRST

STANDING FOR OUR VALUES

New Mexico is a unique place to call home. Beautiful and diverse, but often times left behind. Decades of failed policies have left our kids not ready to compete and our families struggling to make ends meet. We can and must do better for New Mexico.

- ▶ GET POLITICS OUT OF THE CLASSROOM
- ▶ MORE PARENT OVERSIGHT OF PUBLIC EDUCATION
- ▶ SUPPORT OUR FARMERS & RANCHERS
- ▶ FIGHT FOR OUR WATER RIGHTS & PRIVATE PROPERTY RIGHTS
- ▶ STOP GOVERNMENT OVERREACH INTO OUR LIVES AND PROTECT THE HARDWORKING FAMILIES OF NEW MEXICO

Our farmers & ranchers are faced with increased costs on everything and government seems to only stand in the way. Yvette Herrell has always been a tireless champion of our rural values because she's like us and she will continue to fight for us in Congress.

[Yvette Herrell for Congress, Shared Values, accessed [2/15/24](#)]

Herrell Repeatedly Supported National Abortion Bans In Congress, Including A Bill That Would Have Banned Abortion Nationally With No Exceptions And Severely Restricted IVF.

2021: Herrell Cosponsored The Life At Conception Act, A Personhood Bill That Would Ban Abortion And Severely Restrict IVF

Herrell Co-Sponsored The “Life At Conception Act.” Herrell co-sponsored the “Life At Conception Act,” which “declares that the right to life guaranteed by the Constitution is vested in each human being at all stages of life, including the moment of fertilization, cloning, or other moment at which an individual comes into being. Nothing in this bill shall be construed to authorize the prosecution of any woman for the death of her unborn child.” [HR1011, [4/23/21](#)]

The Life At Conception Act Would Grant Equal Protection Under The 14th Amendment To Fetuses, Effectively Banning Abortion With No Exceptions And Eliminating Medical Choices Including In Vitro Fertilization. “H.R.



616 would grant equal protection under the 14th Amendment to the Constitution of the United States for the right to life of each born and ‘preborn’ human person. ‘Human person’ is defined as: [...] each and every member of the species homo sapiens at all stages of life, including the moment of fertilization, cloning, or other moment at which an individual member of the human species comes into being. The bill would grant constitutional rights to fertilized eggs, embryos, fetuses, and clones. It would effectively ban abortion with no exception for rape, incest, or to save the life of the pregnant person. It would also ban birth control pills, IUDs, and emergency contraception. In addition, it would eliminate certain medical choices for women, including some cancer treatments and in vitro fertilization. The bill would not allow for prosecution of any pregnant person for the ‘death’ of their ‘unborn child.’” [Rewire, [9/28/19](#)]

The Life At Conception Act Would Criminalize All Abortions, Including In Cases Of Rape, Incest, Or Risk To The Pregnant Woman. “The Life at Conception Act, co-sponsored by Hinson, would outlaw all abortions with no exceptions in cases of rape, incest or risk to the pregnant person. The bill in question does eliminate the possibility for criminal charges for individuals who receive an abortion, but it does not provide the same guarantees for others. [...] But the broad scope of the personhood law does have implications for criminalization of abortion.” [Gazette, [7/11/22](#)]

Personhood Bills Like The Life At Conception Act Would Severely Impact, And Potentially Eliminate, In Vitro Fertilization

Personhood Bills That Define Human Life To Begin At Conception Would Severely Impact Infertility Treatments, Especially IVF. “Personhood bills aim to define human life to begin at the moment of fertilization or conception and grant constitutional rights and privileges to all persons from that moment. If these proposals were to become personhood laws, they would severely impact infertility treatments, especially IVF.” [Arc Fertility, What Do Personhood Bills & Laws Mean in IVF, accessed [2/23/24](#)]

Arc Fertility: If Fertilized Eggs/Embryos Are Considered Full Humans, Anything That Puts An Embryo At Risk Could Be A Criminal Violation, Including IVF Treatments. “As outlined by RESOLVE, with Personhood legislation, however, the legality of effective pro-pregnancy fertility treatments such as IVF could be called into question: if microscopic fertilized eggs/embryos are full humans, anything that puts an embryo at risk could be a criminal violation, even if its goal is the undeniable social good of helping someone have a baby.” [Arc Fertility, What Do Personhood Bills & Laws Mean in IVF, accessed [2/23/24](#)]

Herrell Pushed The Big Lie, Voted Against Certifying The 2020 Election, And Allied With Violent Extremists

Herrell Objected To The Counting Of The Electoral Votes From Arizona and Pennsylvania And Pushed The Big Lie By Claiming That There Were “Unconstitutional” Election Changes In Numerous States

Herrell Voted To Object To The Counting Of The 2020 Electoral Votes From Arizona And Pennsylvania

Herrell Voted For Objecting To The Counting Of 2020 Electoral Votes From Arizona. In January 2021, Herrell voted for the “Rep. Gosar, R-Ariz., and Sen. Cruz, R-Texas, objection to the counting of electoral votes from the state of Arizona during the joint session of Congress, on the grounds that they were not, under all of the known circumstances, regularly given.” The objection was rejected, 121-303. [House Vote #10, [1/6/21](#); CQ, [1/6/21](#)]

Herrell Voted For Objecting To The Counting Of 2020 Electoral Votes From Pennsylvania. In January 2021, Herrell voted for the “Rep. Perry, R-Pa., and Sen. Hawley, R-Mo., objection to the counting of electoral votes from the state of Pennsylvania during the joint session of Congress, on the grounds that they were not, under all of the known circumstances, regularly given.” The objection was rejected, 138-282. [House Vote #11, [1/7/21](#); CQ, [1/7/21](#)]

Local News Editorials Condemned Herrell’s Vote To Object To The Pennsylvania And Arizona Electoral Votes



Santa Fe New Mexican Editorial: “U.S. Rep. Yvette Herrell Didn't Wait To Be Sworn In As A Member Of Congress Before Taking An Anti-Democratic Stance That Insults The People Who Put Her In Office.” “U.S. Rep. Yvette Herrell didn't wait to be sworn in as a member of Congress before taking an anti-democratic stance that insults the people who put her in office. Herrell, who represents New Mexico's 2nd Congressional District, announced last week she intended to be one of dozens of House Republicans who plan to challenge Electoral College certification of Joe Biden's victory in the presidential race.” [Santa Fe New Mexican, Editorial, [1/4/21](#)]

- **Santa Fe New Mexican Editorial: “So, If We Understand Their Claims, Biden Didn't Win But They Did. Makes No Sense, And We're Disappointed Herrell Is Supporting Such Nonsense.”** “Her challenge, of course, doesn't mean she believes her own victory is in question. The irony of the GOP calling Biden's win illegitimate is that many members of Congress also won their offices in the same election. So, if we understand their claims, Biden didn't win but they did. Makes no sense, and we're disappointed Herrell is supporting such nonsense. Instead of seeing Congress accept the results of votes from Electoral College representatives across the country Wednesday, GOP members of Congress instead will attempt to cancel the votes of hundreds of millions of people.” [Santa Fe New Mexican, Editorial, [1/4/21](#)]

Santa Fe New Mexican Editorial: “These Lawmakers, Including New Mexico's Yvette Herrell, Need To Apologize To The Country And To President-Elect Joe Biden.” “To start the way back, GOP senators and representatives who challenged the election must set aside their fake objections so the certified vote from the states can be accepted and confirmed, a process that continued late Wednesday. These lawmakers, including New Mexico's Yvette Herrell, need to apologize to the country and to President-elect Joe Biden.” [Santa Fe New Mexican, Editorial, [1/7/21](#)]

Santa Fe New Mexican Editorial: “Unbelievably, Some Republicans - Including, Shamefully, Yvette Herrell Of New Mexico's 2nd Congressional District - Continued Their False Claims About Voter Fraud In The Presidential Election.” “The president of the United States incited insurrection against the legislative branch. With Donald Trump's encouragement, the Capitol was invaded by a mob, the first such breach since the War of 1812 when the raiders were British soldiers. Members of Congress, despite being attacked, returned to work to certify the election of Joe Biden and Kamala Harris. Unbelievably, some Republicans - including, shamefully, Yvette Herrell of New Mexico's 2nd Congressional District - continued their false claims about voter fraud in the presidential election. They deserve our scorn.” [Santa Fe New Mexican, Editorial, [1/8/21](#)]

Las Cruces Sun-News Editorial: “We Question Whether Herrell Is Acting Earnestly To Improve The Election Process Or Is Just Trying To Score Points With Her Base.” “We commend Herrell for advocating for higher standards in the election process. There's no denying things got messy in Pennsylvania, but there's no evidence of fraud. The Supreme Court weighed in on this last month, quickly rejecting efforts to overturn the results. Our country's courts have spent months investigating these election results ... why continue to beat this drum? We question whether Herrell is acting earnestly to improve the election process or is just trying to score points with her base. We requested an interview this week. Her handlers promised we'd get one ‘soon.’” [Las Cruces Sun-News, Editorial, [1/10/21](#)]

Even After January 6th, Herrell Claimed That “Unconstitutional” Election Changes In Different States Disenfranchised New Mexico Voters

September 2020: Herrell Cited Concerns Over Election Security After An Increase In Mail Ballots In The June New York Primary. “Yvette Herrell, the Republican nominee in the race and a stalwart backer of Trump, said she shared some of Trump's concerns about elections conducted by mail. She cites a July 27 Associated Press story about the June New York primary, which experienced a dramatic increase of ballots cast by mail, which have caused votes to be tabulated at a slower pace. As a result, a month later a winner has not been declared in many of those primary contests. Nonetheless, Herrell said, she thinks the election should move forward as planned.” [Roswell Daily Record, [9/1/20](#)]

- **Herrell Stated She Was “Confident” That The Country Could Conduct A Fair And Secure Election.** “Nonetheless, Herrell said, she thinks the election should move forward as planned. ‘I am confident that our country

can rise to this occasion and conduct a fair, secure and timely election on Nov. 3,' she said in a statement Friday.” [Roswell Daily Record, 9/1/20]

December 2020: Herrell Signed Onto A Letter Asking Speaker Nancy Pelosi To Investigate Voter Fraud In The 2020 Election. “Yesterday, Representative-elect Yvette Herrell joined her Republican colleagues in sending a letter to Speaker Pelosi, calling on the speaker to investigate voter fraud in the 2020 presidential election — an unsubstantiated claim that has been repeatedly debunked in the courts and by numerous Secretaries of State and State Elections Commissioners.” [Democratic Party of New Mexico, [12/16/20](#)]

Herrell Objected To Certifying Joe Biden’s Victory And Said She Was Objecting Due To Election-Related Actions In Some States. “One of the first actions Rep.-elect Yvette Herrell, R- N.M., will take as a sitting congresswoman will be to object to the certification of the 2020 presidential election results [...] Herrell said that she’s objecting in part because of election-related actions taken in some states, including extending the absentee ballot deadlines, relaxing signature and identity verification requirements and mailing unsolicited absentee ballot requests, according to a statement she released Thursday.” [Carlsbad Current-Argus, 1/3/21]

- **Herrell Said She Objected Due To Election Actions In Some States She Claimed Included Extended Absentee Ballot Deadlines, Relaxing Signature And Identity Verification Requirements, And Absentee Ballots.** “One of the first actions Rep.-elect Yvette Herrell, R- N.M., will take as a sitting congresswoman will be to object to the certification of the 2020 presidential election results [...] Herrell said that she’s objecting in part because of election-related actions taken in some states, including extending the absentee ballot deadlines, relaxing signature and identity verification requirements and mailing unsolicited absentee ballot requests, according to a statement she released Thursday.” [Carlsbad Current-Argus, 1/3/21]

Herrell Claimed That “Unconstitutional Election Changes” In “Numerous” States Disenfranchised New Mexico Voters. “Still, Herrell joined a majority of House Republicans in unsuccessful votes against certifying the results in Arizona and Pennsylvania. In a statement Thursday, Herrell alleged ‘unconstitutional election changes in numerous states disenfranchised my constituents in New Mexico,’ and said she hoped her objections ‘shed light on the problems with the 2020 election and move towards solutions that restore integrity and confidence to our electoral system.’” [Farmington Daily Times, 1/8/21]

Herrell: “Nobody Disputes That In Pennsylvania, As Well As In Other States, Rules And Regulations Were Changed By Executive Fiat Or Judicial Edict.” “The Constitution gives state legislatures — not state executives or judges — the sole authority to determine how their state selects presidential electors. Nobody disputes that in Pennsylvania, as well as in other states, rules and regulations were changed by executive fiat or judicial edict. These changes were significant and irregular. They included changes to vote-by-mail deadlines, identity verification requirements, and other ballot handling practices.” [Congresswoman Yvette Herrell, Press Release, [1/7/21](#)]

Herrell Said She Did Not Regret Objecting To The Certification Of The Electoral College Results In Arizona And Pennsylvania

Herrell Said She Did Not Regret Objecting To Certifying The Electoral College Results In Arizona And Pennsylvania Despite The Insurrection At The U.S. Capitol. “U.S. Rep. Yvette Herrell, the Republican representing southern New Mexico in Congress, does not regret objecting to certifying Electoral College results in Arizona and Pennsylvania last week, in spite of the insurrection at the U.S. Capitol. In an interview Monday, Herrell argued there were legitimate constitutional questions about six states that Democratic presidential candidate Joe Biden won in the Nov. 3, 2020 election.” [Deming Headlight, 1/13/21]

- **Herrell Denied That Her Objections Were An Attempt To Throw The Election To President Donald Trump.** “She also denied that the objections were an attempt to throw the election to President Donald Trump, saying, ‘Congress doesn’t have the ability to overturn the election. What we can do, though, is to draw attention to elections that have a constitutional question.’ What it means for her constituents in New Mexico, she argued, is that ‘when there



are election processes that are usurping (other states' statutes), it disenfranchises all voters, and New Mexico voters and constituents had reached out and felt that they wanted action and so we took it to the highest level we could.” [Deming Headlight, 1/13/21]

Herrell Received Campaign Contributions From Prominent New Mexico Republicans Who Signed A Bogus Electoral Certificate Certifying That Trump Won The Election

Prominent New Mexico Republicans Signed A Bogus Electoral Certificate

Prominent New Mexico Republicans Signed A Bogus Electoral Certificate And Sent It To The National Archive.

“A bogus electoral certificate signed by prominent New Mexico Republicans and sent to the national archive in the wake of the 2020 presidential election has gotten new scrutiny over the past week. The peculiar action received scant attention in the shadow of a lawsuit from President Donald Trump's campaign on the day that New Mexico electors gathered at the state Capitol building in Santa Fe to deliver New Mexico's five electoral college votes to Democrats Joe Biden and Kamala Harris for president and vice president.” [Las Cruces Sun-News, [1/18/22](#)]

- **New Mexico Attorney General Hector Balderas Referred The New Mexico Republicans' Certificate To U.S. Attorney Fred J. Federici.** “New Mexico Attorney General Hector Balderas, also a Democrat, has similarly referred the New Mexico Republicans' certificate to U.S. Attorney Fred J. Federici. ‘Election laws are the foundation of our democracy and must be respected,’ Balderas said in a statement. ‘While review under state law is ongoing, we have referred this matter to the appropriate federal law-enforcement authorities and will provide any assistance they deem necessary.’” [Las Cruces Sun-News, [1/18/22](#)]

The Signers Of The Bogus Electoral Certificate Were Jewll Powdrell, Lupe Garcia, Deborah Maestas, Rosie Tripp, Anissa Ford-Tinnin, And Harvey Yates. “The signers were businessmen Jewll Powdrell and Lupe Garcia; Deborah Maestas, a former state GOP chairperson; Rosie Tripp, a former GOP national committee member from Socorro who has held elected offices; and Anissa Ford-Tinnin, who signed as a substitute for oil businessman (and another former state party chairperson) Harvey Yates.” [Las Cruces Sun-News, [1/18/22](#)]

Herrell Did Not Respond To A Request For Comment About New Mexico's Republican Electors Submitting Fake Certificates Certifying That Trump Won.

“After order was restored and the proceedings continued, newly sworn Congresswoman Rep. Yvette Herrell, a Republican representing southern New Mexico, objected to certifying election results in Biden's favor from Arizona and Pennsylvania. Herrell's office did not respond to queries from the Sun-News about the GOP electoral certificates or her thoughts, in retrospect, about the validity of Biden's election.” [Las Cruces Sun-News, [1/18/22](#)]

Herrell Received A Total Of \$7,600 In Contributions From Two Of The Republicans Who Signed The Bogus Electoral Certificate

Herrell Received A Total Of \$7,300 In Contributions From Deborah Maestas. [FEC, accessed [1/21/22](#)]

Herrell Received \$300 In Contributions From Anissa Tinnin. [FEC, accessed [1/21/22](#)]

Herrell Called The Violence At The Capitol “Unacceptable”—But Voted Against Establishing A Bipartisan Commission To Investigate The Attack And Opposed Funding To Prevent Future Attacks

Herrell: “I Am Safe, But The Violence At The Capitol Is Entirely Unacceptable...I Urge All Those In Washington Today To Allow Congress To Continue Its Business As The Constitution Requires.”

Herrell: “I Am Safe, But The Violence At The Capitol Is Entirely Unacceptable...I Urge All Those In Washington Today To Allow Congress To Continue Its Business As The Constitution Requires.” “After the Capitol was stormed,



Herrell said on Twitter that she was safe. Her office didn't respond to a question asking if Herrell still planned to object to the results. 'I am safe, but the violence at the Capitol is entirely unacceptable,' she said on Twitter. 'I urge all those in Washington today to allow Congress to continue its business as the Constitution requires.'" [Albuquerque Journal, 1/6/21]

Herrell Voted Against Establishing A Bipartisan, 9/11-Style Commission To Investigate January 6th Attack

Herrell Voted Against A Bill Establishing A Bipartisan Commission To Investigate The January 6, 2021 Attack On The U.S. Capitol. In May 2021, Herrell voted against: "Passage of the bill that would establish a national commission to investigate facts and causes related to the Jan. 6, 2021, "domestic terrorist attack" on the U.S. Capitol; examine and evaluate evidence developed by relevant federal, state and local governmental agencies; and build upon the investigations of other entities. It would require the commission to investigate facts and circumstances of the attack related to intelligence and law enforcement agency activities and factors contributing to the attack, including online platforms and foreign influence operations; identify and analyze the causes of and lessons learned from the attack with regard to law enforcement operations and security protocol at the Capitol; and submit to the president and Congress reports containing findings and recommendations for corrective measures that are agreed to by a majority of the commission. The commission would be composed of ten members, evenly chosen by the majority and minority parties, who have national recognition and significant experience in at least two subject areas related to the attack, such as law enforcement, intelligence, law, civil rights and counterterrorism. Among other provisions, the bill would authorize the commission to issue subpoenas and hold hearings and specify that the commission would submit its final report by the end of 2021 and terminate 60 days after submitting the report." The bill passed 252-175. [H R 3233, [Vote #154](#), 5/19/21; CQ, [5/19/21](#)]

Herrell Said Senate Hearings And Law Enforcement Investigations Into The Insurrection Were Enough And Argued The Proposed Commission's Scope Should Include "Other Recent Violence Against Lawmakers, Law Enforcement, And Government Buildings.

Herrell Said Bipartisan Senate Hearings Regarding The January 6th Insurrection And Law Enforcement Agencies Investigating Were Enough. "Herrell, R-N.M., said bipartisan hearings conducted by the Senate have been enough, and she said the FBI and other law enforcement agencies are also investigating the riots which occurred the day of the congressional certification of President Joe Biden's election win." [Las Cruces Sun-News, 5/25/21]

Herrell Claimed The Proposed Commission's Scope Was Too Narrow. "The congresswoman also said the scope of the proposed commission was too narrow. 'The House bill limited the Commission's scope to just January 6th and no other days or events leading up to it,' Herrell said in a statement. 'I could not support the bill.' A spokesperson said Herrell hoped the commission would investigate 'other recent violence against lawmakers, law enforcement, and government buildings,' but it's unclear if that refers to the desire for a commission to also look at violence committed by left-wing demonstrators during anti police-brutality and racial justice protests last summer, a scope supported by House GOP Leader Kevin McCarthy, R-Calif., who also voted against the bill." [Las Cruces Sun-News, [5/21/21](#)]

Herrell Said She Hoped The Commission Would Also Look Into "Recent Violence Against Lawmakers, Law Enforcement, And Government Buildings." "A spokesperson said Herrell hoped the commission would investigate 'other recent violence against lawmakers, law enforcement, and government buildings,' but it's unclear if that refers to the desire for a commission to also look at violence committed by left-wing demonstrators during anti police-brutality and racial justice protests last summer, a scope supported by House GOP Leader Kevin McCarthy, R-Calif., who also voted against the bill." [Las Cruces Sun-News, [5/21/21](#)]

- **Las Cruces Sun-News: "It's Unclear If That Refers To [...] Anti Police-Brutality And Racial Justice Protests Last Summer, A Scope Supported By House GOP Leader Kevin McCarthy."** "A spokesperson said Herrell hoped the commission would investigate 'other recent violence against lawmakers, law enforcement, and government buildings,' but it's unclear if that refers to the desire for a commission to also look at violence committed by left-wing demonstrators during anti police-brutality and racial justice protests last summer, a scope supported by House GOP Leader Kevin McCarthy, R-Calif., who also voted against the bill." [Las Cruces Sun-News, [5/21/21](#)]

Herrell Did Not Vote On Establishing A Select Committee To Investigate January 6th Attack Following The Failure To Establish A Bipartisan Commission

Herrell Did Not Vote On The Establishment Of The Select Committee To Investigate The January 6 Attack On The US Capitol. In June 2021, Herrell did not vote on: “Agreeing to the resolution that would establish a special committee in the House of Representatives to investigate facts and causes related to the Jan. 6, 2021, ‘domestic terrorist attack’ on the U.S. Capitol; examine and evaluate evidence developed by relevant federal, state and local governmental agencies; and build upon the investigations of other entities. It would require the committee to investigate facts and circumstances of the attack related to intelligence and law enforcement agency activities and factors contributing to the attack, including online platforms and foreign influence operations; identify and analyze the causes of and lessons learned from the attack with regard to law enforcement operations and security protocol at the Capitol; and submit to Congress reports including findings and conclusions of its investigations, legislative recommendations, and recommendations for corrective measures. The resolution would authorize the speaker of the House to appoint 13 members to the committee, including five members after consultation with the minority leader. Among other provisions, it would authorize the committee chair to issue subpoenas, authorize such sums as may be necessary for committee expenses, and specify that the committee would terminate 30 days after filing its final report to Congress.” The bill passed 222 to 190. [H. Res. 503, [Vote #197](#), 6/30/21; CQ, [6/30/21](#)]

- **The Select Committee Was Established After Senate Republicans Blocked A Vote On Creating A Bipartisan Outside Commission To Investigate The January 6th Insurrection.** “In a largely party-line vote, the Democratic-controlled House of Representatives approved legislation on Wednesday to create a select committee to launch a new inquiry into the Jan. 6 attack on the U.S. Capitol. With a larger share of Republicans voting against the plan, it marks the latest turn in a partisan fight to investigate the riot [...] Last month, Senate Republicans blocked a move to vote on an outside commission, leaving Democratic leaders with plans to move forward with a House select committee instead. But some Republicans who supported the independent commission voted against the select committee.” [NPR, [6/30/21](#)]

Herrell Voted Against A Bill Funding Emergency And Security Activities In Response To The January 6th Attack On The Capitol

Herrell Voted Against A Bill Funding Emergency And Security Activities In Response To Jan. 6 Attack On U.S. Capitol And Security Upgrades For Future Prevention Of Similar Incidents. In May 2021, Herrell voted against: “Passage of the bill that would provide approximately \$1.9 billion in emergency supplemental fiscal 2021 appropriations to legislative branch and other federal entities for security activities in response to the Jan. 6, 2021, attack on the U.S. Capitol, including approximately \$753 million to reimburse costs associated with responding to the attack and approximately \$990 million for legislative and judicial branch security upgrades. Within the total, it would also provide approximately \$170 million for legislative branch costs associated with the COVID-19 public health emergency. For expenses related to the Jan. 6 attack and to prevent similar incidents, it would provide \$520.9 million for the National Guard and funding for several law enforcement agencies, including the FBI and National Park Service. It would provide \$66.8 million to the District of Columbia for public safety expenses related to terrorist threats and federal presence in the district. It would provide \$79.3 million for the Capitol Police, including specified funding for employee hazard pay and retention bonuses, the employee wellness program, agreements with state and local law enforcement agencies, protective details for members of Congress, and physical protection barriers.” The bill passed 213 to 212. [H R 3237, [Vote #156](#), 5/20/21; CQ, [5/20/21](#)]

- **Acting Capitol Police Chief Yogananda Pittman Requested A Budget Increase Of Over \$100 Million As The Force Worked To Address Rising Threats Against Members And To Bolster Staff Already Overworked After The Jan. 6th Attack.** “Acting Capitol Police Chief Yogananda Pittman wants a budget increase of more than \$100 million as the force works to address rising member threats and bolster staffing while overworked officers continue to grapple with the trauma they endured defending the Capitol during the Jan. 6 insurrection. Pittman told the Senate Legislative Branch Appropriations Subcommittee on Wednesday that the department needs \$619.2 million for fiscal 2022, a dramatic jump from the previous year’s budget of \$515.5 million. The request comes at a time of

unprecedented hardship for the department that includes the armed insurrection, three officer deaths and a recent announcement that it is undertaking a national search for its chief.” [Bangor Daily News, [4/22/21](#)]

Bangor Daily News: “The Department — Currently At 1,843 Sworn Officers — Is Understaffed, Resulting In Officers Working Forced Overtime To The Point Of Exhaustion.” “The department — currently at 1,843 sworn officers — is understaffed, resulting in officers working forced overtime to the point of exhaustion. Pittman’s budget seeks to add 212 officers and 47 civilian positions. She stressed the need to have a dedicated standby force of 80 officers. Retired Army Lt. Gen. Russel L. Honore led a recent review of Capitol security and found the Capitol Police has 233 officer vacancies and officers worked almost 720,000 overtime hours in fiscal 2020. That review suggested the Capitol Police add 854 total positions.” [Bangor Daily News, [4/22/21](#)]

September 2019: Herrell Received The Endorsement Of Couy Griffin, The Cowboys For Trump Leader Who Called The January 6th Attack A “Historic And Amazing Thing” And Was Later Convicted For His Involvement In The Insurrection

September 2019: Herrell Received The Endorsement Of Cowboys For Trump Leader Couy Griffin And Called It “One Of The Endorsements I Am Most Proud Of”

September 2019: Herrell Posted On Facebook That Cowboys For Trump Was “One Of The Endorsements I Am Most Proud Of.” “In September 2019, days before President Donald Trump held a rally in Rio Rancho, Herrell had posted on her campaign Facebook page that ‘Cowboys For Trump is truly one of the endorsements I am most proud of! Keep up the great work, Couy!’” [Albuquerque Journal, [1/19/21](#)]

- **Couy Griffin Was The Founder Of The Group Cowboys For Trump.** “U.S. Rep. Yvette Herrell, R-N.M., put distance between herself and one of her most flamboyant political supporters this week as her campaign’s social media account deleted posts highlighting the endorsement of Cowboys for Trump and the group’s founder, Couy Griffin.” [Albuquerque Journal, [1/19/21](#)]
- **Couy Griffin Was A Strong Supporter Of Herrell During The Republican Primary.** “Griffin was a strong supporter of Herrell during her recent GOP primary. He also took a photo with Torres Small after he delivered a glass of sand that had brushed off then-White Sands National Monument for Christmas. The monument is now a national park.” [Associated Press, 8/4/20]

Couy Griffin Attended The January 6th Insurrection And Called It A “Historic And Amazing Thing” And Said Those Who Participated Were “Everyday Americans” And “Patriots”

Couy Griffin Attended The January 6th Insurrection. “Griffin was in Washington, D.C. with the Cowboys for Trump organization to participate in a rally held by Women for America First and to hear President Donald Trump speak. He said he made his way to the steps of the U.S. Capitol following an 11 a.m. address by the president, and there watched scores of Trump supporters protesting the certification of election results in favor of President-Elect Joe Biden storm the Capitol building. ‘I didn’t break anything. I didn’t assault anybody. I just walked up to the top of the Capitol. It was a beautiful day,’ he said in the video.” [Alamogordo Daily News, 1/8/21]

- **Couy Griffin Called The January 6th Insurrection A “Historic And Amazing Thing” And Called Those Who Participated “Everyday Americans” And “Patriots.”** “When violent protesters forced their way into the U.S. Capitol building during a Washington, D.C. rally Jan. 6, resulting in the death of at least four persons and extensive damage to the capitol complex, most New Mexican federal, state and county leaders called the actions violent and an assault on democracy. District 2 Otero County Commissioner Couy Griffin however, called the event ‘a historic and amazing thing’ and the perpetrators ‘everyday Americans’ and ‘patriots.’” [Alamogordo Daily News, 1/8/21]

Couy Griffin State He Climbed On Top Of The Capitol Building And Had A Front Row Seat. “An investigation into Griffin revealed that he is the founder of an organization called ‘Cowboys for Trump,’ and that following the incident at



the U.S. Capitol, Griffin posted a video to the Cowboys for Trump Facebook page in which he stated that he ‘climbed up on the top of the Capitol building and . . . had a first row seat.’” [The United States Attorney’s Office, District of Columbia, [1/17/21](#)]

Couy Griffin Was Arrested And Charged For Breaching The Capitol On January 6th

Couy Griffin Was Arrested For His Involvement In The Capitol Insurrection. “In the almost 24 hours since one of her strongest backers, Couy Griffin, was arrested for his involvement in the January 6th U.S. Capitol riot that left one U.S. Capitol Police officer dead, Rep. Yvette Herrell has stayed silent, refusing to denounce the role he played in the violence earlier this month.” [Democratic Party of New Mexico, Press Release, [1/18/21](#)]

- **Couy Griffin Was Charged For Breaching The U.S. Capitol On January 6th.** “A New Mexico County commissioner was charged today in the U.S. District Court for the District of Columbia for breaching the U.S. Capitol grounds on Jan. 6, 2021. Couy Griffin, of New Mexico, was arrested today in Washington, D.C., and charged by criminal complaint with one count of knowingly entering or remaining in any restricted building or grounds without lawful entry. As alleged in the charging documents, on Jan. 9, 2021, law enforcement received a tip that Griffin, an Otero County, New Mexico, Commissioner was present at the U.S. Capitol on Jan. 6, 2021, and had posted videos to his Facebook page indicating that he intended to return to Washington, D.C., on Jan. 20, 2021, and “plant our flag” on House Speaker Nancy Pelosi’s desk.” [The United States Attorney’s Office, District of Columbia, [1/17/21](#)]

Couy Griffin Questioned Whether Officer Sicknick And Ashley Babbitt Actually Died During The Capitol Insurrection

Couy Griffin Questioned Whether Officer Sicknick And Ashli Babbitt Actually Died During The Capitol Insurrection. “The CNN special aired last Sunday and included an interview with Griffin in a barn in southern New Mexico and footage of Griffin feeding Henry, his mule. Sporting his ‘Cowboys for Trump’ shirt and a cowboy hat, Griffin questioned whether people actually died during the January riot. ‘I’m not even so sure that Officer Sicknick’s even dead,’ Griffin said, referring to Capitol Police Officer Brian Sicknick, who suffered a stroke and died the day after protesters stormed the building. ‘I hate to be so crazy conspiracy minded. I’m not even so sure that Ashli Babbitt is dead. I mean, have you seen anything of her family?’” [Albuquerque Journal, [6/27/21](#)]

Couy Griffin Said “There’s Gonna Be Blood Running Out Of That Building” After Commenting That There Could Be A Second Amendment Rally On The Capitol Steps On The Day Joe Biden Was To Be Inaugurated

Couy Griffin Vowed To Return To The Capitol The Day Joe Biden Was To Be Inaugurated. “An arrest affidavit quotes from another video in which Griffin vowed to return to the Capitol on Wednesday, the day President-elect Joe Biden is to be inaugurated. In the video, which was posted by the Cowboys For Trump Facebook account, Griffin said, ‘We could have a 2nd Amendment rally on those same steps that we had that rally yesterday. You know, and if we do, then it’s gonna be a sad day, because there’s gonna be blood running out of that building.’” [Albuquerque Journal, [1/19/21](#)]

Couy Griffin Said A Second Amendment Rally Could Take Place At The Capitol On Inauguration Day And That “There’s Gonna Be Blood Running Out Of That Building.” “Griffin spoke openly about his presence at the Capitol during the riot, including in a video, posted to social media, shot in the midst of the event. An arrest affidavit quotes from another video in which Griffin vowed to return to the Capitol on Wednesday, the day President-elect Joe Biden is to be inaugurated. In the video, which was posted by the Cowboys For Trump Facebook account, Griffin said, ‘We could have a 2nd Amendment rally on those same steps that we had that rally yesterday. You know, and if we do, then it’s gonna be a sad day, because there’s gonna be blood running out of that building.’” [Albuquerque Journal, [1/19/21](#)]

March 2022: Couy Griffin Was Found Guilty Of Entering A Restricted Area Related To His Actions During The January 6th Insurrection, Only The Second Person Ever To Face Trial For January 6th Insurrection Involvement

March 2022: Couy Griffin Was Found Guilty Of Entering A Restricted Area Related To His Actions During The

January 6th Insurrection. “A federal judge found a New Mexico elected official and founder of ‘Cowboys for Trump’ guilty on one count and not guilty on another in the second trial relating to the Jan. 6, 2021, U.S. Capitol insurrection. Couy Griffin, a county commissioner in Otero County, N.M., was charged with two counts: entering a restricted area and engaging in disorderly conduct. Griffin was found guilty of entering the restricted area and acquitted of the disorderly conduct charge. Prosecutors alleged Griffin climbed over an outer wall and then went up a temporary staircase to an outside deck at the Capitol. Judge Trevor McFadden, presiding over what was the first bench trial related to the Jan. 6 attack on the Capitol, said evidence showed Griffin crossing three walls and that Griffin would have seen fencing in the area. ‘All of this would suggest to a normal person that perhaps you should not be entering the area,’ said McFadden, who was appointed to the U.S. District Court for the District of Columbia in 2017 by then-President Donald Trump. Unlike many charged in the insurrection, Griffin, who waived his right to a trial by jury, was not accused of entering the Capitol building itself or of assaulting any law enforcement officers.” [NPR, [3/22/22](#)]

- **Griffin Was The Second Person Ever To Go To Trial In Connection With The January 6th Insurrection.** “A federal judge found a New Mexico elected official and founder of ‘Cowboys for Trump’ guilty on one count and not guilty on another in the second trial relating to the Jan. 6, 2021, U.S. Capitol insurrection. [...] He is only the second person to go to trial in connection with the Jan. 6 attack. The first trial resulted in a unanimous guilty verdict on all five felony charges, after the jury deliberated for just two hours. According to an NPR database tracking the charges related to Jan. 6, nearly 800 people have been charged with crimes stemming from the Capitol riot, and more than 230 have pleaded guilty to one or more charges.” [NPR, [3/22/22](#)]

Herrell Distanced Herself From Couy Griffin By Deleting Social Media Posts That Highlighted Support She Received From Griffin

Herrell Deleted Posts From Her Social Media Accounts That Highlighted The Support She Previously Received From Couy Griffin. “Although Rep. Herrell refuses to publicly disavow Griffin, she has surreptitiously deleted posts from her Facebook page and YouTube channel that highlight his support, including the post in which she describes his endorsement as the one she is ‘most proud of,’ indicating she understands the gravity of his actions.” [Democratic Party of New Mexico, Press Release, [1/18/21](#)]

Herrell Attempted To Distance Herself For Couy Griffin By Deleting Posts On Her Campaign Social Media Highlighting Griffin’s Support. “U.S. Rep. Yvette Herrell, R-N.M., put distance between herself and one of her most flamboyant political supporters this week as her campaign’s social media account deleted posts highlighting the endorsement of Cowboys for Trump and the group’s founder, Couy Griffin [...] On Monday, however, her YouTube account had deleted a video featuring an extended endorsement from Griffin. Griffin’s video was part of a series of endorsements by members of the congressional district on the theme of “the Yvette I know.” Others in the series remained available.” [Las Cruces Sun-News, [1/18/21](#)]

Herrell Said She Did Not Support Couy Griffin’s Comments Or Actions. “When contacted by the Las Cruces Sun-News on Monday, Herrell’s office issued a brief statement from the congresswoman: ‘What Couy said and did was wrong. I do not support or excuse his comments or actions in any way.’ Herrell [sic] did not comment further, and a spokesman for her campaign did not immediately respond to queries about the deleted posts or whether Herrell was repudiating his support. One post on the campaign’s Facebook page, from Nov. 14, 2019, that included a quoted endorsement from Griffin, remained live on Monday evening.” [Ruidoso News, [1/20/21](#)]

August 2020: Couy Griffin Said Some Black Athletes Should “Go Back To Africa” And Was Pressured To Step Down As Otero County Commissioner

August 2020: Cowboys For Trump Leader Couy Griffin Said Some Black Athletes Should “Go Back To Africa” And Faced Pressure To Step Down As Otero County Commissioner. “Two U.S. House hopefuls in a crucial southern New Mexico race are distancing themselves from a Cowboys for Trump leader who said some Black athletes should ‘go back to Africa’ as he faces mounting pressure to step down from his county commissioner’s seat. Democratic U.S. Rep.

Xochitl Torres Small said in a statement late Saturday that recent remarks by Couy Griffin were ‘another example of dangerous rhetoric’ coming from someone who also is an Otero County commissioner.” [Associated Press, 8/4/20]

- **Couy Griffin Offered To Give People Of Color A “101” Lesson On Racial Identity And Stated That Those Who Don’t Identify As “American” First Or Oppose The Second Amendment Should Leave The U.S.** “Griffin also offered to give people of color what he called a ‘101’ lesson on racial identity and said anyone who does not identify as ‘American’ first or opposes the Second Amendment right to bear arms should leave the U.S. or ‘go home.’ Statements like ‘go back to where you came from’ is a racist insult aimed for decades at immigrants and African Americans in the United States.” [Associated Press, 8/4/20]

May 2020: Couy Griffin Said “The Only Good Democrat Is A Dead Democrat” At A Cowboys For Trump Rally

May 2020: Couy Griffin Said “The Only Good Democrat Is A Dead Democrat” At A Cowboys For Trump Rally That Also Resulted In A Cease And Desist Order From The State Police For Violating State Health Orders. “Is the only good Democrat a dead Democrat? That's what Otero County's District 2 Commissioner Couy Griffin alleged at a May 17 gathering in Truth or Consequences, New Mexico. ‘I've come to a place where I've come to the conclusion that the only good Democrat is a dead Democrat,’ he said to a crowd gathered in Sierra County. Griffin clarified moments later that he meant a political death - as opposed to a physical death, but his prior statements received cheers from the crowd before the clarification. Griffin spoke at a Cowboys for Trump rally held at New Hope Revival Church in Truth or Consequences. The church received a cease and desist order from New Mexico State Police for violating state mandated health safety orders limiting the number of people who could gather. This isn't the first time Griffin, a Republican, has suggested violence against the rival political party. The founder of Cowboys For Trump posted to the group's Facebook page: ‘Virginia I'm coming your way. And I got a rope on my saddle if you think we may need it?’ last month while sharing a news article highlighting the state's Democratic governor Ralph Northam.” [Alamogordo Daily News, [5/20/20](#)]

Herrell Is Just Another Swampy Politician Who Exploited Her Office To Funnel Taxpayer Money To Her And Her Family’s Businesses

2018: Herrell Failed To Disclose Nearly Half A Million Dollars In Income From State Contracts To Her Real Estate Company

Herrell Failed To Disclose Nearly Half A Million Dollars In Income From Her Real Estate Company On State Financial Disclosure Statements. “A New Mexico GOP state lawmaker and congressional candidate failed to disclose that her real estate company earned nearly a half-million dollars in contracts with two state agencies over five years, according to an analysis of campaign finance disclosure records by The Associated Press.” [Associated Press via US News, [4/6/18](#)]

- **Herrell’s Company Took In \$440,000 By Renting Property To Two New Mexico Departments.** “The review of documents by the AP found Rep. Yvette Herrell's company, Herrell Properties, took in \$440,000 by renting property to the New Mexico Taxation and Revenue Department and New Mexico Environment Department since 2013.” [Associated Press via US News, [4/6/18](#)]
- **Herrell Did Not Disclose That Income, Despite State Law Requiring Lawmakers Who Provide “Goods And Services In Excess Of \$5,000” To Disclose The Income Annually.** “However, Herrell, R-Alamogordo, did not disclose that income on ethics disclosure statements, but listed herself as the company's owner, according to public documents reviewed by the AP. [...] State law requires lawmakers who provide ‘goods and services in excess of \$5,000’ from state agencies report the income annually to the state secretary of state's office. Anyone who ‘knowingly and willfully’ violates the state's financial disclosure act faces a \$1,000 fine or a year in jail. The secretary of state's office also can impose fines up to \$5,000 and send the case to an independent arbitrator to resolve disclosure disputes.” [Associated Press via US News, [4/6/18](#)]



Herrell Said She Had Never Personally Been Paid By Or Collected Any Income From The State Of New Mexico. “In a statement, Herrell said she has always diligently submitted the necessary paperwork required by the secretary of state's office and other entities since becoming an elected lawmaker in 2011. ‘While I am a partner in a company that has owned real estate in which the state leased, I have never personally been paid by or collected any monies from the state of New Mexico,’ Herrell said. Herrell said the secretary of state's office has never brought up any irregularities about her disclosures since ‘he's been a lawmaker.’ [Associated Press via US News, [4/6/18](#)]

Las Cruces Sun News Headline: “Records: Congressional Candidate Yvette Herrell Didn’t Disclose State Contracts” [Las Cruces Sun News, [4/6/18](#)]

Herrell Said The News Of The Nondisclosure Was Orchestrated By Monty Newman, Her Republican Primary Opponent

Herrell Said The News Of The Nondisclosure Was Orchestrated By Monty Newman, Her Republican Primary Opponent. “Herrell said news of the nondisclosures were an ‘an attack on my moral character’ orchestrated by a political consultant of Hobbs businessman Monty Newman, one of her opponents in the Republican primary for the open congressional seat.” [Associated Press via US News, [4/6/18](#)]

Herrell Said She Was Told By The Secretary Of State’s Office She Did Not Have To Change The Way She Disclosed Assets

Herrell Said She Was Told By The Secretary Of State’s Office She Did Not Have To Change The Way She Disclosed Assets. “‘It was indeed fake news’ I've always complied with the Secretary of State. This is a family partnership. It was gifted to my sister and myself,’ she said. Herrell said she had discussed the matter with the Secretary of State's office and was told she did not have to change the way she disclosed property or reporting income. ‘Incidentally, we don't even have these properties anymore,’ she said. ‘This was nothing more than an attack on my character.’” [Los Alamos Monitor, [4/10/18](#)]

The Albuquerque Journal’s Editorial Board Said Herrell’s Failure To Disclose The Income Was “Pretty Egregious” And That Her Response To The Charges Was “Disingenuous At Best”

Albuquerque Journal Editorial Board: Herrell’s Failure To Disclose Income From Her Real Estate Company Was “Pretty Egregious.” EDITORIAL: “It’s not as outrageous as the scam perpetrated on taxpayers by former Democratic state Sen. Phil Griego – who pushed for the sale of a state-owned building, pocketed a \$50,000 real estate commission and is now serving time in prison. But it is nevertheless pretty egregious. The ‘it’ is \$440,000 in rent state Rep. Yvette Herrell’s real estate company has collected from two state agencies since 2013. There’s no prohibition against that, but here’s the problem: Herrell – who is seeking the Republican nomination for the U.S. Congressional seat in southern New Mexico – didn’t disclose that income on ethics disclosure statements during her tenure in the Legislature.” [Albuquerque Journal, Editorial Board, [4/13/18](#)]

Albuquerque Journal Editorial Board: Herrell’s Response To The Charges That She Had Never “Personally Been Paid By Or Collected Any Monies From The State” Was “Disingenuous At Best.” EDITORIAL: “For her to say she didn’t disclose that income because she has never ‘personally been paid by or collected any monies from the state’ is disingenuous at best. It’s a little like someone trying to make the case that purchasing something online isn’t the same as shopping, because she never went into a bricks and mortar store.” [Albuquerque Journal, Editorial Board, [4/13/18](#)]

2013: Herrell Used Her Position Of Power In The Legislature To Benefit Her Family, Including Funneling Nearly Half A Million In Tax Dollars To A Museum Run By Her Mother

2013: Herrell Requested \$750,000 In Funding For The Tularosa Basin History Museum Run By Her Mother, Josette Herrell

In 2013, Yvette Herrell Requested \$750,000 Worth Of Funding For The “Otero Co Tularosa Basin History Museum” To “Plan, Design Renovate And Furnish The Plaza Building To House The Collections, Exhibits, Research Library And Book Shop Of The History Museum Of The Tularosa Basin Historical Society In Alamogordo In Otero County.” [Yvette Herrell, 2013 Capital Outlay Requests, accessed [10/15/18](#)]

- **The President Of TBHS Is Josette Herrell, Yvette Herrell’s Mother.** [Alamogordo Daily News, [1/16/16](#)]

Herrell Helped Secure \$525,000 In Funding For The Renovation Of The Plaza Building That Would Contain Various Exhibits From The Tularosa Basin History Museum

Alamogordo Daily News: “With The Support Of Local Representatives Yvette Herrell [...] Funding Was Received From The New Mexico State Legislature Of \$525,000 For The Renovation Of The Plaza Building.” “With the support of local representatives Yvette Herrell, Zach Cook and Bill Gray along with Sen. Bill Burt, funding was received from the New Mexico State Legislature of \$525,000 for the renovation of the Plaza Building. Otero County Commissioners Susan Flores and former County Commissioners Ronny Rardin and Tommie Herrell supported the funding.” [Alamogordo Daily News, [7/27/17](#)]

- **The Plaza Building Was Acquired By The City Of Alamogordo And Later Otero Country, “With The Intent Of Working With TBHS To House The New Museum And Research Center;” The Museum Opened In January 2016.** “In recent years, the building fell into disrepair and sat vacant. The city acquired the building with the intent of working with the TBHS to house the new museum and research center. The project was derailed for many reasons with the city considering selling the property to the CVS Drug Store chain. After many meetings, the city and the TBHS came to an agreement to turn over ownership of the property to Otero County. The agreement was for a two year period, the museum had to be under construction in that period or the property would revert back to the city to dispose of as needed. The Tularosa Basin Museum of History opened to the public in January 2016.” [Alamogordo Daily News, [7/27/17](#)]

La Cronica de Nuevo Mexico: “TBHS Once Again With The Help Of State Representative Yvette Herrell, Applied To The 2013 New Mexico State Legislature For Capital Outlay Money And Received \$525,000, \$25,000 More Than They Had Actually Requested.” “Despite this lack of support from the City of Alamogordo, TBHS pushed ahead, and in early June their application for the Plaza Building to be placed on the New Mexico State Register of Cultural Properties was accepted, opening the door to grant opportunities as an officially registered historic structure. In the meantime, the Otero County Commission had been watching the situation closely. County Commissioner Tommie Herrell, whose wife Josette was on the TBHS board, invited the Society to make a presentation at the County Commission meeting in January 2012. After watching the City of Alamogordo gradually withdraw their support in restoring the Plaza Building, the county commissioners at their June 13, 2012, meeting voted to authorize county staff to negotiate with the city for the county to take over the property. [...] TBHS once again with the help of State Representative Yvette Herrell, applied to the 2013 New Mexico State Legislature for capital outlay money and received \$525,000, \$25,000 more than they had actually requested.” [La Cronica de Nuevo Mexico, [Summer 2015](#)]

Susie Galea, Former Republican Mayor Of Alamogordo: “It’s Disturbing To See Herrell Run Ads Claiming “Conservative” Values. What Exactly Is She Talking About? Is [Yvette Herrell] Talking About The Time She Funneled More Than Half A Million Taxpayer Dollars To Her Mother’s Organization?” [New Mexico Political Journal (Blog), [6/1/18](#)]

Herrell Was An Ineffective Career Politician First Elected To Political Office In 2010 And Collected \$430,397 In Taxpayer-Funded Salary Throughout Her Political Career

November 2010: Herrell Was Easily Elected To The State’s 51st District

Herrell Was Easily Elected To The State’s 51st District. District 51.17 of 17 precincts. X-Yvette Herrell I 3,059 Susan Medina (D) 1,805.” [Albuquerque Journal, 11/3/10]

2021-2022: Herrell Earned A Total Of \$348,000 In Salary As A Member Of Congress

During Herrell’s first term in Congress, she earned \$348,000 as a Congressional salary.

Year	Congressional Salary
2021	\$174,000
2022	\$174,000
TOTAL	\$348,000

[Congressional Research Service, [12/14/23](#)]

2011 – 2018: Herrell Earned A Total Of \$82,937.47 In Taxpayer-Funded Salary, Given As Per Diem

Over her 8 years in the New Mexico House of Representatives, Herrell has received a total of \$82,937.47 in taxpayer-funded salary, given as per diem. Legislators in New Mexico do not receive a salary separate from their per-diem.

Herrell Per Diem	
Year	Per Diem
2018	\$4,830.00
2017	\$11,300.47
2016	\$7,019.00
2015	\$11,385.00
2014	\$9,471.00
2013	\$17,639.00
2012	\$8,888.00
2011	\$11,865.00
TOTAL	\$82,397.47

[New Mexico Legislative Council Service, 6/15/18]

2017: Herrell Said She Had Been Working Toward Running For Congress Before She Even Ran For The State Legislature

Herrell: “I’ve Been Wanting To Run For Congress Before Running For The State Legislature Because I Knew I Had A Calling.” “‘I’ve been wanting to run for Congress before running for the state legislature because I knew I had a calling, I wanted to be engaged and involved,’ Herrell said. ‘Serving in the state legislature helped me realize how passionate I was I am to serve the people of New Mexico.’” [Alamogordo Daily News, [7/11/17](#)]

Only 17 Percent Of Herrell’s Sponsored Legislation Was Chaptered Or Signed While She Served In The New Mexico Legislature

Only 17 Percent Of The Bills Herrell Sponsored Were Chaptered Or Signed. [New Mexico Legislature, Sponsor, accessed [6/12/18](#)]

Herrell Sponsored 25 Bills In The 117th Congress, 0 Of Which Became Law

Herrell Sponsored 25 Bills In The 117th Congress, 0 Of Which Became Law. [Congress.gov, accessed [5/3/24](#)]

Herrell Was Bought And Paid For By ALEC To Pass Extremist Legislation

2011-2015: Herrell Spent \$6,651.07 Of Taxpayer Dollars To Attend Meetings Of ALEC, The “Conservative, Corporate-Backed Lobbying Organization” Supported By The Koch Brothers

Herrell ALEC Reimbursements			
Year	Voucher Line Description	Name of Meeting	Reimbursement Amount
2015	Mileage;airfare;pkg	ALEC Annual Meeting	\$1,226.11
2015	Per Diem	ALEC Annual Meeting	\$825.00
2014	Parking, Miles	SNPS – ALEC	\$141.32
2014	Per Diem	SNPS – ALEC	\$825.00
2013	Reg, Airfare, Taxi, Mil	ALEC	\$1,035.91
2013	Per Diem	ALEC	\$795.00
2012	Reg., Air, Bag, Taxi, Pr	ALEC 2012 State & Nation Policy Summit	\$1,170.37
2011	Mileage;air;txi;pkg	ALEC	\$632.36
TOTAL			\$6,651.07

[New Mexico Legislative Council Service, [6/15/18](#)]

The 2015 ALEC Annual Meeting Was At San Diego’s Manchester Grand Hyatt Resort Hotel. “The 42nd Annual Meeting of the American Legislative Exchange Council (ALEC) got underway in earnest Wednesday at San Diego’s Manchester Grand Hyatt resort hotel. The mood was convivial and the attire corporate casual: Brooks Brothers suits without ties, Dockers and sports shirts.” [Huffington Post, [7/23/15](#)]

Herrell Campaigned In 2018 On The Strength Of Her “Great Relationships In Washington”

Herrell: “Because Of My Involvement In The State Legislature I’ve Got Great Relationships In Washington.” HERRELL: “I feel, as the only state representative going in with legislative experience, understanding the nuances of the district, the challenges we face, whether it’s industry, education, individually, I think that really gives me a leg up. And, because of my involvement in the state legislature I’ve got great relationships in Washington, D.C. You know the House Freedom Fund endorsed me and that’s the arm of the freedom caucus [*cross talk*] I’ve worked with those guys before and so I feel as though I can kind of hit the ground running and then understanding where New Mexico is and what’s important for us is very vital to this race.” [KSVP – Good Morning Artesia, [5/15/18](#)] (VIDEO) 04:14-04:49

ALEC Was A “Conservative, Corporate-Backed Lobbying Organization” Supported By The Koch Brothers

Think Progress: ALEC Was A “Conservative, Corporate-Backed Lobbying Organization.” “Oil giant ExxonMobil will not be renewing its membership to the American Legislative Exchange Council (ALEC), a conservative, corporate-backed lobbying organization known for giving lawmakers template legislation. ALEC also has a long history of pushing laws that would undermine environmental protections and clean energy.” [Think Progress, [7/12/18](#)]

The Hill: ALEC Was Supported By The Koch Brothers. “ALEC, which has been supported by conservative billionaire brothers Charles and David Koch, does not itself lobby the federal government. Instead, the group’s corporate members use it to push mostly state legislators on various policy matters, often through the use of model legislation to be proposed in statehouses.” [The Hill, [7/12/18](#)]

HEADLINE: “Exxon Mobil Joins Exodus Of Firms From Lobbying Group ALEC” [Reuters, [7/12/18](#)]

HEADLINE: “ALEC’s Influence Over Lawmaking In State Legislatures” [Brookings Institution, [12/6/13](#)]

Herrell Received Various Rewards And Served In Various Positions At ALEC

ALEC Awarded Herrell With The 2020 Iron Lady Award. “In July, she received the 2020 Iron Lady Award from ALEC. The award is named after Margaret Thatcher, one of Yvette’s 20th century heroes.” [National Federation of Republican Women, [8/5/20](#)]

AUDIO: Herrell: “I Am On The National Board Of Directors For The American Legislative Exchange Council.” “Um, I have great – I have great relationships in Washington and of course once Trump got into office, and we see this administration and this cabinet level group that he’s appointed, it has been a huge benefit for New Mexico. I am on the national board of directors for the American Legislative Exchange Council.” [Soundcloud, American Ledger, [3/21/18](#)] (Audio, 0:18-0:36)

Herrell Was The Chairwoman Of ALEC’s International Relations And Federalism Task Force Committee. “Yvette has served as a member of the board and chairwoman of the International Relations and Federalism Task Force Committee for the American Legislative Exchange Council (ALEC).” [National Federation of Republican Women, [8/5/20](#)]

2014: ALEC Named Herrell “State Chair Of The Year.” “New Mexico state Rep. Yvette Herrell, R-Alamogordo, chairwoman of the state branch of the probusiness American Legislative Exchange Council was named A’EC’s ‘state chair of the year’ on Thursday. ‘Rep. Herrell is an incredible ALEC partner in New Mexico,’ said Barbara Cegavske, the head of A’EC’s state chair group. ‘Her tireless effort to promote limited government, free markets and federalism principles serve as a model for all state chairs.’ Herrell said in a statement that she was grateful for the recognition. [Albuquerque Journal, [8/1/14](#)]

Herrell Served As The ALEC New Mexico Public Sector State Chairwoman. COMMENTARY: “Yvette Herrell is a New Mexico state representative and the American Legislative Exchange Council New Mexico public sector state chairwoman.” [Roll Call, Yvette Herrell, [9/18/14](#)]

Herrell Sponsored ALEC Model Policy Legislation To Transfer Federal Public Lands To The State And Co-Founded The ALEC-Aligned Balanced Budget Amendment Task Force

2013: Herrell Co-Sponsored Legislation Proposing The Transfer Of Millions Of Acres Of Federal Public Lands To New Mexico. “Federal public lands: In what has to be one of the most ambitious and longest-shot bills introduced so far this session, Rep. Yvette Herrell, R-Alamogordo, and Sen. Richard C. Martinez, D-Espacola, are co-sponsoring HB 292, which proposes transferring millions of acres of federal public land – Forest Service and Bureau of Land Management land – within New Mexico to the state.” The bill was not voted on in the House. [Las Cruces Sun-News, 1/29/13; HB 292, 2013 Regular Session, accessed [6/8/18](#)]

- **The Bill Would Exclude National Parks And Monuments And Lands Held In Trust For Tribes And Pueblos.** “The bill excludes national parks and monuments, wilderness areas and lands held in trust for tribes and pueblos. It would establish a task force to oversee the land transfer and outlines the division of funds from selling any of the public land. The bill specifically protects the ‘rights, claims or privileges of New Mex’co’s historic land grants.” [Las Cruces Sun-News, 1/29/13]

Herrell’s Bill To Transfer Federal Public Land Was Supported By ALEC. “This movement advocating for the transfer of western public lands began in Utah in 2012. Utah State Representative Ken Ivory introduced and Governor Gary Herbert signed into law HB148— ‘Transfer of Public Lands Act’—which has subsequently become ALEC model policy for other state legislators to use as an example. Since the movement began in Utah, legislation has been popping up across the country: [...] New Mexico introduced a bill (HB292) that would have created a Public Lands Transfer Task Force which would have defined public lands to be transferred from the federal government to the state and developed a mechanism for the transfer of federal public land to the state.” [American Legislative Exchange Council, [6/6/13](#)]



As A State Representative, Herrell Was A Co-Founder Of The Balanced Budget Amendment Task Force. “The Balanced Budget Amendment Task Force’ s mission is to assist the 38 states needed to draft and ratify a Balanced Budget Amendment (BBA) to the U.S. Constitution. [...] State Representative Yvette Herrell (NM), Co-founder.” [BBA4USA.org via web.archive.org, captured [8/10/13](#)]

The Balanced Budget Task Force Aligned With ALEC’s Article V Movement To Propose A Balanced Budget Amendment. “The Balanced Budget Amendment Campaign Update published by the Balanced Budget Amendment Task Force is an excellent resource for information about the Article V movement to propose a Balanced Budget Amendment (BBA) to the U.S. Constitution. Launched last August, this bi-weekly newsletter is a great way to stay on top of progress being made to secure the applications needed for the states to propose a BBA.” [American Legislative Exchange Council, [1/23/18](#)]

A Balanced Budget Amendment Would Override Government Guarantees Written Into Law; Social Security Would Be Prevented From Using Its Savings To Pay Promised Benefits

Center For American Progress: The Balanced-Budget Amendment Threatens Americans’ Health Care, Social Security, and Jobs [Center for American Progress, [4/11/18](#)]

- **A Balanced Budget Amendment Would Override All Government Guarantees And Promises Written Into Law – Including Social Security, Medicare, Veterans Benefits, And Military Pensions.** “In general, a balanced budget requirement in the U.S. Constitution would override any and all government guarantees and promises written into law: the guarantee to pay interest on the debt; or to pay insurance and guarantee claims for bank deposits, floods, loan defaults, and nuclear accidents; or to pay program benefits for Social Security, Medicare, Medicaid, unemployment benefits, veterans’ benefits, or military and civil service pensions; or to pay contractors who have delivered goods or services to the federal government.” [CBPP, [3/16/18](#)]

Under A Balanced Budget Amendment, It Would Be Unconstitutional For Social Security To Use Its Savings – What Workers Already Paid In – To Pay Promised Benefits; Benefits Could Have To Be Cut. “Currently, Social Security holds \$2.9 trillion in Treasury securities. But under the balanced budget amendment, it would essentially be unconstitutional for Social Security to draw down these savings to pay promised benefits. Instead, benefits could have to be cut, because all federal expenditures would have to be covered by tax revenues collected during that same year.” [CBPP, [3/16/18](#)]

2018: A Broker Working At Herrell’s Real Estate Firm, 1st Choice Real Estate, Was Reprimanded For Failing To “Exercise Honesty And Reasonable Care” In Dealing With Clients

May 2016: Ignacio And Merced Cardenas Filed A Complaint Against Richard Lucero, A Real Estate Broker At 1st Choice Real Estate, Alleging That He Misled Them About Whether There Was Electricity Running To The Water Well On The Property They Purchased

May 2016: Ignacio And Merced Cardenas Filed A Complaint Against Richard Lucero, A Real Estate Broker At 1st Choice Real Estate, Alleging That He Misled Them About Whether There Was Electricity Running To The Water Well On The Property They Purchased. According to records received from the New Mexico Regulation & Licensing Department, Ignacio And Merced Cardenas filed a complaint with the Mexico Real Estate Commission against 1st Choice Real Estate Broker Richard Lucero on May 5th, 2016 alleging that he misled them regarding whether there was electricity running to the water well on the property. [New Mexico Regulation & Licensing Department, records received, 10/20/21]

Tommie Herrell And Richard Lucero Received Settlement Offers From The New Mexico Regulation & Licensing Department Prior To Potential Disciplinary Action—Tommie Herrell Declined, But Lucero Accepted, Resulting In A Letter Of Reprimand



Tommie Herrell, The Qualifying Broker For Richard Lucero, And Richard Lucero Received Settlement Offers From The New Mexico Regulation & Licensing Department To Take Responsibility For The Allegations In The Complaint—Lucero Accepted, Tommie Herrell Declined.

Licensee/Respondent B (QB) Identification:

Name: Tommie C. Herrell
License #: 19320
Expires: 07/31/2019
Address: P.O. Box 4338
Alamogordo, NM 88311
Phone: (575) 430-7186
Cell Phone: (575) 437-7364
Email: therrell1@yahoo.com

Respondent B Attorney:

Name: Dennis W. Hill, Dixon•Scholl•Carrillo, PA
Address: 6700 Jefferson NE, Building B, Suite 1
Albuquerque, NM 87199
Phone: 505-244-3890
Email: DHill@DSC-Law.com

Licensee/Respondent A Identification: ACCEPTED PRE-NCA OFFER

Name: Richard Lucero
License #: 45230
Expires: 05/31/2017
Address: 1 Scott Ln.
La Luz, NM 88337
Home Phone: (575) 437-2001
Cell Phone: (575) 491-2062
Email: rl.lucero@yahoo.com

[New Mexico Regulation & Licensing Department, Boards & Commissions Division, records received, 10/20/21]

- **The Settlement Offer Required That Respondents Pay A \$1,000 Fine, Receive A Letter Of Reprimand, And Complete A Survey Course.**

Action Requested by Commission and Date of Request: On May 15, 2017, the New Mexico Real Estate Commission met and requested that a Pre-NCA with the following terms of proposed resolution be offered to Respondent A and Respondent B (QB).

1. \$1000 fine
2. A letter of reprimand
3. Completion for no continuing education credit of a survey course.

On June 27, 2017 Respondent A accepted the terms of the Pre-NCA.

On July 20, 2017 Respondent B (QB) declined the Pre-NCA offer through an email from him attorney.

Case Summary:

The Real Estate Commission initiated an investigation based on a written complaint received from the **Complainant (Purchaser)** alleging **Respondent A (Selling Broker / AB)** sold them the wrong parcel of vacant land. The NMREC added the Qualifying Broker as **Respondent B (QB)** to the case.

[New Mexico Regulation & Licensing Department, Boards & Commissions Division, records received, 10/20/21]

August 2018: Richard Lucero Was Reprimanded For Failing To “Exercise Honesty And Reasonable Care” In Dealing With Ignacio And Merced Cardenas

August 2018: Richard Lucero Was Reprimanded For Failing To “Exercise Honesty And Reasonable Care” In Dealing With Ignacio And Merced Cardenas. “Re: NMREC Case No. 16-05-17-036 Dear Mr. Lucero: On June 27, 2017 you accepted the Real Estate Commission’s settlement offer in the above-referenced matter [...] In keep with the final term of the offer, you are hereby reprimanded for violating Parts 19 16.61.19.8 A and E of the Commission Rules by failing to exercise honesty and reasonable care in your dealings with Ignacio and Merced Cardenas; by failing to acknowledge that there were matters related to the transaction that were outside your knowledge and expertise; and by failing to suggest they seek expert advice on these matters. These Violations occurred when you failed to confirm that the property on Lucky Drive in Alamogordo that Mr. and Mrs. Cardenas purchased had electricity to power the water well on the property.” [New Mexico Regulation & Licensing department, boards & Commissions Division, records received, 10/20/21]

Tommie Herrell Avoided Punishment Altogether After Officials Declined To Prosecute The Case Citing Insufficient Evidence

The Administrative Prosecutor With The New Mexico Attorney General’s Office Declined To Prosecute The Case Against Tommie Herrell Citing Insufficient Evidence. “Re: Case No. 16-05-17-036 (Respondent–B - QB Tommie C. Herrell) To the New Mexico Real Estate Commission: The purpose of this letter is to inform the New Mexico Real Estate Commission that the Administrative Prosecutor is declining prosecution of the above referenced case against Respondent B Tommie C. Herrell. I have made this decision after careful review of the complaint, the case’s facts and relevant law. I have determined that there is insufficient evidence to proceed in this matter. I am available to meet with the Board on this issue, should the Board wish to do so.” [New Mexico Regulation & Licensing Department, Boards & Commissions Division, records received, 10/20/21]

Tommie Herrell Avoided Punishment After The New Mexico Real Estate Commission Moved To Receive The Prosecutor’s Notice To Decline To Prosecute The Case . “NMREC Case No. 16-05-17-036, Tommie C. Herrell. Commissioner Koether moved that the Commission receive the administrative prosecutor’s notice of decision to decline



to prosecute the above-referenced case. Commissioner Davis seconded the motion and it carried unanimously.” [New Mexico Real Estate Commission, Regular Meeting Minutes, [5/21/18](#)]

d. Decline to Prosecute

NMREC Case No. 16-05-17-036, Tommie C. Herrell

Commissioner Koether moved that the Commission receive the administrative prosecutor’s notice of decision to decline to prosecute the above-referenced case. Commissioner Davis seconded the motion and it carried unanimously.

[New Mexico Real Estate Commission, Regular Meeting Minutes, [5/21/18](#)]

October 2016: Herrell And Her Father Owned 1st Choice Real Estate

Herrell And Her Father Owned 1st Choice Real Estate. “I also had a boarding kennel and flipped houses. I have my real estate license now. My dad and I, own 1st Choice Real Estate. For the past two years I’ve focused on the real estate market and building our business here.” [Alamogordo Daily News, [10/20/16](#)]

- **Herrell Said She Had Been Focused On The Real Estate Market And Building Her Businesses.** “I also had a boarding kennel and flipped houses. I have my real estate license now. My dad and I, own 1st Choice Real Estate. For the past two years I’ve focused on the real estate market and building our business here.” [Alamogordo Daily News, [10/20/16](#)]

2020: Herrell Accepted A \$2,800 Contribution From A Woman Who Passed Away In 2017

June 2020: Herrell Accepted A \$2,800 Donation From Joanne Harvard

On June 30, 2020, Herrell Accepted A \$2,800 Donation From Joanne Harvard. [Federal Election Commission, [6/30/20](#)]

Joanne Harvard’s Contribution To Herrell’s Campaign Listed Her As A Housemaker And Not Deceased.

Full Name (Last, First, Middle Initial) Harvard, Joanne, , ,			Date of Receipt MM / DD / YYYY 06 / 30 / 2020		
Mailing Address PO Box 936			Transaction ID : AA13AA8993A6E4BCBA26		
City Roswell	State NM	Zip Code 88202-0936	Amount of Each Receipt this Period 2800.00		
FEC ID number of contributing federal political committee. C			Memo Item Earmarked (Non-Directed) through Winred		
Name of Employer Homemaker		Occupation Homemaker	Election Cycle-to-Date 2800.00		
Receipt For: 2020 <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify) ▼					

[FEC, [6/30/20](#)]

Joanne Harvard Died On April 20, 2017 And Her Last Political Donation Was From 2008

According To Legacy.Com, Joanne Harvard Died On April 20, 2017. [Legacy.com, accessed [8/26/20](#)]

- **According To The Federal Election Committee, Contributing In The Name Of Another Person Could Result In Substantial Civil Penalties And Jail Time.** “Reimbursing someone for a contribution or otherwise contributing in the name of another person can result in substantial civil penalties and jail time. 52 U.S.C. §§ 30122 and 30109 (formerly 2 U.S.C. §§ 441f and 437g). The FEC and the Department of Justice have prosecuted several such cases over the last few years. These violations sometimes occur when an individual who has already contributed up to the limit to a campaign gives money to another person to make a contribution to the same candidate.” [FEC accessed [9/2/20](#)]

Joanne Harvard’s Previous Political Donation Was In 2008. Joanne Harvard donated to Steve Pearce’s senate campaign on August 18, 2008. [FEC, [8/18/08](#)]

2017-2021: Herrell Accepted \$28,900 In Contributions From The Harvard Family

2017-2021: Herrell Had Taken \$28,900 From The Harvard Family.

Name	Contribution	Designation	Date
Jane Harvard	\$2,900	Primary	6/7/21
Jeff Harvard	\$2,900	Primary	6/7/21
Joanne Harvard	\$2,800	General	6/30/20
Jane Harvard	\$2,800	General	6/30/20
Jeff Harvard	\$2,800	General	6/30/20
H. Lee Harvard	\$2,800	General	6/30/20
H. Lee Harvard	\$2,800	Primary	6/30/20
Jeff Harvard	\$2,700	General	9/4/18
Jane Harvard	\$2,700	General	9/4/18
H. Lee Harvard	\$2,700	General	9/3/18
Jane Harvard	\$1,000	Primary	9/29/17

[Federal Election Commission, accessed [10/22/21](#)]

Herrell’s Campaign Amended The Report And Attributed The Contribution To A Glitch In The System

Herrell’s Campaign Amended The Campaign Finance Report After Attributing The Contribution To A Glitch In The System That Attributed The Contribution To The Wrong Family Member In The Filing System. “Her son, Jeff Harvard of the Harvard Petroleum Company, said it was his fault and not done on purpose. ‘The contribution in question was attributed to the wrong family member in our filing system. This was a clerical error that has been amended as shown in our current filed FEC reports,’ said Herrell’s campaign manager Michael Horanburg.” [Associated Press, 10/3/20]

Herrell’s Septic Company Pursued Dumping Septic Waste In Otero County, Until Nearby Residents Voiced Concerns Over Property Devaluation And Groundwater Contamination

Herrell Listed Herself As A Partner At 7 Diamond Liquid Waste LLC On Her 2020 Financial Disclosure Report

Herrell Listed Herself As A Partner At 7 Diamond Liquid Waste LLC On Her 2020 Financial Disclosure Report. According to Herrell’s 2020 New Member financial disclosure report, Herrell listed herself as a partner at 7 Diamond Liquid Waste LLC. [Herrell 2020 Public Financial Disclosure, filed [7/30/21](#)]



- **Herrell Was A Partner And Had A 51% Stake In 7 Diamond Liquid Waste, LLC.** According to her 2020 personal financial disclosure, Herrell was a partner in 7 Diamond Liquid Waste, LLC and had a 51% interest in the company. [Herrell 2020 Public Financial Disclosure, filed [7/30/21](#)]

September 2019: 7 Diamond Liquid Waste LLC Applied For A Permit To Discharge Up To 7,800 Gallons Of Septage Per Day In Otero County, Which Could Potentially Pollute Groundwater With Nitrogen Compounds

September 2019: 7 Diamond Liquid Waste LLC Submitted An Application To Discharge Up To 7,800 Gallons Per Day Of Septage In Otero County. “DP-1899, 7Diamond, LLC: Tommie Herrell proposes to discharge up to 7,800 gallons per day of domestic septage to disposal cells and land application area.” [New Mexico Environment Department Ground Water Quality Bureau, [9/26/19](#)]

- **Herrell’s Father, Tommie Herrell, Was A Former Otero County Commissioner.** “Commissioner Tommie Herrell said during Tuesday’s meeting that a group contacted his daughter Rep. Yvette Herrell around the first of the year about using the building for a homeless shelter.” [Alamogordo Daily News, 8/20/11]
- **Potential Contaminants Included Nitrogen Compounds.** “Potential contaminants from this type of discharge include nitrogen compounds. The facility is located 0.3 miles west of Lavelle Rd. and 0.5 miles north of Zuni Dr. in Alamogordo, in Section 35, T16S, R09E, Otero County. Groundwater most likely to be affected is at a depth of approximately 30 feet and had a pre-discharge total dissolved solids concentration of 6,312 milligrams per liter.” [New Mexico Environment Department Ground Water Quality Bureau, [9/26/19](#)]

Groundwater Most Likely To Be Affected Was At A Depth Of 30 Feet In An Area In Otero County.

“Potential contaminants from this type of discharge include nitrogen compounds. The facility is located 0.3 miles west of Lavelle Rd. and 0.5 miles north of Zuni Dr. in Alamogordo, in Section 35, T16S, R09E, Otero County. Groundwater most likely to be affected is at a depth of approximately 30 feet and had a pre-discharge total dissolved solids concentration of 6,312 milligrams per liter.” [New Mexico Environment Department Ground Water Quality Bureau, [9/26/19](#)]

Discharge Permit 1899	Facility 7Diamond, LLC		Applicant Tommie Herrell, Owner 7Diamond, LLC PO Box 4338 La Luz, NM 88337	NMED Permit Contact Jason Herman Hydrologist – Supervisor Domestic Team Leader Jason.Herman@state.nm.us Telephone: (505) 827-2713
	Closest City Alamogordo	County Otero		

Notice: DP-1899, 7Diamond, LLC: Tommie Herrell proposes to discharge up to 7,800 gallons per day of domestic septage to disposal cells and land application area. Potential contaminants from this type of discharge include nitrogen compounds. The facility is located 0.3 miles west of Lavelle Rd. and 0.5 miles north of Zuni Dr. in Alamogordo, in Section 35, T16S, R09E, Otero County. Groundwater most likely to be affected is at a depth of approximately 30 feet and had a pre-discharge total dissolved solids concentration of 6,312 milligrams per liter.

[New Mexico Environment Department Ground Water Quality Bureau, [9/26/19](#)]

October 4th, 2019: The City Of Alamogordo Protested The Discharge Permit Submitted By 7 Diamond, LLC And Said It Violated City Code Ordinances

October 2019: The City Of Alamogordo Protested The Discharge Permit Submitted By 7 Diamond, LLC. “The City of Alamogordo would like to formally protest discharge permit 1899 for 7Diamond, LLC. According to the location listed on the permit (1.3 miles west of LaVelle Rd. and 0.5 miles North of Zuni Dr. in Alamogordo, in section 35, T16S,R09E, Otero County) This request would be in direct violation of Chapter 28 of the City Code of Ordinances titled: Water,



Sewer, and sewage disposal.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

- **The City Of Alamogordo Claimed The Request Violated A City Code Ordinance Requiring A Lot Or Building Within 150 Feet Of A Sanitary Sewer Main To Connect The Building To The Sewage Collection System.** “This request would be in direct violation of Chapter 28 of the City Code of Ordinances titled: Water, Sewer, and sewage disposal. In section 28-02-010 of the ordinance states; Any person whose building is on a lot or land adjoining a street in which sewage collection system exists and which building is within one hundred fifty (150) feet of a sanitary sewage main shall be required to connect his building to the sewage collection system. Failure to connect the system shall be deemed a misdemeanor. (Code 1960, 8-8-2). For this reason, the City of Alamogordo cannot support this request for permit.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

October 23rd, 2019: The City Of Alamogordo Withdrew Their Letter Of Protest

On October 23rd, The City Of Alamogordo Withdrew Their Letter Of Protest After The Location In 7 Diamond, LLC’s Request Was Modified. “With the new information sent to us via phone message, modifying the location of the property identified in discharge permit 1899 we formally withdraw our letter of protest for this permit. The location as now identified is not in the City limits and does not violate City of Alamogordo Ordinances. Please disregard the protest letter as sent to protest this discharge permit.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

November 20th, 2019: A New Mexico Environment Department Employee Explained To Tommie Herrell That There Was “Increasing Public Interest And Opposition” To The Proposed Discharge From Residents Concerned About Devaluation Of Property And Potential Contamination Of Groundwater

In Memo Detailing A Conversation Between A Environment Department Employee And Tommie Herrell, It Was Noted That There Was “Increasing Public Interest And Opposition” To The Proposed Discharge. “I called to inform Mr. Herrell of the increasing public interest and opposition to his proposed discharge. I informed him that [sic] during the public comment period, people can request a hearing and submit comment. People are concerned about odor [sic] devaluation of their property and potential to contaminate GW. I explained to him that his application says the depth to shallowest GW is 30 ft, so far the facility he is proposing and the shallow nature [sic] at GW, we would most likely require MWS, etc. He understood and requested the interested parties list. I pointed him to the IPRA form.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

- **Residents Cited Concerns About The Devaluation Of Their Property And The Potential To Contaminate Ground Water.** “I called to inform Mr. Herrell of the increasing public interest and opposition to his proposed discharge. I informed him that [sic] during the public comment period, people can request a hearing and submit comment. People are concerned about odor [sic] devaluation of their property and potential to contaminate GW. I explained to him that his application says the depth to shallowest GW is 30 ft, so far the facility he is proposing and the shallow nature [sic] at GW, we would most likely require MWS, etc. He understood and requested the interested parties list. I pointed him to the IPRA form.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

November 25th, 2019: 7 Diamond, LLC Withdrew Their Request For A Discharge Permit

November 25th, 2019: 7 Diamond, LLC Withdrew Their Request For A Discharge Permit. “The New Mexico Environmental Department (NMED) acknowledges receipt of a letter dated November 25, 2019, indicating your withdrawal of the above referenced Discharge Permit application. The application, which was submitted September 3, 2019, proposed a surface disposal facility for domestic septage, located in Section 35, Township 16S, Range 9E, Otero County. NMED also acknowledges receipt of payment for one-half of the Discharge Permit fee (\$862.50) as required by



Subsection B of 20.6.2.3114 NMAC.” [New Mexico Environment Department, Ground Water Quality Bureau, records received [10/26/21](#)]

June 2020: Herrell Submitted A Disposal Management Plan To Serve As Dewatering Plant Providing Services For Septic Pumping Throughout Otero County

June 2020: Herrell, As An Agent For 7 Diamond LLC, Submitted A Disposal Management Plan For Dewatered Septage Sludge To The New Mexico Environment Department’s Solid Waste Bureau, Which Approved The Plan. “Dear Ms. Herrell: The New Mexico Environment Department’s Solid Waste Bureau (“SWB”) has reviewed the Disposal Management Plan (“DMP”), as compiled and reviewed on June 10, 2020, covering disposal of dewatered septage sludge to be generated during operation of the 7 Diamond Dewatering Plant, 2861 Airport Road, Alamogordo, New Mexico.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]

- **The Disposal Management Plan Was Approved Under The Conditions That The Sludge Will Be Sampled At Least Once For Every 100 Cubic Yards Of Sludge Generated, Or At Least Once Per Calendar Year, Whichever Occurs First.** “In accordance with the specific approval provisions of the New Mexico Solid Waste Rules, 20.9.2.13.A(2) NMAC, the DMP is hereby approved, with the following conditions: 1. In accordance with the terms of the DMP and all applicable requirements of the SWR, the sludge shall be sampled and forwarded for laboratory analyses at least once for every 100 cubic yards of sludge generated, or once per calendar year, whichever occurs first.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]
- **The Disposal Management Plan Was Approved Under Condition That If Laboratory Analyses Indicated One Or More Test Parameter Exceedances, Sludge Disposal Immediately Ceases.** “In the event laboratory analyses indicates one or more test parameter exceedances, sludge disposal shall immediately cease, the SWB shall be notified within 48 hours, 7 Diamond, LLC shall begin investigation into the cause for the exceeded parameter(s) and take any necessary corrective action, including additional sampling (as necessary), and written SWB approval shall be obtained prior to reinitiating sludge disposal.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]

7 Diamond LLC Described Itself As A Dewatering Plant Providing Services For Septic Pumping Throughout Otero County. “7 Diamond is a dewatering plant providing services for septic pumping operations throughout Otero County.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]

- **7 Diamond LLC Planned To Receive Approximately 5,000 Gallons Of Wastewater Per Day.** “7 Diamond is a dewatering plant providing services for septic pumping operations throughout Otero County. The product is transported to the 7 Diamond facility, located at 2861 Airport Road, Alamogordo, for treatment. We anticipate approximately 5000 gallons of wastewater per day.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]
- **During The Dewatering Process, Septage Storage Would Be Mixed With Polymer Solution And Then Dumped Into Dewatering Boxes For Water And Solid Separation.** “Wastewater will be offloaded into large storage tanks. Once storage has met capacity, the dewatering process will proceed. During the dewatering process, septage storage will be mixed with polymer solution then pumped into dewatering boxes for water/solid separation.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]
- **7 Diamond LLC Claimed Clean, Sewerable Water Would Be Discharged Into The City Sewer System.** “Clean, sewerable water will be discharged into the city sewer system. Dewatered solids will remain in dewatering box for additional twenty-four (24) hours to achieve “paint test” compliance required by Otero/Greentree Regional Landfill (EPA test method 9095, unless exempt and in accordance with 20.9.4.17 NMAC). The dewatered sludge will be generated at the 7 Diamond facility and will meet all components of NMED regulation. Processed sludge will not be stored or stockpiled.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]

7 Diamond Planned To Transport Sludge To The Otero/Greentree Regional Landfill. “7 Diamond will transport sludge to the Otero/Greentree Regional Landfill, Permit # SWM-109102(SP), 4276 US Hwy 54 South, Alamogordo, NM 88310, Otero County, Landfill Manager, Jim Bramble (575)921-9201. Otero/Greentree Regional Landfill is operated by the City of Alamogordo and is permitted through the Solid Waste Bureau, New Mexico Environment Department, to accept solid waste and sludge material. Dewatered sludge will be disposed of at Otero/Greentree Regional Land fill as per their normal operation procedures for this type of waste.” [New Mexico Environment Department, Solid Waste Bureau, records received 10/27/21]

2012-2018: Herrell Made Multiple Capital Outlay Requests Totaling Over \$10 Million For New Wastewater And Septic Infrastructure In New Mexico

Wastewater And Septic Infrastructure Capital Outlay Requests		
Year	Subject	Amount Requested
2018	Improve wastewater systems in Tularosa	\$382,250
2018	Build a solid waste processing facility and a building for wastewater treatment in Cloudcroft	\$750,000
2017	Improve a wastewater system in Tularosa	\$100,000
2016	Improve a wastewater treatment plant in Tularosa	\$514,000
2016	Improve water and wastewater systems in Cloudcroft	\$805,000
2015	Improve a community center (including installation of a septic system) in the Timberon water and sanitation district	\$240,000
2015	Improve water and wastewater systems in Cloudcroft	\$805,000
2013	(Split across two projects) to upgrade a wastewater treatment plant in Alamogordo	\$3,250,000
2012	To upgrade a wastewater treatment plant in Alamogordo	\$3,250,000
TOTAL		\$10,096,250

[New Mexico Legislature 2012 [HC 0051](#); 2013 [HC 0051](#) ; 2015 [HC 0051](#); 2016 [HC 0051](#); 2017 [HC 0051](#); 2018 [HC 0051](#)]

Herrell Voted In The Interests Of Her Predatory Payday Lender Donors Against Low-Income And Native American New Mexicans

Herrell Voted To Allow Lenders To Circumvent Interest Rate Caps

2021: Herrell Voted Against Congressional Disapproval Of The Trump Administration’s Third-Party Lending Rule That Allowed Lenders To Deceptively Circumvent Interest Rate Caps

June 2021: Herrell Voted Against Congressional Disapproval Of The Trump Administration’s Third-Party Lending Rule. In June 2021, Herrell Voted Against: “Passage of the joint resolution that would provide for congressional disapproval of an October 2020 Office of the Comptroller of the Currency rule stating that national banks are considered the ‘true lender’ of a loan if, at the date of the loan’s origination, the bank funds the loan or is named as lender in the loan agreement, including in the case of loans issued in partnerships between banks and third parties, such as online financial firms. The rule went into effect on Dec. 29, 2020, and effectively allows nonbank lenders to offer loans not subject to higher state interest rate caps by originating loans in partnership with a national bank in another state. Under the provisions of the joint resolution, the October 2020 rule would have no force or effect.” The resolution passed, 218-208. [SJ Res 15, [Vote #181](#), 6/24/21; CQ, [6/24/21](#)]

- **Opponents Of The Rule Argued That It Left Consumers Vulnerable To Predatory “Rent-A-Bank” Schemes.** “But Democrats — along with a coalition of consumer protection and faith groups — have fiercely opposed the rule, claiming it leaves customers vulnerable to predatory ‘rent-a-bank’ schemes. ‘States are taking measures to protect their constituents their consumers against these end-runs around their laws designed to prohibit these predatory

practices. But last October, in the middle of the pandemic, when many working families were plunged into economic uncertainty and turmoil, the Trump administration gave these rent-a-bank schemes a free pass to exploit these loopholes,' said Sen. Chris Van Hollen (D-Md.), sponsor of the resolution to repeal the rule." [The Hill, [5/11/21](#)]

“Rent-A-Bank” Schemes Were When “A Lender Temporarily Partners With A Bank To Evade Interest Rate Caps And Then Severs The Partnership After Taking Ownership Of The Loan.” “The OCC clamped down during the 2000s on rent-a-bank schemes, in which a lender temporarily partners with a bank to evade interest rate caps and then severs the partnership after taking ownership of the loan. Critics of the true lender rule say it will allow such schemes to flourish, particularly as nonbank online lenders make up a larger portion of the financial system.” [The Hill, [5/11/21](#)]

- **The Biden Administration Issued A Statement Of Administration Policy Saying S.J. Res. 15 Would Block The “Proliferation Of Predatory Lending By Unregulated Payday Lenders.”** “The rule that S.J. Res. 15 would nullify undermines state consumer protection laws and would allow the proliferation of predatory lending by unregulated payday lenders using, among other vehicles, “rent-a-bank” schemes to funnel high-interest, predatory loans through national banks to evade state interest rate caps.” [Biden Administration SAP SJRes 15, [5/11/21](#)]

June 2021: Congressional Disapproval Resulted In The Federal Prohibition Of Third-Party Lending “Rent-A-Bank” Schemes

June 2021: Congressional Disapproval Of Third-Party Lending Was Signed Into Law, Blocking “Rent-A-Bank” Schemes. “President Joe Biden signed three separate laws Wednesday that dismantle part of the Trump era, blocking payday lenders from avoiding caps on interest rates, restricting climate-warming greenhouse gas emissions from oil and gas drilling and ending rules on how the Equal Employment Opportunity Commission settles claims. ‘Each of these rules reflects a return to common sense and a commitment to the common good,’ Biden said before the signing, surrounded by congressional leaders who joined him as he turned each resolution into law. Under former President Donald Trump, the Office of the Comptroller of the Currency had enabled payday lenders to charge interest rates in excess of what was allowed by the state. Payday lenders were able to partner with a nationally chartered bank to make high-cost loans and avoid state usury laws. [...] The laws were passed by the House and Senate through the Congressional Review Act, which allows Congress to overturn certain regulations that have been in place for a short time.” [PBS Newshour, [6/30/21](#)]

The Trump Administration Legislation Clearing The Way For “Rent-A-Bank” Schemes “Completely Bypassed” Protective State Interest Rate Limits And Would Have Undermined Any Such Legislation In New Mexico

The Trump Administration Legislation Clearing The Way For “Rent-A-Bank” Schemes “Completely Bypassed” Protective State Interest Rate Limits. “Congress on Thursday overturned a set of regulations enacted in the final days of the Trump administration that effectively allowed payday lenders to avoid state laws capping interest rates. The House voted 218-208 to overturn the Office of the Comptroller of the Currency’s payday lending regulations, with one Republican voting with Democrats. [...] By overturning the Trump administration rule enacted in late 2020, Democrats aimed to stem a payday lender practice that critics had dubbed a ‘rent-a-bank’ scheme. While payday lenders are regulated at the state level, the payday lender would partner with a bank with a national banking charter when making high-cost installment loans. Because a national bank is not based in any one state, it is not subject to individual state usury laws. ‘State interest rate limits are the simplest way to stop predatory lending, and the OCC’s rules would have completely bypassed them,’ said Lauren Saunders, associate director at the National Consumer Law Center, a consumer advocacy group.” [Associated Press, [6/24/21](#)]

“Rent-A-Bank” Schemes Allowed Payday Lenders To Make Loans With Annual Interest Rates As High As 299%, And As High As 149% In Arizona, Which Had Passed A Law Capping Payday Loans At 36%. “This isn’t the first time that ‘rent-a-bank’ has been an issue. Federal regulators clamped down on the practice in the 1990s, but with the proliferation of online banking and fintech companies specializing in online-only financial services, the practice is growing once again. An example on how the practice works can be seen in Elevate, a Texas-based fintech company that offers high-cost installment loans like a payday loan. Elevate offers loans in several states, including Arizona, which has a



state law capping interest rates on payday loans at 36%. Because Elevate uses banks out of Utah and Kentucky to originate those loans, Elevate is able to make loans in Arizona for as high as 149%. In other states, Elevate makes loans with annual interest rates as high as 299%. In a statement, Biden’s appointee to the Comptroller of the Currency said he would ‘respect’ Congress overturning their regulations. ‘I want to reaffirm the agency’s long-standing position that predatory lending has no place in the federal banking system,’ acting Comptroller of the Currency Michael J. Hsu said in a statement.” [Associated Press, [6/24/21](#)]

2022: New Mexico Adopted A 36% Interest Rate Cap On Storefront Loans

February 2022: The New Mexico State House Adopted Legislation To Cap The Interest Rate On Small Loans In New Mexico At 36%, Down From 175%, To Protect New Mexicans From Being Taken Advantage Of. “The state House late Monday adopted legislation that would cap the interest rate on small loans in New Mexico at 36% — the same annual percentage allowed by the U.S. Department of Defense for active-duty members of the military. The measure would also allow an additional 5% charge for loans of \$500 or less, a fee intended to help compensate the companies for the extra risk involved. It was added to the bill Monday as an amendment sponsored by Rep. Micaela Lara Cadena, a Mesilla Democrat who described it as an attempt at compromise. The amended version of the legislation won House approval on a 51-18 vote. The vote may represent a breakthrough after a similar measure died last year amid a deadlock between the House and Senate. Rep. Susan Herrera, an Embudo Democrat who presented the bill on the House floor Monday, said the proposal would help New Mexicans who are taken advantage of by out-of-state corporations. ‘These stories are harrowing,’ she said. The legislation, House Bill 132, now heads to the state Senate, which supported a similar proposal last year. The bill would lower the annual interest rate cap — from 175% to 36% — for those who take out small loans.” [Albuquerque Journal, [2/7/22](#)]

- **Before The 36% Interest Rate Cap, New Mexico Had One Of The Highest Interest Rate Caps On Installment Loans, Under Which A Loans For A Few Hundred Dollars Could Result In Thousands In Interest And Fees.** “New Mexico currently has one of the highest interest rate caps on installment loans in the country. Lenders across the state are taking advantage of triple-digit interest rates and draining hundreds of millions of dollars from hardworking New Mexicans each year. A family who borrows a storefront loan for just a few hundred dollars at the current rate cap of 175% APR will end up paying hundreds, even thousands of dollars in interest and fees.” [NM Center on Law and Poverty, [3/1/22](#)]

March 2022: The 36% Interest Rate Cap On Storefront Loans Was Signed Into Law In New Mexico, Advocated By “New Mexican Families Who’ve Experienced Crushing Financial Hardships Because Of Predatory Loans.” “After years of hard work by advocates and community members fighting for fair credit for all New Mexicans, a bill requiring a 36% APR cap on storefront loans passed was signed by Governor Michelle Lujan Grisham today. ‘For years so many advocates and community members have fought for a fair and affordable interest rate cap. New Mexican families who’ve experienced crushing financial hardships because of predatory loans have come forward to tell their stories and the stories of their communities over and over, year after year. Today all that hard work has paid off.’ said Lindsay Cutler, an attorney with the New Mexico Center on Law and Poverty. ‘We are incredibly grateful to the leadership of the sponsors of HB 132, and to the governor for signing this important legislation for New Mexico families.’ The law goes into effect January 1, 2023.” [NM Center on Law and Poverty, [3/1/22](#)]

2015: Herrell Voted To Block Two Democratic Bills That Would Have Capped Interest Rates On Loans At 36 Percent, Despite Previously Supporting Interest Rate Caps

Herrell, Chair Of The House Regulatory And Public Affairs Committee, Voted To Block Two Democratic Bills That Would Have Capped Interest Rates At 36 Percent

Herrell, Chair Of The House Regulatory And Public Affairs Committee, Voted To Block Two Democratic Bills That Would Have Capped Interest Rates At 36 Percent. “Republicans closed ranks Wednesday to block two bills by Democrats that would have capped interest rates on loans at 36 percent a year. Members of the House Regulatory and



Public Affairs Committee tabled both measures on 4-3, party-line votes.” [Santa Fe New Mexican, [2/4/15](#); House Standing Committees, 52nd Legislature First Session, published [2/9/15](#)]

- **Herrell: “I Personally Do Not Think The 36 Percent Cap Is The Right Fix.”** “The committee chairwoman, Rep. Yvette Herrell, R-Alamogordo, then took the unusual step of announcing that she was amenable to reviving debate after the storefront loan industry offers a bill of its own to lessen public concerns about predatory lending. ‘I personally do not think the 36 percent cap is the right fix,’ Herrell said after industry members testified that they could not turn a profit on small loans with that limitation.” [Santa Fe New Mexican, [2/4/15](#)]
- **Herrell Denied That Lobbyists Bought Votes For Bills To Cap Interest Rates, Or In General.** “A who's who of lobbyists watched on Wednesday as Republicans on a legislative committee shelved two bills that would cap what storefront lenders can charge people in need of cash for loans. [...] The powerhouse lobbyists were hired by the lending industry that was targeted by the legislation. And their presence Wednesday afternoon offers a glimpse into the mechanics of how the Roundhouse works, the role of lobbyists and the amount of money that sometimes lubricates the legislative process. [...] ‘Honestly, I don't ever think, ‘There's Mr. So-and-So and his company gave me money,’ said Rep. Yvette Herrell, R-Alamogordo. Herrell chairs the House Regulatory and Public Affairs Committee the body that tabled the two interest-cap bills on a party-line vote.” [Farmington Daily Times, 2/6/15]

HEADLINE: Santa Fe New Mexican: “House GOP Members Block Bills To Cap Lending Rates.” [Santa Fe New Mexican, [2/4/15](#)]

A Year Before Voting To Block Bill To Cap Interest Rates, Herrell Drafted A Bill To Cap Loans At 25%

A Year Before Voting To Block Bill To Cap Interest Rates, Herrell Drafted A Bill To Cap Loans At 25%. “Last year, Alamogordo's very own Yvette Herrell, R-Otero County, drafted HB199, a bill to cap interest rates on title loans at no more than 25 percent. Last week, Ms. Herrell did an about-face and opposed the proposed cap on loans. She teamed up with fellow Republicans to block the legislation in her role as chair of the House Regulatory and Public Affairs Committee just three weeks after attending a Legislative Prayer Breakfast in Alamogordo.” [Las Cruces Sun-News, Josh Grider Op-Ed, 2/12/15]

2015: After Blocking Interest Rate Caps, Herrell Said She Wanted To See Legislation Written By The Payday Lending Industry

After Blocking Interest Rate Caps On Payday Loans, Herrell Said She Wanted To See Legislation Written By And Presented By The Payday Lending Industry

2015: Herrell Said She Wanted To See Legislation Written By The Payday Lending Industry. “Storefront lending companies and affiliated associations gave nearly \$140,000 to New Mexico public officials and political action committees in 2013 and 2014, according to an analysis of data from the New Mexico Secretary of State’s office. [...] So far, bills to cap interest rates have stalled in both House and Senate legislative committees. Rep. Yvette Herrell, the Republican chairwoman of the House Regulatory and Public Affairs committee, which rejected two rate-cap bills, said earlier this month she wanted to see legislation written by the industry.” [New Mexico In Depth, [2/16/15](#)]

Santa Fe New Mexican: Herrell “Took The Unusual Step Of Announcing That She Was Amenable To Reviving Debate After The Storefront Loan Industry Offers A Bill Of Its Own.” “Republicans closed ranks Wednesday to block two bills by Democrats that would have capped interest rates on loans at 36 percent a year. Members of the House Regulatory and Public Affairs Committee tabled both measures on 4-3, party-line votes. The committee chairwoman, Rep. Yvette Herrell, R-Alamogordo, then took the unusual step of announcing that she was amenable to reviving debate after the storefront loan industry offers a bill of its own to lessen public concerns about predatory lending. ‘I personally do not think the 36 percent cap is the right fix,’ Herrell said after industry members testified that they could not turn a profit on small loans with that limitation. The other Republicans on the committee, Reps. Jim Smith of Sandia Park and Nora Espinoza and Bob Wooley, both of Roswell, joined Herrell in voting to block the bills.” [Santa Fe New Mexican,

Herrell Received Campaign Contributions From The Payday Lending Industry Throughout Her Political Career And Took \$27,500 From PACs In The Finance, Insurance, & Real Estate Sector

2013-2015: Herrell Received \$1,100 In Campaign Contributions From The Payday Lending Industry

2013-2015: Herrell Received \$1,100 In Campaign Contributions From The Payday Lending Industry. “‘Honestly, I don't ever think, “There's Mr. So-and-So and his company gave me money,”” said Rep. Yvette Herrell, R-Alamogordo. Herrell chairs the House Regulatory and Public Affairs Committee the body that tabled the two interest-cap bills on a party-line vote. A check of campaign finance records show storefront lending companies and affiliated associations have given \$2,650 since early 2013 to three of the four GOP lawmakers on the House Regulatory and Public Affairs Committee. Rep. Nora Espinoza of Roswell received the most \$1,300 with \$1,100 to Herrell and \$250 to Rep. James Smith of Sandia Park. No contributions went to Wooley, the records show.” [New Mexico In Depth, [2/6/15](#)]

Across Her Campaigns For Congress, Herrell Took \$1,300 In Campaign Contributions From The Payday Lender Industry

Across Her Campaigns For Congress, Herrell Took \$1,300 In Campaign Contributions From The Payday Lender Industry. [OpenSecrets, accessed [5/30/22](#)]

Across Her Campaigns For Congress, Herrell Took \$463,511 In Campaign Contributions From The Finance, Insurance, & Real Estate Sector, Including \$27,500 From PACs

Across Her Campaigns For Congress, Herrell Took \$463,511 In Campaign Contributions From The Finance, Insurance, & Real Estate Sector. [OpenSecrets, accessed [5/30/22](#)]

- **2022: Herrell Took \$154,614 In Campaign Contributions From The Finance, Insurance, & Real Estate Sector.** [OpenSecrets, accessed [5/30/22](#)]

2017-2022: Herrell Took \$27,500 In Campaign Contributions From PACs In The Finance, Insurance, & Real Estate Sector. [OpenSecrets, accessed [5/30/22](#)]

Payday Lenders Preyed Specifically On Low Income New Mexicans, Especially Victimitizing Native Americans

Interest Rates On Payday Loans Typically Reached 350-400%, Entrapping Low-Income New Mexicans And Especially Victimitizing Native Americans In New Mexico. “‘We would have to close our doors,’ said Danny Aguilar, a vice president of Security Finance, which has some 50 stores in New Mexico. More than a dozen supporters of rate caps also testified before the committee. They said both bills are in the public interest because storefront companies are entrapping low-income people who cannot get bank loans, then bleeding them dry with months or years of interest rates that typically reach 350 percent or 400 percent. Representatives of the Navajo and Jicarilla Apache nations said their people are being victimized because of high interest rates that they don't comprehend when they take out a loan. [...] Allen Sánchez, executive director of the New Mexico Conference of Catholic Bishops, said the worst of the loan companies are vulturous, and the state would be better if they went out of business. People desperate for cash to cover an emergency should seek help from Catholic Charities, not these companies, he said. The church charges no interest rates and does not expect repayment. ‘We just give it away,’ Sánchez said. Another bill to cap interest rates awaits its first committee hearing in the Senate. It is sponsored by Sen. Bill Soules, D-Las Cruces, one of the harshest critics of the storefront lending industry.” [Santa Fe New Mexican, [2/4/15](#)]

65% Of Lenders In New Mexico Were Located Within 15 Miles Of Tribal Lands, Including More Than 40



Storefront Lenders In Mckinley County That Made 69,618 Loans – Nearly One Per Resident – In 2020. “65% of lenders in New Mexico are located within 15 miles of Tribal lands. In McKinley County alone, there are more than 40 storefront lenders that made 69,618 loans in 2020 – nearly one loan for every resident. The Navajo Nation President and Council have expressed their strong support for a 36% cap.” [NM Center on Law and Poverty, [3/1/22](#)]

New Mexico Ethics Watch: Native Americans In Particular Were Targeted By Predatory Payday Lenders Affiliated With National Corporations, Whose Profits Went Out Of State. “The nonprofit New Mexico Ethics Watch released a report this week on a study exploring the possible effects of the industry’s lobbying efforts — both money and messaging — on ensuring the cap isn’t lowered. What the study found, said Kathleen Sabo, executive director of Ethics Watch, is lobbyists’ arguments in opposition to a drop in the interest-rate cap have been even ‘more effective’ than campaign donations when it comes to influencing lawmakers. [...] Many local storefront lenders are affiliated with national corporations, and much of the money they collect goes out of state. ‘And it’s low-income people, especially those who are not sophisticated in the world of finance, who are targeted by the small-loan industry with promises of ‘no credit checks’ and ‘cash within 30 minutes,’ ‘ the Ethics Watch report says. ‘Native Americans in particular are targeted by these businesses,’ the report says, adding in Gallup, a city of about 22,000 people that’s considered the commercial hub of the Navajo Nation, there are 40 small-loan offices.” [Santa Fe New Mexican, [1/21/22](#)]

2005: New Mexico’s Average Annual Percentage Rate For Interest On A Payday Loan Of 564% Was The Third-Highest In The United States, And An Average Borrower Was Responsible For Paying Back Almost Twice The Amount Borrowed. “Ms. ANAYA-ALLEN: Most borrowers end up going to another lender to take out a loan to pay back the interest or the fees on their first loan. And it just builds from there. MACK: According to figures compiled by the state, the average annual percentage rate for interest on a payday loan in New Mexico was 564 percent in 2005. That’s the third highest in the nation. And the average borrower takes two months, or at least four pay periods, to pay it off. After fees and interest are added, that person will end up paying back almost twice the original amount borrowed.” [NPR, [2/5/07](#)]

HEADLINE: NPR: “‘Payday Loans’ Plague New Mexico’s Working Poor.” [NPR, [2/5/07](#)]

Yvette Herrell Has Consistently Supported Payday Lenders In Their Predatory Practices, Which Especially Hurt Military Families And Latino Communities

In 2015, Yvette Herrell Said That She Would Like To See Legislation Written By The Payday Lending Industry

2015: Herrell Said She Wanted To See Legislation Written By The Payday Lending Industry. “Storefront lending companies and affiliated associations gave nearly \$140,000 to New Mexico public officials and political action committees in 2013 and 2014, according to an analysis of data from the New Mexico Secretary of State’s office. [...] So far, bills to cap interest rates have stalled in both House and Senate legislative committees. Rep. Yvette Herrell, the Republican chairwoman of the House Regulatory and Public Affairs committee, which rejected two rate-cap bills, said earlier this month she wanted to see legislation written by the industry.” [New Mexico In Depth, [2/16/15](#)]

- **Santa Fe New Mexican: Herrell “Took The Unusual Step Of Announcing That She Was Amenable To Reviving Debate After The Storefront Loan Industry Offers A Bill Of Its Own.”** “Republicans closed ranks Wednesday to block two bills by Democrats that would have capped interest rates on loans at 36 percent a year. Members of the House Regulatory and Public Affairs Committee tabled both measures on 4-3, party-line votes. The committee chairwoman, Rep. Yvette Herrell, R-Alamogordo, then took the unusual step of announcing that she was amenable to reviving debate after the storefront loan industry offers a bill of its own to lessen public concerns about predatory lending. ‘I personally do not think the 36 percent cap is the right fix,’ Herrell said after industry members testified that they could not turn a profit on small loans with that limitation. The other Republicans on the committee, Reps. Jim Smith of Sandia Park and Nora Espinoza and Bob Wooley, both of Roswell, joined Herrell in voting to block the bills.” [Santa Fe New Mexican, [2/4/15](#)]

2021: Herrell Voted Against Capping Interest Rates On Payday Lenders When She Voted Against Congressional Disapproval Of The Trump Administration’s Third-Party Lending Rule

Herrell Voted Against Congressional Disapproval For The Trump Administration’s Third-Party Lending Rule Which Allowed Predatory Lenders To Evade Interest Rate Caps

June 2021: Herrell Voted Against Congressional Disapproval Of The Trump Administration’s Third-Party Lending Rule. In June 2021, Herrell Voted Against: “Passage of the joint resolution that would provide for congressional disapproval of an October 2020 Office of the Comptroller of the Currency rule stating that national banks are considered the ‘true lender’ of a loan if, at the date of the loan's origination, the bank funds the loan or is named as lender in the loan agreement, including in the case of loans issued in partnerships between banks and third parties, such as online financial firms. The rule went into effect on Dec. 29, 2020, and effectively allows nonbank lenders to offer loans not subject to higher state interest rate caps by originating loans in partnership with a national bank in another state. Under the provisions of the joint resolution, the October 2020 rule would have no force or effect.” The resolution passed, 218-208. [SJ Res 15, [Vote #181](#), 6/24/21; CQ, [6/24/21](#)]

- **Opponents Of The Rule Argued That It Left Consumers Vulnerable To Predatory “Rent-A-Bank” Schemes.** “But Democrats — along with a coalition of consumer protection and faith groups — have fiercely opposed the rule, claiming it leaves customers vulnerable to predatory ‘rent-a-bank’ schemes. ‘States are taking measures to protect their constituents their consumers against these end-runs around their laws designed to prohibit these predatory practices. But last October, in the middle of the pandemic, when many working families were plunged into economic uncertainty and turmoil, the Trump administration gave these rent-a-bank schemes a free pass to exploit these loopholes,’ said Sen. Chris Van Hollen (D-Md.), sponsor of the resolution to repeal the rule.” [The Hill, [5/11/21](#)]
- **“Rent-A-Bank” Schemes Were When “A Lender Temporarily Partners With A Bank To Evade Interest Rate Caps And Then Severs The Partnership After Taking Ownership Of The Loan.”** “The OCC clamped down during the 2000s on rent-a-bank schemes, in which a lender temporarily partners with a bank to evade interest rate caps and then severs the partnership after taking ownership of the loan. Critics of the true lender rule say it will allow such schemes to flourish, particularly as nonbank online lenders make up a larger portion of the financial system.” [The Hill, [5/11/21](#)]
- **The Biden Administration Issued A Statement Of Administration Policy Saying S.J. Res. 15 Would Block The "Proliferation Of Predatory Lending By Unregulated Payday Lenders."** "The rule that S.J. Res. 15 would nullify undermines state consumer protection laws and would allow the proliferation of predatory lending by unregulated payday lenders using, among other vehicles, “rent-a-bank” schemes to funnel high-interest, predatory loans through national banks to evade state interest rate caps." [Biden Administration SAP SJRes 15, [5/11/21](#)]

June 2021: Congressional Disapproval Of Third-Party Lending Was Signed Into Law, Blocking “Rent-A-Bank” Schemes. “President Joe Biden signed three separate laws Wednesday that dismantle part of the Trump era, blocking payday lenders from avoiding caps on interest rates, restricting climate-warming greenhouse gas emissions from oil and gas drilling and ending rules on how the Equal Employment Opportunity Commission settles claims. ‘Each of these rules reflects a return to common sense and a commitment to the common good,’ Biden said before the signing, surrounded by congressional leaders who joined him as he turned each resolution into law. Under former President Donald Trump, the Office of the Comptroller of the Currency had enabled payday lenders to charge interest rates in excess of what was allowed by the state. Payday lenders were able to partner with a nationally chartered bank to make high-cost loans and avoid state usury laws. [...] The laws were passed by the House and Senate through the Congressional Review Act, which allows Congress to overturn certain regulations that have been in place for a short time.” [PBS Newshour, [6/30/21](#)]

Herrell Voted In Support Of Payday Lenders Charging Interest Rates As High As 299% When She Voted To Block Legislation Capping Interest Rates

The Trump Administration Legislation Clearing The Way For “Rent-A-Bank” Schemes “Completely Bypassed” Protective State Interest Rate Limits. “Congress on Thursday overturned a set of regulations enacted in the final days of the Trump administration that effectively allowed payday lenders to avoid state laws capping interest rates. The House voted 218-208 to overturn the Office of the Comptroller of the Currency’s payday lending regulations, with one Republican voting with Democrats. [...] By overturning the Trump administration rule enacted in late 2020, Democrats aimed to stem a payday lender practice that critics had dubbed a ‘rent-a-bank’ scheme. While payday lenders are regulated at the state level, the payday lender would partner with a bank with a national banking charter when making high-cost installment loans. Because a national bank is not based in any one state, it is not subject to individual state usury laws. ‘State interest rate limits are the simplest way to stop predatory lending, and the OCC’s rules would have completely bypassed them,’ said Lauren Saunders, associate director at the National Consumer Law Center, a consumer advocacy group.” [Associated Press, [6/24/21](#)]

- **“Rent-A-Bank” Schemes Allowed Payday Lenders To Make Loans With Annual Interest Rates As High As 299%, And As High As 149% In Arizona, Which Had Passed A Law Capping Payday Loans At 36%.** “This isn’t the first time that ‘rent-a-bank’ has been an issue. Federal regulators clamped down on the practice in the 1990s, but with the proliferation of online banking and fintech companies specializing in online-only financial services, the practice is growing once again. An example on how the practice works can be seen in Elevate, a Texas-based fintech company that offers high-cost installment loans like a payday loan. Elevate offers loans in several states, including Arizona, which has a state law capping interest rates on payday loans at 36%. Because Elevate uses banks out of Utah and Kentucky to originate those loans, Elevate is able to make loans in Arizona for as high as 149%. In other states, Elevate makes loans with annual interest rates as high as 299%. In a statement, Biden’s appointee to the Comptroller of the Currency said he would ‘respect’ Congress overturning their regulations. ‘I want to reaffirm the agency’s long-standing position that predatory lending has no place in the federal banking system,’ acting Comptroller of the Currency Michael J. Hsu said in a statement.” [Associated Press, [6/24/21](#)]

Herrell, Chair Of The N.M. House Regulatory And Public Affairs Committee, Voted To Block Two Democratic Bills That Would Have Capped Interest Rates On Loans At 36 Percent. “Republicans closed ranks Wednesday to block two bills by Democrats that would have capped interest rates on loans at 36 percent a year. Members of the House Regulatory and Public Affairs Committee tabled both measures on 4-3, party-line votes.” [Santa Fe New Mexican, [2/4/15](#); House Standing Committees, 52nd Legislature First Session, published [2/9/15](#)]

- **Herrell: “I Personally Do Not Think The 36 Percent Cap Is The Right Fix.”** “The committee chairwoman, Rep. Yvette Herrell, R-Alamogordo, then took the unusual step of announcing that she was amenable to reviving debate after the storefront loan industry offers a bill of its own to lessen public concerns about predatory lending. ‘I personally do not think the 36 percent cap is the right fix,’ Herrell said after industry members testified that they could not turn a profit on small loans with that limitation.” [Santa Fe New Mexican, [2/4/15](#)]
- **Herrell Denied That Lobbyists For Payday Lenders Bought Votes For Bills To Cap Interest Rates, Or In General.** “A who’s who of lobbyists watched on Wednesday as Republicans on a legislative committee shelved two bills that would cap what storefront lenders can charge people in need of cash for loans. [...] The powerhouse lobbyists were hired by the lending industry that was targeted by the legislation. And their presence Wednesday afternoon offers a glimpse into the mechanics of how the Roundhouse works, the role of lobbyists and the amount of money that sometimes lubricates the legislative process. [...] ‘Honestly, I don’t ever think, ‘There’s Mr. So-and-So and his company gave me money,’ said Rep. Yvette Herrell, R-Alamogordo. Herrell chairs the House Regulatory and Public Affairs Committee the body that tabled the two interest-cap bills on a party-line vote.” [Farmington Daily Times, [2/6/15](#)]

HEADLINE: Santa Fe New Mexican: “House GOP Members Block Bills To Cap Lending Rates.” [Santa Fe New

Predatory Lending Practices Especially Hurt Military Families

HEADLINE: “Why Military Families Need Protection From Predatory Lenders” [Military Families Magazine, [1/7/19](#)]

HEADLINE: “Predatory Lenders Prey On Military Members. Here’s How To Avoid Being Victimized” [CNBC, [7/3/19](#)]

According To A Javelin Strategy & Research Study, 44% Of Active Duty Military Used Payday Loans In 2017. “For many military families, payday loans and other predatory borrowing options become a source for quick cash. An estimated 44 percent of active duty military used payday loans in 2017, while 68 percent tapped tax refund anticipation loans, according to research by Javelin Strategy & Research.” [Military Families Magazine, [1/7/19](#)]

Predatory Lenders Place Themselves Around Military Bases And Try To Entice Or Deceive Young Soldiers Into Taking Our Loans That Impose Abusive Or Unfair Terms. “After serving overseas, military service members return home to face a new economic reality that often includes, unfortunately, lenders looking to take advantage of their vulnerability. These so-called predatory lenders, which pop up around military bases, try to entice or deceive young soldiers into taking out loans that impose abusive or unfair terms.” [CNBC, [7/3/19](#)]

Payday Loans Taken By Servicemembers Can End Up With Interest Rates At Nearly 400% “For example, if a soldier is convinced to take out a payday loan, which requires a check dated for the next payday, he could ultimately wind up with an interest rate near 400%. Unscrupulous auto lenders and credit card companies have also been known to target members of the military.” [CNBC, [7/3/19](#)]

Payday Loans Can Be A Debt-Trap For Military Service Members. “Payday loans can be a debt-trap for military service members, with many predatory lenders located near military bases. Federal regulations have tried to curtail the practice with mixed success. All military personnel should know their rights and be able to spot predatory lending practices to avoid being made a victim.” [Military.com, How To Protect Yourself From Predatory Lenders, Accessed [8/25/23](#)]

Many Lenders Have Exploited Loopholes To Trap Military Family Members Into High Interest Loans. “Congress passed the Military Lending Act (MLA), in 2007, to protect servicemembers and their families. Active-duty personnel, active National Guard and Reserves, and their dependents were supposed to be shielded from predatory lending practices. However, the new law did not go far enough and many lenders exploited loopholes to continue trapping military family members into paying high interest on loans. ‘We have to revisit this,’ said Sen. Dick Durbin, D-Ill., chairman of the defense appropriations subcommittee. ‘If we’re serious about protecting military families from exploitation, this law has to be a lot tighter.’” [Military.com, How To Protect Yourself From Predatory Lenders, Accessed [8/25/23](#)]

HEADLINE: “Some VA Lenders Are Still Exploiting Troops And Veterans, Report Alleges.” [Military Times, [8/4/21](#)]

Troops And Veterans Were Being “Grossly” Overcharged For VA Home Loans. “Troops and veterans in some cases are being “grossly” overcharged for VA home loans, and federal regulators need to suspend or ban alleged bad actors and strengthen their oversight over lenders, according to a new report from the office of Rep. Katie Porter, D-Calif.” [Military Times, [8/4/21](#)]

The Report Found That “Grossly Overpriced Cash-Out Refinancings Continue To Scam Veterans.” “The report alleges that NewDay USA and The Federal Savings Bank ‘continue to aggressively market cash-out refinancings with fees and interest rates that could cost borrowers tens of thousands of dollars more over the life of the loan compared to

other lenders.’ ‘This report finds that grossly overpriced cash-out refinancings continue to scam veterans,’ Porter stated in an introduction to the report released Aug. 3.” [Military Times, [8/4/21](#)]

Herrell Voted Against Critical Funding For Bridge And Broadband Infrastructure In New Mexico, Then Pushed To Spend The Money She Voted Against For Superfund Site Cleanups

November 2021: Herrell Voted Against The Infrastructure Investment And Jobs Act, Providing \$550 Billion In New Infrastructure Spending

Herrell Voted Against The Infrastructure Investment And Jobs Act, Providing \$550 Billion In New Infrastructure Spending. In November 2021 Herrell voted against: “DeFazio, D-Ore., motion to concur in the Senate amendment to the bill that would provide approximately \$550 billion in new infrastructure spending, including for surface transportation, broadband, water and energy infrastructure. In supplemental appropriations and increased contract authority, the bill would provide \$110 billion for roads, bridges and major surface transportation projects, including \$47.3 for highway infrastructure and \$40 billion for bridge construction and repair; \$66 billion for rail, including \$58 billion for Amtrak; and \$39 billion for transit, including \$5.3 billion for zero- and low-emission transit buses and \$2 billion for accessibility improvements. It would provide \$25 billion for airports and approximately \$17 billion for ports and waterways, including \$3.4 billion to modernize land ports of entry and \$2.25 billion for water port upgrades, including resilience and electrification projects. It would provide approximately \$11 billion for various transportation safety and research programs. It would provide \$7.5 billion for electric vehicle charging infrastructure and \$5 billion for zero- and low-emission school bus programs. It would establish requirements for many new and existing surface transportation programs to consider the environmental and equity impacts of funded activities and authorize a range of transportation programs related to emissions reduction and climate change resilience. It would provide \$1 billion for activities to reconnect neighborhoods by removing or remediating the effects of transportation infrastructure construction in disadvantaged and underserved communities. The bill would provide approximately \$65 billion for broadband, including \$42.5 billion for grants to states to increase access in unserved areas and \$14.2 billion to extend a program initially authorized in response to the coronavirus pandemic that provides stipends to help low-income families pay for internet services. It would provide approximately \$62 billion for the Energy Department, including \$21.5 billion for clean energy demonstration projects, \$16.3 billion for energy efficiency and renewable energy programs, \$8 billion for power grid resilience and other electricity projects, and \$7.5 billion for fossil energy and carbon management. It would authorize or expand several programs to incentivize clean energy manufacturing, development and adoption. It would provide approximately \$55 billion for water infrastructure and safety, including \$30.7 billion for the Drinking Water State Revolving Fund, including \$15 billion to replace lead service lines and \$4 billion to address per- and polyfluoroalkyl substances and other emerging contaminants; and \$12.7 billion for the Clean Water State Revolving Fund. Across various departments, the bill would provide funding for climate change response and environmental remediation, including; \$11.3 billion for abandoned mine land and water reclamation projects, approximately \$5.75 billion for wildfire management, \$3.5 billion for the EPA hazardous substance superfund and \$3.5 billion for FEMA flood mitigation. It would also provide more than \$1.7 billion for cybersecurity resilience programs. The bill would include a number of provisions intended to offset spending, including by rescinding certain unobligated COVID-19 relief funding and establishing tax reporting requirements for cryptocurrency and other digital assets.” The motion was agreed to by a vote of 228-206. [H.R. 3684, [Vote #369](#), 11/5/21; CQ, [11/5/21](#)]

- **White House Projected The \$1 Trillion Bipartisan Infrastructure Deal Would Add About 2 Million Jobs Per Year For A Decade.** “The \$1 trillion infrastructure plan that now goes to President Joe Biden to sign into law has money for roads, bridges, ports, rail transit, safe water, the power grid, broadband internet and more [...] The new law promises to reach almost every corner of the country. It’s a historic investment that the president has compared to the building of the transcontinental railroad and Interstate Highway System. The White House is projecting that the investments will add, on average, about 2 million jobs per year over the coming decade.” [Associated Press, [11/6/21](#)]
- **CNN: Experts Agreed The Infrastructure Spending Was “Sorely Needed To Ensure Safe Travel” And “Efficient Transport Of Goods And Produce.”** “Congress passed a \$1.2 trillion infrastructure package Friday, approving a signature part of President Joe Biden’s economic agenda. It will deliver \$550 billion of new federal

investments in America's infrastructure over five years, touching everything from bridges and roads to the nation's broadband, water and energy systems. Experts say the money is sorely needed to ensure safe travel, as well as the efficient transport of goods and produce across the country. The nation's infrastructure system earned a C- score from the American Society of Civil Engineers earlier this year." [CNN, [11/5/21](#)]

- **Washington Post: Infrastructure Spending Included \$16 Billion For “Major Projects That Are Too Large Or Complex For Traditional Funding Programs.”** “The \$1.2 trillion infrastructure bill adopted late Friday creates a multibillion-dollar fund to spur the type of complicated, ambitious projects that have been stymied by decades of tentative investment and inattention from Washington. Modern-day equivalents of megaprojects like the Hoover Dam can benefit broad swaths of the United States, but infrastructure experts say they have often stagnated. [...] Among the projects that could see a boost: the Gateway rail project, a vast plan to expand capacity for train traffic between New York and New Jersey; and a long-delayed effort to replace the outmoded Brent Spence Bridge connecting Kentucky and Ohio, which is one of the nation’s worst bottlenecks. [...] The infrastructure bill includes about \$16 billion for 'major projects that are too large or complex for traditional funding programs,' but that have big economic benefits, according to the White House.” [Washington Post, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Provide \$110 Billion For Repairs To Highways, Bridges, And Roads.** “The bill would provide \$110 billion to repair the nation’s aging highways, bridges and roads. According to the White House, 173,000 total miles or nearly 280,000 kilometers of America’s highways and major roads and 45,000 bridges are in poor condition. And the almost \$40 billion for bridges is the single largest dedicated bridge investment since the construction of the national highway system, according to the Biden administration.” [Associated Press, [11/6/21](#)]
- **Axios: The Infrastructure Bill Included \$65 Billion For “Building High-Speed Internet Networks, Helping Low-Income Families Pay For Service And Digital Equity Programs.”** “The infrastructure bill heading to President Biden's desk includes \$65 billion to improve high-speed internet access and affordability. [...] By the numbers: The funding is aimed towards building high-speed internet networks, helping low-income families pay for service and digital equity programs. \$42.45 billion in grants to states for broadband projects, which can range from network deployment to data collection to help determine areas that lack service. \$14.2 billion to provide a \$30-a-month voucher to low-income Americans to pay for internet service. It will replace the current \$50-a-month Emergency Broadband Benefit program, offering less money monthly, but increasing the number of those eligible. \$2.75 billion for digital inclusion and equity projects, such as improving digital literacy or online skills for seniors. \$2 billion each for a rural broadband construction program called ReConnect, run by USDA, and to the Tribal Broadband Connectivity Program run by the Commerce Department's National Telecommunications and Information Administration (NTIA). \$1 billion to build so-called 'middle mile' infrastructure to connect local providers to larger internet access points. \$600 million for private activity bonds to finance broadband deployment projects in rural areas.” [Axios, [11/8/21](#)]
- **The Infrastructure Bill Included \$1.75 Billion To Increase The Accessibility Of Transit Systems.** “A \$1.75 billion fund in the infrastructure package will aim to guarantee that transit stations are accessible, decades after campaigns by disability rights activists to demand lifts on buses helped to spur passage of the Americans With Disabilities Act. Almost a fifth of transit stations were not fully accessible in 2019, according to the most recent Federal Transit Administration data. [...] The bill also includes language about Amtrak, requiring that a person with disabilities be appointed to the railroad’s board and mandating spending on accessibility, which Duckworth said helped show that accessibility was a national issue and not only an urban concern. About 25 million people in the United States report having a disability that limits their transportation options, and the Labor Department attributes lower rates of employment among people with disabilities, in part, to those obstacles. People with disabilities are almost twice as likely as others to use public transit to get around, according to the Transportation Department.” [Washington Post, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Invest \$44 Billion On Water And Wastewater Infrastructure, Including \$15 Billion To Replace Lead Pipes And \$10 Billion To Address PFAS Water Contamination.** “The legislation would spend \$55 billion on water and wastewater infrastructure. It has \$15 billion to replace lead pipes and \$10



billion to address water contamination from polyfluoroalkyl substances — chemicals that were used in the production of Teflon and have also been used in firefighting foam, water-repellent clothing and many other items.” [Associated Press, [11/6/21](#)]

- **Bipartisan Infrastructure Deal Would Invest \$65 Billion To Improve The Reliability Of The Power Grid And Boost Clean Power Generation.** “To protect against the power outages that have become more frequent in recent years, the bill would spend \$65 billion to improve the reliability and resiliency of the power grid. It would also boost carbon capture technologies and more environmentally friendly electricity sources like clean hydrogen.” [Associated Press, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Invest \$7.5 Billion In Electrical Vehicle Charging Stations And \$5 Billion In Electric And Hybrid School Buses.** “The bill would spend \$7.5 billion for electric vehicle charging stations, which the administration says are critical to accelerating the use of electric vehicles to curb climate change. It would also provide \$5 billion for the purchase of electric school buses and hybrids, reducing reliance on school buses that run on diesel fuel.” [Associated Press, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Invest \$66 Billion In Amtrak, The Largest Federal Investment In The Service Since Its Founding.** “To reduce Amtrak’s maintenance backlog, which has worsened since Superstorm Sandy nine years ago, the bill would provide \$66 billion to improve the rail service’s Northeast Corridor (457 miles, 735 km), as well as other routes. It’s less than the \$80 billion Biden — who famously rode Amtrak from Delaware to Washington during his time in the Senate — originally asked for, but it would be the largest federal investment in passenger rail service since Amtrak was founded 50 years ago.” [Associated Press, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Invest \$25 Billion In Airport Improvements.** “The bill would spend \$25 billion to improve runways, gates and taxiways at airports and to improve terminals. It would also improve aging air traffic control towers.” [Associated Press, [11/6/21](#)]
- **Bipartisan Infrastructure Deal Would Be Funded Through Unspent Pandemic Relief, Unused Federal Unemployment Insurance, And An “Array Of Smaller Pots Of Money.”** “The five-year spending package would be paid for by tapping \$210 billion in unspent COVID-19 relief aid and \$53 billion in unemployment insurance aid some states have halted, along with an array of smaller pots of money, like petroleum reserve sales and spectrum auctions for 5G services.” [Associated Press, [11/6/21](#)]

The Infrastructure Investment And Jobs Act Allocated \$100 Million To Provide Broadband Access In New Mexico—Benefiting The Quarter Of Constituents In Herrell’s District That Lacked Internet Access

Herrell Voted Against The Infrastructure Law, Despite The Fact That A Quarter Of Her Constituents Lacked Internet Access In 2019. “In New Mexico, Rep. Yvette Herrell, a GOP freshman, voted against the infrastructure bill and its \$100 million per state for improving broadband internet access. A quarter of the homes in Herrell’s rural district lacked internet as of 2019.” [Associated Press, [12/23/21](#)]

New Mexico Would Receive \$100 Million To Provide Broadband Access From The Infrastructure Bill. “New Mexico will receive \$3.7 billion thanks to the bipartisan Infrastructure Investment and Jobs Act. Much of this money will go toward improving roads, increasing broadband internet access and improving water infrastructure around the state. Here’s a breakdown of how much will be spent where [...] At least \$100 million to help provide broadband coverage across the state.” [KOAT 7, [11/16/21](#)]

- **HEADLINE: “Infrastructure bill will improve New Mexico roads, internet and water access.”** [KOAT 7, [11/16/21](#)]

The Bipartisan Infrastructure Bill Included \$5 Billion In Funding For Water Projects, Including Crucial Municipal Water Access In Eastern New Mexico

The Bipartisan Infrastructure Bill Included \$5 Billion In Funding For Water Projects And Would Fund Eastern New Mexico Water Utility Authority’s Project To Pipe Water From Ute Lake To Communities In The Eastern Part Of The State. “The bill also provides \$5 billion in funding for water projects in the western United States and, according to a press release from U.S. Senator Martin Heinrich, will fund the Eastern New Mexico Water Utility Authority’s project to pipe water from Ute Lake near Logan to communities in the eastern part of the state as far south as Elida that currently get water from the depleting and deteriorating Ogallala aquifer. According to the Eastern New Mexico Water Utility Authority, the water in the Ogallala aquifer below Clovis and Portales has decreased by more than 100 feet in the past decades and hydrologic experts predict that it will no longer be able to support municipal demands in the near future.” [NM Political Report, [8/13/21](#)]

The Bipartisan Infrastructure Bill Included \$3.5 Billion To Fund Domestic And Community Sanitation In Native American Communities Facing A Backlog Of Projects

The Bipartisan Infrastructure Bill Provided \$3.5 Billion To The Indian Health Service To Fund Domestic And Community Sanitation Facilities To Cover The Backlog Of Water And Sanitation Projects. “The infrastructure bill provides \$3.5 billion to the Indian Health Service to fund domestic and community sanitation facilities. A press release from Heinrich’s office states that the funding will fully cover the backlog of water and sanitation projects. This will improve access to reliable and clean water in Indigenous communities. This funding will be distributed from fiscal year 2022 through fiscal year 2026, with \$700 million available each year. Luján and Heinrich have advocated for funding to address the backlog in projects. In May, they joined with U.S. Senator Krysten Sinema, an Arizona Democrat, to introduce a bill to fund projects identified in the annual report to Congress regarding sanitation level deficiencies in Native American homes.” [NM Political Report, [8/13/21](#)]

The Infrastructure Investment And Jobs Act Would Allocate \$225 Million In Bridge Formula Funding To Repair 207 Bridges In Poor Condition In New Mexico

According To The Department Of Transportation, New Mexico Would Received \$225 Million In Bridge Formula Funding To Repair 207 Bridges In Poor Condition. [Department of Transportation, Bipartisan Infrastructure Law Bridge Formula Program, accessed [1/20/22](#)]

August 2021: Herrell Vowed To Oppose The Infrastructure Investment And Jobs Act And Said “There Isn’t Anything In The World Right Now That Would Make Me Vote For This Infrastructure (Bill) And This Crazy Spending”

Herrell Vowed To Oppose The Infrastructure Investment And Jobs Act, The Bipartisan Infrastructure Bill. “U.S. Rep. Yvette Herrell, R-NM, vowed to oppose a far-reaching infrastructure bill making its way through Congress when she spoke Wednesday in Roswell. ‘I will just be honest with you right now, there isn't anything in the world right now that would make me vote for this infrastructure (bill) and this crazy spending,’ Herrell said to an audience at the August monthly meeting of the Chaves County Federated Republican Women. The House of Representatives, Herrell said, will cut short their August recess to head back to Washington, D.C., Monday to take up the \$1.2 trillion Infrastructure Investment and Jobs Act.” [Roswell Daily Record, 8/21/21]

- **Herrell: “I Will Just Be Honest With You Right Now, There Isn't Anything In The World Right Now That Would Make Me Vote For This Infrastructure (Bill) And This Crazy Spending.”** “Congresswoman also blasts Biden for border policies during speech in Roswell. U.S. Rep. Yvette Herrell, R-NM, vowed to oppose a far-reaching infrastructure bill making its way through Congress when she spoke Wednesday in Roswell. ‘I will just be honest with you right now, there isn't anything in the world right now that would make me vote for this infrastructure (bill) and this crazy spending,’ Herrell said to an audience at the August monthly meeting of the Chaves County Federated Republican Women.” [Roswell Daily Record, 8/21/21]

Herrell: “I’m For Infrastructure--REAL Infrastructure. That Means Jobs, Roads, Bridges, Energy, Etc.” “I’m for infrastructure--REAL infrastructure. That means jobs, roads, bridges, energy, etc., not a Leftist wish-list designed by Dems so they can never be voted out of power.” [Twitter, @RepHerrell, [8/2/21](#)]

Herrell Claimed The Infrastructure Bill Would Increase Federal Spending And Lacked Spending Cuts To Pay For The Bill. “Herrell alleged the bill will increase federal spending and lacks spending cuts to ensure the bill is paid for. The non-partisan Congressional Budget Office projects the bill would add \$256 billion to projected deficits over the next 10 years.” [Roswell Daily Record, 8/21/21]

Herrell Accused 19 Senate Republicans Who Voted For The Infrastructure Investment And Jobs Act Of “Selling Out America”

Herrell Accused 19 Senate Republicans Who Voted For The Infrastructure Investment And Jobs Act Of “Selling Out America.” “A key part of President Joe Biden’s agenda, the bill would inject \$550 billion in new funding to upgrade the nation’s airports, roads, highways, bridges and public transit systems as well as provide money for electric vehicle infrastructure, water projects and high speed internet, according to the White House website. The legislation passed the Senate 69-30 earlier this month with the backing of all Democrats and 19 Republicans. The bipartisan support, though, has not convinced Herrell, the only Republican in the state’s five-member congressional delegation, to support it. She accused the 19 senate Republicans of ‘selling out America’ by voting for it.” [Roswell Daily Record, 8/21/21]

December 2021: Herrell Urged The EPA To Prioritize The Socorro Superfund Site Cleanup With Funds Included In The Bipartisan Infrastructure Law That She Voted Against

The Infrastructure Law Included \$1 Billion To Fund Clean-Up Efforts At 49 Hazardous Waste Sites Across The U.S. “Clean-up efforts at 49 hazardous waste sites across the U.S. will begin thanks to \$1 billion from the bipartisan infrastructure law, the Environmental Protection Agency said Friday, clearing out a long backlog of contaminated sites awaiting funding.” [NBC News, [12/17/21](#)]

Herrell Urged The Environmental Protection Agency To Prioritize The Cleanup Of A Superfund Site In Socorro. “Rep. Yvette Herrell has urged the Environmental Protection Agency to prioritize cleanup of a long-neglected Superfund site in Socorro, NM. In a letter to EPA Administrator Michael Regan, Rep. Herrell noted that the Eagle Picher Carefree Battery Superfund site, which produces harmful toxins in residential areas, ‘has been designated as a Superfund site for nearly fifteen years and has long awaited increased prioritization for implementation.’” [U.S. Congresswoman Yvette Herrell, Press Release, [1/20/22](#)]

July 2021: Herrell Voted Against The INVEST In America Act That Provided More Than \$720 Billion In Surface Transportation And Water Infrastructure Spending And \$100 Million Specifically To New Mexico To Provide Broadband Coverage To 223,941 New Mexicans

Herrell Voted Against The INVEST In America Act, Containing More Than \$720 Billion In Surface Transportation And Water Infrastructure Spending. In July 2021, Herrell voted against: “Passage of the bill, as amended, that would authorize more than \$720 billion in surface transportation and water infrastructure spending. It would reauthorize federal-aid highway, public transit, rail, and surface transportation safety and research programs for five years, through fiscal 2026, and reauthorize various water infrastructure programs for five or ten years. As amended, the bill would additionally authorize more than \$36 billion through fiscal 2026 for activities related to electric vehicle infrastructure, access and manufacturing. It would authorize more than \$548 billion through fiscal 2026 for federal surface transportation programs, including \$333 billion for federal-aid highway programs; \$109 billion for transit programs; and \$96 billion for rail programs. It would establish requirements for many new and existing surface transportation programs to consider the environmental and equity impacts of funded activities. It would require the Transportation Department to establish a number of grant programs for project-level investments, including for carbon pollution reduction projects to reduce greenhouse gas emissions from the surface transportation system; development of electric vehicle charging and



hydrogen fueling infrastructure; separation or elimination of highway-rail crossings; extreme weather resilience and mitigation improvements; activities to reconnect neighborhoods by removing or remediating the effects of transportation infrastructure construction in disadvantaged and underserved communities. It would authorize \$12 billion for a new program to support large highway, transit, and rail projects of national and regional significance. It would modify a transit grant program to require the procurement of zero-emission buses and other vehicles. Within the total for rail funding, it would authorize \$32 billion for Amtrak; \$25 billion for a new program to fund improvements to major intercity passenger rail bridges, stations, and tunnels grant; \$7 billion for passenger and freight rail infrastructure and safety improvement grants; and up to \$20 million annually to establish a university innovation institute to research and develop low- and zero-emission rail technologies. It would establish an independent nonprofit known as the Clean Energy and Sustainability Accelerator to facilitate the deployment of emissions reduction technologies, requiring the Energy Department to transfer \$50 billion to the accelerator upon establishment and \$10 billion annually for the subsequent five years. The bill would authorize more than \$117.5 billion for drinking water infrastructure and \$54.4 billion for wastewater treatment infrastructure over ten years. It would authorize \$53 billion through 2031 for the EPA Drinking Water State Revolving Fund, which provides grants to states to provide loans and other financial assistance to public water systems, and increase the maximum percentage of such funding states may use to assist disadvantaged communities. It would authorize \$4.5 billion annually through fiscal 2031 for grants to states to replace lead service lines; \$4 billion available until expended for a low-income drinking water assistance program. It would authorize \$40 billion through fiscal 2026 for the EPA Clean Water State Revolving Fund, which provides grants to states to provide loans and other financial assistance related to water treatment infrastructure projects. It would authorize \$4 billion for a low-income wastewater assistance program, available until expended. It would authorize \$2.6 billion to improve water sanitation facilities funded by the Indian Health Service. It would authorize \$500 million annually through fiscal 2031 for community water system PFAS treatment grants. It would require the EPA to set national primary drinking water regulations for contaminants including per- and polyfluoroalkyl substances, microcystin toxin, chromium-6 and 1,4-dioxane.” The bill passed 221 to 201. [HR 3684, [Vote #208](#), 7/1/21; CQ, [7/1/21](#)]

The INVEST In America Act Allocated \$100 Million To New Mexico To Provide Broadband Coverage, Including Providing Access To 223,941 New Mexicans. “Help connect every American to reliable high speed internet. 10.7% of New Mexicans live in areas where, under the FCC’s benchmark, there is no broadband infrastructure. Even where infrastructure is available, broadband may be too expensive to be within reach. 21% of New Mexico households do not have an internet subscription. Under the Infrastructure Investment and Jobs Act, New Mexico will receive a minimum allocation of \$100 million to help provide broadband coverage across the state, including providing access to the at least 223,941 New Mexicans who currently lack it. And, under the Infrastructure Investment and Jobs Act, 785,000 or 38.1% of people in New Mexico will be eligible for the Affordability Connectivity Benefit, which will help low-income families afford internet access.” [Whitehouse. gov, accessed [10/29/21](#)]

- **February 2022: Herrell Wrote An Op-Ed Identifying The Lack Of Broadband Access In Her District And Blaming Slow Adoption On Complicated State And Local Permit Processes.** “In January of 2021, the Federal Communications Commission (FCC) released its annual report on broadband deployment in the United States. The report showed that approximately 14.5 million people were without access to the FCC standard of 25/3 Mbps download/upload speed. Due to notorious FCC broadband mapping issues, which rely on a flawed method of reporting, the actual number of households that do not have access to the minimum standard may be much higher. Some reports indicate there may be up to 120 million Americans without access to the minimum standard. According to the National Telecommunications and Information Administration’s (NTIA) mapping using Microsoft data, just 20.7% of New Mexico’s Second Congressional district has access to the 25/3 minimum standard. Just six of the counties I represent have an average download speed above 25 Mbps, according to industry experts. [...] This same success is achievable in New Mexico. Providers are hard at work planning and deploying broadband networks, but we need a collaborated effort between state and local industry leaders, along with reduced red tape and streamlined regulations. Reforming the tangled ‘permitting’ process at both the state and federal level is one of the biggest requests my office hears from providers, as it can take months to years to get approval for a single project. Providers are ready and equipped to close our digital divide, and we need to ensure that they can do so in a timely manner. I am confident that New Mexico can soon guarantee fast and reliable internet for all.” [Carlsbad Current Argus, Rep. Yvette Herrell Op-Ed, [2/4/22](#)]

- **An Op-Ed In Response To Herrell’s February 2022 Op-Ed Claimed That Due To Her Vote Against The Bipartisan Infrastructure Bill, “If Representative Herrell Had Gotten Her Way, None Of The Benefits Would Have Ever Reached Her Constituents.”** “Last week, Congresswoman Yvette Herrell published an opinion piece outlining the importance of broadband access and touting the \$42.5 billion that President Biden’s Bipartisan Infrastructure Law will provide for broadband deployment nationwide. What Representative Herrell failed to mention is that she voted against the legislation that will make these advancements possible. In November 2021, the Bipartisan Infrastructure Bill passed the United States House of Representatives 228 votes to 206, and has since been lauded by politicians on both sides of the aisle as a historic investment in our nation. [...] Senators Martin Heinrich and Ben Ray Luján and Representatives Teresa Leger Fernandez and Melanie Stansbury worked across the aisle to ensure that this bill included provisions that would directly benefit New Mexico. But if Representative Herrell had gotten her way, none of the benefits would have ever reached her constituents. Despite bipartisan support and clear benefits for New Mexico, Representative Herrell was an outspoken opponent of the Bipartisan Infrastructure Bill, even accusing those who voted for it of ‘selling out America.’ Herrell’s rhetoric echoed that of GOP extremists, including Representative Marjorie Taylor Greene, who called Republicans who voted for the bill ‘traitors.’” [Carlsbad Current Argus, DPNM Chair Jessica Velasquez Op-Ed, [2/8/22](#)]

The INVEST In America Act Allocated \$2.5 Billion For Federal-Aid Highway Apportioned Programs And \$225 Million For Bridge Replacement And Repairs For New Mexico Over Five Years. “Repair and rebuild our roads and bridges with a focus on climate change mitigation, resilience, equity, and safety for all users, including cyclists and pedestrians. In New Mexico there are 207 bridges and over 3,822 miles of highway in poor condition. Since 2011, commute times have increased by 7.7% in New Mexico, and on average, each driver pays \$767 per year in costs due to driving on roads in need of repair. The Infrastructure Investment and Jobs Act is the single largest dedicated bridge investment since the construction of the interstate highway system. Based on formula funding alone, New Mexico would expect to receive \$2.5 billion for federal-aid highway apportioned programs and \$225 million for bridge replacement and repairs under the Infrastructure Investment and Jobs Act over five years.” [Whitehouse. gov, accessed [10/29/21](#)]

The INVEST In America Act Included \$366 Million To Improve Transportation Options Across New Mexico. “Improve healthy, sustainable transportation options for millions of Americans. New Mexicans who take public transportation spend an extra 94.3% of their time commuting. 20% of transit vehicles in the state are past useful life. Based on formula funding alone, New Mexico would expect to receive \$366 million over five years under the Infrastructure Investment and Jobs Act to improve public transportation options across the state.” [Whitehouse. gov, accessed [10/29/21](#)]

Under The INVEST In America Act, New Mexico Received \$355 Million To Improve Water Infrastructure. “Deliver clean drinking water to every American and eliminate the nation’s lead service lines and pipes. Currently, up to 10 million American households and 400,000 schools and child care centers lack safe drinking water. Under the Infrastructure Investment and Jobs Act, based on the traditional state revolving fund formula, New Mexico will expect to receive \$355 million over five years to improve water infrastructure across the state and ensure that clean, safe drinking water is a right in all communities.” [Whitehouse. gov, accessed [10/29/21](#)]

Herrell Voted Against The Build Back Better Act That Helped Lift Children In New Mexico Out Of Poverty

November 2021: Herrell Voted Against The Build Back Better Act

Herrell Voted Against The Build Back Better Act. In November 2021, Herrell voted against: “Passage of the fiscal 2022 budget reconciliation bill, as amended, that would provide approximately \$2 trillion in investments and tax cuts to address climate change and child care, health care, education, housing and other social policies intended to support families. It would establish a child care and early learning entitlement program, providing approximately \$100 billion for the program through fiscal 2024. It would provide \$18 billion through fiscal 2024 for a free universal preschool program. It would extend through 2022 the expanded child tax credit provided by prior coronavirus relief law (PL 117-2) and provide \$5 billion to administer the credit. It would establish a paid family and medical leave benefit for up to four weeks



per year, beginning in 2024. It would require the Health and Human Services Department to negotiate a "maximum fair price" for insulin and select Medicare-eligible, brand-name drugs that do not have generic competition. It would require manufacturers to provide rebates for single-source drugs under Medicare Parts B and D for which prices increase faster than inflation. For Medicare Part D, it would cap annual out-of-pocket limit at \$2,000 beginning in 2024. It would establish or extend expanded eligibility for certain tax credits toward Affordable Care Act marketplace insurance premiums through 2025. It would establish or expand a number of tax credits to incentivize actions by businesses and individuals to mitigate climate change, including to expand credits for renewable energy production and facilities, carbon capture facilities, use of alternative fuels and energy efficiency improvements at residential properties; and to establish individual credits for the purchase of electric vehicles. It would raise royalty rates and fees for oil and gas drilling leases and cancel or ban certain offshore leases. It would provide \$29 billion to support the deployment of low- and zero-emission technologies, more than \$20 billion for federal climate resiliency and environmental conservation activities and \$9 billion for federal procurement of electric vehicles and related infrastructure. It would provide \$65 billion for public housing improvements, \$24 billion for rental assistance housing vouchers and \$15 billion for down payment assistance and loan programs for first-generation homebuyers. It would provide \$9.8 billion for local transit projects to support mobility and affordable housing access disadvantaged communities and \$9 billion for lead remediation and water line replacement projects. It would forgive all debt owed by the National Flood Insurance Program's debt, for a total of \$20.5 billion. It would provide such sums as necessary for the USDA to forgive farm loan debt for economically distressed farmers and ranchers. It would provide \$6.6 billion to the Small Business Administration and Minority Business Development Agency to help underrepresented individuals with business development. It would provide \$20 billion for Labor and Education department workforce development programs and \$1.9 billion for Labor Department worker protection agencies. It would allow individuals who entered the United States prior to Jan. 1, 2011, to receive a grant of parole allowing them to remain temporarily in the country for a period of five years, but no later than Sept. 30, 2021. It would temporarily increase from \$10,000 to \$80,000 the annual cap on the deduction for state and local taxes for tax years 2021 through 2030. To offset costs, it would establish or modify various taxes on corporations and high-income individuals, including to establish a 15 percent alternative minimum tax for corporations with an annual income exceeding \$1 billion; a one percent tax on stock buybacks by public companies; and an additional five percent tax on individual income over \$10 million and further three percent tax on income over \$25 million. It would provide \$78.9 billion to improve IRS operations and tax enforcement." The bill passed by a vote of 220-213. [HR 5376, [Vote #385](#), 11/19/21; CQ, [11/19/21](#)]

- **Roosevelt Institute: Build Back Better Act Would Invest In Child Care, Creating Jobs And Allowing Parents To Get Back To Work.** “Convenient, affordable childcare is a major obstacle for working parents, illuminated even more so by school and daycare closures during the COVID-19 pandemic, which has disproportionately impacted women’s labor force participation. Increasing the capacity of industries in order to curb inflation of specific prices requires increasing the supply of labor. The Build Back Better Act invests in existing and new childcare facilities in underserved areas and provides subsidies to make childcare more affordable for qualifying households. Together, these investments would increase the supply of childcare, create new jobs, and allow parents to get back to work. [Roosevelt Institute, Fact Sheet, [9/28/21](#)]
- **Center For American Progress: Build Back Better Act Would Invest In Clean Electricity And Energy Efficiency, Reducing Energy Costs By \$500 Per Year For The Average Household.** “Build Back Better helps break the United States’ dependence on fossil fuels—an industry that’s particularly vulnerable to extreme weather, which has and will continue to be exacerbated by climate change—consumer energy costs will be reduced. Specifically, proposed investments in clean electricity and energy efficiency will make energy costs more affordable, saving the average household approximately \$500 a year in reduced energy costs. This much-needed investment in clean energy would come at a time when energy prices have pushed up inflation for consecutive months.” [Center for American Progress, [11/16/21](#)]
 - **E&E News: The Budget Resolution Set “The Stage For Unprecedented Investments To Tackle Climate Change And Reduce Greenhouse Gas Emissions.”** “Senate Democrats unveiled a \$3.5 trillion budget resolution this morning, setting the stage for unprecedented investments to tackle climate change and reduce greenhouse gas emissions.” [E&E News, [8/9/21](#)]

- **The Build Back Better Deal Lowered Drug Prices For Seniors By Reducing Co-Pays And Establishing A \$2,000 Out-Of-Pocket Limit in Medicare Part D.** “Pelosi celebrated the drug-pricing agreement: ‘For a generation, House Democrats have been fighting to deliver real drug price negotiations that will lower costs. With today’s agreement on strong lower drug price provisions for the Build Back Better Act, Democrats have a path forward to make good on this transformational agenda for our seniors.’ She said the deal will lower drug prices for seniors, reduce their out-of-pocket co-pays and establish a \$2,000 out-of-pocket limit for seniors’ expenses in Medicare Part D. The bill would also halt price hikes above inflation, which would affect all Americans, she said.” [NBC News, [11/2/21](#)]
- **FactCheck.Org: “In The First Year Of Biden’s Proposed Budget, 2022, Nearly Nine Out Of 10 Households Would See A Tax Cut.”** “In the first year of Biden’s proposed budget, 2022, nearly nine out of 10 households would see a tax cut, according to the Tax Policy Center.” [FactCheck.org, [9/24/21](#)]

Herrell Said Build Back Better Would Worsen Inflation And Claimed The Bill Would Go Down In History As More “Disastrous” Than The ACA And The “Too Big To Fail Bailouts”

Herrell Claimed Build Back Better Would “Explode Already Skyrocketing Inflation Into The Stratosphere, Hurting The Savings, Retirement Funds, And Earnings Of Millions Of American Families.” “U.S. Rep. Yvette Herrell, a Republican from New Mexico, voted against the package. In a press release issued Thursday prior to the vote, she said it will raise the budget deficit and ‘threatens to explode already skyrocketing inflation into the stratosphere, hurting the savings, retirement funds, and earnings of millions of American families.’” [NM Political Report, [11/19/21](#)]

Herrell Said The Build Back Better Bill Included Amnesty For Undocumented Immigrants And “Handouts, Bailouts, And Special Interests To Enact Phase One Of The So-Called Green New Deal.” “Herrell criticized several components of the bill, including what she said was granting amnesty to undocumented immigrants and what she described as ‘handouts, bailouts, and special interests to enact Phase One of the so-called Green New Deal.’” [NM Political Report, [11/19/21](#)]

Herrell: “Build Back Broke Will Go Down In History As More Disastrous Than ‘Too Big To Fail’ Bailouts, Obamacare, And The 2016 Ghostbusters Movie Combined.” “On Friday morning, Herrell tweeted that “Build Back Broke will go down in history as more disastrous than ‘Too Big to Fail’ bailouts, Obamacare, and the 2016 Ghostbusters movie combined.” [NM Political Report, [11/19/21](#)]

Build Back Better Included A One-Year Extension Of The Child Tax Credit That Helped Support Children In New Mexico – Where Nearly One In Four Children Lived In Poverty

Build Back Better Included A One-Year Extension Of The Child Tax Credit Which Reduced The Nation’s Childhood Poverty Rate By 25%. “A \$200 billion, one-year extension of the child tax credit expansion created by the COVID relief and stimulus measure signed by Biden in March. Researchers at Columbia found that the first distribution of the expanded credit, which will expire without further legislation, reduced the nation’s childhood poverty by 25%.” [Sacramento Bee, Editorial, [12/21/21](#)]

- **Build Back Better Aimed To Expand Free School Meals To An Additional 9.3 Million School Children And Would Help Families Purchase Food During The Summer.** “The Build Back Better agenda aims to expand free school meals to an additional 9.3 million school children during the school year and help families purchase food during the summer.” [Fresno Bee, [9/3/21](#)]

Nearly One In Four New Mexican Children Under 18 Lived In Poverty In 2019. “Nearly one in four New Mexican children under 18 years of age (24.9 percent, or about 115,997 children) lived in poverty in 2019 (Exhibit 2). Mississippi’s poverty rate for children under 18 years of age, 28.1 percent, was the highest among all states, while the national average was 16.8 percent.” [New Mexico Department of Workforce Solutions, [February 2021](#)]



- **New Mexico's Poverty Rate In 2019 Was 18.2%--The Third Highest In The Nation.** “New Mexico’s poverty rate in 2019 was 18.2 percent, a decline from 2018 when it was 19.5 percent, but still the third highest in the country. The national rate was 12.3 percent. As seen in Exhibit 1, Mississippi had the highest poverty rate of 19.6 percent in 2019, while New Hampshire, at 7.3 percent, had the lowest.” [New Mexico Department of Workforce Solutions, [February 2021](#)]

2019: The Poverty Rate For Children Under 18 In Dona Ana County Was 31.3%. [New Mexico Department of Workforce Solutions, [February 2021](#)]

2019: The Poverty Rate For Children Under 18 In Otero County was 27.7%. [New Mexico Department of Workforce Solutions, [February 2021](#)]

HEADLINE: “Child tax credit will have massive footprint in NM.” [Albuquerque Journal, [3/27/21](#)]

As Of August 2021, New Mexico Had Received \$102 Million In Child Tax Credit Payments As Part Of The American Rescue Plan. As of August 2021, New Mexico had received \$102,026,000 in Child Tax Credit payments: “The U.S. Department of the Treasury and the Internal Revenue Service announced today that more than \$15 billion were paid to families that include roughly 61 million eligible children in the second monthly payment of the expanded and newly-advanceable Child Tax Credit from the American Rescue Plan passed in March. [...] Eligible families received a payment of up to \$300 per month for each child under age 6 and up to \$250 per month for each child age 6 to 17. This tax relief is having a real impact on the lives of America’s children. According to the Census Bureau’s Household Pulse Survey data released earlier this week, parents reported having less trouble covering the costs of food and other household expenses after receiving their first CTC payment. The share of families reporting that they sometimes or often did not have enough to eat in the past week dropped to the lowest percentage since the pandemic began. Parents are using their CTC payments to pay for basics for their kids.” [Department of the Treasury, Press Release, [8/13/21](#)]

- **Parents Reported Having Less Trouble Covering The Costs Of Food And Other Household Expenses After Receiving Their First Child Tax Credit Payment.** “According to the Census Bureau’s Household Pulse Survey data released earlier this week, parents reported having less trouble covering the costs of food and other household expenses after receiving their first CTC payment. The share of families reporting that they sometimes or often did not have enough to eat in the past week dropped to the lowest percentage since the pandemic began. Parents are using their CTC payments to pay for basics for their kids.” [Department of the Treasury, Press Release, [8/13/21](#)]

According To The Center On Budget And Poverty Priorities, About 95% Of Children In New Mexico Would Have Money Directed To Them And About Half Would Be Lifted Above The Poverty Line Due To The Expanded Tax Credit. “In New Mexico and across the country, the expansion will have a massive footprint. About 95% of children in the state, or 454,000 kids, will have money directed their way because of the tax credit expansion, according to the Center on Budget and Poverty Priorities. By some estimates, the monthly payments will lift about half the children who currently live below the federal poverty above it.” [Albuquerque Journal, [3/27/21](#)]

The Child Tax Credit Was Projected To Bring \$700 Million Into New Mexico And Would Help Lift 32,000 Children Above The Poverty Line. “How does this expansion stand to impact New Mexicans? Quite a bit! Wallin said the expansion should touch 95% of New Mexico children, with more than 450,000 children in the state eligible for the credit in some form or fashion. She said her organization projects the expansion will bring about \$700 million into the state and help lift around 32,000 children above the poverty line. ‘Which is huge, because we’re year after year ranked near-worst in the nation in childhood poverty,’ Wallin said.” [Albuquerque Journal, [10/1/21](#)]

Herrell Opposed Relief That Kept Small Businesses Open And Provided New Mexicans With Economic Impact Payments

Herrell Opposed Relief Funding For State And Local Governments And Said It Would Punish Fiscally Responsible States While Giving “Handouts” To Those Who Were Not “Responsible”

Herrell Rejected The Idea Of “Another Stimulus Bill” Granting Federal Aid To State And Local Governments And Said Additional Aid Would Punish Fiscally Responsible States

Herrell Rejected The Idea Of “Another Stimulus Bill” Granting Federal Aid To State And Local Governments. “Yvette Herrell, Torres Small's Republican opponent, during a Republican primary debate in May voiced opposition to another stimulus bill, citing concerns over the ballooning federal deficit. In that same debate, she rejected the idea of federal aid to state and local governments, saying it would punish fiscally responsible states while directing what she called ‘handouts’ to those who were not responsible.” [Roswell Daily Record, 8/4/20]

Herrell Said Aid To State And Local Governments Would Punish Fiscally Responsible States While Giving “Handouts” To Those Who Were Not “Responsible.” “Yvette Herrell, Torres Small's Republican opponent, during a Republican primary debate in May voiced opposition to another stimulus bill, citing concerns over the ballooning federal deficit. In that same debate, she rejected the idea of federal aid to state and local governments, saying it would punish fiscally responsible states while directing what she called ‘handouts’ to those who were not responsible.” [Roswell Daily Record, 8/4/20]

Herrell’s Campaign Manager Said She Favored Targeted Relief For Businesses And Workers Hit Hardest By The Shutdown. “On Tuesday, Michael Horanburg, Herrell's campaign manager, said Herrell does support some relief measures for individuals and businesses. ‘Yvette knows our families and small businesses have suffered greatly due to the coronavirus pandemic. Due to the duration of this ongoing crisis, Yvette favors targeted support for businesses and workers hit the hardest by the economic shutdown while avoiding unnecessary bailouts,’ Horanburg said.” [Roswell Daily Record, 8/4/20]

Counties Located With New Mexico’s 2nd District Received \$284,298,990 In Coronavirus State And Local Fiscal Recovery Funds From The American Rescue Plan

New Mexico Received \$1,751,542,835 Billion In Coronavirus State And Local Fiscal Recovery Funds As Part Of The American Rescue Plan To Help Governments Respond To The Pandemic And Bring Back Jobs. New Mexico received \$1,751,542,835 billion in Coronavirus State and Local Fiscal Recovery Funds as part of the American Rescue Plan: “The American Rescue Plan will deliver \$350 billion for eligible state, local, territorial, and Tribal governments to respond to the COVID-19 emergency and bring back jobs. [...] Recipients may use these funds to: support public health expenditures, by, for example, funding COVID-19 mitigation efforts, medical expenses, behavioral healthcare, and certain public health and safety staff, address negative economic impacts caused by the public health emergency, including economic harms to workers, households, small businesses, impacted industries, and the public sector, replace lost public sector revenue, using this funding to provide government services to the extent of the reduction in revenue experienced due to the pandemic, provide premium pay for essential workers, offering additional support to those who have and will bear the greatest health risks because of their service in critical infrastructure sectors, invest in water, sewer, and broadband infrastructure, making necessary investments to improve access to clean drinking water, support vital wastewater and stormwater infrastructure, and to expand access to broadband internet, within these overall categories, recipients have broad flexibility to decide how best to use this funding to meet the needs of their communities. [Department of the Treasury, Allocation for States, accessed [9/8/21](#); Department of the Treasury, accessed [9/8/21](#)]

- **Counties Located Within New Mexico’s 2nd District Received \$284,298,990 In Coronavirus State And Local Fiscal Recovery Funds As A Result Of The American Rescue Plan.** [Department of the Treasury, [May 2021](#)]

Local Governments In New Mexico Received \$126 Million In American Rescue Plan Funding



The American Rescue Plan Provided \$1,400 Direct Payments, Aid To State And Local Governments, Schools, And Small Businesses, An Expanded Child Tax Credit, And Vaccine Distribution Funds. “President Biden signed the \$1.9 trillion American Rescue Plan Act into law on Thursday, finalizing an early policy victory that will send much-needed aid to millions of Americans still struggling from the COVID-19 pandemic. [...] The American Rescue Plan provides \$1,400 direct payments to individuals making up to \$75,000 annually, \$350 billion in aid to state and local governments and \$14 billion for vaccine distribution. The bill also provides \$130 billion to elementary, middle and high schools to assist with safe reopening. [...] It includes an additional \$300 billion in weekly jobless benefits through September and an expanded tax credit of up to \$3,600 per child, initially distributed in monthly installments. The child tax credit could raise 4 million children out of poverty, according to an analysis by the Center on Budget and Policy Priorities. More than \$50 billion will be distributed to small businesses, including \$7 billion for the Paycheck Protection Program. The bill also provides \$25 billion for relief for small and mid-sized restaurants, which have suffered significantly during the pandemic.” [CBS News, [3/12/21](#)]

Local Governments In New Mexico Received \$63 Million In American Rescue Plan Funding—Small Municipalities Would Receive A Total Of \$126 Million. “Local governments in New Mexico shared \$63 million in American Rescue Plan Act (ARPA) Funding, according to the New Mexico Department of Finance and Administration (DFA) [...] State Rep. Randall Pettigrew (R-61) said the \$63 million distributed through DFA was only half of the allocation. ‘The total allocation to small municipalities will be \$126 million. However, so far, only \$63 million has been distributed through DFA. The other half will be distributed next year,’ he said.” [Carlsbad Current Argus, [7/27/21](#)]

Coronavirus State And Local Fiscal Recovery Funds – Reducing Violence

The American Rescue Plan Provided \$350 Billion In State And Local Funding To Hire Law Enforcement Officials, Pay Overtime For Community Policing, And Restore Law Enforcement To Pre-Pandemic Levels. “Today, the Treasury Department is highlighting that communities experiencing a surge in gun violence as a result of the pandemic may use the American Rescue Plan’s \$350 billion in state and local funding for purposes such as: Hiring law enforcement officials – even above pre-pandemic levels – or paying overtime where the funds are directly focused on advancing community policing strategies in those communities experiencing an increase in gun violence associated with the pandemic. [...] In addition, the Treasury Department is clarifying that any community may use ARP state and local aid for the above strategies and any other public safety programs, up to the level of revenue loss the jurisdiction experienced during the pandemic. And any community may use ARP funds to rehire police officers and other public servants to restore law enforcement and courts to their pre-pandemic levels.” [White House, Press Release, [6/23/21](#)]

Department Of The Treasury: “There Are Many Ways In Which The State And Local Fiscal Recovery Funds [...] Can Support Communities Working To Reduce And Respond To Increased Violence.” “Under Treasury’s Interim Final Rule, there are many ways in which the State and Local Fiscal Recovery Funds (“Funds”) under the American Rescue Plan Act can support communities working to reduce and respond to increased violence due to the pandemic. [...] In all communities, recipients may use resources to rehire police officers and other public servants to restore law enforcement and courts to their pre-pandemic levels. [...] In communities where an increase in violence or increased difficulty in accessing or providing services to respond to or mitigate the effects of violence, is a result of the pandemic they may use funds to address that harm. This spending may include: Hiring law enforcement officials – even above pre-pandemic levels – or paying overtime where the funds are directly focused on advancing community policing strategies in those communities experiencing an increase in gun violence associated with the pandemic o Community Violence Intervention (CVI) programs, including capacity building efforts at CVI programs like funding and training additional intervention workers.” [Department of the Treasury, [7/19/21](#)]

Biden: “The American Rescue Plan, Which We Passed In The First 100 Days Of My Administration, Is Providing Much-Needed, Historic Relief To Bring Back Those Law Enforcement Jobs.” President Biden: “The American Rescue Plan, which we passed in the first 100 days of my administration, is providing much-needed, historic relief to bring back those law enforcement jobs and social service jobs. Much of this relief has already arrived. The rest is on its way. And we’re now providing more guidance on how they can use the \$350 billion nationally that the American Rescue Plan has available to help reduce crime and address the root causes. For example, cities experiencing an increase in gun



violence were able to use the American Rescue Plan dollars to hire police officers needed for community policing and to pay their overtime. Mayors will also be able to buy crime-fighting technologies, like gunshot detection systems, to better see and stop gun violence in their communities. They can use the funding to scale up wraparound services for the residents as well, including substance abuse and mental health services that we know will make a difference in prevention of crime.” [White House, [6/23/21](#)]

- **The City Of Espanola And The Ramah Navajo Chapter Received Funds To Hire Law Enforcement And Fill In Vacancies.** “The Department of Justice is trying to improve community policing by giving money to law enforcement agencies across the nation. Two communities in New Mexico are going to see some of those funds. A chunk of money is going to the city of Espanola and the Ramah Navajo Chapter to hire law enforcement professionals and fill vacancies. “Which is huge for us because unfortunately last year we didn’t receive any funds from the legislative session and it’s been tight. It’s tight to work on a flat budget which we have been for several years,” said Roger Jimenez, Espanola Police chief.” [KRQE, [11/18/21](#)]
- **The City Of Espanola Received \$431,440 And The Ramah Navajo Chapter Received \$404,208.** “The city of Espanola will receive \$431,440 and the Ramah Navajo Chapter will receive \$404,208. The Espanola Police Department will be able to hire two additional officers. Right now, the department has 28 officers and filling these two vacancies will help the department become fully staffed.” [KRQE, [11/18/21](#)]

New Mexico Received \$50 Million In CARES Act Funding To Establish Grant Programs For Small Businesses

\$50 Million In CARES Act Funding Was Designated To Establish Grant Programs For Small Business In New Mexico. “\$50 million of the local government allocation is designated for the establishment of local grant programs to support small businesses that have been impacted by the COVID-19 pandemic emergency.” [Office of the Governor Michelle Lujan Grisham, Press Release, [7/27/20](#)]

The Local Grant Program Enabled Cities And Counties To Make More Child Care Options Available For Parents Whose Children’s Schedules Were Affected By The Pandemic. “The local government grant program will also enable cities and counties to make more child care options available for parents whose children’s school schedules have been impacted by the health emergency.” [Office of the Governor Michelle Lujan Grisham, Press Release, [7/27/20](#)]

Herrell Voted Against The American Rescue Plan, Which Helped New Mexican Businesses Keep Their Doors Open And Provided New Mexicans With Billions In Economic Impact Payments

Herrell Voted Against The American Rescue Plan

Herrell Voted Against Concurring In The Senate Amendment To The American Rescue Plan (ARP) Act. In March 2021, Herrell voted against: “Yarmuth, D-Ky., motion to concur in the Senate amendment to the bill comprising a \$1.9 trillion coronavirus relief package to further address the health and economic effects of COVID-19, including approximately \$362 billion in direct aid to state and local governments; \$47.8 billion for testing and contact tracing; \$168 billion to assist educational institutions; and \$53.6 billion to assist small businesses. It would extend federal unemployment compensation benefits through Sept. 6, 2021; provide tax rebates of \$1,400 for individuals with incomes of \$75,000 or less; and extend or expand a number of employer and individual tax credits, including credits to subsidize health insurance premiums. The bill would provide direct assistance of \$195.3 billion for states and \$130.2 billion for local governments, as well as \$10 billion for grants to states to support capital projects, such as broadband access. It would provide \$122.8 billion for an Education Department elementary and secondary school emergency relief fund; \$39.6 billion for grants to higher education institutions; \$3 billion for education programs for individuals with disabilities and \$2.75 billion for non-public schools. It would provide \$39 billion for child care block grants to states. It would provide \$27.8 billion for emergency rental assistance and housing vouchers, \$10 billion for homeownership assistance and \$5 billion for assistance to individuals experiencing homelessness. It would continue the 15% increase in Supplemental Nutrition Assistance Program benefits through September 2021. It would provide over \$92 billion for the Health and Human Services Department, including \$47.8 billion for COVID-19 testing and contact tracing; \$7.5 billion for vaccine



administration and distribution; \$6.1 billion for vaccine and therapeutic development, manufacturing and procurement; \$7.6 billion to expand the public health workforce; \$7.6 billion for community health centers; \$6.1 billion for Native American health programs; and \$3 billion for substance abuse and mental health block grant programs. It would provide \$50 billion for the Federal Emergency Management Agency disaster relief fund; \$14.5 billion for veterans' health care services; \$10 billion for emergency medical supply production under the Defense Production Act; \$8.7 billion for COVID-19 health response efforts overseas; and \$200 million for Labor Department worker protection activities, including at least half for the Occupational Safety and Health Administration. It would extend federal unemployment compensation benefits of \$300 per week through Sep. 6, 2021. It would provide an additional tax rebate of \$1,400 for individuals with incomes of \$75,000 or less, increased by \$1,400 for each dependent. It would expand eligibility and increase the maximum earned income tax credit for childless adults and increase the child tax credit to \$3,000 per child. It would expand and extend through September 2021 paid sick and family leave tax credits for employers. It would require Medicaid and the Children's Health Insurance Program to fully cover the cost of COVID-19 vaccines. It would provide for full federal subsidies of individual COBRA premiums and require the VA to waive health treatment copayments through September 2021. It would expand eligibility in 2021 and 2022 for federal tax subsidies toward Affordable Care Act marketplace insurance premiums, including to fully cover premium costs for individuals earning up to 150% of the federal poverty level and cap premiums at 8.5% of household income. It would provide for temporary increases in federal medical assistance percentages for certain services and eliminate the Medicaid drug rebate cap beginning in 2023. It would provide \$50 billion for small business assistance, including \$28.6 billion for restaurants and \$7.25 billion for the Paycheck Protection Program. It would provide \$4 billion for Agriculture Department pandemic-related assistance.” The motion was agreed to by a vote of 220-211. [HR 1319, [Vote #72](#), 3/10/21; CQ, [3/10/21](#)]

Herrell Voted Against Passage Of The American Rescue Plan Act. In February 2021, Herrell voted against: “Passage of the fiscal 2021 budget reconciliation bill, as amended, comprising a coronavirus relief package that would provide roughly \$1.9 trillion in funding to further address the health and economic effects of COVID-19, including approximately \$350 billion in direct aid to state and local governments; \$47.8 billion for testing and contact tracing; \$168 billion to assist educational institutions; and \$50 billion to assist small businesses. It would extend and increase federal unemployment compensation benefits for 24 weeks and increase the weekly amount to \$400; provide tax rebates of \$1,400 for individuals with incomes of \$75,000 or less; extend or expand a number of employer and individual tax credits, including credits to subsidize health insurance premiums; and gradually increase the federal minimum wage to \$15 per hour. Among other provisions, the bill would provide \$195.3 billion for direct assistance to states and \$130.2 billion for local governments; \$128.6 billion through fiscal 2023 for an Education Department elementary and secondary school emergency relief fund and \$39.6 billion for grants to higher education institutions, including to provide emergency financial aid; and continue the 15% increase in Supplemental Nutrition Assistance Program benefits through September 2021. It would provide \$47.8 billion for COVID-19 testing and contact tracing; \$7.5 billion for vaccine administration and distribution; and \$6.1 billion for vaccine and therapeutic development, manufacturing and procurement. It would require Medicaid and the Children's Health Insurance Program to fully cover the cost of COVID-19 vaccines. It would expand eligibility in 2021 and 2022 for federal tax subsidies toward Affordable Care Act marketplace insurance premiums, including to fully cover premium costs for individuals earning up to 150% of the federal poverty level and cap premiums at 8.5% of household income. It would provide \$50 billion for small business assistance, including \$25 billion for restaurants. It would provide \$30.5 billion for transit, \$18 billion for airline and aviation manufacturing industry payroll support; and \$4 billion for Agriculture Department pandemic-related assistance. It would incrementally increase the federal minimum wage annually to reach \$15 per hour in 2025, including for tipped workers, teens and workers with disabilities. It would create a program to provide financial assistance to multiemployer pension plans.” The bill passed by a vote of 219-212. [HR 1319, [Vote #49](#), 2/27/21; CQ, [2/27/21](#)]

New Mexico Received \$2.5 Billion In Third Round Economic Impact Payments Of Up To \$1,400 Through The American Rescue Plan

Individuals In New Mexico Received \$2.5 Billion In Third Round Economic Impact Payments Of Up To \$1,400 Through The American Rescue Plan. New Mexico received \$2,585.6 million in Third Round Economic Impact Payments through The American Rescue Plan Act: “The U.S. Department of the Treasury and the Internal Revenue Service (IRS) released state-by-state data through early June for the 163.5 million Economic Impact Payments (EIPs)



totaling nearly \$390 billion received by individuals through the American Rescue Plan Act. With this round of payments, the IRS and the Bureau of the Fiscal Service (BFS) have delivered more EIPs and more total direct relief than in any previous round of direct relief. All 50 states saw more total relief with this round of payments than in previous rounds. [...] The EIPs under the American Rescue Plan included payments of up to \$1,400 per qualifying dependent, a significant increase over the \$500 and \$600 per qualifying child from the first and second rounds of payments, respectively.” [Department of the Treasury, Press Release, [6/29/21](#)]

New Mexico Received \$37.2 Million In Child Tax Credit Payments That Reduced Insecurity And Financial Hardship And Was Estimated To Inject Neary \$19.3 Billion Into Local Economies Across The Country Each Month

According To Estimates From The Joint Economic Committee Made Using State-Level Data From The Treasury, New Mexico’s 2nd District Received \$37.2 Million In Child Tax Credit Payments As Of August 2021. According to estimates from the Joint Economic Committee, New Mexico’s 2nd district had received \$37.2 million in Child Tax Credit payments as of August 2021: “Using state-level data from the Treasury Department on advance Child Tax Credit (CTC) payments, the Joint Economic Committee estimated the number of qualifying children, total number of payments, and total payment amount by congressional district in August 2021, when the second round of CTC payments was distributed.” [Joint Economic Committee, [9/9/21](#); Joint Economic Committee, Estimates of Advance Child Tax Credit Distribution by Congressional District, [9/9/21](#)]

- **JEC Analysis Showed The CTC Had Dramatically Reduced Food Insecurity And Financial Hardship, And Was Expected To Inject Nearly \$19.3 Billion Into Local Economies Each Month.** “JEC analysis of data from the Census Bureau show the expanded CTC is already having a major impact on family budgets, with dramatic declines in food insufficiency and financial hardship, and the JEC estimates that monthly CTC payments will inject nearly \$19.3 billion into local economies each month. The expanded CTC will generate nearly \$19.3 billion in spending in local economies across the U.S. each month. Family finances improved significantly following the first monthly expanded CTC payments in July. Data from the Census Bureau show that following the July payments, there were significant declines in the share of households with children reporting financial hardship and food insufficiency. Families are using the expanded CTC payments to meet the needs of their household. Among those who responded to the Census Bureau’s survey: 47% spent their CTC payment on food, 28% spent it on internet and other utilities, 26% spent it on school expenses, and 17% of those with at least one child under age 5 spent it on child care.” [Joint Economic Committee, [9/9/21](#)]

As Of August 2021, New Mexico Had Received \$102 Million In Child Tax Credit Payments As Part Of The American Rescue Plan. As of August 2021, New Mexico had received \$102,026,000 in Child Tax Credit payments: “The U.S. Department of the Treasury and the Internal Revenue Service announced today that more than \$15 billion were paid to families that include roughly 61 million eligible children in the second monthly payment of the expanded and newly-advanceable Child Tax Credit from the American Rescue Plan passed in March. [...] Eligible families received a payment of up to \$300 per month for each child under age 6 and up to \$250 per month for each child age 6 to 17. This tax relief is having a real impact on the lives of America’s children. According to the Census Bureau’s Household Pulse Survey data released earlier this week, parents reported having less trouble covering the costs of food and other household expenses after receiving their first CTC payment. The share of families reporting that they sometimes or often did not have enough to eat in the past week dropped to the lowest percentage since the pandemic began. Parents are using their CTC payments to pay for basics for their kids.” [Department of the Treasury, Press Release, [8/13/21](#)]

- **Parents Reported Having Less Trouble Covering The Costs Of Food And Other Household Expenses After Receiving Their First Child Tax Credit Payment.** “According to the Census Bureau’s Household Pulse Survey data released earlier this week, parents reported having less trouble covering the costs of food and other household expenses after receiving their first CTC payment. The share of families reporting that they sometimes or often did not have enough to eat in the past week dropped to the lowest percentage since the pandemic began. Parents are using their CTC payments to pay for basics for their kids.” [Department of the Treasury, Press Release, [8/13/21](#)]



New Mexican Families Earning Under \$150,000 A Year Received Up To \$3,600 A Year From The Expanded Child Tax Credit Included In The American Rescue Plan. “Jocelyn Lobato holds her baby daughter, Athens. Lobato sees the expanded child tax credit that was part of the American Rescue Plan as a lifeline for her young family. The 2021 benefit, which was part of the \$1.9 trillion coronavirus relief package, will provide a couple with one child under age 6, and a household income of \$150,000 or less, periodic payments totaling \$3,600 per year, or \$300 per month. Families with children 6 through 17 would receive a credit of \$250 per month, or \$3,000 per year per child.” [Albuquerque Journal, 3/28/21]

- **According To The Center On Budget And Poverty Priorities, About 95% Of Children In New Mexico Would Have Money Directed To Them And About Half Would Be Lifted Above The Poverty Line Due To The Expanded Tax Credit.** “In New Mexico and across the country, the expansion will have a massive footprint. About 95% of children in the state, or 454,000 kids, will have money directed their way because of the tax credit expansion, according to the Center on Budget and Poverty Priorities. By some estimates, the monthly payments will lift about half the children who currently live below the federal poverty above it.” [Albuquerque Journal, 3/28/21]
- **The Child Tax Credit Was Projected To Bring \$700 Million Into New Mexico And Would Help Lift 32,000 Children Above The Poverty Line.** “How does this expansion stand to impact New Mexicans? Quite a bit! Wallin said the expansion should touch 95% of New Mexico children, with more than 450,000 children in the state eligible for the credit in some form or fashion. She said her organization projects the expansion will bring about \$700 million into the state and help lift around 32,000 children above the poverty line. ‘Which is huge, because we’re year after year ranked near-worst in the nation in childhood poverty,’ Wallin said.” [Albuquerque Journal, [10/1/21](#)]

As Of August 2021, New Mexico’s 2nd District Received \$43.9 Million In Restaurant Revitalization Funding To Help Restaurants Keep Their Doors Open

As Of August 2021, New Mexico’s 2nd District Received \$43,942,299.60 Million In Restaurant Revitalization Funding To Help Restaurants Keep Their Doors Open As Part Of The American Rescue Plan. As of August 2021, New Mexico’s 2nd district had received \$43,942,299.60 million in Restaurant Revitalization Funding as part of The American Rescue Plan: “The American Rescue Plan Act established the Restaurant Revitalization Fund (RRF) to provide funding to help restaurants and other eligible businesses keep their doors open. This program will provide restaurants with funding equal to their pandemic-related revenue loss up to \$10 million per business and no more than \$5 million per physical location. Recipients are not required to repay the funding as long as funds are used for eligible uses no later than March 11, 2023.” [U.S. Small Business Administration, RRF FOIA, [8/18/21](#); U.S. Small Business Administration, accessed [9/7/21](#)]

- **As Of June 2021, New Mexico Received \$169,250,543 In Restaurant Revitalization Funding As Part Of The American Rescue Plan.** [U.S. Small Business Administration, RRF Report, [6/30/21](#)]

As Of August 2021, 74 New Mexico Venues Received More Than \$42 Million From The Shuttered Venue Operators Grant Program

As Of September 2021, New Mexico Received \$52,926,810 Million In Shuttered Venues Operators Grants To Help Live Venues, Museums, And Theaters Stay Open As Part Of The American Rescue Plan. As of September 2021, New Mexico had received \$52,926,810 million in Shuttered Venues Operators Grants as part of the American Rescue Plan Act: “The Shuttered Venue Operators Grant (SVOG) program was established by the Economic Aid to Hard-Hit Small Businesses, Nonprofits, and Venues Act, and amended by the American Rescue Plan Act. The program includes over \$16 billion in grants to shuttered venues, to be administered by SBA’s Office of Disaster Assistance. Eligible applicants may qualify for grants equal to 45% of their gross earned revenue, with the maximum amount available for a single grant award of \$10 million. \$2 billion is reserved for eligible applications with up to 50 full-time employees. [...] Eligible entities include: live venue operators or promoters, theatrical producers, live performing arts organization operators, museum operators, motion picture theater operators (including owners), talent representatives.” [SBA Shuttered Venue Operators Grant Program Reports, [9/27/21](#); SBA accessed [9/8/21](#)]

- **As Of August 2021: 74 New Mexico Venues Received More Than \$42 Million From The Shuttered Venue Operators Grant Program.** “U.S. Senators Martin Heinrich (D-N.M.) and Ben Ray Luján (D-N.M.) announced that 74 New Mexico venues have received more than \$42 million in aid from the Shuttered Venue Operators Grant (SVOG) program. ‘I fought to fund the Shuttered Venue Operators Grant program in the American Rescue Plan so that New Mexico’s arts and culture community can rebuild and thrive,’ said Heinrich. ‘I’m proud to see 74 New Mexico venues receive over \$42 million in SVOG funding. I encourage New Mexicans to continue getting vaccinated so that many of these venues can safely reopen— allowing artists, performers, and more the opportunity to get the show back on the road.’” [U.S. Senator Ben Ray Lujan, Press Release, [8/2/21](#)]

Herrell Supported Policies Threatening The Social Security Benefits That Many Seniors In New Mexico Relied On

December 2021: Herrell Voted Against Preventing 2% Sequestration Cuts To Medicare

December 2021: Herrell Voted Against Preventing 2% Sequestration Cuts To Medicare And Providing The Senate With Procedures To Increase The Debt Limit. In December 2021 Herrell voted against: “Passage of the bill, as amended, that would extend from Dec. 31, 2021, to March 31, 2022, a temporary suspension of the 2 percent annual sequester of Medicare payments, and provide for payment reductions of 1 percent for the period of April 1 through June 30, 2022. As an offset, it would increase sequestration percentages above 2 percent in fiscal 2030. It would also require budget year debit for 2022 to be rolled over to the 2033 scorecards under statutory pay-as-you-go requirements, thus delaying spending cuts to Medicare and other mandatory programs subject to sequestration that would otherwise be triggered in January. It would delay a number of other Medicare payment reductions and policies, including to extend a temporary increase in payment amounts for physicians to provide a 3 percent increase for services furnished in 2022; delay for one year a provision that would phase in payment reductions for clinical diagnostic laboratory tests, prohibiting any reductions for 2021 and 2022 and prohibiting reductions greater than 15 percent for 2023 through 2025; and delay through 2022 the implementation of the Medicare radiation oncology model. It would decrease from \$165 million to \$101 million funding that may be expended from the Medicare Improvement Fund for fiscal 2021. Finally, the bill would establish procedures to expedite Senate consideration of a joint resolution to increase the debt limit by a specific dollar amount. Specifically, it would provide for a non-debatable motion to proceed to the joint resolution and, if the motion is agreed to, up to 10 hours of debate on the measure with no amendments or other motions in order, immediately followed by a vote on passage. Such procedures would be valid for consideration of one joint resolution by Jan. 16, 2022.” Passed by a vote of 222-212. [S 610, [Vote #404](#), 12/07/21; CQ, [12/07/21](#)]

2018: Herrell Supported The Republican Balanced Budget Amendment That Threatened Social Security Benefits For Nearly 145,000 New Mexicans In The 2nd District

Herrell Supported The 2018 Republican Balanced Budget Amendment

Herrell Supported The 2018 Republican Balanced Budget Amendment. “Today, the House of Representatives voted on a Balanced Budget Amendment to the Constitution. While it didn’t pass, it was a step in the right direction in the fight to change the corrupt culture in Washington, D.C. I look forward to representing you in Congress and fighting for commonsense solutions such as the Balanced Budget Amendment.” [Facebook, Yvette Herrell, [4/12/18](#)]

- **The Budget Amendment Failed To Pass The House.** “On a mostly party line vote, Republicans failed to advance the bill, 233-184. Normally, legislation requires 218 votes to win approval in the House and can be passed with just Republican votes. The balanced budget amendment, however, required bipartisan support with a two-thirds majority vote because it was a constitutional amendment.” [USA Today, [4/12/18](#)]

The 2018 Balanced Budget Would Result In Social Security Cuts And Would Limit The Ability For Social Security To Draw Down On The Balances It Accumulated In Previous Years...

The 2018 Balanced Budget Amendment Would Result In Social Security Cuts And Would Limit The Ability For Social Security To Draw Down On The Balances It Accumulated In Previous Years. “Beyond the economy, a balanced budget amendment would raise other problems. That’s because of its requirement that federal expenditures in any year must be offset by revenues collected in that same year. Social Security could not draw down the balances it has accumulated in previous years to pay benefits in a later year but, instead, could be forced to cut benefits even if it had ample balances in its trust funds; currently, those balances approach \$2.9 trillion.” [Center on Budget Policy Priorities, [3/16/18](#)]

Center for American Progress: The Balanced-Budget Amendment Threatens Americans’ Health Care, Social Security, and Jobs [Center for American Progress, [4/11/18](#)]

AARP Opposed The Balanced Budget Amendment Because It Would “Likely Harm Social Security And Medicare, Subjecting Both Programs To Potentially Deep Cuts.” “AARP is writing to express our opposition to a balanced budget amendment to the Constitution of the United States. [...] A balanced budget amendment would likely harm Social Security and Medicare, subjecting both programs to potentially deep cuts without regard to the impact on the health and financial security of individuals. It would also likely diminish the resources available for programs assisting Americans who are least able to provide for themselves – services such as meals or heating for those who are too poor or physically unable to take care of their basic needs without some support.” [AARP, Letter, [4/9/18](#)]

...Which Threatened Social Security Benefits For Nearly 145,000 New Mexicans In The 2nd District

144,968 New Mexicans In The 2nd District Received Social Security Benefits In 2018. According To The Social Security Association, 144,968 New Mexicans in the 2nd congressional district received Social Security benefits in 2018. [Social Security Administration, 2018 New Mexico Congressional Statistics, accessed [10/22/21](#)]

2017: Herrell Said She Was “Glad To See The Tax Reform Bill Signed By President Trump,” Even Though Republicans Planned To Pay For It With Cuts To Medicare And Social Security

Herrell Said She Was “Glad To See The Tax Reform Bill Signed By President Trump”

Herrell Said She Was “Glad To See The Tax Reform Bill Signed By President Trump.” “Glad to see the Tax Reform Bill signed by President Trump. Unemployment down, GDP and Stock Market up, additional funding for our Military! A great way to start 2018!” [Yvette Herrell via Facebook, [12/22/17](#)]

The Tax Cuts And Jobs Act Increased The Federal Debt – And Republicans Planned To Pay For It With Cuts To Medicare And Social Security

CBO Estimated The Tax Cuts And Jobs Act Would Increase The Debt By \$1.9 Trillion Over 10 Years. “The GOP’s signature tax law is projected to increase the national debt by \$1.9 trillion between 2018 and 2028, according to a new report by the Congressional Budget Office (CBO). According to the report, the tax law would cost the government \$2.3 trillion in revenues, but economic growth would offset that figure by about \$461 billion.” [The Hill, [4/9/18](#)]

After Passing A Tax Bill That Added Trillions To The Deficit, Speaker Ryan Said Medicare And Medicaid Would Need To Be “Reformed” In Order To Decrease The Deficit. “With his dream of tax reform now realized, Ryan is hoping to make progress on two other issues he’s targeted during his two-decade career in Washington: entitlement and welfare reform. ‘We’re going to have to get back next year at entitlement reform, which is how you tackle the debt and the deficit,’ Ryan, a former Budget Committee chairman, said in a recent interview this month on the Ross Kaminsky radio talk show. Medicare and Medicaid are the ‘big drivers of debt,’ Ryan said, suggesting Republicans could once again



use the budget reconciliation process to avoid a Democratic filibuster. Medicare is the ‘biggest entitlement that’s got to have reform,’ Ryan added.” [The Hill, [12/27/17](#)]

- **HEADLINE: “After Tax Overhaul, GOP Sets Sights on Medicare, Social Security.”** [US News, [12/7/17](#)]
- **HEADLINE: “Ryan says Republicans to target welfare, Medicare, Medicaid spending in 2018.”** [Washington Post, [12/6/17](#)]
- **HEADLINE: “Paul Ryan Pushes to Keep Overhaul of Safety-Net Programs on GOP Agenda.”** [Wall Street Journal, [2/4/18](#)]

AP: “A Wide Range Of Economists And Nonpartisan Analysts Have Warned That The Bill Will Likely Escalate Federal Debt, Intensify Pressure To Cut Spending On Social Programs And Further Widen America’s Troubling Income Inequality.” “The tax overhaul of 2017 amounts to a high-stakes gamble by Republicans in Congress: That slashing taxes for corporations and wealthy individuals will accelerate growth and assure greater prosperity for Americans for years to come. The risks are considerable. A wide range of economists and nonpartisan analysts have warned that the bill will likely escalate federal debt, intensify pressure to cut spending on social programs and further widen America’s troubling income inequality.” [Associated Press, [12/17/17](#)]

US News: “The Most Likely Targets For Cuts And Restructuring In The Coming Months Are Likely To Be Medicare And Social Security Benefits.” “Instead, the most likely targets for cuts and restructuring in the coming months are likely to be Medicare and Social Security benefits. Rubio last week indicated ‘the driver of our debt is the structure of Social Security and Medicare for future beneficiaries.’ Ryan issued a similar assessment just a few days later, noting that ‘health care entitlements ... are the big drivers of our debt.’” [US News, [12/7/17](#)]

- **On The GOP Perspective On Properly Balancing A Budget, Sen. Marco Rubio Said, “You Also Have To Bring Spending Under Control. If You Just Do [Tax Cuts]” Without Reducing Deficits, “You’re Going To Have A Debt Problem... We’ve Got To Do Both.”** “Sen. Marco Rubio, R-Fla., broke down what appears to be the GOP’s current perspective on the government’s budgetary obligations during an event last week hosted by Politico. He theorized that two primary ingredients were required to properly balance a budget. ‘You have got to generate economic growth, because growth generates revenue. But you also have to bring spending under control,’ he said. ‘If you just do [tax cuts] and you don’t do the other piece, you’re going to have a debt problem. That’s a fact. And we’ve got to do both.’” [US News, [12/7/17](#)]
- **Rubio: “The Driver Of Our Debt Is The Structure Of Social Security And Medicare For Future Beneficiaries.”** “Passing tax legislation effectively accomplishes the first part of the equation, Rubio said, as he and his colleagues predict their broad corporate and personal tax tweaks will help kick-start economic growth in the coming years. [...] Instead, the most likely targets for cuts and restructuring in the coming months are likely to be Medicare and Social Security benefits. Rubio last week indicated ‘the driver of our debt is the structure of Social Security and Medicare for future beneficiaries.’” [US News, [12/7/17](#)]

On The Eve Of Passage Of The Tax Bill, Ryan Said Republicans Planned To Target Welfare, Medicare, Medicaid Spending For Cuts In The Future. “House Speaker Paul D. Ryan (R-Wis.) said Wednesday that congressional Republicans will aim next year to reduce spending on both federal health care and anti-poverty programs, citing the need to reduce America’s deficit. ‘We’re going to have to get back next year at entitlement reform, which is how you tackle the debt and the deficit,’ Ryan said during an appearance on Ross Kaminsky’s talk radio show. ‘... Frankly, it’s the health care entitlements that are the big drivers of our debt, so we spend more time on the health care entitlements — because that’s really where the problem lies, fiscally speaking.’ Ryan said that he believes he has begun convincing President Trump in their private conversations about the need to rein in Medicare, the federal health program that primarily insures the elderly. [...] Ryan said he’s optimistic, adding that Republicans could target the Affordable Care Act and Medicaid next year in addition to Medicare, despite their failure to repeal the health care law in 2017.” [Washington Post, [12/6/17](#)]



- **HEADLINE: “House GOP plan would cut Medicare, Medicaid to balance budget.”** [Washington Post, [6/19/18](#)]

Harvard Business Review: Because Of Tax Plan Increase In Deficit, Medicare And Social Security Are Targets For Cuts. “Increases in the federal deficit will prompt efforts to reduce federal spending. Because Medicare and Medicaid together accounted for about \$1.25 trillion in federal spending in 2016, about 30% of the federal budget, they will be the major targets for deficit reduction. There is no guarantee that such efforts will succeed, but if they do, reforms could take a number of directions. For Medicare, this could include increasing the eligibility age from 65 to 67 or beyond (resulting in fewer covered elderly), caps on spending per beneficiary (possibly reducing covered benefits), or increases in cost-sharing that would lead to beneficiaries using fewer services. For Medicaid, reforms would likely lead similarly to fewer people covered, reduced benefits, and/or higher cost-sharing. For conservatives who have long sought to reduce the generosity of entitlements in the United States, these changes would be a welcome way to reduce the size of government. There is no question that American health care can be reduced through carefully planned and implemented reforms in our delivery system. Precipitous cuts, however, could be damaging.” [Harvard Business Review, [12/19/17](#)]

Yvette Herrell Was A Member Of The Republican Study Committee That Released A Budget That Recommended Raising The Retirement Age To 70

2021: Yvette Herrell Was A Member Of The Republican Study Committee. [Republican Study Committee Membership, via Internet Archive, accessed [5/1/24](#)]

2022: The Republican Study Committee Released A Plan That Would Reduce Social Security Benefits For Higher-Earning Retirees. “The conservative Republican Study Committee in the House, which is poised to assume a position of influence if the party claims the majority, has issued a detailed plan that would raise the retirement age for both programs and reduce Social Security benefits for some higher-earning retirees. The plan would increase premiums for many older adults and create a new marketplace where a government Medicare plan competes with a private alternative, in what many Democrats call partial privatization of the program.” [New York Times, [11/2/22](#)]

The FY22 Republican Study Committee Budget Recommended Raising The Retirement Age To 70. “The Social Security Reform Act would continue this gradual increase of the normal retirement age at a rate of three months per year until it reaches 69 for those reaching age 62 in 2030. The RSC Budget recognizes that, due to Congressional inaction, the Social Security Reform Act’s retirement age increase would need to be extended to age 70 to achieve long-range sustainable solvency and help prevent the slashing of benefits that accompany depletion of the trust fund.” [Republican Study Committee, FY22 Budget, [2021](#)]

Under The 2022 Republican Study Committee Plan The Retirement Age Would Be Raised To 70. “Under a plan developed by the Republican Study Committee, a group of conservatives in the House, senior citizens would face a five-year delay to claim Medicare, the government health care program for seniors that currently allows people to access the program when they turn 65. And the retirement age for Social Security would also increase to 70, compared with today's full retirement age of between 66 and 67 years old.” [CBS News, [11/9/22](#)]

Herrell Opposed Common Sense Gun Safety Measures And Said She Supported Teachers Carrying Weapons In Schools

Herrell Repeatedly Voted Against Measures Strengthening Background Checks

March 2021: Herrell Voted Against Requiring Background Checks On Most Gun Sales, Including Those Between Private Parties, Despite Previously Expressing Interest In Exploring Expanding Background Checks

Herrell Voted Against Expanding Background Checks To Include Most Gun Sales, Including Those Between Private Parties. In March 2021, Herrell voted against: “Passage of the bill, as amended, that would require most purchasers of firearms to undergo a background check through the FBI National Instant Criminal Background Check System. Specifically, beginning 180 days after enactment, it would require any individual seeking to transfer a firearm to



first bring the firearm to a licensed dealer. It would require the dealer to take possession of the firearm, complete a background check on the transferee, and return the firearm to its original owner if the transaction is denied. The bill would make a number of exceptions to the requirement, including for loans or gifts between family members; temporary transfers for hunting, use on a shooting range, or pest control by farmers; temporary transfers to prevent imminent death or bodily harm, including self-harm; and transfers to law enforcement personnel, private security professionals, or members of the armed forces, if associated with official duties.” The bill passed by a vote of 227-203. [HR 8, [Vote #75](#), 3/11/21; CQ, [3/11/21](#)]

- **2018: Herrell Said It Might Be A “Great Idea” To Explore Expanding Background Checks.** VIDEO: “We have to protect the Second amendment, I mean that is a right, not a privilege. I think the idea of possibly looking in to expanding background checks might be a great idea. But really where it needs to start is at home.” [KRWGnews via YouTube, posted [2/21/18](#)] (27:02 – 27:15)

March 2021: Herrell Voted Against Extending The Timeframe For FBI Notification On Background Checks

Herrell Voted Against Extending The Timeframe For FBI Notification On Background Checks To 20 Days, From Three Days Under Current Law. In March 2021, Herrell voted against: “Passage of the bill, as amended, that would require a licensed gun dealer to wait up to 20 business days, as opposed to three under current law, for notification from the FBI regarding an individual's background check before completing the sale or transfer of a firearm. Specifically, it would allow a prospective gun purchaser to petition the Justice Department to complete the sale after 10 days if no determination on their eligibility has been made through the National Instant Criminal Background Check System and allow the dealer to complete the transaction an additional 10 days after the petition is submitted. It would also require the Government Accountability Office, FBI and Justice Department to submit a number of reports regarding the bill's effectiveness and implementation, including on the number of petitions not adjudicated within the second 10-day period and the bill's effect on the safety of victims of domestic violence and sexual assault.” The bill passed by a vote of 219-210. [HR 1446, [Vote #77](#), 3/11/21; CQ, [3/11/21](#)]

March 2021: Herrell Voted Against An Amendment Requiring Government Agencies To Report The Effects Of Background Checks

Herrell Voted Against An Amendment Requiring Government Agencies To Report The Effects Of Background Checks. In March 2021, Herrell voted against: “Nadler, D-N.Y., en bloc amendments no. 1 that would require the Justice Department inspector general to submit a report to Congress on the number of National Instant Criminal Background Check System denials referred for investigation by the Bureau of Alcohol, Tobacco, Firearms and Explosives; require the Government Accountability Office report on the extent to which the bill prevented firearms from being transferred to prohibited persons to be disaggregated by state and by the basis for denial; require the Justice Department report on the effects of the bill on domestic violence, domestic abuse, dating partner violence, sexual assault and stalking to be disaggregated by state; and require the annual FBI report on petitions regarding firearm transfers that were not approved through the background check system to include certain information disaggregated by state.” The amendment was adopted by a vote of 225-202. [HR 1446, [Vote #73](#), 3/10/21; CQ, [3/10/21](#)]

February 2013: Herrell Voted Against Requiring Criminal Background Checks For Private Sales Of Firearms At Gun Shows In New Mexico

Herrell Voted Against Requiring Criminal Background Checks For Private Sales Of Firearms At Gun Shows In New Mexico. “The 43-26 vote by the House on Wednesday to approve legislation requiring criminal background checks for private sales of firearms at gun shows in New Mexico. [...] REPUBLICANS VOTING NO [...] Yvette Herrell (Alamogordo).” [Associated Press, 2/13/13]

Herrell Voted Against Legislation Allowing Courts To Prohibit Individuals Restrained In Domestic Abuse Cases From Possessing Or Purchasing Firearms

2017: Herrell Voted Against Legislation Allowing Courts To Prohibit Individuals Restrained In Domestic Abuse Cases From Possessing Or Purchasing Firearms. “Vote Smart’s Synopsis: Vote to pass a bill with an amendment which authorizes the court to issue an order of protection prohibiting individuals restrained in cases of domestic abuse from possessing or purchasing firearms.” The bill passed the House 32-22 and was later vetoed by the governor. [Vote Smart, accessed [6/20/18](#); Senate Bill 259, 53rd Legislature First Session, [3/15/17](#)]

2018: Herrell Said She Supported Teachers Carrying Weapons In Schools

Herrell Said She Supported Teachers Carrying Weapons In Schools. HERRELL: “We need to allow concealed carry for personnel, teachers, to be at the schools and other places. These gun free zones are not gun free for the shooter.” [KRWGnews via YouTube, [2/21/18](#)] (VIDEO) 27:15 – 27:24)

Herrell Said She Was A Proud Member Of The NRA And Was Endorsed By The NRA In 2018 And 2020

Herrell Said She Was A Proud Member Of The NRA. “As a proud NRA member, Yvette will defend our 2nd Amendment rights and ensure law-abiding citizens have the right to bear arms.” [herrellforcongress.com, accessed [6/15/18](#)]

The NRA Endorsed Herrell In The 2018 Election. “Herrell, who won the endorsement of the NRA and is a strong Trump supporter, said she will focus on showing voters she endorses Trump’s policies such as the U.S.-Mexico border wall and tax cuts.” [Washington Post, [6/7/18](#)]

2020: Herrell Was Endorsed By The NRA. “I am honored to be endorsed today by the National Rifle Association! As a leader in the fight to protect our Second Amendment rights, the NRA trusts my record and knows I will stand for our Constitutional rights in Congress.” [Twitter, Yvette4Congress, [5/7/20](#)]

Herrell Did Her Big Oil Donors’ Bidding And Protected Polluters At The Expense Of New Mexico’s Public Lands And People

In Her Runs For Congress, Herrell Has Received \$670,000 In Campaign Contributions From The Oil And Gas Industry

Herrell Has Received \$669,545 In Her Runs For Congress From The Oil And Gas Industry

Career: Herrell Received \$804,952 In Campaign Contributions From The Oil And Gas Industry. As of May 2024, Herrell had disclosed \$669,545 in contribution from the oil and gas industry. [OpenSecrets.org, accessed [5/2/24](#)]

2022: Herrell Was Listed As An Industry Favorite Of Oil & Gas, Ranking 6th Among Members Of The House

2022: Herrell Was Listed As An Industry Favorite Of Oil And Gas, Ranking 6th Among US House Members. [OpenSecrets, accessed [5/2/24](#)]

In Her Runs For Congress, Herrell Has Received \$804,952 In Campaign Contributions From The Energy And Natural Resources Sector– Over \$206,400 From PACs Alone



Career: Herrell Received \$804,952 In Campaign Contributions From The Energy And Natural Resources Sector. As of May 2024, Herrell had disclosed \$804,952 in contribution from the energy and natural resources sector. [OpenSecrets.org, accessed [5/2/24](#)]

- **Career: Herrell Received \$206,400 In Campaign Contributions From Energy And Natural Resources PACS.** [OpenSecrets.org, accessed [5/2/24](#)]

Herrell Voted Against Raising Penalties For Water Pollution By Oil And Gas Operators After Receiving Thousands From The Oil And Gas Industry

March 2013: Herrell Voted Against Raising Penalties For Water Pollution By Oil And Gas Operators

March 2013: Herrell Voted Against Raising Penalties For Water Pollution By Oil And Gas Operators. “A proposal to raise the fines - from 1935 levels - for water pollution by oil and gas operators has been rejected again by the Legislature, with opponents complaining it would burden New Mexico's premier industry. It was the second time in recent years there has been an attempt to update penalties that were enacted 78 years ago in the Oil and Gas Act and haven't been increased since then. A much broader bill introduced in 2009 also failed. House Bill 286 went down Wednesday in the House, with 32 members voting in favor of it and 36 against.” The bill failed in the House 32-36. [Albuquerque Journal, 3/8/13; House Bill 286, 51st Legislature First Session, [3/6/13](#)]

- **The Bill Was Supported By Environmentalists And The New Mexico Attorney General's Office.** “HB286, sponsored in 2013 by Rep. Gail Chasey, an Albuquerque Democrat, would have updated the 1935 Oil and Gas Act, which set bonding requirements, fines and penalties for violations of the act and conditions for bringing suits against the violators. Proponents of the bill, which included environmentalists and the Attorney General's office, contended that the current penalties were thousands of dollars lower than penalties in neighboring states like Texas and Arizona.” [Common Cause New Mexico, report, published [October 2013](#)]
- **The Political Director Of Conservation Voters New Mexico Said “It Is Troubling That Even In A Time Of Severe Drought, Our Elected Officials Won't Take Reasonable Steps To Protect Our Water.”** “‘The fact that the New Mexico Oil and Gas Act has not been updated in more than 75 years is an atrocity,’ said Leanne Leith, political director of Conservation Voters New Mexico. ‘It is troubling that even in a time of severe drought, our elected officials won't take reasonable steps to protect our water.’” [Albuquerque Journal, 3/8/13]

The Oil And Gas Industry, Which Herrell Took At Least \$2,000 From During The 2012 Election Cycle, Opposed The 2013 Bill

The Oil And Gas Industry Opposed The Bill To Raise Penalties For Water Pollution By Oil And Gas Operators. “HB286, sponsored in 2013 by Rep. Gail Chasey, an Albuquerque Democrat, would have updated the 1935 Oil and Gas Act, which set bonding requirements, fines and penalties for violations of the act and conditions for bringing suits against the violators. Proponents of the bill, which included environmentalists and the Attorney General's office, contended that the current penalties were thousands of dollars lower than penalties in neighboring states like Texas and Arizona. They are also much lower than penalties for air and water contamination levied by other New Mexico laws, including the Mining Act, the Hazardous Waste Act, and the Water Quality Act, administered by other state departments. In keeping with other state laws, the bill removed the “knowing and willful” standard for proving civil violations, and allowed suits to be filed where the regulating state agency resided (i.e. Santa Fe) rather than just in the county where the defendant resided or where the violation occurred. The oil and gas lobby bitterly opposed the bill, as it had a similar bill sponsored by Senator Peter Wirth in 2009.” [Common Cause New Mexico, report, published [October 2013](#)]

- **During The 2012 Election Cycle, Herrell Took At Least \$2,000 From The Oil And Gas Industry.** [Common Cause New Mexico, report, published [October 2013](#)]

Herrell Opposed A Bill That Would Put \$8 Billion Toward Cleaning Up Abandoned Oil And Gas Wells And Increase Drillers' Required Bond Insurance

Herrell Opposed A Bill That Would Put \$8 Billion Toward Cleaning Up Abandoned Oil And Gas Wells And Increase Drillers' Required Bond Insurance To Cover The Work. “A House bill that would funnel \$8 billion toward cleaning up abandoned oil and gas wells nationwide and would increase drillers' required bond insurance to cover the work made it out of committee Wednesday on a mostly party-line vote [...] But Rep. Yvette Herrell, a New Mexico Republican whose district includes the oil-rich Permian Basin, called the proposed higher bond rates overly burdensome and said they would punish all operators for ‘a few bad apples.’” [Santa Fe New Mexican, 5/27/21]

- **Herrell Said Increasing Drillers' Bond Insurance Would Cause Small Producers To Go Out Of Business By Punishing All Operators For “A Few Bad Apples.”** “But Rep. Yvette Herrell, a New Mexico Republican whose district includes the oil-rich Permian Basin, called the proposed higher bond rates overly burdensome and said they would punish all operators for ‘a few bad apples.’ ‘Increasing the bonding requirements would cause small producers to go out of business, creating more orphaned wells, and could result in existing wells being plugged,’ Herrell said.” [Santa Fe New Mexican, 5/27/21]

Herrell Called The Bill To Address Orphaned Gas Wells “Overly Burdensome.” “A House bill that would funnel \$8 billion toward cleaning up abandoned oil and gas wells nationwide and would increase drillers' required bond insurance to cover the work made it out of committee Wednesday on a mostly party-line vote. The House Natural Resources Committee voted 22-17 to send the bill sponsored by U.S. Rep. Teresa Leger Fernández, a New Mexico Democrat, to the floor, where it is sure to be hotly debated. [...]” But Rep. Yvette Herrell, a New Mexico Republican whose district includes the oil-rich Permian Basin, called the proposed higher bond rates overly burdensome and said they would punish all operators for ‘a few bad apples.’ ‘Increasing the bonding requirements would cause small producers to go out of business, creating more orphaned wells, and could result in existing wells being plugged,’ Herrell said. Bumping up the bond rates contradicts Leger Fernández’s claim that the bill will create jobs when it will drive some companies under, Herrell said. [Santa Fe New Mexican, [5/26/21](#)]

July 2021: Herrell Voted Against Requiring The EPA To Regulate Harmful PFAS In Drinking Water, Despite PFAS Contamination In New Mexico

July 2021: Herrell Voted Against The PFAS Action Act, Authorizing The EPA To Address The Impacts Of Per- And Polyfluoroalkyl Substances (PFAS) On Drinking Water. In July 2021, Herrell voted against: “Passage of the bill that would require the Environmental Protection Agency to take a number of regulatory actions and establish grant programs to address the impacts of per- and polyfluoroalkyl substances, or PFAS. Specifically, it would require the EPA to designate certain PFAS -- perfluorooctanoic acid and its salts, as well as perfluorooctane sulfonic acid and its salts -- as hazardous chemicals under the Comprehensive Environmental Response, Compensation and Liability Act and determine whether all PFAS should be designated as such within five years of enactment. It would require the EPA to issue a national primary drinking water regulation for maximum contaminant levels of certain PFAS, within two years of enactment, and issue health advisories for PFAS not subject to the regulation. It would authorize \$500 million annually through fiscal 2026 for an EPA infrastructure assistance grant program for community water systems affected by PFAS to implement water treatment technologies that can remove all detectable amounts of PFAS from drinking water. It would require the EPA to establish effluent limits and pretreatment standards for PFAS in wastewater and authorize \$200 million annually through fiscal 2026 for an EPA grant program to help publicly owned treatment works implement such standards. It would authorize \$100 million annually through 2026 for an EPA grant program to test for and install and maintain water filtration systems to address PFAS in school drinking water. Among other provisions, it would require the EPA to add certain PFAS to lists of hazardous air pollutants under the Clean Air Act; issue rules to require toxicity testing on all PFAS by manufacturers; create a public risk-communication strategy regarding PFAS hazards; update voluntary labeling requirements for certain consumer products, including cooking implements, carpets and clothing, to certify that they do not contain any PFAS; and issue guidance on reducing the use of firefighting foam and related products that contain PFAS by first responders.” The bill passed 241 to 183. [HR 2467, [Vote #217](#), 7/21/21; CQ, [7/21/21](#)]

- **Scientists Found Links Between PFASs And Kidney And Testicular Cancer, Thyroid Disease, Liver Damage, High Cholesterol, And Other Diseases.** “Because of their widespread use, release and disposal over the decades, PFASs show up virtually everywhere: in soil, surface water, the atmosphere, the deep ocean—and even the human body. The U.S. Centers for Disease Control and Prevention’s Web site says that the agency has found PFASs in the blood of nearly everyone it has tested for them, ‘indicating widespread exposure to these PFAS in the U.S. population.’ Scientists have found links between a number of the chemicals and many health concerns—including kidney and testicular cancer, thyroid disease, liver damage, developmental toxicity, ulcerative colitis, high cholesterol, pregnancy-induced preeclampsia and hypertension, and immune dysfunction.” [Scientific American, [1/22/21](#)]

PFAS Contamination Was Found On Holloman Air Force Base In Alamogordo, New Mexico. [EWG.org, accessed [10/26/21](#)]

- **Groundwater Contamination Near Holloman Was Caused By Decades Of Improper Disposal Of Firefighting Foam That Contained PFAS.** “PFAS, or per-and poly-fluoroalkyl substances, contamination was found in groundwater near Holloman Air Force Base in Otero County and Cannon Air Force Base in Curry County. ‘Groundwater contamination near Holloman and Cannon caused by decades of use and improper disposal of a PFAS-containing firefighting foam by the U.S. Department of Defense contains levels of PFAS that exceed lifetime health advisory levels set by the U.S. Environmental Protection Agency,’ a New Mexico Environment Department news release states.” [Alamogordo Daily News, [6/7/21](#)]
- **After Testing, It Was Found That The Water That Tested Positive For PFAS Did Not Feed Into Wells Used For Drinking Water On Holloman Air Force Base.** “Drinking water on Holloman Air Force Base is supplied by wells, which officials said are not at risk of contamination by chemicals found in the other water sources. Five locations on Holloman Air Force Base tested positive for PFAS, or per-and poly-fluoroalkyl substances, and PFOA, or perfluorooctanoic acid, contamination. The water at those locations do not feed into the wells used for drinking water on Holloman Air Force Base, Holloman Air Force Base spokeswoman Denise Ottaviano said. ‘Drinking water for Holloman Air Force Base comes from well fields located 12 to 35 miles southeast of the installation,’ Ottaviano said. ‘These wells have been and continue to be tested and are free of PFOS/PFOA contamination. Likewise, the City of Alamogordo drinking water has tested negative for PFOS/PFOA.’” [Alamogordo Daily News, [6/11/21](#)]

Herrell Voted Against Reinstating Emission Standards That Required Oil & Gas Companies To Limit Methane Leaks And Emissions—Despite These Emission Standards Receiving Support From Oil & Gas Companies And Industry Groups

June 2021: Herrell Voted Against Reinstating Emission Standards That Required Oil & Gas Companies To Limit Methane Leaks And Emissions

Herrell Voted Against Congressional Disapproval Of The Trump Administration’s Methane Rule And Reinstating The Obama Administration’s Methane Emission Standards. In June 2021, Herrell voted against: “Passage of the joint resolution that would provide for congressional disapproval of a September 2020 Environmental Protection Agency rule that reversed 2012 and 2016 rules establishing emission standards -- or new source performance standards -- to limit the amount of methane and volatile organic compounds that can be released in the production, processing, transportation and storage of oil and natural gas. Specifically, the 2020 rule rescinded the methane-specific standards and rescinded the applicability of all standards to transportation and storage activities. The rule also required the EPA, before promulgating new air pollutant standards, to determine that the pollutant causes or contributes significantly to dangerous air pollution. The rule took effect on September 14, 2020. Under the provisions of the joint resolution, the 2020 rule would have no force or effect, and the Obama-era emission standards would be effectively reinstated.” The resolution passed, 229-191. [SJ Res 14, [Vote #185](#), 6/25/21; CQ, [6/25/21](#)]

- **In 2016, The EPA Adopted A Rule That Required Oil And Gas Companies To Limit Methane Leaks And Emissions Which Was Later Reversed By The Trump Administration.** “‘This is a really encouraging step because methane is such an important greenhouse gas to reduce,’ Drew Shindell, an earth science professor at Duke

University, said of Wednesday's vote. 'It sends a signal that the administration is serious about this.' In 2016, the Environmental Protection Agency adopted a rule requiring oil and gas companies to curb methane leaks and emissions from their operations. Late last summer, the Trump administration undid it." [Washington Post, [4/28/21](#)]

- **The Measure Restored Requirements On Companies To Check Every Six Months For Methane Leaks From Equipment Installed After 2015—And Must Ensure Leaks Are Fixed Within 30 Days Of Being Detected.** "If enacted, the measure would restore requirements on companies to check every six months for methane leaks from pipelines, storage tanks and other equipment installed after 2015 — and plug any leak within 30 days after it is detected." [Washington Post, [4/28/21](#)]

Herrell Said Reinstating Methane Emission Rules Would Place Undue Burdens On Oil & Gas Producers...

Herrell Opposed A Measure Reinstating Rules Aimed At Limiting Greenhouse Gas Emissions From Oil And Gas Drilling. "Congressional Democrats have approved a measure reinstating rules aimed at limiting climate-warming greenhouse gas emissions from oil and gas drilling, a rare effort by Democrats to use the legislative branch to overturn a regulatory rollback under President Donald Trump. The House gave final legislative approval Friday to a resolution that would undo a Trump-era environmental rule that relaxed requirements of a 2016 Obama administration rule targeting methane emissions from oil and gas drilling [...] Rep. Yvette Herrell, R-N.M, said the measure would 'nickel and dime the most essential business in my district,' oil and gas producers who she said could be forced out of business by excessive government regulations." [The Independent, 6/25/21]

- **Herrell Said The Measure Would Hurt Businesses In The District And That Gas Producers Would Be Forced Out Of Business By Excessive Regulations.** "Rep. Yvette Herrell, R-N.M, said the measure would 'nickel and dime the most essential business in my district,' oil and gas producers who she said could be forced out of business by excessive government regulations. Those statements were at odds with the oil industry, which generally supported the Obama-era rule." [The Independent, 6/25/21]

Herrell Claimed The Measure Placed Undue Financial Burdens On Oil And Gas Producers, Especially Small Independent Companies. "Herrell, who debated the resolution on the House Floor, said it would place undue financial burdens on oil and gas producers, especially smaller independent companies who could struggle to afford the price of compliance with the stricter rules. 'This resolution is yet another example of my Democrat colleagues trying to nickel and dime a vital industry out of business,' she said. 'The small- and medium-size oil and gas companies that make up the backbone of Permian Basin energy production will be the most negatively affected by this resolution. Congress should be focused on getting people back to work and creating jobs, not destroying them.'" [Carlsbad Current-Argus, 6/27/21]

...But The Methane Rule Was Supported By Oil & Gas Companies Like BP And Industry Groups Like The American Petroleum Institute

BP Oil Company Supported Direct Federal Regulation Of Methane Emissions. "Oil giant BP said it supports direct federal regulation of methane emissions. 'Keeping methane in the pipes is good for the planet and for business. It means that we can sell it as a cleaner fuel source rather than losing it,' said Mary Streett, a senior vice president at BP. 'We're pleased that Congress recognizes the importance of this objective and we encourage the president to sign the resolution,' she said." [The Independent, 6/25/21]

- **The Senior VP At BP Said Keeping Methane In Pipe Is Both Good For The Planet And Allows It To Be Sold As A Cleaner Fuel Source Rather Than Losing It.** "Oil giant BP said it supports direct federal regulation of methane emissions. 'Keeping methane in the pipes is good for the planet and for business. It means that we can sell it as a cleaner fuel source rather than losing it,' said Mary Streett, a senior vice president at BP. 'We're pleased that Congress recognizes the importance of this objective and we encourage the president to sign the resolution,' she said." [The Independent, 6/25/21]



The American Petroleum Institute Said It Would Work With The Biden Administration To Support Direct Regulation Of Methane From Both New And Existing Sources. “The American Petroleum Institute, the industry’s top lobbying group, said it will work with the Biden administration to support direct regulation of methane from new and existing sources. ‘We have an opportunity to build on the progress the industry has made in driving down methane emissions through technological advancement, and we are committed to finding common ground on cost-effective government policies,’ said API spokeswoman Jessica Szymanski.” [AP, [6/25/21](#)]

As A State Legislator, Herrell Introduced ALEC Model Policy Legislation To Transfer Federal Public Lands To The State

2014: Herrell Introduced A Bill For A Task Force To Study The Transfer Of Federal Lands Back To New Mexico, Which Progress Now Said Was “Straight Out Of The ALEC Handbook”

Herrell Introduced A Bill For A Task Force To Study The Transfer Of Federal Lands Back To New Mexico. “Rep. Yvette Herrell from Otero County again put forth a bill to create a task force to study the idea of federal lands being transferred back to New Mexico.” [Ruidoso News, [2/27/14](#)]

- **Progress Now Said The Bill Was “Straight Out Of The ALEC Handbook.”** “Rep. Yvette Herrell’s (R) HB 102, ‘Creating the Transfer of Public Lands Task Force’ is straight out of the ALEC handbook for rookie legislators. HB102 recommends a task force to study the transfer of federal public lands to the state and designates appointment authority to the task force to ensure a Republican super-majority of members in a state with a majority Democratic registration and Democratic-controlled legislature.” [ProgressNowNM, [2/3/14](#)]

2013: Herrell Co-Sponsored Legislation Proposing The Transfer Of Millions Of Acres Of Federal Public Lands To New Mexico, Which Was Supported By ALEC

Herrell Co-Sponsored Legislation Proposing The Transfer Of Millions Of Acres Of Federal Public Lands To New Mexico. “Federal public lands: In what has to be one of the most ambitious and longest-shot bills introduced so far this session, Rep. Yvette Herrell, R-Alamogordo, and Sen. Richard C. Martinez, D-Espacola, are co-sponsoring HB 292, which proposes transferring millions of acres of federal public lands -- Forest Service and Bureau of Land Management lands -- within New Mexico to the state.” The bill was not voted on in the House. [Las Cruces Sun-News, [1/29/13](#); HB 292, 2013 Regular Session, accessed [6/8/18](#)]

- **The Bill Would Exclude National Parks And Monuments And Lands Held In Trust For Tribes And Pueblos.** “The bill excludes national parks and monuments, wilderness areas and lands held in trust for tribes and pueblos. It would establish a task force to oversee the land transfer and outlines the division of funds from selling any of the public land. The bill specifically protects the ‘rights, claims or privileges of New Mexico’s historic land grants.’” [Las Cruces Sun-News, [1/29/13](#)]
- **Herrell’s Bill Was Supported By ALEC.** “This movement advocating for the transfer of western public lands began in Utah in 2012. Utah State Representative Ken Ivory introduced and Governor Gary Herbert signed into law HB148— ‘Transfer of Public Lands Act’—which has subsequently become ALEC model policy for other state legislators to use as an example. Since the movement began in Utah, legislation has been popping up across the country: [...] New Mexico introduced a bill (HB292) that would have created a Public Lands Transfer Task Force which would have defined public lands to be transferred from the federal government to the state and developed a mechanism for the transfer of federal public land to the state.” [American Legislative Exchange Council, [6/6/13](#)]

Herrell Introduced A Bill Related To The Transfer Of Federal Lands Every Year From 2011 To 2015



Herrell Introduced A Bill Related To The Transfer Of Federal Lands Every Year From 2011 To 2015. “According to Gay, Herrell has introduced land transfer bills the last three years and is planning to introduce another one this year, but so far has not done so.” [Los Alamos Monitor, 1/31/15]

- **After The 2015 Legislative Session, Herrell Did Not Introduce Legislation Related To The Transfer Of Federal Lands.** According to a search of Herrell’s sponsored legislation, after the 2015 legislative session she did not introduce legislation specifically related to the transfer of federal lands. [New Mexico Legislature, Sponsor search, accessed [7/18/18](#)]

2021: Herrell Voted Against The Protecting America’s Wilderness And Public Lands Act

Herrell Voted Against On Passage Of The Protecting America’s Wilderness And Public Lands Act. In February 2021, Herrell voted against: “Passage of the bill, as amended, that would designate nearly 1.5 million acres of federal lands in California, Colorado, and Washington as new, expanded, or potential wilderness areas -- including approximately 626,000 acres in California, approximately 733,000 acres in Colorado and approximately 132,000 acres in Washington -- and designate more than 1,200 river miles in Northern California and the Washington Olympic Peninsula as wild, scenic or recreational rivers. It would designate over 1.2 million acres of additional federal lands in California as restoration, recreation, and other protected areas; expand or establish a number of National Park System monuments, recreation areas and other lands in California and Colorado; and effectively prohibit new mining or mineral production activities by withdrawing mineral and geothermal leasing rights for a number of federal lands, including approximately 1 million acres in the Grand Canyon region of Arizona and approximately 200,000 acres within the Thompson Divide in Colorado. Among other provisions, the bill would establish a public-private partnership -- made up of federal, state, and local government officials, and private stakeholders -- to facilitate environmental remediation of federal lands and waters in California damaged by illegal marijuana operations. It would preserve a number of existing rights and usages on designated lands, such as low-level helicopter operations and high altitude training by the military. As amended, it would establish a formal system for designation and management of National Heritage Areas; reauthorize the Cape Cod National Seashore Advisory Commission for 10 years; and designate or require studies on additional lands in several other states, including to expand two national monuments in Arizona and establish the island of St. Croix in the Virgin Islands as a National Heritage Area.” The bill passed by a vote of 227 – 200. [HR 803, [Vote #45](#), 2/26/21; CQ, [2/26/21](#)]

2015: Herrell Voted For A Bill To Limit Local Government Authority Over Oil And Gas Activity, Legislation That Democrats Called Overreaching

March 2015: Herrell Voted To Limit Local Government Authority Over Oil And Gas Activity. “Under House Bill 366, sponsored by Rep. Nate Gentry, R-Albuquerque, the state would have exclusive authority over oil and gas well siting, drilling, processing and storage — effectively restricting the ability of local governments to regulate the industry. The measure passed 6-5 on a straight party-line vote, with Republicans in favor of the bill. HB 366 is one of four bills or memorials designed to limit local government authority over oil and gas activity or financially penalize those that do regulate the industry.” The bill passed the House 37-28 and died in the Senate. [Santa Fe New Mexican, [2/18/15](#); House Bill 366, 52nd Legislature First Session, [3/10/15](#)]

- **Multiple Democrats In The Legislature Said The Bill Was Overreaching.** “But his colleague on the committee, Rep. Jeff Steinborn, D-Las Cruces, called the bill ‘big government overreach.’ [...] Rep. Brian Egolf, D-Santa Fe, saying HB 366 ‘hugely overreaches,’ asked why lawmakers didn’t just craft legislation that prevents oil and gas bans, if the central concern is the potential for county bans. ‘This is an atom bomb to take out a gnat,’ he said.” [Santa Fe New Mexican, [2/18/15](#)]

Herrell Opposed The “Waters Of The United States” Rule That Established Federal Jurisdiction Over New Mexico’s Waterways Under The Clean Water Act

Herrell Called The “Waters Of The United States” Rule “Disastrous”

Herrell: “The Biden Admin Wants To Bring Back The Disastrous Obama-Era ‘Waters Of The United States’ Rule...We Can’t Allow The EPA To Run Roughshod Over Local Conservationists And Private Property.” “The Biden Admin wants to bring back the disastrous Obama-era “Waters of the United States” rule, where the feds went after Americans who had tiny ponds or streams in their yards. We can’t allow the EPA to run roughshod over local conservationists and private property.” [Twitter, @RepHerrell, [10/5/21](#)]

- **“Waters Of The United States” Are 1972 Amendments To The Clean Water Act That Established Federal Jurisdiction Over “Navigable Waters.”** “The 1972 amendments to the Clean Water Act established federal jurisdiction over ‘navigable waters,’ defined in the Act as the ‘waters of the United States’ (CWA Section 502(7)). Many Clean Water Act programs apply only to ‘waters of the United States.’ The Clean Water Act provides discretion for EPA and the U.S. Department of the Army (Army) to define ‘waters of the United States’ in regulations.” [U.S. Environmental Protection Agency, accessed [10/7/21](#)]

The Waters Of The United States Rule Confirmed The Protected Status Of Wetlands And Upland Waters Relied On For Clean Drinking Water. “In July 2015, EPA finalized a “Waters of the United States” (WOTUS) rule that clarified the scope of protections for American waters under the Clean Water Act. The final rule confirmed that Clean Water Act protection covers wetlands and upland waters that many Americans rely upon for clean, healthy drinking water.” [NYU Law, accessed [10/26/21](#)]

The EPA Found That The Navigable Waters Protection Rule Caused “Substantial Damage” To New Mexico By Narrowing The Types Of Waterways Afforded Federal Protection Under The Clean Water Act

Herrell: “We Must Maintain The Navigable Waters Protection Rule.” “We must maintain the Navigable Waters Protection Rule. #WOTUS” [Twitter, @RepHerrell, [6/10/21](#)]

- **The Navigable Waters Protection Rule Reduced The Amount Of Streams And Wetlands Protected By The Clean Water Act.** “The Biden administration is moving to undo a Trump-era rule that vastly shrank the number of streams and wetlands protected by the Clean Water Act, taking on a politically combustible issue that has cost Democrats in farm country for more than a decade [...] ‘After reviewing the Navigable Waters Protection Rule as directed by President Biden, the EPA and Department of the Army have determined that this rule is leading to significant environmental degradation,’ Regan said in a statement, pointing to data that found the Trump rule had led to the greenlighting of 333 projects that would have previously required a Clean Water Act dredge-and-fill permit.” [Politico, [6/9/21](#)]
- **The EPA Found That The Navigable Waters Protection Rule Lead To “Significant Environmental Degradation.”** “Conn and other critics of the current rule have worried it would nix the EPA’s oversight of heavily polluted runoff from Los Alamos County into the Rio Grande — a prime source of drinking water — and that it might disqualify the Gila River from protection because that waterway runs dry before reaching the Colorado River. ‘After reviewing the Navigable Waters Protection Rule as directed by President Biden, the EPA and Department of the Army have determined that this rule is leading to significant environmental degradation,’ EPA Michael Regan said in a statement.” [Santa Fe New Mexican, [6/14/21](#)]
- **The Trump-Era Rule Removed Most Of New Mexico’s Water From Federal Protection.** “U.S. regulators aim to repeal a contentious Trump-era rule that stirred fierce opposition from conservationists and many New Mexico leaders because it removed most of the state’s water from federal protection.” [Santa Fe New Mexican, [6/14/21](#)]
- **The Head Of The EPA Said The Rule Caused Substantial Harm To Water Bodies In States Like Arizona And New Mexico.** “The Environmental Protection Agency’s head said the agency and the Army Corps of Engineers had determined the rule was causing substantial harm to water bodies and pointed to New Mexico and Arizona as among



the states most affected. The current rule, which has spurred a string of lawsuits, only protects waterways that flow year-round or seasonally and connect to another body of water.” [Santa Fe New Mexican, [6/14/21](#)]

- **New Mexico Is One Of Three States That Had No Authority From The EPA To Regulate Discharges Of Pollution Into Rivers, Streams And Lakes Under The Clean Water Act.** “New Mexico is one of just three states that has no authority from the EPA to regulate discharges of pollution into rivers, streams and lakes under the Clean Water Act, which leaves it at the mercy of whomever is in the White House, Conn said. A longtime environmental attorney said he is optimistic about the shifting political tide, even if replacing the rule takes time. If the rule is repealed, the regulations will revert to more stringent ones enacted in 1987, said Charles de Saillan, staff attorney for the New Mexico Environmental Law Center. Conn and de Saillan are among several parties involved in suing the EPA over its navigable waters rule.” [Santa Fe New Mexican, [6/14/21](#)]

Herrell Co-Sponsored A Bill Blocking National Participation In The Paris Climate Agreement And Voted For Striking A PAYGO Exemption For Climate Legislation From House Rules

Herrell Opposed The Paris Climate Agreement And Co-Sponsored A Bill That Blocked All Action And Funds For Carrying Out The Agreement Until Passed In The Senate

Herrell Co-Sponsored Rep. Lauren Boebert’s Paris Agreement Constitutional Treaty Act That Blocked All Actions And Funds For Carrying Out The Agreement Until It Is Passed In The Senate. “Today, U.S. Congresswoman Lauren Boebert (CO-03) introduced her first three bills as a Member of Congress. H.R. 376, the Paris Agreement Constitutional Treaty Act, blocks all actions and funds for carrying out the Paris Agreement until a treaty is passed by the U.S. Senate [...] Original cosponsors that joined Representative Boebert in introducing her bill include Representatives: Andy Biggs (AZ-05), Mo Brooks (AL-05), Tedd Budd (NC-13), Ben Cline (VA-06), Bob Good VA-05), Yvette Herrell (NM-02), Doug LaMalfa (CA-01), Mary Miller (IL-15), Alex Mooney (WV-02), August Pfluger TX-11), Randy Weber (TX-14).” [Congresswoman Lauren Boebert, Press Release, [1/21/21](#)]

Herrell: “President Trump Was Right To Take Us Out Of The Paris Climate Accord.” “Rep. Yvette Herrell (R-N.M.): ‘President Trump was right to take us out of the Paris Climate Accord. Instead of signing back up to an unratified treaty that some of the world’s biggest polluters continue to violate, we should be focused on protecting our domestic energy producers who are under siege by this administration.’” [Congressman Steve Scalise, Press Release, [2/19/21](#)]

Herrell: “Instead Of Signing Back Up To An Unratified Treaty That Some Of The World’s Biggest Polluters Continue To Violate, We Should Be Focused On Protecting Our Domestic Energy Producers.” “Rep. Yvette Herrell (R-N.M.): ‘President Trump was right to take us out of the Paris Climate Accord. Instead of signing back up to an unratified treaty that some of the world’s biggest polluters continue to violate, we should be focused on protecting our domestic energy producers who are under siege by this administration.’” [Congressman Steve Scalise, Press Release, [2/19/21](#)]

January 2021: Herrell Voted For Striking A PAYGO Exemption For Climate Legislation From House Rules

January 2021: Herrell Voted For Striking The Rule Exempting Climate Legislation From Spending Caps And Pay-Go Rules From The 2021 House Rules Package. In January 2021, Herrell voted for a: “Smith, R-Mo., motion to recommit the rules package for the 117th Congress to a select committee composed of the majority and minority leaders with instructions to report it back immediately with an amendment that would strike from the resolution a provision that would authorize the House Budget Committee chair to exempt legislation addressing the economic, environmental or public health consequences of climate change from certain budgetary requirements, including discretionary spending caps and pay-as-you-go rules.” The motion was rejected, 203-217. [H. Res. 8, [Vote #7](#), 1/4/21; CQ, [1/4/21](#)]

Herrell Supported Repealing The Affordable Care Act, Costing Hundreds Of Thousands To Lose Coverage In New Mexico, And Opposed Capping Insulin Prices

Herrell Called The ACA The “Non Affordable Care Act” And Supported Repealing Or Overturning The Law

Herrell Praised Then Oklahoma AG Scott Pruitt For “Leading The Charge In Challenging The Non Affordable Care Act” And Supported Overturning The Law. “Oklahoma AG, Scott Pruitt. He is leading the charge in challenging the Non Affordable Care Act and Dodd Frank.” [yvetteherrell via Instagram, posted [5/2/13](#)]

Herrell Said “Obamacare” Should Be Repealed To Rein In Health Care Costs. “What would you do to rein in health care costs? [HERRELL] Repeal Obamacare. Use free market solutions, giving the consumer more choices in their options of purchasing health services.” [Albuquerque Journal, [5/3/18](#)]

Herrell: “I’m A Free Market, Pro-Business Person, So I Believe We Should Put Health Care Back In The Hands Of The Private Sector.” “Herrell is critical of ‘Medicare for All’ proposals and the Affordable Care Act, which has been struck down in federal District Court but has been kept intact awaiting a ruling by the U.S. Supreme Court. ‘I’m a free market, pro-business person, so I believe we should put health care back in the hands of the private sector,’ she said. ‘When we have competition, it drives the costs down.’” [Albuquerque Journal, 10/25/20]

Repealing Or Overturning The Affordable Care Act Would Threaten The Health Care Coverage Of 226,000 New Mexicans And Cause The State To Lose \$2.2 Billion In Federal Funding For Health Coverage

226,000 New Mexicans Would Lose Coverage If The ACA Was Overturned. “226,000 people in New Mexico would lose coverage, raising the state’s uninsured rate among the nonelderly population from 11.3 percent to 23.7 percent.” [Center for American Progress, accessed [10/30/21](#)]

- **Since The ACA Was Implemented There Was An 8.3% Drop In The Uninsured Rate In New Mexico’s Second District.** “The district’s uninsured rate has gone from 18.8% to 10.4% since the ACA was implemented. This 8.3 percentage point drop in the uninsured rate could be reversed if the ACA is entirely or partially repealed.” [U.S. House of Representatives Committee on Energy and Commerce, Staff Memo, [March 2017](#)]

834,700 New Mexicans With Preexisting Conditions Could Face Higher Premiums, Benefit Exclusions, Or Be Denied Coverage If The ACA Was Overturned. “834,700 people in New Mexico with preexisting conditions could face higher premiums, face benefit exclusions, or be denied coverage altogether—a discriminatory practice outlawed by the ACA nationwide—if they ever needed to turn to the individual market for coverage in another state.” [Center for American Progress, accessed [10/30/21](#)]

New Mexico Would Lose \$2.2 Billion In Federal Funding For Health Coverage If ACA Funding For Marketplaces Were Eliminated. “The state would lose \$2.2 billion in federal funding for health coverage because the ruling would eliminate ACA funding for the marketplaces, Medicaid, and Children’s Health Insurance Program.” [Center for American Progress, accessed 10/30/21]

- **11,300 New Mexicans In The 2nd District Who Received Financial Assistance To Purchase Marketplace Coverage Risked Facing Unaffordable Coverage If Premium Tax Credits Were Eliminated.** “11,300 individuals in the district who received financial assistance to purchase Marketplace coverage in 2016 are now at risk of coverage becoming unaffordable if the Republican Congress eliminates the premium tax credits.” [U.S. House of Representatives Committee on Energy and Commerce, Staff Memo, [March 2017](#)]

March 2022: Herrell Voted Against Capping Insulin Co-Pays At \$35 A Month



Herrell Voted Against Capping Insulin Co-Pays At \$35 A Month. In April 2022, Herrell voted against: “Passage of the bill, as amended, that would require private health insurance and Medicare to cover certain insulin products and limit cost-sharing requirements for such products for plans beginning in 2023. Specifically, it would require private insurance plans to cover at least one of each dosage form of each type of insulin, such as short-acting, long-acting and premixed insulin; prohibit the plans from applying a deductible for the insulin products; and cap cost-sharing for the insulin products at the lesser of \$35 or 25 percent of the plan's negotiated price for the product per 30-day supply. For Medicare plans, it would similarly prohibit the application of a deductible for covered insulin products and cap copayments at \$35 per 30-day supply. The bill would also increase funding available for the Medicare Improvement Fund from \$5 million to approximately \$9 billion. As an offset, it would delay for an additional year, through Jan. 1, 2027, implementation of a November 2020 rule ending a safe harbor provision that protects pharmacy benefit managers from federal anti-kickback laws for prescription drug rebates provided to health insurers under Medicare Part D. Passed 232-193. Note: A "yea" was a vote in support of the president's position. Pursuant to the provisions of H Res 8, members were able to vote remotely by proxy during the public health emergency period related to COVID-19.” HR6833 passed by a vote of 232-193. [HR 6833, [Vote #102](#), 3/31/22; CQ, [3/31/22](#)]

Herrell Opposed Measures To Protect Voting Rights And Co-Sponsored Legislation Creating Additional Obstacles

2021: Herrell Voted Against The For The People Act, Expanding Access To Voting And Overhauling Campaign Finance And Ethics Laws

Herrell Voted Against The For the People Act, Expanding Access To Voting And Overhauling Campaign Finance And Ethics Laws. In March 2021, Herrell voted against The For The People Act. NPR described the bill: “The [For The People Act] seeks ‘to expand Americans’ access to the ballot box, reduce the influence of big money in politics, strengthen ethics rules for public servants, and implement other anti-corruption measures for the purpose of fortifying our democracy, and for other purposes.’ The bill’s language calls for a complete overhaul of the current system, which varies widely by state and which critics say promotes unfair barriers to voting. Included in the act is mandatory automatic voter registration, restoring voting rights to people with completed felony sentences and a reversal of state voter ID laws that would allow citizens to make a sworn statement affirming their identity if they were unable to produce an ID. [...] in politics by requiring organizations to disclose large donors, and it creates a matching system for small donations.” The motion was agreed to by a vote of 220 - 210. [HR 1, [Vote #62](#), 3/3/21; CQ, [3/3/21](#); NPR, [3/3/21](#)]

- **HEADLINE: “House Democrats Just Passed A Slate Of Significant Reforms To Get Money Out Of Politics.”** [Vox, [3/8/19](#)]
- **The For The People Act Established A Match Program For Candidates Who Raised Money From Small Dollar Donors, Funded By A Fee On Criminal And Civil Fines By Banks And Corporations.** “Establishing public financing of campaigns, powered by small donations. Under the vision of the bill’s main sponsor, Rep. John Sarbanes (D-MD), the federal government would provide a voluntary 6-1 match for candidates for president and Congress, which means for every dollar a candidate raises from small donations, the federal government would match it six times over. The maximum small donation that could be matched would be capped at \$200. The most substantial change to HR 1 is this program now won’t be funded by taxpayer dollars as originally planned; instead, it will come from adding a 2.75 percent fee on criminal and civil fines, fees, penalties, or settlements with banks and corporations that commit corporate malfeasance (think Wells Fargo).” [Vox, [3/8/19](#)]
- **The For The People Act Supported An End To Citizens United And Increased Disclosure Of The Funders Of “Dark Money” Groups And Online Political Ads.** “Supporting a constitutional amendment to end Citizens United. Passing the DISCLOSE Act, pushed by Rep. David Cicilline and Sen. Sheldon Whitehouse, both Democrats from Rhode Island. This would require Super PACs and ‘dark money’ political organizations to make their donors public. Passing the Honest Ads Act, championed by Sens. Amy Klobuchar (MN) and Mark Warner (VA) and introduced by



Rep. Derek Kilmer (WA) in the House, which would require Facebook and Twitter to disclose the source of money for political ads on their platforms and share how much money was spent.” [Vox, [3/8/19](#)]

- **The For The People Act Created National Automatic Voter Registration, Made Election Day A Federal Holiday, Ended Partisan Gerrymandering, And Increased Election Security.** “Creating new national automatic voter registration that asks voters to opt out rather than opt in, ensuring more people will be signed up to vote. Early voting, same-day voter registration, and online voter registration would also be promoted. Making Election Day a holiday for federal employees and encouraging private sector businesses to do the same [...] Ending partisan gerrymandering in federal elections and prohibiting voter roll purging. The bill would stop the use of non-forwardable mail being used as a way to remove voters from rolls. Beefing up election security, including requiring the director of national intelligence to do regular checks on foreign threats. Recruiting and training more poll workers ahead of the 2020 election to cut down on long lines at the polls.” [Vox, [3/8/19](#)]

Herrell Voted Against Creating A National Strategy To Protect Democratic Institutions From Cyber Attacks And Disinformation Campaigns

Herrell Voted For Removing A Provision Of HR 1 To Create A National Strategy To Protect Democratic Institutions From Cyber Attacks And Disinformation Campaigns. In March 2021, Herrell voted for “Davis, R-Ill., amendment no. 19 that would strike from the bill a section that would require the creation of a national strategy to protect against cyber attacks, influence operations, disinformation campaigns and other activities that could undermine the security and integrity of U.S. democratic institutions, and that would establish a commission to counter efforts to undermine democratic institutions within the United States.” The motion was rejected by a vote of 207 – 218. [HR 1, [Vote #54](#), 3/2/21; CQ, [3/2/21](#)]

Herrell Voted Against Requiring Disclaimers On Online Material Distributed On Behalf Of A Foreign Entity

Herrell Voted Against Requiring Disclaimers On Online Material Distributed On Behalf Of A Foreign Entity. In March 2021, Herrell voted against: “Lofgren, D-Calif., en bloc amendments no. 4 that would, among other provisions, require conspicuous disclaimers when any informational material on an online platform is distributed on behalf of a foreign entity; require online platforms to generate a public record of political advertisements; require states to run polling locations that are open for at least four hours outside of the period between 9:00 a.m. and 5:00 p.m.; and require the Government Accountability Office's to assess the extent to which the small-contribution public financing program established by the bill increases opportunities for candidates of diverse racial, gender and socioeconomic backgrounds.” The motion was agreed to by a vote of 223 - 208. [HR 1, [Vote #58](#), 3/3/21; CQ, [3/3/21](#)]

Herrell Voted Against Requiring Polling Locations To Operate For Four Hours Outside Of Business Hours

Herrell Voted Against Requiring Polling Locations To Operate For Four Hours Outside Of Business Hours. In March 2021, Herrell voted against: “Lofgren, D-Calif., en bloc amendments no. 4 that would, among other provisions, require conspicuous disclaimers when any informational material on an online platform is distributed on behalf of a foreign entity; require online platforms to generate a public record of political advertisements; require states to run polling locations that are open for at least four hours outside of the period between 9:00 a.m. and 5:00 p.m.; and require the Government Accountability Office's to assess the extent to which the small-contribution public financing program established by the bill increases opportunities for candidates of diverse racial, gender and socioeconomic backgrounds.” The motion was agreed to by a vote of 223 - 208. [HR 1, [Vote #58](#), 3/3/21; CQ, [3/3/21](#)]

2021: Herrell Voted Against The John Lewis Voting Rights Advancement Act, Which Would Increase Oversight On State Attempts At Voter Suppression

Herrell Voted Against The John Lewis Voting Rights Advancement Act. In August 2021 Herrell voted against: “Passage of the bill that would include a number of provisions to strengthen anti-discrimination enforcement authorities in



relation to voting practices. The bill would effectively restore preclearance requirements under the Voting Rights Act for any changes to voting practices in states and localities with a history of voting rights violations within the previous 25 years. It would establish formulas to identify such jurisdictions, which would be required to submit proposed changes to the Justice Department for review and approval before they may be implemented. It would establish an "administrative bailout" provision allowing jurisdictions to apply for exemptions to preclearance requirements if they meet eligibility standards related to not implementing discriminatory practices in the previous 10 years. It would also require states and localities to review any newly enacted or adopted election practices to identify whether they include certain practices that could impact the ability to vote based on race, color or language minority group, such as changes to impose stricter voter identification requirements; changes to jurisdictional boundaries or voting locations in jurisdictions with large minority populations; and changes that prohibit the provision of food or drinks to individuals waiting to vote. It would require jurisdictions that adopt such practices to submit them for federal preclearance. It would codify or expand various requirements for court evaluation of "vote denial" and "vote dilution" discrimination claims and other voting rights violations, including to provide for violations in the case of voting practices that have the purpose or will have the effect of denying or abridging the right to vote on account of race or color, including rules that have not yet been implemented. It would expand certain voting rights enforcement authorities, including to allow courts to grant injunctions or require judicial preclearance for changes to voting practices in response to any federal voting rights law prohibiting racial or language discrimination. Among other provisions, it would expand Justice Department authority to assign federal election observers to ensure compliance with federal voting rights protections, including bilingual election requirements. It would require states and localities to provide public notice of any changes to voting procedures made within 180 days of a federal election and to provide public notice of updated demographic data within ten days of any change to electoral district boundaries. It would require the department to make grants to small jurisdictions with a population of 10,000 or less to help them comply with public notice requirements related to voting practices." The motion was agreed to 219-212. [H Res 4, [Vote #260](#), 8/24/21, CQ [8/24/21](#)]

The Bill Reversed A 2013 Supreme Court Decision That Tossed Out A "Pre-Clearance" Provision And Subjected Certain New Voter Suppression Measures To Preclearance In A Wider Range Of States

Roll Call: "The Chief Aim" Of The John Lewis VRAA Was To Restore DOJ's "Ability To Preclear [...] Election Law Changes In Jurisdictions That Have A History Of Discriminatory Voting Practices." "The chief aim of the bill is to bring back and update the Justice Department's ability to preclear, or give the OK to, election law changes in jurisdictions that have a history of discriminatory voting practices against minority voters. Congress is responding to the Supreme Court's 2013 Shelby County v. Holder decision, which invalidated the mechanism the Justice Department had previously used, which was a provision of the Voting Rights Act of 1965." [Roll Call, [8/31/21](#)]

Roll Call: The Bill Would Subject Voter ID And Voter Purge Laws To Preclearance In A Wider Range Of Jurisdictions. "The bill would also subject certain proposed laws to preclearance, even potentially in jurisdictions that would not otherwise fall under the 25-year lookback criteria. The bill's Section 6 would set out several practices, including changes to voter identification needed to vote and maintenance of voter rolls, that could be subject to preclearance. 'All those that have been shown to be discriminatory would need to be precleared,' Spaulding said." [Roll Call, [8/31/21](#)]

2021: Herrell Co-Sponsored The Save Democracy Act Which Would Prohibit Automatic Voter Registration And Unrequested Absentee Ballots

Herrell Was A Original Co-Sponsor Of The Save Democracy Act. "Congresswoman Yvette Herrell (R-N.M.) today joined 30 members of the conservative Republican Study Committee as an original cosponsor of the Save Democracy Act. 'The Elections Clause of the U.S. Constitution empowers Congress to make or alter state election regulations at any time,' said Congresswoman Herrell. 'The reforms included in the Save Democracy Act - from citizenship and voter verification requirements to ballot integrity measures - are essential to restoring Americans' faith in the fairness of our elections.' The legislation would enhance election integrity by addressing three key areas: (1) Voter Registration; (2) Casting of Ballots; and (3) Tabulation of Ballots. States would be required to implement the reforms for all elections for federal offices." [Congresswoman Yvette Herrell, Press Release, [1/15/21](#)]

- **The Save Democracy Act Would Prohibit Automatic Voter Registration and Unrequested Absentee Ballots.** “Voter Registration: The bill would prohibit automatic voter registration and bar non-citizens from registering to vote by requiring citizenship verification, including full Social Security Numbers. To help states maintain accurate voter roles, federal courts would be required to notify state election officials when an individual is excused from jury duty because they are not a citizen. Casting of Ballots: The bill would prohibit states from sending out unrequested absentee ballots for federal elections and require all absentee ballots be received by the end of election day. It would further require all voters provide proof of I.D. for absentee as well as in-person voting. To protect the integrity of individual ballots, the bill would prohibit the use of public ballot collection boxes. Tabulation of Ballots: Under the bill, election officials would be required to count and record mail-in or absentee ballots immediately upon receipt, with no results disclosed until after the closure of polling places on the date of an election. To help ensure no extra ballots are found, the bill would require that ballot counting, once begun, continue until completed—no delays or pauses.” [Congresswoman Yvette Herrell, Press Release, [1/15/21](#)]

2017: Herrell Voted Against Requiring Local Elections Be Held On The Same Day As General Elections In New Mexico

Herrell Voted Against Requiring Local Elections Be Held On The Same Day As General Elections. “HB 174 Would require local elections to be held on the same day as general elections. Passed House and Senate, pending governor’s signature.” The bill passed the House 38-29 and was pocket-vetoed by the governor. [Las Cruces Sun-News, [3/20/17](#); House Bill 174, 53rd Legislature First Session, [2/24/17](#)]

2013: Herrell Voted Against A Bill To Create Early Voting Centers For Areas With A Population Over 1,500 Who Are Over 50 Miles From The Nearest Voting Center

Herrell Voted Against A Bill To Create Early Voting Centers For Areas With A Population Over 1,500 Who Are Over 50 Miles From The Nearest Voting Center. “The measure requires establishment of an early voting site for a population center of more than 1,500 people, provided that it is more than 50 miles from its county’s nearest site to cast early ballots. It carried 38-31 along party lines. Democrats supported the bill as a means of making it more convenient for people to vote. Republicans such as Rep. Yvette Herrell of Alamogordo opposed the measure on grounds that it would create more expenses for county governments.” The bill passed the House 38-31. [Alamogordo Daily News, [2/25/13](#); House Bill 524, 51st Legislature First Session, [2/25/13](#)]

Herrell Opposed Measures To Secure Equal Rights And Civil Protections In New Mexico

Herrell Voted Against The Paycheck Fairness Act Aimed At Reducing The Wage Gap While Women In New Mexico Only Made 78 Cents For Every Dollar A Man Made

Herrell Voted Against The Paycheck Fairness Act

2021: Herrell Voted Against The Paycheck Fairness Act. In April 2021, Herrell voted against: “Passage of the bill that would narrow the legal defense an employer may use in a lawsuit alleging pay discrimination on the basis of sex. Specifically, it would require employers to demonstrate that a difference in pay between employees is based on a business-related ‘bona fide factor other than sex, such as education, training, or experience’ as opposed to being based on ‘any factor other than sex.’ It would prohibit employers from retaliating against employees involved in lawsuits under fair labor standards law; prohibit employers from relying on a prospective employee’s wage history for hiring or wage determinations; increase employers’ liability for compensatory or punitive damages related to pay discrimination violations; and provide for automatic inclusion of all affected individuals in class action lawsuits related to pay discrimination. Among other provisions, the bill would authorize a new Labor Department grant program for public and private entities to carry out negotiation skills training programs to address pay disparities. It would establish an annual national award for an employer that made a ‘substantial effort to eliminate pay disparities between men and women.’ It



would require the Labor Department to conduct a number of studies on sex-based pay disparities and require the Equal Employment Opportunity Commission to collect compensation data disaggregated by employees' sex, race and national origin. It would require the Labor Department and EEOC to provide technical assistance for small businesses to comply with the bills provisions. It would add a definition of 'sex' with respect to federal fair labor standards law, which would include sexual orientation or gender identity." According to CNBC, the Paycheck Fairness Act "aims to eliminate the gender pay gap and strengthen workplace protections for women." The bill passed 217 to 210. [HR 7, [Vote #108](#), 4/15/21; CQ, [4/15/21](#); CNBC, [4/16/21](#)]

- **The Paycheck Fairness Act Aimed "To Eliminate The Gender Pay Gap And Strengthen Workplace Protections For Women."** "The Paycheck Fairness Act, which aims to eliminate the gender pay gap and strengthen workplace protections for women, passed the House of Representatives on Thursday in a 217-210 vote [...] Biden added that a full passage of the Paycheck Fairness Act by Congress would address the wage gap by 'closing loopholes that have allowed employers to justify gender pay disparities, strengthening provisions for holding employers accountable for systemic pay discrimination, and helping level the playing field for women and people of color by making it easier for workers to challenge pay disparities as a group. Additionally, he said the Paycheck Fairness Act would make it illegal for employers to ask employees about their salary history in the hiring process and promote pay transparency by requiring more employers to report pay data to the government. Right now, at least 18 states already have laws in place that ban employers from asking about salary history." [CNBC, [4/16/21](#)]

Women In New Mexico Made 78 Cents For Every Dollar A Man Made

Women In New Mexico Made 78 Cents For Every Dollar A Man Made. [National Women's Law Center, accessed [9/23/21](#)]

Herrell Called For Greater Awareness Of Domestic Violence But Voted Against Reauthorizing The Violence Against Women Act

2011: Herrell Called For Greater Awareness Of Domestic Violence And Said "I Feel Its [sic] Very Important For A Community To Come Out And Show Support For The Victims"...

Herrell Called For Greater Awareness Of Domestic Violence. "State Rep. Yvette Herrell said she believes it's important to lend her support to the victims of domestic violence, bring awareness to the community, support the 12th District Attorney's office and law enforcement agencies in their efforts to combat domestic violence in families." [Alamogordo Daily News, 10/29/11]

- **Herrell: "I Feel Its [sic] Very Important For A Community To Come Out And Show Support For The Victims."** "'I feel as a community it's such an important issue but it's one of those unspoken issues because it's usually one of those private situations,' Herrell said. 'A lot of people don't know when it's happening so it's very secretive in that the victims and people very close to the victim are the only ones who know it's happening. It can be very hard for a victim or embarrassing to speak out publicly about it. I feel its very important for a community to come out and show support for the victims, and the people who can offer help to victims.'" [Alamogordo Daily News, 10/29/11]

...But Voted Against Reauthorizing The Violence Against Women Act (VAWA) Twice In Congress

2022: Herrell Voted Against Reauthorizing The Violence Against Women Act For Five Years In An Omnibus Appropriations Bill. In March 2022, Chabot voted against: "Motion to concur in the Senate amendment to the bill with a further House amendment, under a divided question. [...] It would expand and reauthorize through fiscal 2027 programs enacted under the Violence Against Women Act, including authorizing \$222 million annually for Justice Department STOP grants to support state and local law enforcement response and victim services related to violent crimes against women and \$100 million for Health and Human Services Department rape prevention and education grants." The bill



passed 260 to 171. [HR 2471, [Vote #66](#), 3/9/22; CQ, [3/9/22](#)]

2021: Herrell Voted Against Reauthorizing The Violence Against Women Act. In March 2021, Herrell voted against: “Passage of the bill, as amended, that would reauthorize programs enacted under the Violence Against Women Act through fiscal 2026. It would also expand a number of these programs and other programs and policies aimed at addressing and assisting victims of domestic violence, dating violence, sexual violence, stalking and sex trafficking.” The bill passed 244 to 172. [HR 1620, [Vote #86](#), 3/17/21; CQ, [3/17/21](#)]

- **2021 VAWA Reauthorization Closed “Boyfriend Loophole” Allowing Convicted Abusers And Stalkers To Purchase Guns, Drawing Opposition From The National Rifle Association.** “The U.S. House voted 244-172 Wednesday to reauthorize the expired Violence Against Women Act with a gun-reform provision by Michigan U.S. Rep. Debbie Dingell that has drawn the ire of the National Rifle Association [...] It aims to close the so-called ‘boyfriend’ loophole by amending federal law to prohibit convicted abusers of current or former dating partners from purchasing or owning firearms. Currently, those convicted of domestic abuse can lose their weapons only if their victim is their current or former spouse, or they have a child with the victim. Dingell's provision also would prohibit firearm ownership by people convicted of misdemeanor stalking. The NRA opposes the legislation over the provision, arguing there are no ‘loopholes’ for domestic violence or stalking, and that the legal system has sufficient protections to prohibit dangerous individuals from possessing firearms. The gun owners group has said ‘former dating partners’ is a subjective term that could be abused and noted that some misdemeanor stalking offenses don't include violent or threatening behavior or even personal contact. The NRA also fought the Dingell provision when the House reauthorized the bill in 2019, when the legislation died in the Republican-led Senate.” [Detroit News, [3/17/21](#)]

The Violence Against Women Act Helped Decrease The Rate Of Intimate Partner Violence, And Improved The Reporting Process For Sexual Assault Victims

In The 15 Years After VAWA Passed, The Rate Of Serious Intimate Partner Violence Nationally Declined 72 Percent. “Between 1994 and 2011, the rate of serious intimate partner violence against women declined 72 percent, from 5.9 to 1.6 victimizations per 1,000 women. The annual rate of rape and sexual assault perpetrated against girls and women older than age 11 declined nearly 60 percent from 1995 to 2010. While these declines are likely the product of multiple causes, evidence tells us that declines in rape and sexual assault are linked to VAWA. A study examining rape and aggravated assault data from over 10,000 jurisdictions over a seven-year period found that VAWA funding, specifically those funds most likely to support local law enforcement, was associated with reductions in these violent crimes, even after controlling for general decreasing crime rates and other justice-related funding.” [Urban Institute, [2/9/17](#)]

VAWA Funding Prevents Sexual Assault Victims From Having To Pay For Their Forensic Exams. “If a person seeks medical attention within four days of an assault, they may also undergo a sexual assault medical forensic exam (SAMFE). This exam collects and preserves important evidence—like DNA—that could identify a suspect and provide invaluable corroborating evidence to support the victim’s account of the crime. Before VAWA, victims could be billed by the health care provider that conducted their exam. No victim of any other crime is expected to pay for the collection and preservation of evidence. VAWA has supported programs in every state to end this practice. Our research shows that these programs have nearly reversed the billing of victims for collecting forensic evidence from their own bodies.” [Urban Institute, [2/9/17](#)]

VAWA Funding Helps Train Sexual Assault Nurse Examiners, Who Improve Both Quality Of Health Care For Survivors And The Change Of A Successful Conviction. “Sexual assault nurse examiners (SANEs) are specially trained medical personnel who conduct the SAMFE, providing care and treatment for victims of sexual assault and rigorously collecting evidence for use during investigation and prosecution. VAWA resources support many state and local SANE programs. Exams conducted by SANEs are associated with increases in successful prosecution, even when compared with exams conducted by traditional emergency room personnel. The SANE training equips providers with the skills to create a more thorough record of all medical forensic evidence and to preserve crucial, fragile DNA evidence. Studies show that SANE programs improve the quality of health care delivered to survivors, the quality of forensic evidence, and the chances of obtaining a conviction. Eliminating VAWA would almost certainly reduce the number of



SANEs available to treat sexual assault survivors, limiting important victim services and the availability of quality evidence to convict those who commit these crimes.” [Urban Institute, [2/9/17](#)]

June 2021: Herrell Voted Against The Protecting Older Workers Against Discrimination Act, Increasing Protections Against Age Discrimination In The Workplace

Herrell Voted Against Protecting Older Workers Against Discrimination Act Of 2021. In June 2021, Herrell voted against: “Passage of the bill, as amended, that would specify a that adverse actions by an employer in which age was a motivating factor shall be considered unlawful under federal employment law regarding age discrimination. It would specify that a complaining party under such law would not be required to demonstrate that age was the sole motivating factor of an adverse action, thus effectively reversing the 2009 Supreme Court decision in Gross v. FBL Financial Services, Inc. It would establish the same standard of proof in the case of employment discrimination based on disability or retaliation against an employee who opposes unlawful employment practices or participates in investigations or litigations related to such practices. In age-based employment discrimination cases where a court determines that an adverse action would have been taken in the absence of age-based motivation, the bill would allow courts to grant declaratory or injunctive relief and attorneys fees, but prohibit courts from awarding damages or ordering reparative actions by the respondent. As amended, it would require the Equal Employment Opportunity Commission to submit reports to Congress on the number of age discrimination in employment claims brought under the bill's provisions; disparities faced by individuals with characteristics protected under existing anti-discrimination law in pursuing employment discrimination relief under the mixed-motive evidentiary standard; and the number of pending or filed claims by women impacted by age-based employment discrimination.” The bill passed, 247-178. [HR 2062, [Vote #180](#), 6/23/21; CQ, [6/23/21](#)]

- **The Oregonian: The Bill Would “Enact New Protections Against Age Discrimination In The Workplace” And “Give Older Workers The Same Safeguards Other Protected Groups Enjoy.”** “The U.S. House of Representatives voted Wednesday to enact new protections against age discrimination in the workplace, approving a bill that supporters say will give older workers the same safeguards other protected groups enjoy. [...] The House voted 261 to 155 to approve a bill known as the Protect Older Workers Against Discrimination Act (POWADA). Every Democratic representative who cast a vote supported the bill, joined by 34 Republicans. Supporters say the bill would restore protections older workers lost in a 2009 Supreme Court ruling, which established that older workers must demonstrate the age was the decisive factor – not just a contributing factor – when suing for age discrimination.” [Oregonian, [1/15/20](#)]

May 2021: Herrell Voted Against The Pregnant Workers Fairness Act

Herrell Voted Against Passage Of The Pregnant Workers Fairness Act, Requiring Public Employers And Private Employers With At Least 15 Employees “To Make Reasonable Accommodations To Employees For Known Limitations Related To Pregnancy.” In May 2021, Herrell voted against: “Passage of the bill that would require public employers and private employers with at least 15 employees to make reasonable accommodations to employees for known limitations related to pregnancy, childbirth or related medical conditions, unless the employer demonstrates that such accommodations would impose an undue hardship on their operations. It would prohibit employers from denying employment opportunities to or retaliating against such employees based on the need to provide accommodations. It would prohibit employers from requiring such employees to take paid or unpaid leave if reasonable accommodations can be provided or to accept any accommodation other than a reasonable accommodation arrived at through an interactive process between the employer and employee. It would also provide legal remedies for employees denied reasonable accommodations, including rights to compensatory damages, lost pay and reasonable attorney fees, and it would require the Equal Employment Opportunity Commission, within two years of enactment, to issue regulations to carry out the bill's provisions, including to provide examples of reasonable accommodations for pregnant workers.” The bill passed 315 to 101. [H R 1065, [Vote #143](#), 5/14/21; CQ, [5/14/21](#)]

2013: Herrell Was One Of Seven Legislators That Filed A Lawsuit To Stop A Local Clerk From Issuing

Marriage Licenses To Same-Sex Couples Because “It’s Imperative That We Protect The Sanctity Of Marriage”

NOTE: A copy of the lawsuit is linked [here](#).

August 2013: Herrell Was One Of Seven Legislators That Filed A Lawsuit To Stop The Doña Ana County Clerk From Issuing Marriage Licenses To Same-Sex Couples

August 2013: Herrell Was One Of Seven Legislators That Filed A Lawsuit To Stop The Doña Ana County Clerk From Issuing Marriage Licenses To Same-Sex Couples. “Seven Republican legislators filed a lawsuit Friday to stop the Doña Ana County clerk from issuing marriage licenses to same-sex couples. The state lawmakers claim Doña Ana County Clerk Lynn Ellins overstepped his legal authority Aug. 21 when he decided to start issuing marriage licenses to gay and lesbian couples. [...] Besides Sharer, the legislator plaintiffs are Rep. Jimmie Hall, R-Albuquerque, Rep. Dennis Roch, R-Texico, Rep. Yvette Herrell, R-Alamogordo, Sen. Steven Neville, R-Aztec, Rep. James Strickler, R-Farmington, Rep. David Gallegos, R-Eunice. Meanwhile, Los Alamos.” [Albuquerque Journal, [8/21/13](#)]

- **The Lawsuit Claimed The Local Clerk Overstepped His Authority And The State Constitution By Issuing The Licenses.** “The lawsuit was filed last week in Las Cruces’ 3rd Judicial District. The lawsuit claims Ellins overstepped his authority and violated the New Mexico Constitution by issuing marriage licenses to same-sex couples. He started issuing same-sex licenses on Aug. 21.” [Alamogordo Daily News, 9/6/13]

December 19th, 2013: The New Mexico Supreme Court Legalized Gay Marriage

December 2013: The New Mexico Supreme Court Legalized Gay Marriage. “The New Mexico Supreme Court on Thursday ruled that gay marriage is legal in the Land of Enchantment. The court said in an unanimous decision that it is unconstitutional to deny marriage licenses to gay and lesbian couples. ‘We hold that the State of New Mexico is constitutionally required to allow same-gender couples to marry and must extend to them the rights, protections, and responsibilities that derive from civil marriage under New Mexico law,’ Justice Edward L. Chavez wrote in the decision.” [Washington Post, [12/19/13](#)]

December 23rd, 2013: The Parties Involved In The Lawsuit To Prevent The Doña Ana County Clerk From Issuing Marriage Licenses To Same-Sex Couples Entered Into A Stipulated Dismissal

December 2013: The Parties Involved In The Lawsuit To Prevent The Doña Ana County Clerk From Issuing Marriage Licenses To Same-Sex Couples Entered Into A Stipulated Dismissal. “Pursuant to NMRA 1-041(A)(1)(b), Petitioners and Respondent herein, through counsel of record as shown below, hereby jointly submit this Stipulated Dismissal With Prejudice as to all claims that were made or could have been made in the above captioned proceeding.” [New Mexico Courts Case Lookup, Case # D-307-CV-201302061, Disposition Date, [12/23/13](#)]

Herrell Insisted She Was Not Opposed To Equal Benefits For Same-Sex Couples But That “It’s Imperative That We Protect The Sanctity Of Marriage”

Herrell Claimed She Was Not Opposed To Equal Benefits For Same-Sex Couples. “I do agree that we need to look at equality for same-sex couples as it relates to benefits, insurance benefits (life insurance), retirement benefits and other things that are enjoyed by other married couples. I am not opposed to that, but I definitely believe we have to protect the sanctity of marriage. It has been in place for thousands of years. It works, but I am not opposed to looking at laws and statutes.” [Alamogordo Daily News, 9/6/13]

Herrell: “It’s Imperative That We Protect The Sanctity Of Marriage.” “Herrell, R-District 51, said she joined the lawsuit because she wants to preserve the sanctity of marriage. [...] ‘I think it’s imperative that we protect the sanctity of marriage. It’s a Biblical principal that I firmly believe in.’” [Alamogordo Daily News, 9/6/13]

Herrell On Marriage: “It’s A Biblical [Principle] That I Firmly Believe In.” ““I don’t have a problem with equality whether it’s traditional married couples or same-sex couples. I do believe there needs to be some equality for same-sex couples,’ she added. ‘I think it’s imperative that we protect the sanctity of marriage. It’s a Biblical principal [sic] that I firmly believe in.’ She said she believes it’s worth fighting for the sanctity of marriage and protect it.” [Alamogordo Daily News, 9/6/13]

Herrell On What The Alternative Is For Same Sex Couples: “I Don’t Know What The Alternative Should Be. I Don’t Have An Answer For That.” ““I don’t know what the alternative should be,’ Herrell said. ‘I don’t have an answer for that. I don’t know what the answer should be or can be. I certainly believe the definition of marriage should stay and the sanctity of marriage needs to be one man, one woman. I don’t know how it can be established that would recognize same-sex couples. It really can’t be a recognition of marriage if we’re protecting the sanctity of marriage. A same-sex couple has their own right to have their relationship and have the benefits like a married couple, but as far as changing the definition of marriage in the traditional sense, I can’t support that.” [Alamogordo Daily News, 9/6/13]

Herrell: “This Issue Really Needs To Go Before The State Supreme Court For A Decision.” “She said she believes legislation should be very mindful of individual rights and liberties or religious beliefs of churches. ‘There’s really two different things happening in this whole big picture,’ Herrell said. ‘One is the issue of same-sex marriage and the whole idea of county clerks even being able to issue same-sex marriage licenses because we have a process in place. We have the three branches of government. That’s why we have the Legislature. This issue really needs to go before the state Supreme Court for a decision or for the Supreme Court to revert it back to the state legislative body ... or let it go before the voters. We have a legislative process in place. If the court rules against same-sex marriage, then these marriages would be null and void. There could be unintended consequences at the end of the day.’” [Alamogordo Daily News, 9/6/13]

2009: Herrell Wrote An Op-Ed Opposing Legislation Legalizing Domestic Partnerships, Which Would Have Allowed Same-Sex Couples To Access The Same Benefits As Married Couples

2009: Herrell Wrote An Op-Ed Opposing Legislation That Would Have Legalized Domestic Partnerships

HEADLINE: “Contact Lawmakers About ‘Alternative Lifestyle’ Bills.” [Alamogordo Daily News, Yvette Herrell Op-Ed, [1/7/09](#)]

Herrell Wrote An Op-Ed Opposing Legislation Legalizing Domestic Partnerships. OPINION: “I am taking this opportunity to challenge and urge each of you to contact our New Mexico lawmakers and ask them to vote ‘no’ on the proposed Bills for Domestic Partnership.” [Alamogordo Daily News, Yvette Herrell Op-Ed, [1/7/09](#)]

- **Herrell Said That After Domestic Partnerships Were Legalized In Massachusetts, “Alternative” Lifestyles Were Introduced In Schools.** OPINION: “If you think you don’t want to get involved because these bills and lifestyles don’t affect you, think again. If you have children or grandchildren, or know someone who does, take a look at what has happened in Massachusetts. Laws similar to HB 21 and SB 12 were passed and voted into law. Shortly thereafter, ‘alternative’ lifestyles were introduced to high schools and middle schools – and finally to elementary schools.” [Alamogordo Daily News, Yvette Herrell Op-Ed, [1/7/09](#)]
- **Herrell: “Our State Was Founded On Hard Work, Principles And Family Values [...] Do Not Let Our Lawmakers Jeopardize These Principles And The Sanctity Of Marriage.”** OPINION: “Our state was founded on hard work, principles and family values. This is a unique state in that we are rich in farming, ranching, cultural and artistic history. Do not let our lawmakers jeopardize these principles and the sanctity of marriage.” Alamogordo Daily News, Yvette Herrell Op-Ed, [1/7/09](#)]

Domestic Partnerships Would Have Provided Same-Sex Couples With Benefits Including The Right To Make Medical Decisions For An Incapacitated Partner And The Right To File A Joint State Tax Return

The Proposed Bill For Domestic Partnerships Would Have Provided Same-Sex Couples With Benefits Including The Right To Make Medical Decisions For An Incapacitated Partner And The Right To File A Joint State Tax Return.

“The Human Rights Campaign has had a field director and a field organizer on the ground in New Mexico for more than a month working with the ACLU, Equality New Mexico, HRC members and other activists to organize grassroots support for the domestic partner bill. Another organizer has been in the field since August. Their work included organizing door to door canvassing and phone banks to voters urging them to contact their senators. The bill would provide unmarried couples, lesbian, gay, or straight, with the right to enter into domestic partnerships and receive benefits and responsibilities of under state law, including, but not limited to, hospital visitation, the right to make a medical decision for an incapacitated partner, the right to file a joint state tax return, and inheritance in the event that a partner dies without leaving a will.” [Human Rights Campaign, [2/26/09](#)]

2010: Herrell Said She Believed In Marriage Between One Man And One Woman

Herrell Said She Strongly Believed In Marriage Between One Man And One Woman. “Herrell said she strongly believes in the sanctity of marriage between one man and one woman. ‘I will fight to protect our traditional family values,’ she said.” [Alamogordo Daily News, 3/23/10]

2021: Herrell Voted Against The Equality Act

Herrell Voted Against Passage Of The Equality Act, Which Would Prohibit Discrimination Or Segregation Based On Sex, Sexual Orientation And Gender Identity.

In February 2021, Herrell voted for/voted against: “Passage of the bill that would prohibit discrimination or segregation based on sex, sexual orientation and gender identity under 1964 Civil Rights Act protections, including in public facilities, public education, federal assistance programs, employment, jury service and areas of public accommodation. It would expand the definition of "public accommodations" to include transportation services and any establishment providing a good, service or program -- including retailers, health care facilities and legal services. The bill would define "gender identity" as "gender-related identity, appearance, mannerisms or other gender-related characteristics of an individual," regardless of designated sex at birth. It would also allow the Justice Department to intervene in equal protection cases regarding sexual orientation and gender identity.” The bill passed 224-206. [HR 5, [Vote #39](#), 2/25/21; CQ, [2/25/21](#)]

- **The Equality Act Would Prohibit Discrimination On The Basis Of Sexual Orientation And Gender Identity.**

“The House passed sweeping legislation on Friday that would prohibit discrimination on the basis of sexual orientation and gender identity. [...] The legislation, which amends the Civil Rights Act of 1964, prohibits discrimination of lesbian, gay, bisexual and transgender people in both the public and private sectors, offering civil rights protections in businesses, hospitals and welfare services. It explicitly states that individuals cannot be denied access to a locker room or dressing room on the same basis.” [New York Times, [5/17/19](#)]

Herrell Claimed That Parents Who Don’t Want Their Children To Go Through Gender Reassignment Surgery Would Be Stigmatized If The Equality Act Became Law

Herrell Said The Passage Of The Equality Act Put Women And Girls At Risk In Public Restrooms, Gyms And Domestic Violence Shelters.

“Rep. Yvette Herrell – ‘Washington Democrats’ attacks on biological realities are radically and dangerously outside the mainstream. Policies pushed through President Biden’s latest executive order and the House passage of the Equality Act put women at risk in public restrooms, gyms, and even domestic violence shelters by allowing men claiming to be women to freely enter those once safe spaces. These overreaching policies don’t empower women, they threaten women’s safety, education, and opportunity.” [Congresswoman Mary Miller, Press Release, [2/26/21](#)]

- **Herrell: “Any Parent Who Doesn’t Want [Their Child] To Go Through Gender Reassignment Surgery At A Young Age Would Be Stigmatized.”** “The bill also bans discrimination based on “pregnancy, childbirth, or a related



medical condition,” leading to concerns that the measure could become a mandate for federal abortion funding. Rep. Yvette Herrell, New Mexico Republican, said that ‘any parent who doesn’t want [their child] to go through gender reassignment surgery at a young age would be stigmatized.’” [Washington Times, 2/26/21]

2017: Herrell Voted Against Legislation Requiring Disciplinary Action Against Licensed Professionals That Practiced “Conversion Therapy” On Minors

2017: Herrell Voted Against Legislation Requiring Disciplinary Action Against Licensed Professionals That Practiced “Conversion Therapy” On Minors. “With amendments made by Senate Bill 121 (Chapter 132), the practice of ‘conversion therapy’ on individuals under 18 years of age is now grounds for disciplinary action against professionals licensed pursuant to the Nursing Practice Act, the Medical Practice Act, the Professional Psychologist Act, the Osteopathic Medicine Act, the Counseling and Therapy Practice Act and the Social Work Practice Act. Conversion therapy is defined, with certain exclusions, as any practice or treatment designed to change a person's sexual orientation or gender identity.” The bill passed the House 44-23. [New Mexico Legislative Council, 2017 Highlights, published [May 2017](#); Senate Bill 121, 53rd Legislature First Session, [3/15/17](#)]

Herrell Is Bad For New Mexico Workers, Opposing Higher Wages And Bargaining Rights

Herrell Opposed The Minimum Wage Increase Included In The American Rescue Plan And Claimed It Would Force Struggling Small Businesses To Close

Herrell Opposed The Federal Minimum Wage Increase Included In The American Rescue Plan And Said It Would Force Struggling Small Businesses To Close. “Specifically on the federal minimum wage provisions of the bill, Herrell added: ‘A year of lockdowns, capacity limits, and other COVID restrictions have devastated small businesses while deep-pocketed corporate retailers have thrived. For those who managed to survive, a federal wage mandate beyond the increases New Mexico has already enacted would be the final blow to family-owned restaurants, hardware stores and other small shops across our state. I have had several small business owners call me to say, if Congress does this, they’ll be closing their doors for good. The non-partisan CBO confirms they’re probably right, estimating a \$15 federal wage requirement would put 1.4 million Americans out of work.’” [Congresswoman Yvette Herrell, Press Release, [2/26/21](#)]

- **The Minimum Wage Increase Was Removed From The Bill Before Final Passage.** “Senate Democrats will abandon plans to help raise workers’ pay through tax penalties and other economic incentives that some lawmakers had considered as an alternative for hiking the federal minimum wage, according to a person familiar with the matter.” [CNBC, [3/1/21](#)]

As A State Legislator, Herrell Repeatedly Voted Against Raising The Minimum Wage, Even By As Little As 50 Cents

Herrell Voted Against Raising New Mexico’s Minimum Wage To \$10.10 In Committee

Herrell Voted Against Raising New Mexico’s Minimum Wage To \$10.10 In Committee. “On a straight party-line vote, a House committee on Monday voted down two bills that would have raised the state minimum wage to \$10.10 an hour. While Democrats on the House Regulatory and Public Affairs Committee said that House Bill 20 and HB 138 would help raise thousands of New Mexicans out of poverty, Republicans said they were afraid the wage increase would hurt businesses. [...] Rep. Yvette Herrell, R-Alamogordo, chairwoman of the committee, noted that \$10.10 an hour would make New Mexico the state with the highest minimum wage.” [New Mexican via the Taos News, [2/2/15](#)]

Herrell Said A Minimum Wage Increase Would Have An “Enormous Impact” On Businesses. “Rep. Yvette Herrell, the Republican from Alamogordo who chairs the committee, said she believed a minimum wage increase would have an



‘enormous impact’ on businesses. And ‘I just have a hard time understanding it wouldn't have an impact on job growth,’ she said.” [Associated Press, 2/3/15]

Herrell Voted Against A Bill That Would Raise The State Minimum Wage In Phases, First To \$8.25 And Then To \$9.00

Herrell Voted Against A Bill That Would Raise The State Minimum Wage In Phases, First To \$8.25 And Then To \$9.00. “Here is a quick summary of the Minimum Wage Bill that just passed the House. SB 386 Synopsis of Bill Senate Floor Substitute for Senate Bill 386 (SB386/SFIS) would raise the statewide minimum wage to \$8.25 on October 1, 2017 and \$9.00 on April 1, 2018. Beginning on October 1, 2017, the bill would exempt trainee employees, providing those employees with an \$8.00 minimum wage for a period of 60 days from the date they are hired. The minimum wage for tipped employees would be increased to \$2.38 on October 1, 2017 and \$2.63 on April 1, 2018.” The bill passed the House 41-27 and was vetoed by the Governor. [Yvette Herrell via Facebook, posted [5/16/17](#); Senate Bill 386, 53rd Legislature First Session, [3/16/17](#)]

Herrell Said She Would Have Supported A Right-To-Work Bill If It Had Not Included A 50 Cent Minimum Wage Increase

Herrell Said She Would Have Supported A Right-To-Work Bill If It Had Not Included A 50 Cent Minimum Wage Increase. “House Bill 75, known as the Right-to-Work Bill or the ‘Employee Preference Act,’ cleared the New Mexico House of Representatives last week by a 37 to 30 vote. The bill now heads to the New Mexico Senate for consideration. [...] The sole Republican holdout was Rep. Yvette Herrell (R, Otero County) who would have supported the bill had a last-minute amendment to the bill in the House Judiciary Committee not added an increase to the state's minimum wage from \$7.50 to \$8.00.” The bill passed the House 37-30 but died in the Senate. [Ruidoso News, 3/5/15; House Bill 75, 52nd Legislature First Session, [2/25/15](#)]

Herrell Voted Against The PRO Act And Supported Right-To-Work Laws That Undermine Unions

2021: Herrell Voted Against The Protecting The Right To Organize (PRO) Act

Herrell Voted Against Expanding Authorities Of The National Labor Relations Board And Protecting Collective Bargaining Rights. In March 2021, Herrell voted against: “Passage of the bill, as amended, that would expand enforcement authorities of the National Labor Relations Board and modify procedures by which employees may unionize and elect representation under federal labor law. The bill would authorize the NLRB to enforce any orders it issues and to impose a number of civil monetary penalties, including penalties of up to \$50,000 against employers who prevent or punish organizing activities by employees. It would require the NLRB to seek temporary injunctions against employers charged with engaging in unfair labor practices and allow employees to bring civil action if the board fails to seek an injunction. It would outline a number of procedures by which employees may petition for and elect representation for collective bargaining through an election directed by the NLRB. It would require the NLRB to schedule pre-election hearings within eight days of a petition being filed; prohibit employers from certain interference or participation in such elections; and require the NLRB to certify and order the employer to engage in collective bargaining with an elected labor organization. It would outline procedures for initial collective bargaining between an employer and a union, including to provide for federal mediation services if an agreement is not reached 90 days after the bargaining begins and referral to an arbitration panel if an agreement is not reached in an additional 30 days. Among other provisions, the bill would prohibit employers from taking certain retaliatory actions against employees who participate in a strike, including permanently replacing or discriminating against such employees. It would specify that employees' right to strike is protected regardless of the duration, scope, frequency, or intermittence of the strike. It would modify definitions of ‘employee’ and ‘supervisor,’ particularly to narrow the classification of independent contractors and supervisors, two categories of employees not eligible for collective bargaining. It would also authorize the use of collective bargaining agreements that require employees to pay fees to a labor organization as a condition of employment.” The bill passed by a vote of 225-206. [HR 842, [Vote #70](#), 3/9/21; CQ, [3/9/21](#)]

- **HEADLINE: “House Passes Bill To Rewrite Labor Laws And Strengthen Unions.”** [Washington Post, [2/6/20](#)]
- **The PRO Act Would Allow The NLRB TO Fine Companies That Retaliated Against Workers Who Organized, And Weaken “Right To Work” Laws.** “The Protecting the Right to Organize Act, known as the PRO Act, would amend some of the country’s decades-old labor laws to give workers more power during disputes at work, add penalties for companies that retaliate against workers who organize and grant some hundreds of thousands of workers collective-bargaining rights they don’t currently have. It would also weaken ‘right-to-work’ laws in 27 states that allow employees to forgo participating in and paying dues to unions. The House passed the bill with a vote of 224 to 194, mostly along party lines.” [Washington Post, [2/6/20](#)]
- **The Bill Would Allow More People Classified As Contractors To Be Given Employee Status.** “The bill would also allow more people currently classified as contractors to be given the status of employees for the purposes of union organizing, potentially paving the way for gig workers at companies like Lyft, Uber and DoorDash to organize with unions or among themselves.” [Washington Post, [2/6/20](#)]

Herrell: “I Voted Against The PRO Act Because Congress Should Be Protecting The Freedom Of Workers, Not Tipping The Scales In Favor Of Union Bosses.” “‘I voted against the PRO Act because Congress should be protecting the freedom of workers, not tipping the scales in favor of union bosses,’ the Alamogordo Republican said in an email. ‘The PRO Act violates states’ rights by eliminating state-passed right-to-work laws.’” [Santa Fe New Mexican, [5/2/21](#)]

Herrell Supported Right-To-Work Laws That Harmed Unions And Led To A 3.1% Decline In Wages For Union And Non-Union Workers

Herrell: “I Support Right-To-Work.” VIDEO: “And speaking of business, let’s just set this straight. I support right-to-work. I voted for the bill in House committee, but when we put a minimum wage on it, that is not a good bill. And you don’t use business owners as pawns to get work done in New Mexico.” [Yvette Herrell for Congress via Facebook, posted [2/26/18](#)] (VIDEO) 01:06 – 01:24

2016: Herrell Was Supportive Of Right-To-Work Legislation. “Herrell also discussed education and job creation in New Mexico. She said by the time they get to Santa Fe most bills will already be agreed upon. ‘We can turn New Mexico into a right to work state, we don’t have a huge population of union workers but if it looks good to the company considering New Mexico then I’m all for it. It’s a simple bill, if you don’t want to join the union then you don’t have to. It’s a choice,’ she said.” [Alamogordo Daily News, [9/7/16](#)]

- **Right To Work Laws Allowed Workers In Union-Represented Workplaces To Opt Out Of The Union And Not Pay Union Dues.** “So-called right-to-work laws in more than two dozen states allow workers in union-represented workplaces to opt out of the union, and not pay union dues. At the same time, such workers are still covered under the wage and benefits provisions of the union contract.” [NPR, [3/9/21](#)]

Right To Work Legislation Harmed Unions By Lowering Their Membership Numbers Which Decreased Their Political Influence. “These so-called right-to-work laws let unionized workers skip out on paying union dues if they don’t want to. Normally, every worker chips in for the cost of negotiating a labor contract, because everyone in the bargaining unit benefits from it. Giving workers the option not to pay means many won’t, which then lowers a union’s membership and political influence. Unions have lost millions of dollars in states that have passed these laws.” [Vox, [5/14/19](#)]

- **The Economic Policy Institute Attributed Right To Work Laws To A 3.1% Decline In Wages For Union And Non-Union Workers.** “The Economic Policy Institute, a left-leaning think tank, attributes right-to-work laws to a 3.1 percent decline in wages for union and nonunion workers after accounting for differences in cost of living, demographics, and labor market characteristics. In truth, it shouldn’t be a surprise that anti-union laws would hurt middle-class families. According to economists, the decline of labor unions is largely responsible for the growing income inequality in the United States.” [Vox, [5/14/19](#)]

Herrell Was An Immigration Hardliner Who Opposed Protections For Dreamers And Afghan Refugees But Supported Giving Asylum To The Extremist Canadian Trucker Convoy

Herrell Voted Against The DREAM Act And Opposed DACA Providing Residency Status For Undocumented Immigrants Brought To The United States As Children

Herrell Voted Against The DREAM Act That Would Provide Residency Status For Undocumented Immigrants Brought To The United States As Children

Herrell Voted Against The Dream Act, Providing Legal Residency Status For Undocumented Immigrants Who Entered The US As Children Or From TPS-Designated Nations. In March 2021, Herrell voted against: “Passage of the bill that would provide legal residency status for certain undocumented immigrants who entered the United States as children or from nations with Temporary Protected Status designation and would prohibit the Homeland Security and Justice Departments from initiating or continuing the removal of such individuals.” The bill passed 228 to 197. [HR 6, [Vote #91](#), 3/18/21; CQ, [3/18/21](#)]

Herrell: “We Can’t Let Short Term Fixes Like DACA Become Long Term Solutions”

Herrell: “We Can’t Let Short Term Fixes Like DACA Become Long Term Solutions.” VIDEO: “We have to protect New Mexico from becoming a sanctuary state. We can’t let short term fixes like DACA become long term solutions, because it doesn’t work that way. We need a Congress that’s going to act and take action. We need to give the border patrol the tools they need but we also need to be looking at the laws that are on the book and enforcing them. And it has become such a huge issue and it’s become more divisive than it is uniting us. It’s something we have to address. We cannot afford as a state or a nation to pay for the medical, the schooling, and other necessities that illegals are taking away from our taxpayers and from our veterans more importantly.” [KRWGnews via YouTube, posted [2/21/18](#)] (20:17 – 20:55)

Herrell: “The Intent Of DACA Was Never Designed As A Path To Citizenship”

Herrell: “The Intent Of DACA Was Never Designed As A Path To Citizenship.” “Herrell is critical of the program's scope. ‘The intent of DACA was never designed as a path to citizenship,’ she said.” [Albuquerque Journal, [5/7/18](#)]

Herrell Wanted Asylum Status For Canadian Truckers Who Blocked Border Crossings While She Was Also Attacking Afghan Refugees, Claiming They Were Not Fully Vetted And Posed A Security Risk

February 2022: Herrell Sponsored A Bill Providing Asylum Or Refugee Status To Canadian Truckers Who Blocked Border Crossings In Protest Of COVID-19 Vaccine Mandates

February 2022: Herrell Sponsored HR 6838, The Canadian Trucker Freedom Act Of 2022, Which Would Provide Asylum Or Refugee Status For Canadian Nationals Subject To Canadian Governmental Emergency Action. In February 2022, Herrell sponsored: “A bill to provide for asylum or refugee status for certain Canadian nationals subject to harm by reason of the invocation of the Emergencies Act by the government of Canada.” The bill was read twice and referred to: House Judiciary. [HR 6838, [2/25/22](#); CQ, [2/25/22](#)]

- **The Canadian Trucker Convoy Obstructed Highways, Bridges, And Border Crossings, Damaged Government Vehicles, And Forced Local Businesses To Close To Protest Canadian COVID-19 Safety Rules.** “Upset with Canada's COVID-19 safety rules — especially a requirement that unvaccinated truck drivers reentering the country from the United States quarantine for a few days — the self-proclaimed ‘Freedom Convoy’ of Canadian truckers spent weeks protesting in the capital city of Ottawa and other cities across the country this month. They used their trucks to intentionally obstruct highways, bridges, and border crossings. In Alberta, 11 protesters were arrested with a

'cache of firearms with a large quantity of ammunition,' apparently for a potential confrontation with law enforcement, according to the Royal Canadian Mounted Police. Elsewhere, the convoy damaged government vehicles, forced local businesses to close, imperiled the supply chain and economy, displayed Nazi flags, and danced on Canada's National War Memorial." [American Independent, [2/28/22](#)]

- **Canadian Prime Minister Justin Trudeau Invoked Temporary Emergency Powers To Freeze The Truckers' Bank Accounts In An Effort To Quell The Protest Action.** "On Feb. 14, Prime Minister Justin Trudeau invoked temporary powers under Canada's Emergencies Act to quell the protests by freezing the trucker's bank accounts. An outraged Herrell blasted the move and announced on Feb. 19 that she would file a bill to treat the truckers as political refugees if they wanted to flee to the United States. 'Justin Trudeau's heavy-handed crackdown against peaceful protesters in Canada is not the action of a Western Democracy, but that of an authoritarian regime like Venezuela,' she tweeted." [American Independent, [2/28/22](#)]
- **Herrell Said Prime Minister Trudeau's Efforts Were "Not The Action Of A Western Democracy, But That Of An Authoritarian Regime Like Venezuela."** "On Feb. 14, Prime Minister Justin Trudeau invoked temporary powers under Canada's Emergencies Act to quell the protests by freezing the trucker's bank accounts. An outraged Herrell blasted the move and announced on Feb. 19 that she would file a bill to treat the truckers as political refugees if they wanted to flee to the United States. 'Justin Trudeau's heavy-handed crackdown against peaceful protesters in Canada is not the action of a Western Democracy, but that of an authoritarian regime like Venezuela,' she tweeted." [American Independent, [2/28/22](#)]

HEADLINE: "GOP Lawmaker Wants Asylum For Canadian Truckers But Attacks Afghan Refugees." [American Independent, [2/28/22](#)]

February 2022: Herrell Proposed Temporary Asylum For The "Innocent" Canadian Truckers Who Blocked Border Crossings For Days Protesting COVID-19 Vaccine Mandates. "Congresswoman Yvette Herrell, New Mexico's sole federal GOP representative, made headlines last weekend when she made comments proposing temporary asylum for Canadians protesting vaccine mandates and other COVID-19 mitigation measures. On Feb. 19, Herrell said she would be introducing legislation to temporarily grant asylum to 'innocent' Canadian protesters being 'persecuted' by their government. The congresswoman's comments came after reports of police using pepper spray and stun grenades to disperse protesters in Canada's capital city. 'Just as we provide asylum for political prisoners, we should do the same for truckers who have been subjected to violence, had their property confiscated, and their bank accounts frozen by a government that is quickly becoming the embarrassment of the free world,' Herrell said on Twitter. 'We cannot be silent as our neighbors to the north are treated so badly.' Canadians initially protesting a vaccine requirement for cross-border truckers swarmed and occupied Ottawa, the capital city, for three weeks in February, and the protest eventually broadened to oppose all COVID-19 restrictions. Protesters across Canada also blocked several border crossings with the United States for days, most notably the busy Ambassador Bridge between Detroit and Windsor, Ontario." [Las Cruces Sun News, [2/28/22](#)]

Herrell Said Her Canadian Trucker Proposal Did Not Contradict Her Other Immigration Views Because Eligible Truckers Would Undergo Background Checks. "Herrell, whose district includes nearly 180 miles of border with Mexico, has spoken on several immigration issues in her first 14 months as a federal lawmaker. She has criticized the vetting of refugees from Afghanistan as inadequate and has criticized the release of Haitian asylum seekers presenting at the southern border who she argued could not be monitored to return for court dates. She has introduced legislation to prevent the release of undocumented immigrants who have criminal convictions, cartel, terrorism or gang ties or who cannot be vetted properly, before their immigration cases are complete. She told the Sun-News the 'Canadian Trucker' proposal isn't in contradiction with her other immigration views. Those eligible for asylum under the bill would have to go through the typical protocols for asylum, including a background check, plus must meet other requirements. 'It's not just a broad net that we're just throwing out there for everybody,' Herrell said. 'Certainly, there are some checks and balances, there are some protocols that have to be met.' [...] The GOP congresswoman, currently in her first term, said it's not about agreeing with why the truckers were protesting. Rather, Americans should be concerned, she said, about the precedent being set. 'I'm fearful that if we don't stand up against government overreach, especially when it comes to freedom, that we could see it in our own country,' Herrell said." [Las Cruces Sun News, [2/28/22](#)]

February 2022: Herrell Co-Authored A Letter To Homeland Security Secretary Alejandro Mayorkas Claiming That Accepting Afghan Refugees Fleeing The Taliban Was A Security Risk

February 2022: Herrell Co-Authored A Letter To Homeland Security Secretary Alejandro Mayorkas Claiming That Accepting Afghan Refugees Fleeing The Taliban Was A Security Risk. “Rep. Yvette Herrell (R-NM) co-authored a letter to Homeland Security Secretary Alejandro Mayorkas on Friday raising concerns about the vetting of Afghan refugees, claiming that resettling those fleeing the Taliban could pose a security risk to the United States. The same day, she filed a bill to allow special refugee status for a lawless group of Canadian anti-vaccine truckers. ‘Confirmed: dozens of Afghan evacuees deemed potentially dangerous to Americans have been allowed to slip away into our country by the Biden Administration,’ Herrell charged on social media on Friday. ‘I am proud to lead my colleagues in Congress demanding transparency, and to ensure this never happens again.’ In their letter, Herrell, Rep. James Comer (R-KY), and other Republican members of the House Oversight and Reform Committee wrote that they were concerned about ‘lax vetting of Afghan evacuees.’ They cited a recent report by the Defense Department inspector general examining the screening process used for displaced people coming from Afghanistan to note that, as of November, the National Ground Intelligence Center ‘had identified 50 Afghan personnel in the United States with information in DoD records that would indicate potentially significant security concerns.’ That number represents a tiny fraction of the more than 76,000 Afghan people evacuated by President Joe Biden’s administration since August, when the United States withdrew military forces from Afghanistan and the Taliban seized control. ‘It is also likely that those evacuated from Afghanistan were not properly vetted,’ Herrell and her colleagues wrote. ‘We are particularly concerned that terrorists or other bad actors may seek to take advantage of our goodwill, exploiting any weakness in border security and vetting of foreign nationals seeking to enter the United States.’” [American Independent, [2/28/22](#)]

Herrell Said Resettling Afghan Refugees While Americans Remained In Afghanistan Was “Shameful And Irresponsible” And Questioned Whether Afghan Refugees Were Being Vetted 100%

Herrell Criticized Governor Michelle Lujan Grisham For Asking The President To Fly In Afghan Refugees Before Consulting With Communities And Local Governments In New Mexico. “U.S. Rep. Yvette Herrell, a Republican representing all of southern New Mexico, issued a statement Monday saying ‘we should honor promises to help those who worked with our Armed Forces in Afghanistan,’ but argued that evacuating Americans should be the priority. She also took a jab at New Mexico Gov. Michelle Lujan Grisham, a Democrat who has welcomed Afghan refugees to New Mexico, for asking the president ‘to fly thousands of foreign nationals into New Mexico without the consent or consultation of our families, communities, and local governments.’” [Las Cruces Sun-News, 8/24/21]

Herrell Questioned Whether Afghan Refugees Were Being Vetted 100% Before Reaching The U.S. “‘So far, what I have had is one conversation with the (Fort Bliss) general. They’re preparing for up to 10,000 (refugees). I don’t know if they will reach or exceed the number they were given,’ Herrell said in an interview. ‘Are they being vetted 100% before they hit U.S. soil? Is the temporary housing for weeks or months? What will the transition to our communities and our society look like? There’s not answers to that so far.’” [CBS-3 WRBL, 8/24/21]

Herrell Challenged The Biden Administration’s Claim That Afghan Refugees Were Being Thoroughly Vetted. “Republicans have criticized the Biden administration on the vetting process that is bringing Afghan refugees into the country, questioning if there is enough time or resources to do a thorough job. ‘I can absolutely assure you that no one is coming into the United States of America who has not been through a thorough screening and background check process,’ White House press secretary Jen Psaki said at her briefing on Wednesday. Herrell pointed out it can take years to get a green card and noted: ‘Yet the American people are supposed to believe that we’re getting a good solid vetting process done in 36, 48, 60 hours. It doesn’t make sense.’” [Daily Mail, 9/1/21]

- **Herrell Said She Was Concerned About The Fast-Tracking And Rapid Evaluation Of The Refugees Had Her Concerned That Some Could Slip Through The Cracks.** “Herrell said the fast-tracking, the rapid evacuation, and the fast movement of refugees to the U.S. had her concerned that some could slip through the cracks. ‘Oh they’re 100% fast tracking it. And that’s why we have the concerns,’ she said.” [Daily Mail, 9/8/21]

- **Herrell Said She Worried Afghan Refugees Wouldn't Go Through The Entire Vetting Process And Opposed Deadlines For Security Vetting.** “Herrell says she worries Afghan refugees won't all go through that process, and that U.S. doesn't have access to enough reliable data on Afghan nationals. She opposes any artificial deadlines for security vetting.” [Associated Press, 9/8/21]

Herrell Called The Vetting Process At The Afghan Refugee Camps “Atrocious.” “CAMPOS-DUFFY: Of course, I'm going to start with you, congresswoman, you were just at the base. What did you see? What did you learn? And what gave you concern enough that you want to write this letter to the president? HERRELL: Well, I just want to tell you the humanitarian effort at Holloman is amazing. It's a Herculean, what they've done and I want to be very clear, there will be 5000 Afghan refugees at Holloman and there are 14,000 at Fort Bliss, both being housed in the second congressional district. But I will tell you, the men and women that have worked at Holloman to make this happen, the housing, phenomenal and my hat's off to them. And I'm so proud of our military. But on the other hand, we have a looming crisis. And that's the vetting process. Just to echo some of the guests you had on earlier. We know the vetting process is atrocious. And I don't think it's fair that we're putting Americans at risk. Our number one priority should be bringing every American home from Afghanistan. And our second priority should be keeping every American safe on American soil.” [Fox News, (VIDEO) Transcript, 9/8/21]

Herrell Was An Ardent Supporter Of Title 42, Which Allowed Immigration Authorities To Expel Migrants Quickly Without A Chance To Apply For Asylum, And Proposed A Bill Prohibiting Its Reversal

Herrell Was The Sponsor Of The PAUSE Act, Which Would Prohibit Rescinding Any Immigration Restrictions Introduced During COVID-19

January 2021: Herrell Sponsored HR 471, The PAUSE Act, Which Would Prohibit HHS From Rescinding Or Reducing The Stringency Of Any Immigration Restrictions Introduced During COVID-19. In January 2021, Herrell sponsored: “Protecting Americans from Unnecessary Spread upon Entry from COVID-19 Act of 2021 or the PAUSE Act of 2021: This bill maintains immigration restrictions put in place under public health emergency authorities to prevent the introduction of COVID-19 (i.e., coronavirus disease 2019) from foreign countries. Specifically, the bill prohibits the Department of Health and Human Services from rescinding or reducing the stringency of the restrictions. It also prohibits the Department of Homeland Security from stopping or reducing enforcement of the restrictions. These prohibitions remain in effect until (1) federal and state COVID-19 emergency orders are lifted, and (2) the risk of introducing COVID-19 in or from Canada and Mexico is minimal.” The bill was read twice and referred to House Energy and Commerce. [HR 471, [1/25/21](#); CQ, [1/25/21](#)]

- **Herrell: “It Would Be Fundamentally Unfair To Keep American Citizens On Lockdown While Allowing Unfettered Entry At The Border.”** “Congresswoman Yvette Herrell (NM-02) yesterday introduced the Protecting Americans from Unnecessary Spread upon Entry (PAUSE) Act of 2021. The legislation, which prevents the introduction of new COVID-19 cases from our land and sea borders with Canada and Mexico, is the congresswoman's first bill. ‘In New Mexico and across the U.S., draconian lockdowns have been imposed in the name of 'slowing the spread' of COVID-19,’ Congresswoman Herrell explained. ‘Until the lockdowns and emergency declarations have ended, border health protections must remain in place to prevent the introduction of new cases and new strains of the virus at our borders.’ The Biden administration has signaled it may seek to end these border health protections — known as Title 42 — and allow illegal immigrants to enter our country. This move would risk the health and wellbeing of Border Patrol Agents, Customs and Border Protection (CBP) officers, and the general public. ‘It would be fundamentally unfair to keep American citizens on lockdown while allowing unfettered entry at the border,’ Herrell added.” [Office of Rep. Yvette Herrell, Press Release, [1/26/21](#)]

The PAUSE Act Would Prohibit The Biden Administration From Ending Title 42 Until The COVID-19 Pandemic Was Completely Over

The PAUSE Act Would Stop The Biden Administration From Ending Title 42 Until The COVID-19 Pandemic Was Completely Over In The United States, Mexico, And Canada. “The federal government under Biden has continued to extend the state of the emergency in the U.S., leading Congresswoman Herrell to question why Title 42 would be lifted when there is still an ongoing emergency status. Herrell's office stays in contact with Border Patrol in her state to share information regarding migration – including estimates that 18,000 people per day could cross the border once Title 42 is lifted. The PAUSE Act would stop the administration from ending Title 42 until the pandemic were completely over. This means, according to the congresswoman, that all travel restrictions in all three North American countries must be lifted, as well as pandemic-era mandates. 'Right now in the bill that we introduced, the PAUSE act, of course, [Title 42] would stay in effect until restrictions were lifted not only in our country, but in our neighboring countries – so Mexico, Canada,' she explained. She also said that it doesn't make sense to end a pandemic-related policy to stop the spread from coming over the border with mass amounts of migrants flooding there when the country remains in a state of emergency due to the public health crisis.” [Daily Mail, [3/31/22](#)]

Herrell Said The PAUSE Act Was A Single Issue Bill That Would Keep Title 42 In Place, With Nothing Hidden In The Bill About The Border Wall Or Other Issues. “Herrell said that her so-called PAUSE bill is gaining traction in the House, which would stop the administration from ending pandemic-era Title 42 until COVID restrictions are lifted in the U.S., Mexico and Canada. [...] The representative for New Mexico's 2nd congressional district introduced the Protecting Americans from Unnecessary Spread upon Entry Act (PAUSE) on January 25, 2021 – just days after President Biden was sworn into office. 'We know that there's Democrats now that have come out and said they don't want Title 42 to go away,' Herrell told DailyMail.com. 'So on the federal level, in terms of congressionally, we are pushing hard to push that Title 42 bill, that PAUSE Act.' She explained that Republicans are trying to get 'at least some' Democrats to sign the discharge petitions, adding that they sent a letter to colleagues 'asking [Democrats] to step up to the plate' and support the PAUSE Act in order to 'help place the safety and welfare of the American people first'. Herrell claims that the proposed legislation is a single issue bill that would just keep Title 42 in play. She also insisted that there is nothing hidden in the bill, specifically calling out that it would not require that Donald Trump's border wall be completed or any other special interest issues in order for the policy to remain in place.” [Daily Mail, [3/31/22](#)]

- **Herrell Said That If Title 42 Was Eliminated, Up To 18,000 People Per Day Would Cross The Southern Border.** “The representative for the district containing the entirety of New Mexico's border with Mexico is pushing for Joe Biden to keep Title 42 in place, claiming the president is out of touch with desires of real Americans and that her state doesn't have the resources to deal with the impending influx. 'If they do eliminate Title 42 completely, we may see up to 18,000 people per day coming across the southern border,' Representative Yvette Herrell told DailyMail.com in a Thursday interview. 'We don't have the resources to handle that because we just don't have enough boots on the ground,' she added.” [Daily Mail, [3/31/22](#)]

Herrell Supported Title 42, Which Allowed Immigration Authorities To Expel Migrants Quickly Without Giving Them A Chance To Apply For Asylum Following A Public Health Order From The CDC

Herrell Criticized President Biden's Plans To Roll Back Trump Administration Directives Like Title 42. “Herrell also decried Biden's purported plans to roll back a series of Trump directives to cope with the 2018-2019 migrant surge from Central America. She said that would be bad for her constituents in New Mexico. Some of those include the Migrant Protection Protocols, or Remain in Mexico program, and the CDC Title 42 order. Those measures ‘effectively brought the border under control and doing away with them may allow illegal immigrants to enter freely into our country during a pandemic by ending a crucial border health program (Title 42) under which Border Patrol could rapidly send them back to Mexico,’ Herrell said.” [CBS-12 WJTV, 1/15/21]

- **Following A Public Health Order From The CDC, Title 42 Allowed Immigration Authorities To Expel Migrants Crossing The Border Quickly Without Giving Them A Chance To Apply For Asylum.** “That expulsion plan rests on a rarely used public health law known as Title 42. Immigration authorities say a public health



order from the Centers for Disease Control and Prevention allows them to expel migrants crossing the border quickly without giving them a chance to apply for asylum.” [NPR, 9/20/21]

- **Herrell: “Title 42 Polices Currently In Place May Be The Only Thing Stopping The Crisis From Becoming A Catastrophe Overnight.”** “Herrell, a steadfast supporter of Trump and his immigration policies, has filed legislation to preserve a rule, ordered under Title 42 of the U.S. Code, allowing border authorities to rapidly deport migrants and asylum seekers citing the COVID-19 public health emergency. ‘Title 42 polices currently in place may be the only thing stopping the crisis from becoming a catastrophe overnight,’ Herrell said. ‘There’s no question about it: The situation on our border is a national emergency and it will continue getting worse.’” [Las Cruces Sun-News, 2/13/21]

After The Biden Administration Extended Title 42 Indefinitely, Herrell Criticized The Administration For Not “Using It To Our Full Potential.” “The Biden administration, she said, needs to more widely use the authority granted to the border patrol under Title 42, a rule begun by the Trump administration but extended by Biden, to expel migrants and asylum seekers due to the threat of COVID-19. According to U.S. Customs and Border Patrol, the agency has used the rule for 846,122 expulsions since October. Despite the administration earlier this month extending the rule indefinitely, Herrell said there are too many restrictions on when it can be used for, including an exemption for unaccompanied minors. ‘When the Biden administration said ‘we extended that,’ just know that we are not using it to our full potential,’ Herrell said.” [Roswell Daily Record, 8/21/21]

March 2022: Herrell Said The Federal Government Needed To Reinstate The “Remain In Mexico” Policy Allowing Expulsion Of Asylum Seekers Awaiting Court Proceedings

March 2022: Herrell Said The Federal Government Needed To Reinstate The “Remain In Mexico” Migrant Protection Program Policy. “To help border states, Herrell said, the federal government needs to keep Title 42 in place and reinstate the Migrant Protection Program (MPP), which is more commonly referred to as the Remain in Mexico policy. MPP was a Trump-era policy that allowed the U.S. to send migrants back to Mexico if that’s where they entered the U.S. from to await court proceedings for their asylum claims. This decreased the chances that migrants would be released into the country and evade the immigration system, remaining in the U.S. illegally. Herrell says that she wrote two letters to her state’s Democratic Governor Michelle Lujan Grisham last year requesting the New Mexico National Guard be deployed to help with the southern border crisis. The congresswoman claims this would be helpful because it would help get border agents out of processing centers and back on the ground at the border. Grisham never responded to her letters. Herrell said that there are National Guard troops from other states at the New Mexico border but none from her own state.” [Daily Mail, [3/31/22](#)]

Herrell Was A Strong Supporter Of The Border Wall And Claimed It Was Vital To Keeping Drugs And Unauthorized Migrants Out Of The County

Herrell Said The “Porous” Border Was A Disaster And Said The Border Wall Needed To Be Funded

Herrell Called The “Porous” Border A Disaster And Said It Brought Through Drugs And Human Trafficking. “‘This is a promise made - promise kept by the President Donald Trump. This is very critical to - not only the national security - but the security of our famers, families and ranchers that live in border communities. The porous border has proven to be a disaster because we are seeing illicit drugs coming through and the coyotes bringing people through. Human trafficking is a big deal, and nobody wants to talk about it.’” [Deming Headlight, 9/9/20]

Herrell: “We Need To Be Funding Our Border Wall, We Need To Be Funding Our Border Patrol And ICE Agents And Give Them The Tools They Need.” “‘This is a critical issue and we owe it to the American population to secure our borders. It’s not enough to think that giving the guys at the checkpoint’s additional tools. We need to be funding our border wall, we need to be funding our Border Patrol and ICE agents and give them the tools they need here between El Paso and Las Cruces, Las Cruces to Columbus and Hachita.’” [Deming Headlight, 9/9/20]

Herrell Claimed The Border Wall Was Crucial To Keeping Drugs And Unauthorized Migrants Out Of The Country

Herrell Said The Border Wall Was Crucial To Keeping Drugs And Unauthorized Migrants Out Of The Country.

“The border wall is crucial to keeping drugs and unauthorized migrants out of the country, so halting construction will have dire consequences for Americans, a New Mexico congresswoman says.

The comments by U.S. Rep. Yvette [SIC] Herrell, R-New Mexico, come as President-elect Joe Biden prepares to take office, bringing campaign promises to not only stop the construction of his predecessor's steel bollard barrier with Mexico but also tear down the "legal wall" of procedural rules that keeps asylum seekers on the other side of the border.” [CBS-12 WJTV, 1/15/21]

- **Herrell: “More Than 80,000 Americans Died Of (Drug) Overdoses From May 2019 To May 2020 [...] Ending Construction Of The Wall Will Only Allow More Drugs To Flow From Mexican Drug Cartels.”** “‘More than 80,000 Americans died of (drug) overdoses from May 2019 to May 2020. These Americans matter. Ending construction of the wall will only allow more drugs to flow from Mexican drug cartels, risking even more American lives,’ she told Border Report. According to the Centers for Disease Control and Prevention, drug overdose deaths accelerated during the COVID-19 pandemic, fueled by the abuse of opioids and illicit synthetic drugs, like fentanyl. Synthetic opioid overdose deaths increased 34.8% for the 12-month period ending May 2020 while cocaine overdose fatalities went up 26.5%, possibly because of contamination from or co-use of heroin or synthetic drugs, the CDC said.” [CBS-12 WJTV, 1/15/21]

Herrell Said She Would Fight To Ensure Congress Appropriated More Funding To Finish The Border Wall

Herrell Said She Would Fight To Ensure Congress Appropriates More Funds To Finish The Construction Of The Border Wall.

“But Herrell said she will fight so Congress appropriates more funds to finish border wall construction, which she says has contributed to a reduction in drug and migrant smuggling activity in mostly desert areas west of the Santa Teresa Port of Entry in New Mexico.” [CBS-12 WJTV, 1/15/21]

Herrell: “President Biden Has Ended This Construction, Violating Contracts With Builders, And Leaving Our Communities Vulnerable To Illegal Crossings.”

“Herrell is new to Congress and beat Democratic Rep. Xochitl Torres Small. Her district encompasses the bottom half of New Mexico, including 180 miles of the border. One hundred miles of wall has gone up in New Mexico. She said Trump's push for the more than 450 miles of wall completed since 2017 is ‘vital to stopping drug smugglers, criminals, human traffickers, and illegal immigrants.’ ‘President Biden has ended this construction, violating contracts with builders, and leaving our communities vulnerable to illegal crossings,’ said Herrell. ‘Not only will this cost American taxpayers billions of dollars in settlement fees, it will also harm the construction industry along the border and cost thousands of construction workers to lose their jobs.’” [The Examiner, 2/1/21]

Herrell Urged New Mexico Governor Michelle Lujan Grisham To Deploy The National Guard To The Border

Herrell Urged New Mexico Governor Michelle Lujan Grisham To Deploy The National Guard To The Border.

“Congresswoman Yvette Herrell (R-N.M.) in a letter today called on Governor Michelle Lujan Grisham to deploy New Mexico National Guard troops to the southern border. Herrell's congressional district includes all 180 miles of the state's border with Mexico. ‘Our state is on the front lines of President Biden’s border crisis and I am hearing from constituents on the border every day about the number of immigrants coming across their property,’ Herrell wrote. ‘The problem is made all the worse by the unfinished sections of the border wall in New Mexico that are funneling migrants into our state.’” [Congresswoman Yvette Herrell, Press Release, [4/9/21](#)]

- **Herrell: “We've Written To Her Three Times, And Now She Calls Me A Xenophobe, Whatever That Is.”** “U.S. Rep. Yvette Herrell, the lone Republican member of New Mexico's congressional delegation, has repeatedly written Gov. Michelle Lujan Grisham in recent months asking for more security at the state's southern border. In at least two of those letters, Herrell asked the governor to send New Mexico National Guard troops there. On Wednesday, at an appearance in Roswell before the Chaves County Federated Republican Women, Herrell told the crowd that her



letters weren't positively received by the Democratic governor. 'We've written to her three times, and now she calls me a xenophobe, whatever that is,' Herrell said at the event, according to Alex Ross, a Roswell Daily Record reporter in attendance who quoted Herrell on Twitter." [Albuquerque Journal, 8/22/21]

Herrell Voted Against The Farm Workforce Modernization Act That Would Allow Agricultural Workers To Apply For Residency Status

Herrell Voted For A Motion To Recommit HR 1603, The Farm Workforce Modernization Act. In March 2021, Herrell voted for: "Fischbach, R-Minn., motion to recommit the bill to the House Judiciary Committee." The motion was rejected by a vote of 204-218. [HR 1603, [Vote #92](#), 3/18/21; CQ, [3/18/21](#)]

Herrell Voted Against The Farm Workforce Modernization Act, Allowing Undocumented Agricultural Workers To Apply For Residency Status. In March 2021, Herrell voted against "Passage of the bill that would allow certain undocumented agricultural workers in the United States to apply for certified agricultural worker status and subsequently permanent residency status. It would also overhaul the H-2A nonimmigrant visa program for temporary agricultural workers and replace the E-Verify employment status verification system with a similar system for use by the agricultural sector; and authorize funding for certain Agriculture Department housing programs." The bill passed 247 to 174. [HR 1603, [Vote #93](#), 3/18/21; CQ, [3/18/21](#)]

Herrell Voted Against The No Ban Act, Terminating A Number Of Executive Orders And Proclamations By The President Restricting Access Into The U.S. From Certain Muslim-Majority Countries

Herrell Voted Against The NO BAN Act, Prohibiting The President From Banning Individuals Seeking Immigrant Visas Based On Their Religion. In April 2021, Herrell voted against: "Passage of the bill that would explicitly prohibit discrimination based on religion with regard to individuals seeking immigrant visas, nonimmigrant visas or other entry into the United States. It would limit the president's ability to restrict entry of a class of foreign nationals, including to require that such restrictions be temporary, narrowly tailored and subject to a State Department determination that they are in the interest of U.S. public safety or international stability. It would require the State and Homeland Security departments to notify Congress prior to the issuance of any such restriction and provide information regarding its justification and planned duration; brief Congress within 48 hours of its issuance; and report Congress every 30 days during the restriction on its continued justification and how visa applicants are impacted. It would terminate the restriction, absent intervening congressional action, if the briefing or reports are not provided. The bill would allow individuals present in the United States who are harmed by entry restrictions in violation of the bill's provisions to seek declaratory or injunctive relief through a U.S. district court. It would also require the State and Homeland Security departments to submit a report to Congress describing the implementation of proclamations by former President Donald Trump that restricted the entry of individuals from certain countries, including the number of refugees admitted and the number of visa applicants admitted or rejected, disaggregated by country and visa category." The bill passed 218 to 208. [HR 1333, [Vote #127](#), 4/21/21; CQ, [4/21/21](#)]

- **The No Ban Act Would Vacate Trump's Existing Travel Bans On Countries His Administration Deemed To Be Threats To National Security And Put Measures In Place To Prevent Similar Bans In The Future.** "The No Ban Act would vacate Trump's existing travel bans on countries his administration deems to be threats to national security, as well as put in place measures to prevent future such bans. Under the first version of Trump's travel ban, unveiled in January 2017, citizens of seven majority-Muslim countries, including those who held US green cards and dual US citizenship, were held for questioning for many hours at airports across the country and were denied entry to the US. A de facto 'Muslim ban,' the policy appeared to be the execution of Trump's call on the campaign trail for a 'total and complete shutdown' of Muslims entering the US and sparked widespread protests throughout the country. [...] The No Ban Act would dial back the president's authority to issue such bans under the Immigration and Nationality Act, which was 'not intended to provide carte blanche authority to the president to ban large categories of individuals without justification, or to rewrite immigration laws with which he disagrees,' Chair Jerrold Nadler said on the House floor Wednesday." [Vox, [7/22/20](#)]



- **The No Ban Act Would Amend Current Law To Require That Any Travel Ban Be Temporary, Based On Credible Evidence, Subject To Congressional Oversight, And Be Created Only In Response To Specific Actions Foreign Entities Have Taken To Threaten The U.S.** “The No Ban Act would amend the current law to require that any travel ban be temporary, based on credible evidence, subject to congressional oversight, and be created only in response to specific actions foreign entities have taken to threaten the US. The bill also states that a ban must also advance a compelling government interest in the least restrictive way possible.” [Vox, [7/22/20](#)]

Herrell Supported The Republican Tax Scam That Benefitted Special Interests While Raising Taxes On Millions Of Middle Class Americans

Herrell Supported The Republican Tax Bill And Said It “Has Been Completely Helpful For The Country”...

Herrell Said She Was “Glad To See The Tax Reform Bill Signed By President Trump”

Herrell Said She Was “Glad To See The Tax Reform Bill Signed By President Trump.” “Glad to see the Tax Reform Bill signed by President Trump. Unemployment down, GDP and Stock Market up, additional funding for our Military! A great way to start 2018!” [Yvette Herrell via Facebook, [12/22/17](#)]

Herrell Said The Republican Tax Scam Would Lead To Tax Cuts For American Families, Lower Tax Rates, And More Jobs—A Majority Of Businesses Did Not See Accelerated Hiring Because Of The Tax Cuts And Jobs Act

Herrell Said The Republican Tax Scam Would Lead To Tax Cuts For American Families, Lower Tax Rates, And More Jobs. “Today marks the last time the American people will file taxes under a complicated & outdated tax system. Thanks to the President Trump Tax cuts, American families will see: 1) An average tax cut of \$2059 2) Lower tax rates 3) More Jobs!” [Yvette Herrell for Congress via Facebook, posted [4/17/18](#)]

- **HEADLINE: Did Trump’s tax cuts boost hiring? Most companies say no.** [PBS, [1/28/19](#)]
- **According To The National Association For Business Economics, 84% Of Businesses Said They Didn’t Accelerate Hiring Because Of The Tax Cuts And Jobs Act.** “The vast majority of American businesses haven’t boosted hiring or investment as a result of the Republican tax law, according to a survey by the National Association for Business Economics. Eighty-four percent of businesses said they didn’t accelerate hiring because of the 2017 Tax Cuts and Jobs Act, which President Donald Trump hailed as ‘a bill for the middle class and a bill for jobs.’” [PBS, [1/28/19](#)]

Herrell Said The Republican Tax Scam “Has Been Completely Helpful For The Country”

February 2018: Herrell Said The Republican Tax Scam “Has Been Completely Helpful For The Country.” VIDEO: “I think that the new tax reform package has been completely helpful for the country. And we’ve seen great opportunities in New Mexico just because business reinvests in business. This is giving people a bigger paycheck.” [KRWGnews via YouTube, posted [2/21/18](#)] (38:16 – 38:27)

...Even Though The Republican Tax Scam Benefitted Corporations And Special Interests While Millions Of Americans Would Pay More In Taxes

Tax Cuts And Jobs Act Benefitted The Wealthy, Corporations, And Special Interests...

Washington Post: Final Tax Bill Included A “Significant Tax Break For The Very Wealthy” And “A Massive Tax Cut For Corporations.” “A new tax cut for the rich: The final plan lowers the top tax rate for top earners. Under current

law, the highest rate is 39.6 percent for married couples earning over \$470,700. The GOP bill would drop that to 37 percent and raise the threshold at which that top rate kicks in, to \$500,000 for individuals and \$600,000 for married couples. This amounts to a significant tax break for the very wealthy, a departure from repeated claims by Trump and his top officials that the bill would not benefit the rich. [...] A massive tax cut for corporations “A massive tax cut for corporations: Starting on Jan. 1, 2018, big businesses' tax rate would fall from 35 percent to just 21 percent, the largest one-time rate cut in U.S. history for the nation's largest companies.” [Washington Post, [12/15/17](#)]

...While Millions Of Americans Would Pay More In Taxes

Politifact: GOP Tax Bill Would Raise Taxes For The Middle Class After Individual Tax Cut Provisions Expired In 2025. “Gillibrand said the Republican ‘tax [plan] raises middle-class taxes.’ That's not true during the first years of the new tax provisions. If not for the sunset for the tax changes for individuals, we likely would have rated Gillibrand's statement False or perhaps Mostly False. Middle-income taxpayers will either benefit or see no change in their tax liability through 2025. But her claim could hold up after the bill's individual provisions expire that year. There's no guarantee a future Congress will extend those parts of the bill.” [Politifact, [12/22/17](#)]

- **Tax Policy Center: In 2018, 5 Percent Of Taxpayers Would Pay More In Taxes Under The GOP Tax Bill, But Would Increase To 53 Percent Of Taxpayers In 2027.** “Some taxpayers would pay more in taxes under the proposal in 2018 and 2025 than under current law: about 5 percent of taxpayers in 2018 and 9 percent in 2025. In 2027, however, taxes would increase for 53 percent of taxpayers compared with current law.” [Tax Policy Center, [12/18/17](#)]

Tax Cuts And Jobs Act Increased The Federal Debt – And Republicans Planned To Pay For It With Cuts To Medicare And Social Security

Official CBO Estimate Found Final Tax Bill Would Increase The Federal Deficit By \$1.9 Trillion. “The GOP's signature tax law is projected to increase the national debt by \$1.9 trillion between 2018 and 2028, according to a new report by the Congressional Budget Office (CBO). According to the report, the tax law would cost the government \$2.3 trillion in revenues, but economic growth would offset that figure by about \$461 billion.” [The Hill, [4/9/18](#)]

After Passing A Tax Bill That Added Trillions To The Deficit, Speaker Ryan Said Medicare And Medicaid Would Need To Be “Reformed” In Order To Decrease The Deficit. “With his dream of tax reform now realized, Ryan is hoping to make progress on two other issues he’s targeted during his two-decade career in Washington: entitlement and welfare reform. ‘We’re going to have to get back next year at entitlement reform, which is how you tackle the debt and the deficit,’ Ryan, a former Budget Committee chairman, said in a recent interview this month on the Ross Kaminsky radio talk show. Medicare and Medicaid are the ‘big drivers of debt,’ Ryan said, suggesting Republicans could once again use the budget reconciliation process to avoid a Democratic filibuster. Medicare is the ‘biggest entitlement that’s got to have reform,’ Ryan added.” [The Hill, [12/27/17](#)]

- **HEADLINE: After Tax Overhaul, GOP Sets Sights on Medicare, Social Security** [US News, [12/7/17](#)]
- **HEADLINE: Ryan says Republicans to target welfare, Medicare, Medicaid spending in 2018** [Washington Post, [12/6/17](#)]
- **HEADLINE: Paul Ryan Pushes to Keep Overhaul of Safety-Net Programs on GOP Agenda** [Wall Street Journal, [2/4/18](#)]

AP: “A Wide Range Of Economists And Nonpartisan Analysts Have Warned That The Bill Will Likely Escalate Federal Debt, Intensify Pressure To Cut Spending On Social Programs And Further Widen America's Troubling Income Inequality.” “The tax overhaul of 2017 amounts to a high-stakes gamble by Republicans in Congress: That slashing taxes for corporations and wealthy individuals will accelerate growth and assure greater prosperity for Americans for years to come. The risks are considerable. A wide range of economists and nonpartisan analysts have warned that the



bill will likely escalate federal debt, intensify pressure to cut spending on social programs and further widen America's troubling income inequality.” [Associated Press, [12/17/17](#)]

Tax Cuts And Jobs Act Would Increase Incentives To Move Jobs Overseas

Tax Experts Said The Tax Cuts And Jobs Act Increased Incentives For Companies To Move Jobs Overseas. “What happened to the workers in Clinton, tax experts say, will probably happen to more Americans if the Republican tax overhaul becomes law. The legislation fails to eliminate long-standing incentives for companies to move overseas and, in some cases, may even increase them, they say. ‘This bill is potentially more dangerous than our current system,’ said Stephen Shay, a senior lecturer at Harvard Law School and former Treasury Department international tax expert in the Obama administration. ‘It creates a real incentive to shift real activity offshore.’” [Washington Post, [12/15/17](#)]

Herrell Said She Opposed Defunding The Police, But Voted Against Police Funding In The American Rescue Plan; Herrell Also Opposed Police Reforms

Herrell Said “It's Time We Defend The Police, Not Defund Them” And Blamed Violence Against Law Enforcement On The “Leftist Campaign To Defund, Demonize, And Destroy Police”

Herrell: “It's Time We Defend The Police, Not Defund Them!” “It's time we defend the police, not defund them! I'm proud to sign the @Heritage_Action Police Pledge - in Congress I will always stand with our law enforcement officers. #nmpol #nm02” [Twitter, @Yvette4Congress, [8/21/20](#)]

Herrell Claimed Violence Against Law Enforcement Was A Direct Result Of The “Leftist Campaign To Defund, Demonize, And Destroy Police.” “Violence against the brave men and women of law enforcement is a direct result of the Leftist campaign to defund, demonize, and destroy police. It's why I introduced a bill to make the murder of police a federal crime punishable by the death penalty.” [Twitter, @RepHerrell, [8/4/21](#)]

Herrell Voted Against The American Rescue Plan, Which Included \$350 Billion To Strengthen Law Enforcement To Pre-Pandemic Levels

Herrell Voted Against The American Rescue Plan

Herrell Voted Against Concurring In The Senate Amendment To The American Rescue Plan (ARP) Act. In March 2021, Herrell voted against: “Yarmuth, D-Ky., motion to concur in the Senate amendment to the bill comprising a \$1.9 trillion coronavirus relief package to further address the health and economic effects of COVID-19, including approximately \$362 billion in direct aid to state and local governments; \$47.8 billion for testing and contact tracing; \$168 billion to assist educational institutions; and \$53.6 billion to assist small businesses. It would extend federal unemployment compensation benefits through Sept. 6, 2021; provide tax rebates of \$1,400 for individuals with incomes of \$75,000 or less; and extend or expand a number of employer and individual tax credits, including credits to subsidize health insurance premiums. The bill would provide direct assistance of \$195.3 billion for states and \$130.2 billion for local governments, as well as \$10 billion for grants to states to support capital projects, such as broadband access. It would provide \$122.8 billion for an Education Department elementary and secondary school emergency relief fund; \$39.6 billion for grants to higher education institutions; \$3 billion for education programs for individuals with disabilities and \$2.75 billion for non-public schools. It would provide \$39 billion for child care block grants to states. It would provide \$27.8 billion for emergency rental assistance and housing vouchers, \$10 billion for homeownership assistance and \$5 billion for assistance to individuals experiencing homelessness. It would continue the 15% increase in Supplemental Nutrition Assistance Program benefits through September 2021. It would provide over \$92 billion for the Health and Human Services Department, including \$47.8 billion for COVID-19 testing and contact tracing; \$7.5 billion for vaccine administration and distribution; \$6.1 billion for vaccine and therapeutic development, manufacturing and procurement; \$7.6 billion to expand the public health workforce; \$7.6 billion for community health centers; \$6.1 billion for Native American health programs; and \$3 billion for substance abuse and mental health block grant programs. It would provide



\$50 billion for the Federal Emergency Management Agency disaster relief fund; \$14.5 billion for veterans' health care services; \$10 billion for emergency medical supply production under the Defense Production Act; \$8.7 billion for COVID-19 health response efforts overseas; and \$200 million for Labor Department worker protection activities, including at least half for the Occupational Safety and Health Administration. It would extend federal unemployment compensation benefits of \$300 per week through Sep. 6, 2021. It would provide an additional tax rebate of \$1,400 for individuals with incomes of \$75,000 or less, increased by \$1,400 for each dependent. It would expand eligibility and increase the maximum earned income tax credit for childless adults and increase the child tax credit to \$3,000 per child. It would expand and extend through September 2021 paid sick and family leave tax credits for employers. It would require Medicaid and the Children's Health Insurance Program to fully cover the cost of COVID-19 vaccines. It would provide for full federal subsidies of individual COBRA premiums and require the VA to waive health treatment copayments through September 2021. It would expand eligibility in 2021 and 2022 for federal tax subsidies toward Affordable Care Act marketplace insurance premiums, including to fully cover premium costs for individuals earning up to 150% of the federal poverty level and cap premiums at 8.5% of household income. It would provide for temporary increases in federal medical assistance percentages for certain services and eliminate the Medicaid drug rebate cap beginning in 2023. It would provide \$50 billion for small business assistance, including \$28.6 billion for restaurants and \$7.25 billion for the Paycheck Protection Program. It would provide \$4 billion for Agriculture Department pandemic-related assistance.” The motion was agreed to by a vote of 220-211. [HR 1319, [Vote #72](#), 3/10/21; CQ, [3/10/21](#)]

Herrell Voted Against Passage Of The American Rescue Plan Act. In February 2021, Herrell voted against: “Passage of the fiscal 2021 budget reconciliation bill, as amended, comprising a coronavirus relief package that would provide roughly \$1.9 trillion in funding to further address the health and economic effects of COVID-19, including approximately \$350 billion in direct aid to state and local governments; \$47.8 billion for testing and contact tracing; \$168 billion to assist educational institutions; and \$50 billion to assist small businesses. It would extend and increase federal unemployment compensation benefits for 24 weeks and increase the weekly amount to \$400; provide tax rebates of \$1,400 for individuals with incomes of \$75,000 or less; extend or expand a number of employer and individual tax credits, including credits to subsidize health insurance premiums; and gradually increase the federal minimum wage to \$15 per hour. Among other provisions, the bill would provide \$195.3 billion for direct assistance to states and \$130.2 billion for local governments; \$128.6 billion through fiscal 2023 for an Education Department elementary and secondary school emergency relief fund and \$39.6 billion for grants to higher education institutions, including to provide emergency financial aid; and continue the 15% increase in Supplemental Nutrition Assistance Program benefits through September 2021. It would provide \$47.8 billion for COVID-19 testing and contact tracing; \$7.5 billion for vaccine administration and distribution; and \$6.1 billion for vaccine and therapeutic development, manufacturing and procurement. It would require Medicaid and the Children's Health Insurance Program to fully cover the cost of COVID-19 vaccines. It would expand eligibility in 2021 and 2022 for federal tax subsidies toward Affordable Care Act marketplace insurance premiums, including to fully cover premium costs for individuals earning up to 150% of the federal poverty level and cap premiums at 8.5% of household income. It would provide \$50 billion for small business assistance, including \$25 billion for restaurants. It would provide \$30.5 billion for transit, \$18 billion for airline and aviation manufacturing industry payroll support; and \$4 billion for Agriculture Department pandemic-related assistance. It would incrementally increase the federal minimum wage annually to reach \$15 per hour in 2025, including for tipped workers, teens and workers with disabilities. It would create a program to provide financial assistance to multiemployer pension plans.” The bill passed by a vote of 219-212. [HR 1319, [Vote #49](#), 2/27/21; CQ, [2/27/21](#)]

...Which Provided \$350 Billion In State And Local Funding To Hire Law Enforcement, Pay Overtime For Community Policing, And Restore Law Enforcement To Pre-Pandemic Levels

The American Rescue Plan Provided \$350 Billion In State And Local Funding To Hire Law Enforcement Officials, Pay Overtime For Community Policing, And Restore Law Enforcement To Pre-Pandemic Levels. “Today, the Treasury Department is highlighting that communities experiencing a surge in gun violence as a result of the pandemic may use the American Rescue Plan’s \$350 billion in state and local funding for purposes such as: Hiring law enforcement officials – even above pre-pandemic levels – or paying overtime where the funds are directly focused on advancing community policing strategies in those communities experiencing an increase in gun violence associated with the pandemic. [...] In addition, the Treasury Department is clarifying that any community may use ARP state and local



aid for the above strategies and any other public safety programs, up to the level of revenue loss the jurisdiction experienced during the pandemic. And any community may use ARP funds to rehire police officers and other public servants to restore law enforcement and courts to their pre-pandemic levels.” [White House, Press Release, [6/23/21](#)]

- **Las Cruces Received Over \$24.7 Million From The American Rescue Plan Which Included Support For Public Safety And Infrastructure Programs.** “Amending The Definition Of “Person” In Affordable Housing Tax Credit To Remove Counties And Municipalities To Exclude Them From Eligibility For State Tax Credits.” [KRWG, [6/15/21](#)]

Department Of The Treasury: “There Are Many Ways In Which The State And Local Fiscal Recovery Funds [...] Can Support Communities Working To Reduce And Respond To Increased Violence.” “Under Treasury’s Interim Final Rule, there are many ways in which the State and Local Fiscal Recovery Funds (“Funds”) under the American Rescue Plan Act can support communities working to reduce and respond to increased violence due to the pandemic. [...] In all communities, recipients may use resources to rehire police officers and other public servants to restore law enforcement and courts to their pre-pandemic levels. [...] In communities where an increase in violence or increased difficulty in accessing or providing services to respond to or mitigate the effects of violence, is a result of the pandemic they may use funds to address that harm. This spending may include: Hiring law enforcement officials – even above pre-pandemic levels – or paying overtime where the funds are directly focused on advancing community policing strategies in those communities experiencing an increase in gun violence associated with the pandemic o Community Violence Intervention (CVI) programs, including capacity building efforts at CVI programs like funding and training additional intervention workers.” [Department of the Treasury, [7/19/21](#)]

Biden: “The American Rescue Plan, Which We Passed In The First 100 Days Of My Administration, Is Providing Much-Needed, Historic Relief To Bring Back Those Law Enforcement Jobs.” President Biden: “The American Rescue Plan, which we passed in the first 100 days of my administration, is providing much-needed, historic relief to bring back those law enforcement jobs and social service jobs. Much of this relief has already arrived. The rest is on its way. And we’re now providing more guidance on how they can use the \$350 billion nationally that the American Rescue Plan has available to help reduce crime and address the root causes. For example, cities experiencing an increase in gun violence were able to use the American Rescue Plan dollars to hire police officers needed for community policing and to pay their overtime. Mayors will also be able to buy crime-fighting technologies, like gunshot detection systems, to better see and stop gun violence in their communities. They can use the funding to scale up wraparound services for the residents as well, including substance abuse and mental health services that we know will make a difference in prevention of crime.” [White House, [6/23/21](#)]

2021: Herrell Voted Against The George Floyd Justice In Policing Act

Herrell Voted Against The George Floyd Justice In Policing Act, Overhauling Policing Laws. In March 2021, Herrell voted against The George Floyd Justice In Policing Act. NPR described the bill: “The [George Floyd Justice in Policing Act] would ban chokeholds and end qualified immunity for law enforcement — the legal protection for police officers that limits victims' ability to sue for misconduct. It would ban no-knock warrants in federal drug cases, mandate data collection on police encounters and create a nationwide police misconduct registry to help hold problematic officers accountable. The bill would also prohibit racial and religious profiling and redirect funding to community-based policing programs.” The motion was agreed to by a vote of 220 - 212. [HR 1280, [Vote #60](#), 3/3/21; CQ, [3/3/21](#)]

- **The Bill Banned Chokeholds, Ended Qualified Immunity For Law Enforcement, Banned No-Knock Warrants In Federal Drug Cases, Mandated Data Collection On Police Encounters, And Created A Nationwide Police Misconduct Registry.** “The [George Floyd Justice in Policing Act] would ban chokeholds and end qualified immunity for law enforcement — the legal protection for police officers that limits victims' ability to sue for misconduct. It would ban no-knock warrants in federal drug cases, mandate data collection on police encounters and create a nationwide police misconduct registry to help hold problematic officers accountable. The bill would also prohibit racial and religious profiling and redirect funding to community-based policing programs.” [NPR, [4/21/21](#)]

2022: Herrell Urged Attorney General Merrick Garland To Lift The Police Consent Decree In

Albuquerque, Claiming It Cost Millions Of Dollars Whole Failing To Improve Safety Or Officer Retention In The City

2022: Herrell Urged Attorney General Merrick Garland To Lift The 7-Year-Old Police Consent Decree In Albuquerque, Claiming It Cost Millions Of Dollars Whole Failing To Improve Safety Or Officer Retention In The City. “The court enforced plan, known as a consent decree, has been credited with bringing significant reform in some places but scorned by critics elsewhere as ineffective and a waste of taxpayer money. The 1994 crime bill gave the Department of Justice the ability to investigate police agencies for patterns or practices of unconstitutional policing, and to require agencies to meet specific goals before federal oversight can be removed. Typically, a federal judge oversees the consent decree and appoints a monitor to shepherd it. [...] The city of Albuquerque, New Mexico, signed a settlement agreement in 2014 after a federal investigation that followed several officer-involved shootings. But today, many elected officials and Albuquerque residents are critical of what they see as a lack of progress, as well as the cost. Republican U.S. Rep. Yvette Herrell in February urged Garland to end the consent decree, noting that city has spent nearly \$25 million on it, including \$10 million in monitor payments, and it hasn’t resulted in less crime: Albuquerque saw a record number of homicides in 2021. ‘This consent decree has been in place for over seven years, cost millions of dollars, and failed to make our state’s largest city safer or improve officer retention,’ Herrell wrote. The monitor’s latest report, released May 11, offered hope. It cited a ‘substantial increase in training effectiveness’ starting in the second half of 2021, and credited a new external investigation unit for improved examinations of use of force incidents.” [Associated Press, [5/23/22](#)]

- **Albuquerque Police Were Subject To DOJ Monitoring Under A Consent Decree, A Legal Agreement Between The City And The DOJ Allowing Close Federal Scrutiny And Oversight Of Local Law Enforcement Practices.** “Rep. Yvette Herrell is urging Attorney General Merrick Garland to drop the Department of Justice’s ‘consent decree’ and monitoring scheme for the Albuquerque Police Department, which have made it harder for law enforcement to fight crime and protect their communities. ‘I will always stand for the brave men and women in uniform who keep our families safe,’ said Rep. Herrell. ‘Violent crime is running rampant in New Mexico, and anti-cop Washington politicians are making it worse. This must end today.’ For over seven years, Albuquerque Police have been subject to monitoring by the Department of Justice under a ‘consent decree,’ a legal agreement where the city enters into a civil settlement with the DOJ allowing close federal scrutiny and oversight of local law enforcement practices. This usually follows some form of alleged police misconduct. This has made it more difficult to safely police the Albuquerque community.” [Office of Rep. Yvette Herrell, Press Release, [2/3/22](#)]

2021: Herrell Voted Against Funding Sources For The Justice Department Crime Victims Fund

March 2021: Herrell Voted Against Expanding Funding Sources For The Justice Department Crime Victims Fund. In March 2021, Herrell voted against: “Nadler, D-N.Y., motion to suspend the rules and pass the bill, as amended, that would expand funding sources for the Justice Department Crime Victims Fund to include funds from deferred prosecution agreements and non-prosecution agreements. It would increase from 60% to 75% the amount of grant funding provided to states for victim compensation programs and prohibit the department from requiring such programs to deduct recovery costs or restitution collections when calculating funds awarded. It would also authorize states to waive a fund matching requirement for grant recipients during and for one year after the end of a pandemic-related national emergency, or if the state establishes a policy for programs to request and receive a waiver.” The motion passed 384-38. [H Res 1652, [Vote #89](#), 3/17/21; CQ, [3/17/21](#)]