

SENATE FLOOR SUBSTITUTE FOR
SENATE BILL 744

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

AN ACT

RELATING TO JUVENILES; PERMITTING OUT-OF-STATE DISPOSITION OF
ADJUDICATED JUVENILES IN CERTAIN CIRCUMSTANCES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new Section 9-2A-8.1 NMSA 1978 is enacted to
read:

"9-2A-8.1. [NEW MATERIAL] LIMITED OUT-OF-STATE
DISPOSITION OF ADJUDICATED JUVENILES. --As a part of the
disposition, a juvenile court may allow an adjudicated juvenile
offender to be placed in a rehabilitation program located out
of state, provided the program and the adjudicated juvenile
meet the standards and rules established by the department.
The rules shall be established in consultation with the
administrative office of the courts and shall, at a minimum,

require that:

A. the disposition of the adjudicated juvenile be
no less than two years;

B. the adjudicated juvenile has been determined to
be a minimum security risk;

C. the juvenile has not been adjudicated as a sex
offender;

D. the out-of-state facility is a minimum security
facility; and

E. the out-of-state facility does not administer
psychotropic drugs to juveniles in its custody. "