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AN ACT
RELATING TO CORRECTIONAL FACILITIES; INCREASING FEES FOR
OUT-OF-STATE PRISONERS INCARCERATED IN PRIVATELY OPERATED
CORRECTIONAL FACILITIES.

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

Section 1. Section 33-15-4 NMSA 1978 (being Laws 2001,
Chapter 169, Section 4) is amended to read:

"33-15-4. CLASSIFICATION REVIEW OF OUT-OF-STATE
INMATES IN PRIVATELY OPERATED CORRECTIONAL FACILITIES--
ASSESSING A FEE. --

A. An out-of-state inmate shall not be
incarcerated in a privately operated correctional facility
in New Mexico unless the privately operated correctional
facility is designed to meet or exceed the appropriate
classification level for the out-of-state inmate.

B. The operator of a privately operated
correctional facility that houses out-of-state inmates shall
pay a fee, on a quarterly basis, to the county in which the
privately operated correctional facility is located. The
amount of the fee shall be a minimum of two dollars (\$2.00)
per inmate per day for each out-of-state inmate who is
incarcerated in the privately operated correctional
facility. "

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