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HOUSE BILL 101

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Al Park

FOR THE CORRECTIONS OVERSIGHT, COURTS AND JUSTICE COMMITTEE

AN ACT

RELATING TO DOMESTIC ABUSE; PROVIDING FOR A SUBSTITUTE ADDRESS
FOR A VICTIM OF DOMESTIC ABUSE.

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

Section 1. A new section of the Family Violence
Protection Act is enacted to read:

"~~[NEW MATERIAL]~~ SUBSTITUTE ADDRESS. --

A. A victim of domestic abuse, or the victim's
representative pursuant to Section 31-26-3 NMSA 1978, who has
good reason to believe that the victim's safety is at risk may
apply to the secretary of state for the use of the secretary of
state as a substitute address. The application shall be on a
form provided by the secretary of state and shall include:

(1) a statement that the secretary of state is
acting as an agent of the victim for purposes of the forwarding

underscored material = new
[bracketed material] = delete

underscoring material = new
[bracketed material] = delete

1 of mail;

2 (2) a new mailing address for forwarding
3 received mail and a telephone number where the victim can be
4 contacted by the secretary of state;

5 (3) payment of a seventy-five-dollar (\$75.00)
6 application fee, which may be waived if the applicant is
7 indigent; and

8 (4) the signature of the victim or the
9 victim's representative.

10 B. The secretary of state shall maintain a
11 confidential record of applications for a substitute address
12 and forward any mail received on behalf of a victim of domestic
13 abuse to the new mailing address provided on the application. "

14 Section 2. EFFECTIVE DATE. --The effective date of the
15 provisions of this act is July 1, 2005.