

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 159

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

William "Bill" R. Rehm

AN ACT

RELATING TO LAW ENFORCEMENT; CHANGING THE MEMBERSHIP OF THE NEW MEXICO LAW ENFORCEMENT ACADEMY BOARD; ESTABLISHING TERMS FOR MEMBERS.

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

SECTION 1. Section 29-7-3 NMSA 1978 (being Laws 1979, Chapter 202, Section 42, as amended) is amended to read:

"29-7-3. NEW MEXICO LAW ENFORCEMENT ACADEMY BOARD.--

A. There is created the "New Mexico law enforcement academy board".

B. The academy shall be controlled and supervised by policy set by the board. The attorney general shall provide legal advice to the academy and the board. The board shall be composed of ~~[the attorney general, who shall serve automatically by reason of his office and serve as chairman of~~

underscored material = new
[bracketed material] = delete

1 ~~the board, and six]~~ nine members who are qualified electors [~~to~~
2 ~~be appointed by the governor and]~~ appointed by the governor in
3 accordance with the provisions of Subsection C of this section
4 and confirmed by the senate. An appointed board member shall
5 serve and have all of the duties, responsibilities and
6 authority of that office during the period prior to the final
7 action by the senate in confirming or rejecting the
8 appointment. At the first board meeting of each year, the
9 board shall elect a member to serve as chair for that year.

10 ~~[G. On or before July 1, 1994, the governor shall~~
11 ~~increase the number of members on the board to eight by~~
12 ~~appointing two additional members. The seventh member of the~~
13 ~~board shall be a citizen-at-large member whose term shall end~~
14 ~~on July 1, 1996. The eighth member of the board shall be a~~
15 ~~police officer who is a New Mexico certified police officer,~~
16 ~~holding the rank of sergeant or below at the time of his~~
17 ~~appointment, and whose term shall end on July 1, 1996 or sooner~~
18 ~~if he retires or is deactivated from duty for longer than~~
19 ~~thirty days.]~~

20 C. The appointed members of the board are:

21 (1) three county sheriffs, appointed by the
22 governor from a list of qualified candidates provided by the
23 New Mexico association of counties, consisting of:

24 (a) one sheriff from a class A county;

25 (b) one sheriff from a class B county

underscored material = new
[bracketed material] = delete

1 with a valuation of more than three hundred million dollars
2 (\$300,000,000); and

3 (c) one sheriff from a class B county
4 with a valuation less than three hundred million dollars
5 (\$300,000,000) or a class C county;

6 (2) three municipal police chiefs, appointed
7 by the governor from a list of qualified candidates provided by
8 the New Mexico municipal league, consisting of:

9 (a) one police chief from a municipality
10 with a population of more than one hundred thousand people
11 according to the most recent federal decennial census;

12 (b) one police chief from a municipality
13 with a population of more than ten thousand people but less
14 than one hundred thousand people according to the most recent
15 federal decennial census; and

16 (c) one police chief from a municipality
17 with a population of ten thousand people or fewer according to
18 the most recent federal decennial census;

19 (3) one district attorney, appointed by the
20 governor;

21 (4) one certified police chief of a New Mexico
22 Indian nation, tribe or pueblo, appointed by the governor; and

23 (5) one citizen-at-large member, appointed by
24 the governor.

25 D. Appointments to the board shall be for terms of

.191154.2

underscored material = new
[bracketed material] = delete

1 four years or less made in such manner that the terms of not
2 more than ~~[two]~~ three members expire on July 1 of each year.
3 ~~[At all times, the board shall have represented on it, as~~
4 ~~members, one municipal police chief, one sheriff, one state~~
5 ~~police officer, one district attorney, one certified police~~
6 ~~chief of a New Mexico Indian tribe or pueblo, one certified New~~
7 ~~Mexico police officer holding the rank of sergeant or below and~~
8 ~~two citizen-at-large members.]~~ On or after July 1, 2013, two
9 members shall be appointed for terms of one year, two members
10 shall be appointed for terms of two years, two members shall be
11 appointed for terms of three years and three members shall be
12 appointed for terms of four years. Vacancies shall be filled
13 by the governor for the unexpired term as provided for the
14 original appointment.

15 ~~[D.]~~ E. Members of the board ~~[shall]~~ are entitled
16 to receive, for their service as members of the board, per diem
17 and mileage as provided in the Per Diem and Mileage Act."

18 **SECTION 2. EFFECTIVE DATE.**--The effective date of the
19 provisions of this act is July 1, 2013.