

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

SENATE BILL 317

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

INTRODUCED BY

Gay G. Kernan

AN ACT

RELATING TO COUNTY SHERIFFS; ALLOWING THE HIGHEST-RANKING
DEPUTY SHERIFF TO EXERCISE THE POWERS OF SHERIFF UNTIL A
SHERIFF HAS BEEN APPOINTED AND QUALIFIED.

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

SECTION 1. Section 4-41-9 NMSA 1978 (being Laws 1855-
1856, Chapter 2, Section 3, as amended) is amended to read:

"4-41-9. POWERS OF DEPUTY SHERIFF.--~~[Sec. 198. The said]~~
Deputies are [~~hereby~~] authorized to discharge all the duties
[~~which~~] that belong to the office of sheriff that may be placed
under their charge by their principals, with the same effect as
though they were executed by the respective sheriffs. If there
is a vacancy in the office of sheriff, the highest-ranking
deputy sheriff shall exercise the powers of sheriff until a
sheriff is appointed and qualified."

.206496.1

underscored material = new
[bracketed material] = delete