

State of New Mexico
Senate

FIFTY-FOURTH LEGISLATURE
FIRST SESSION

March 6, 2019

SENATE FLOOR AMENDMENT number _____ to SENATE JUDICIARY COMMITTEE
SUBSTITUTE FOR SENATE
PUBLIC AFFAIRS COMMITTEE
SUBSTITUTE FOR SENATE BILL
328

Amendment sponsored by Senator Steven P. Neville

1. On page 11, strike Subsection B in its entirety and insert in lieu thereof the following:

"B. A person who receives a firearm pursuant to Subsection A of this section shall at the time of delivery issue to the restrained party a receipt that indicates the date and time of the delivery. A restrained party shall file a copy of the receipt with the court that issued the order of protection within three days of the day the receipt was issued to the restrained party."

2. On page 13, line 11, strike "and".

3. On page 13, line 14, strike the period and insert in lieu thereof "; and" and between lines 14 and 15, insert a new paragraph as follows:

"(7) notice to the restrained party indicating the date and time that the order of protection was issued."

4. On page 14, line 5, strike "unrelated".

5. On pages 14 and 15, strike Subsection K in its entirety and insert in lieu thereof the following:

"K. Following the expiration or termination of an order for protection, the law enforcement agency with custody of a

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surrendered firearm must make reasonable inquiries and efforts to return the firearm surrendered or seized pursuant to an order of protection to the formerly restrained party or another person lawfully entitled to possession of the firearm. Firearms that remain unclaimed for one year after the expiration or termination of an order may be disposed of in accordance with Section 29-1-14 NMSA 1978."

Steven P. Neville

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____