

FIFTY-SIXTH LEGISLATURE
FIRST SESSION

February 23, 2023

SENATE FLOOR AMENDMENT number 1 to SENATE JUDICIARY COMMITTEE
SUBSTITUTE FOR SENATE BILL
247

Amendment sponsored by Senator Gregg Schmedes

1. On page 1, line 17 after "LICENSEE", insert "IN CERTAIN
CASES AND REQUIRING A COURT TO ISSUE A PRELIMINARY INJUNCTION IN
OTHER CASES".

2. On page 23, line 7, before "SUMMARY", insert "PRELIMINARY
INJUNCTION AND HEARING--".

3. On page 23, line 7, strike "OF LICENSE".

4. On page 23, line 8, strike "OF LICENSEE".

5. On page 23, between lines 8 and 9, insert the following new
subsection:

"A. When a board finds that evidence in its possession
indicates that a licensee poses a clear and immediate danger to the
public health and safety if the licensee continues to practice, it
may seek a preliminary injunction from the district court in the
county in which the principal office of the licensee is located or,
if the principal office is not in New Mexico, in the district court
for Santa Fe county. If the injunction is granted, the board shall
hold an expedited hearing for the suspension of the license or
probation of the licensee. The board shall follow the hearing
procedures of the Uniform Licensing Act, but times shall be
shortened in accordance with the injunction or at the request of the
licensee."

6. Reletter the succeeding subsections accordingly.

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7. On page 23, lines 15 and 16, strike Paragraph (1) in its entirety.

8. Renumber the succeeding paragraphs accordingly.

Gregg Schmedes

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____