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HOUSE BILL 906

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Richard D. Vigil

AN ACT

RELATING TO LAW ENFORCEMENT; ALLOWING THE DEPARTMENT OF PUBLIC SAFETY TO RETAIN CERTAIN FUNDS FOR TRAINING PROGRAMS; AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 29-7-12 NMSA 1978 (being Laws 1981, Chapter 114, Section 12, as amended) is amended to read:

"29-7-12. CHARGES--FUND CREATED--USE. --

A. The training and recruiting division of the department of public safety shall not charge local public bodies and New Mexico Indian tribes and pueblos for any expenses associated with providing basic law enforcement training programs to applicants for certification seeking commission pursuant to the provisions of the Law Enforcement Training Act. The division may charge state agencies and

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1 institutions and federal agencies and shall charge civilian
2 participants for the cost of providing basic law enforcement
3 training programs, which charges shall be specified in a
4 tuition and fee schedule promulgated by the [~~New Mexico law~~
5 ~~enforcement academy~~] board and shall not exceed the actual cost
6 of providing the training programs.

7 B. The training and recruiting division of the
8 department of public safety may charge state agencies and
9 institutions, local public bodies, New Mexico Indian tribes and
10 pueblos and federal agencies and shall charge civilian
11 participants for the cost of providing advanced training
12 programs, which charges shall be specified in a tuition and fee
13 schedule promulgated by the [~~New Mexico law enforcement~~
14 ~~academy~~] board and shall not exceed the actual cost of
15 providing the training programs.

16 C. The training and recruiting division of the
17 department of public safety may charge for the rental or other
18 use of the academy's facility, personnel and equipment, which
19 charges shall be specified in a tuition and fee schedule
20 promulgated by the [~~New Mexico law enforcement academy~~] board
21 and shall not exceed the actual cost of the facility, personnel
22 or equipment.

23 D. The "law enforcement training and recruiting
24 fund" is created in the state treasury. Money received by the
25 training and recruiting division of the department of public

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1 safety for activities specified in this section shall be
2 deposited in the fund. The department of public safety shall
3 administer the fund, and money in the fund is appropriated to
4 the division to offset the operational costs of the division
5 and to support the training programs of the division.

6 Unexpended or unencumbered balances in the fund shall not
7 revert to the general fund at the end of a fiscal year. Money
8 shall be expended on warrants issued by the secretary of
9 finance and administration upon vouchers signed by the
10 secretary of public safety or his authorized representative.

11 E. As used in this section, "local public body"
12 means all political subdivisions of the state and their
13 agencies, instrumentalities and institutions. "