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HOUSE BILL 534

50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011

INTRODUCED BY

Dennis J. Kintigh

AN ACT

RELATING TO ADMISSIBILITY OF EVIDENCE; PROVIDING THAT ANY
RECORDING MADE BY A LAW ENFORCEMENT OFFICER IS ADMISSIBLE IN
COURT IF THE OFFICER WAS PRESENT DURING THE TIME THE RECORDING
WAS MADE.

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

SECTION 1. RECORDING BY LAW ENFORCEMENT OFFICER

ADMISSIBLE.--

A. Any recording made by a certified law
enforcement officer, whether the officer was in uniform, plain
clothes or undercover, in any location and with any device
shall be presumed to meet all the requirements for
admissibility in court if the law enforcement officer was
present during the time the recording was made.

B. As used in this section, "recording" means an

underscored material = new
~~[bracketed material] = delete~~

underscored material = new
~~[bracketed material] = delete~~

1 electronic recording created by visual or audio media,
2 including videotape, audiotape or digital media.

3 SECTION 2. EFFECTIVE DATE.--The effective date of the
4 provisions of this act is July 1, 2011.

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