

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

HOUSE BILL 1055

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

LARRY A. LARRANAGA

AN ACT

RELATING TO CRIMINAL LAW; MAKING IT UNLAWFUL TO POSSESS A CONTROLLED SUBSTANCE, A CONTROLLED SUBSTANCE ANALOG OR A COUNTERFEIT SUBSTANCE IN A CORRECTIONAL FACILITY; ENACTING A NEW SECTION OF THE CONTROLLED SUBSTANCES ACT.

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

Section 1. A new section of the Controlled Substances Act is enacted to read:

" [NEW MATERIAL] CONTROLLED SUBSTANCE-- CONTROLLED SUBSTANCE ANALOG-- COUNTERFEIT SUBSTANCE-- POSSESSION IN CORRECTIONAL FACILITY PROHIBITED. --

A. Notwithstanding the provisions of Section 30-31-23 NMSA 1978, it is unlawful for any person intentionally to possess a controlled substance while on the premises of a correctional facility operated by the corrections department or

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 operated for the corrections department pursuant to a contract,
2 unless the substance was obtained pursuant to a valid
3 prescription or order of a practitioner while acting in the
4 course of his professional practice or except as otherwise
5 authorized by the Controlled Substances Act. It is unlawful for
6 any person intentionally to possess a controlled substance
7 analog or counterfeit substance while on the premises of a
8 correctional facility operated by the corrections department or
9 operated for the corrections department pursuant to a contract.

10 B. Any person who violates this section is guilty of
11 a third degree felony. "

12 Section 2. EFFECTIVE DATE. --The effective date of the
13 provisions of this act is July 1, 1997.

State of New Mexico House of Representatives

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

March 7, 1997

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 1055

**has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
APPROPRIATIONS AND FINANCE COMMITTEE.**

Respectfully submitted,

Thomas P. Foy, Chairman

**Underscored material = new
[bracketed material] = delete**

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 4 Against

Yes: 5

No: Foy, M P. Garcia, King, Pederson

Excused: Mallory, Rios, Sanchez, Stewart

Absent: None

M \H1055

Underscored material = new
[bracketed material] = delete

**State of New Mexico
House of Representatives**

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 11, 1997

Mr. Speaker:

Your APPROPRIATIONS AND FINANCE COMMITTEE, to
whom has been referred

HOUSE BILL 1055

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Max Coll, Chairman

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

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 12 For 2 Against

Yes: 12

No: Taylor, J. P., Watchman

Excused: Heaton, Salazar, Varela

Absent: None

M \H1055

Underscored material = new
[bracketed material] = delete

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

Page 7

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

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 21, 1997

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been
referred

HOUSE BILL 1055, as amended

has had it under consideration and reports same with
recommendation that it DO PASS, and thence referred to the
JUDICIARY COMMITTEE.

Respectfully submitted,

Shannon Robinson, Chairman

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Ingle, Robinson

Absent: None

H1055PA1

Underscored material = new
[bracketed material] = delete