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HOUSE BILL 315

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Ron Godbey

AN ACT

RELATING TO CORRECTIONS; ELIMINATING SALARIES FOR THE PAROLE BOARD.

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

Section 1. Section 31-21-24 NMSA 1978 (being Laws 1975, Chapter 194, Section 3, as amended) is amended to read:

"31-21-24. PAROLE BOARD-- MEMBERS-- APPOINTMENT-- TERMS-- QUALIFICATIONS-- COMPENSATION-- ORGANIZATION. --

A. There is created the "parole board" consisting of four members appointed by the governor with the consent of the senate. Each member of the board shall devote his full time to the duties of the board.

B. The terms of the members of the parole board shall be three years.

C. Members of the parole board may be removed by

underscored material = new
[bracketed material] = delete

1 the governor as provided in Article 5, Section 5 of the
2 constitution of New Mexico. Vacancies shall be filled by
3 appointment by the governor for the remainder of the unexpired
4 term.

5 D. Members of the parole board shall be persons
6 qualified by such academic training or professional experience
7 as is deemed necessary to render them fit to serve as members
8 of the board. No member of the board shall be an official or
9 employee of any other federal, state or local government
10 entity.

11 E. [~~For purposes of salary for the chairman and~~
12 ~~the other three members of the board, the provisions of~~
13 ~~Section 10-9-5 NMSA 1978 shall apply.~~] Members of the parole
14 board shall [~~be reimbursed as provided~~] receive per diem and
15 mileage as provided for nonsalaried public officers in the Per
16 Diem and Mileage Act [~~in lieu of actual expenses for~~
17 ~~transportation, lodging and subsistence while on the official~~
18 ~~business of the board~~] and shall receive no other
19 compensation, perquisite or allowance.

20 F. The governor shall designate one member of the
21 parole board to serve as chairman.

22 G. A parole may be granted, denied or revoked only
23 by a majority of a panel of three parole board members
24 appointed on a rotating basis by the chairman of the board. "

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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6 February 10, 1999

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8 Mr. Speaker:

9
10 Your JUDICIARY COMMITTEE, to whom has been referred

11
12 HOUSE BILL 315

13
14 has had it under consideration and reports same with
15 recommendation that it DO PASS, amended as follows:

16 1. On page 1, line 12, after "BOARD" insert "
17 INCREASING THE NUMBER OF MEMBERS".

18
19 2. On page 1, line 20, strike "four" and insert in
20 lieu thereof "five".

21
22 3. On page 1, lines 21 and 22, strike "Each member of
23 the board shall devote his full time to the duties of the
24 board. ".

25 4. On page 2, line 24, insert the following new

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

HJC/HB 315

Page 4

section:

"Section 2. Section 31-21-23 NMSA 1978 (being Laws
1975, Chapter 194, Section 2) is amended to read:

"31-21-23. PURPOSE. -- The purpose of the Parole Board
Act is to create a [~~full-time~~], professional [~~salaried~~]
parole board. ". ,

and thence referred to the APPROPRIATIONS & FINANCE
COMMI TTEE.

Respectfully submitted,

R. David Pederson, Chairman

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

HJC/HB 315

Page 5

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

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Luna, Rios

Absent: None

126882.1

J: \99BillSWP\H0315

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1 FORTY- FOURTH LEGISLATURE
2 FIRST SESSION, 1999

3
4 February 20, 1999

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7 Mr. Speaker:

8
9 Your APPROPRIATIONS AND FINANCE COMMITTEE, to
10 whom has been referred

11 HOUSE BILL 315, as amended

12
13 has had it under consideration and reports same with
14 recommendation that it DO PASS.

15
16 Respectfully submitted,

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20 _____
21 Max Coll, Chair man

underscored material = new
[bracketed material] = delete

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

Page 7

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 14 For 0 Against

Yes: 14

Excused: Marquardt, Parsons, Watchman

Absent: None

J: \99BillSWP\H0315

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[bracketed material] = delete

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FORTY- FOURTH LEGISLATURE
FIRST SESSION

March 18, 1999

SENATE FLOOR AMENDMENT number _____ to HOUSE BILL 315

Amendment sponsored by Senator Michael Sanchez

1. Strike House Judiciary Committee Amendments 2 and 4.

2. On page 1, line 12, after "MEMBERS" insert "; PROVIDING STAGGERED TERMS; PROVIDING FOR A DIRECTOR; AMENDING THE PAROLE BOARD ACT".

3. On page 1, line 20, strike "four" and insert in lieu thereof "nine".

4. On page 1, line 24, strike "three" and insert in lieu thereof "six" and after the period insert "To provide for staggered terms, three of the initially appointed members, including the chairman, shall be appointed for terms of six years, three members for terms of four years and three members for terms of two years. Thereafter, all members shall be

FORTY- FOURTH LEGISLATURE
FIRST SESSION

SF1/HB 315

Page 9

appointed for six-year terms."

5. On page 2, line 20, after "chairman" insert ", who in addition to other duties shall coordinate with the corrections department in the furnishing of services pursuant to Section 9-3-11 NMSA 1978".

6. On page 2, line 21, strike "only".

7. On page 2, line 22, strike "majority of" and insert in lieu thereof "quorum of two on" and after "panel" insert "consisting".

8. On page 2, between lines 23 and 24, insert the following new sections:

"Section 2. Section 31-21-23 NMSA 1978 (being Laws 1975, Chapter 194, Section 2) is amended to read:

"31-21-23. PURPOSE. -- The purpose of the Parole Board Act is to create a [~~full-time~~], professional [~~salaried~~] parole board. "

FORTY- FOURTH LEGISLATURE
FIRST SESSION

SF1/HB 315

Page 10

Section 3. EFFECTIVE DATE. --The effective date of the provisions of this act is July 1, 1999."

Michael S. Sanchez

Adopted _____ Not Adopted

(Chief Clerk)

(Chief Clerk)

Date _____