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HOUSE BILL 357

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

INTRODUCED BY

Gail C. Beam

FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE

AN ACT

RELATING TO THE JUVENILE PAROLE BOARD; EXPANDING THE  
MEMBERSHIP OF THE JUVENILE PAROLE BOARD; ESTABLISHING SPECIFIC  
GUIDELINES FOR REVIEW OF A CHILD'S ELIGIBILITY FOR PAROLE;  
AMENDING SECTIONS OF THE JUVENILE PAROLE BOARD ACT.

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

Section 1. Section 32A-7-2 NMSA 1978 (being Laws 1993,  
Chapter 77, Section 195) is amended to read:

"32A-7-2. JUVENILE PAROLE BOARD--TERMS--DIRECTOR. --

A. The "juvenile parole board" is created,  
consisting of [~~three~~] five members appointed by the governor.  
The juvenile parole board is administratively attached to the  
department. The terms of members of the board shall be six  
years.

B. A director will be appointed by the governor as

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1 the administrative officer of the juvenile parole board. The  
2 director shall employ other staff as is necessary to carry out  
3 the duties of the board. Employees shall be employed in  
4 classified positions and shall be subject to the provisions of  
5 the Personnel Act. "

6 Section 2. Section 32A-7-8 NMSA 1978 (being Laws 1993,  
7 Chapter 77, Section 201) is amended to read:

8 "32A-7-8. PAROLE ELIGIBILITY. --

9 A. A child [~~is eligible to~~] shall appear before  
10 the juvenile parole board no later than forty days after the  
11 entry of a judgment transferring legal custody to an agency  
12 for the care and rehabilitation of delinquent children.

13 [~~unless recommended for an earlier appearance by the agency~~  
14 ~~responsible for such care and rehabilitation~~]

15 B. In the event parole is denied, the child shall  
16 [~~be eligible~~] appear before the juvenile parole board for  
17 review within sixty days thereafter if the child received a  
18 short-term commitment of one year.

19 C. In the event parole is denied, the child shall  
20 appear before the juvenile parole board for review within  
21 ninety days thereafter, if the child received a long-term  
22 commitment of no more than two years or if the child is a  
23 youthful offender.

24 [~~E.~~] D. The juvenile parole board may review the  
25 case of any child upon its own motion at any time after parole

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1 is denied.

2 E. If the child is a youthful offender, he shall  
3 serve his period of parole before his twenty-first birthday or  
4 he shall participate in an early release program approved by  
5 the department.

6 [~~D.~~] F. The provisions of the Juvenile Parole  
7 Board Act apply to all children who, on [ ~~the effective date of~~  
8 ~~that act~~] July 1, 1993, are on parole or eligible to be placed  
9 on parole with the same effect as if that act had been in  
10 effect at the time they were placed on parole or became  
11 eligible to be placed on parole. "

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

1 FORTY-FOURTH LEGISLATURE  
2 FIRST SESSION, 1999  
3  
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6 February 17, 1999  
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8 Mr. Speaker:  
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10 Your JUDICIARY COMMITTEE, to whom has been referred  
11

12 HOUSE BILL 357  
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14 has had it under consideration and reports same with  
15 recommendation that it DO PASS, and thence referred to  
16 APPROPRIATIONS AND FINANCE COMMITTEE.

17 Respectfully submitted,  
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22 R. David Pederson, Chairman  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Luna, Sanchez

Absent: None

J: \99BillSWP\H0357

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1 FORTY- FOURTH LEGISLATURE  
2 FIRST SESSION, 1999

3  
4 February 24, 1999

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7 Mr. Speaker:

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

11 HOUSE BILL 357

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

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16 Respectfully submitted,

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21 Max Coll, Chairman  
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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

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Adopted \_\_\_\_\_ Not Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 13 For 0 Against

Yes: 13

Excused: Buffett, Larrañaga, Salazar, Watchman

Absent: None

J: \99BillSWP\H0357

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

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FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

March 14, 1999

Mr. President:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 357

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

Respectfully submitted,

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Michael S. Sanchez, Chairman

FORTY-FOURTH LEGISLATURE  
FIRST SESSION, 1999

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Adopted \_\_\_\_\_ Not

Adopted \_\_\_\_\_

(Chief Clerk)

(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 5 For 0 Against

Yes: 5

No: None

Excused: Aragon, Davis, Lopez

Absent: None

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