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HOUSE BILL 663

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

INTRODUCED BY

Mimi Stewart

AN ACT

RELATING TO LAW ENFORCEMENT; AUTHORIZING THE EMPLOYMENT OF
PUBLIC SCHOOL POLICE OFFICERS; ESTABLISHING THE POWERS OF
PUBLIC SCHOOL POLICE OFFICERS.

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

Section 1. Section 29-5-2 NMSA 1978 (being Laws 1968,
Chapter 62, Section 154, as amended) is amended to read:

"29-5-2. EDUCATIONAL INSTITUTIONS-- [UNIVERSITY] POLICE
OFFICERS' TRAINING AND CERTIFICATION REQUIREMENTS. --

A. The board of regents of each state educational
institution designated in Article 12, Section 11 of the
constitution of New Mexico [~~may employ and assign duties of
university police officers for the institution~~] or a local
school board in a school district with an enrollment in excess
of thirty-five thousand students may employ and assign duties

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1 to police officers. Police officers employed by the board of
2 regents of a state educational institution designated in
3 Article 12, Section 11 of the constitution of New Mexico shall
4 be identified as "university police officers". Police
5 officers employed by a local school board in a school district
6 with an enrollment in excess of thirty-five thousand students
7 shall be identified as "public school police officers". A
8 university police officer or public school police officer
9 shall comply with the training and certification requirements
10 set forth in Chapter 29, Article 7 NMSA 1978.

11 B. At all times while on duty, university police
12 officers shall carry commissions of office issued by the board
13 of regents. University police officers have the powers of
14 peace officers within the exterior boundaries of lands under
15 control of the board of regents employing them, including
16 public streets and highways within [~~such~~] the boundaries.
17 Within this territory, a university police officer may enforce
18 all applicable laws, ordinances and campus traffic
19 regulations, but no arrest for violation of any law, ordinance
20 or campus traffic regulation relating to motor vehicles is
21 valid unless, at the time of arrest, the university police
22 officer is wearing:

23 (1) a distinctive badge bearing the name of
24 the institution, issued to him by the board of regents; or

25 (2) a distinctive uniform prescribed and

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1 issued to him by the board of regents.

2 C. At all times while on duty, public school
3 police officers shall carry commissions of office issued by
4 the local school board. Public school police officers have
5 the powers of peace officers within the exterior boundaries of
6 lands under the control of the local school board employing
7 them, including public streets and highways within the
8 boundaries. Within this territory, a public school police
9 officer may enforce all applicable laws, ordinances and local
10 school board rules and policies, but no arrest for violation
11 of any law, ordinance or local school board rule or policy
12 relating to motor vehicles is valid unless, at the time of the
13 arrest, the public school police officer is wearing:

14 (1) a distinctive badge bearing the name of
15 the school district, issued to him by the local school board;
16 or

17 (2) a distinctive uniform prescribed and
18 issued to him by the local school board. "

19 Section 2. EFFECTIVE DATE. --The effective date of the
20 provisions of this act is July 1, 1999.

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

12 HOUSE BILL 663
13

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

17 Respectfully submitted,
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21 _____
22 Rick Miera, 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: Burpo, Marquardt, Wright

Absent: None

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1 FORTY- FOURTH LEGISLATURE
2 FIRST SESSION, 1999

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4 March 9, 1999

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7 Mr. Speaker:

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9 Your JUDICIARY COMMITTEE, to whom has been referred

10 HOUSE BILL 663

11
12 has had it under consideration and reports same with
13 recommendation that it DO PASS, amended as follows:

14
15 1. On page 3, line 9, after "laws" strike the comma
16 and insert in lieu thereof "and" and strike "and local".

17
18 2. On page 3, line 10, strike "school board rules and
19 policies,".

20
21 3. On page 3, line 11, after "law" strike the comma
22 and insert in lieu thereof "or" and strike "or local school
23 board rule or policy".

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FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

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Respectfully submitted,

R. David Pederson, Chairman

Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

Excused: Godbey, Luna, Rios, Sanchez

Absent: None

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