

1 SENATE BILL 391

2 **50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

3 INTRODUCED BY

4 Sander Rue and William "Bill" R. Rehm

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10 AN ACT

11 RELATING TO LAW ENFORCEMENT; CHANGING THE MEMBERSHIP OF THE NEW  
12 MEXICO LAW ENFORCEMENT ACADEMY BOARD.

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

15 SECTION 1. Section 29-7-3 NMSA 1978 (being Laws 1979,  
16 Chapter 202, Section 42, as amended) is amended to read:

17 "29-7-3. NEW MEXICO LAW ENFORCEMENT ACADEMY BOARD.--

18 A. There is created the "New Mexico law enforcement  
19 academy board".

20 B. The academy shall be controlled and supervised  
21 by policy set by the board. The board shall be composed of the  
22 attorney general, who shall serve automatically by reason of  
23 [~~his~~] office and serve as [~~chairman~~] chair of the board, and  
24 [~~six~~] nine members who are qualified electors [~~to be appointed~~  
25 ~~by the governor and~~] confirmed by the senate. The attorney

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1 general may appoint a designee to serve in the attorney  
2 general's place. The attorney general shall provide legal  
3 advice to the academy and the board. An appointed board member  
4 shall serve and have all of the duties, responsibilities and  
5 authority of that office during the period prior to the final  
6 action by the senate in confirming or rejecting the  
7 appointment.

8 ~~[G. On or before July 1, 1994, the governor shall~~  
9 ~~increase the number of members on the board to eight by~~  
10 ~~appointing two additional members. The seventh member of the~~  
11 ~~board shall be a citizen-at-large member whose term shall end~~  
12 ~~on July 1, 1996. The eighth member of the board shall be a~~  
13 ~~police officer who is a New Mexico certified police officer,~~  
14 ~~holding the rank of sergeant or below at the time of his~~  
15 ~~appointment, and whose term shall end on July 1, 1996 or sooner~~  
16 ~~if he retires or is deactivated from duty for longer than~~  
17 ~~thirty days.]~~

18 C. The appointed members of the board are:

19 (1) three county sheriffs, appointed by the  
20 New Mexico association of counties, consisting of:

21 (a) one sheriff from a class A county;  
22 (b) one sheriff from a class B county  
23 with a valuation of over three hundred million dollars  
24 (\$300,000,000); and

25 (c) one sheriff from a class B county

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1 with a valuation less than three hundred million dollars  
2 (\$300,000,000); a class C county; or a first class county;

3 (2) three municipal police chiefs, appointed  
4 by the New Mexico municipal league, consisting of:

5 (a) one police chief from a municipality  
6 with a population of more than one hundred thousand people  
7 according to the most recent federal decennial census;

8 (b) one police chief from a municipality  
9 with a population of more than ten thousand people but less  
10 than one hundred thousand people according to the most recent  
11 federal decennial census; and

12 (c) one police chief from a municipality  
13 with a population of ten thousand people or fewer according to  
14 the most recent federal decennial census;

15 (3) one district attorney, appointed by the  
16 governor;

17 (4) one certified police chief of a New Mexico  
18 Indian nation, tribe or pueblo, appointed by the governor; and

19 (5) one citizen-at-large member, appointed by  
20 the governor.

21 D. Appointments to the board shall be for terms of  
22 four years or less made in such manner that the terms of not  
23 more than two members expire on July 1 of each year. ~~[At all~~  
24 ~~times, the board shall have represented on it, as members, one~~  
25 ~~municipal police chief, one sheriff, one state police officer,~~

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1 ~~one district attorney, one certified police chief of a New~~  
2 ~~Mexico Indian tribe or pueblo, one certified New Mexico police~~  
3 ~~officer holding the rank of sergeant or below and two citizen-~~  
4 ~~at-large members.]~~ Vacancies shall be filled by the [governor]  
5 original appointing authority for the unexpired term.

6 [D.] E. Members of the board shall receive, for  
7 their service as members of the board, per diem and mileage as  
8 provided in the Per Diem and Mileage Act."

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