

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR  
SENATE BILL 200

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

AN ACT

RELATING TO COURTS; AUTHORIZING EARLY RELEASE OF INMATES FROM  
A CORRECTIONAL FACILITY TO A REENTRY DRUG COURT PROGRAM  
SUPERVISED BY A DISTRICT COURT.

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

Section 1. REENTRY DRUG COURT PROGRAM FOR INMATES--  
DISTRICT COURT SUPERVISION. --

A. The corrections department shall develop  
criteria regarding the eligibility of an inmate for early  
release into a reentry drug court program, including  
requirements that the inmate:

(1) was incarcerated following conviction for  
a nonviolent, drug-related offense; and

(2) is within eighteen months of release or  
eligibility for parole.

1           B. The corrections department may petition a  
2 district court that operates a reentry drug court program to  
3 accept limited jurisdiction of an inmate. If the district  
4 court grants the petition, the district court shall have  
5 jurisdiction over the inmate and the corrections department  
6 shall retain its jurisdiction over the inmate pursuant to the  
7 terms of the inmate's judgment and sentence.

8           C. The provisions of this section shall not be  
9 interpreted to change the jurisdictional authority of the  
10 sentencing court, pursuant to the provisions of the Rules of  
11 Criminal Procedure for the District Courts, as promulgated by  
12 the supreme court. The jurisdictional authority conferred  
13 upon a reentry drug court pursuant to this section is limited  
14 to acceptance and supervision of a released inmate by the  
15 reentry drug court program.

16           D. The provisions of this section shall not be  
17 interpreted to limit the statutory authority vested in the  
18 adult probation and parole division of the corrections  
19 department, pursuant to the provisions of the Probation and  
20 Parole Act.

21           Section 2. EFFECTIVE DATE.--The effective date of the  
22 provisions of this act is July 1, 2001.