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SENATE BILL 535

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

INTRODUCED BY

Pete Campos

AN ACT

**RELATING TO THE PAROLE BOARD; PROVIDING PER DIEM FOR OFFICIAL
DUTIES OF THE BOARD; AMENDING A SECTION OF THE NMSA 1978;
MAKING AN APPROPRIATION.**

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 nine members appointed by the governor with the consent of
the senate.**

**B. The terms of the members of the parole board
shall be six years. To provide for staggered terms, three of
the initially appointed members, including the chairman, shall**

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1 be appointed for terms of six years, three members for terms
2 of four years and three members for terms of two years.

3 Thereafter, all members shall be appointed for six-year terms.

4 C. Members of the parole board may be removed by
5 the governor as provided in Article 5, Section 5 of the
6 constitution of New Mexico. Vacancies shall be filled by
7 appointment by the governor for the remainder of the unexpired
8 term.

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

15 E. Members of the parole board shall receive per
16 diem and mileage as provided for nonsalaried public officers
17 in the Per Diem and Mileage Act, [~~and shall receive no other~~
18 ~~compensation, perquisite or allowance~~] including for all
19 official duties performed for the parole board, including one
20 day of per diem for the review of case files.

21 F. The governor shall designate one member of the
22 parole board to serve as chairman, who in addition to other
23 duties shall coordinate with the corrections department in the
24 furnishing of services pursuant to Section 9-3-11 NMSA 1978.

25 G. A parole may be granted, denied or revoked by a

underscored material = new
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1 quorum of two on a panel consisting of three parole board
2 members appointed on a rotating basis by the chairman of the
3 board. "

4 Section 2. APPROPRIATION. -- Twenty-three thousand four
5 hundred dollars (\$23,400) is appropriated from the general
6 fund to the parole board for expenditure in fiscal year 2002
7 to provide additional per diem to parole board members for
8 performing their official duties as set forth in Section
9 31-21-24 NMSA 1978. Any unexpended or unencumbered balance
10 remaining at the end of fiscal year 2002 shall revert to the
11 general fund.

12 Section 3. EFFECTIVE DATE. -- The effective date of the
13 provisions of this act is July 1, 2001.