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SENATE BILL 450

**53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017**

INTRODUCED BY

Cisco McSorley

AN ACT

RELATING TO LAW ENFORCEMENT; CREATING THE USE OF FORCE REVIEW BOARD; PROVIDING DUTIES AND POWERS; MAKING AN APPROPRIATION.

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

**SECTION 1.** [NEW MATERIAL] USE OF FORCE--USE OF FORCE REVIEW BOARD--DUTIES--POWERS.--

A. A use of force incident is an incident in which a law enforcement officer uses force that results in or causes great bodily harm to or the death of another person. All incidents of use of force shall be reported to the use of force review board created in Subsection B of this section. For the purpose of this section, "great bodily harm" means an injury to the person that creates a high probability of death; that causes serious disfigurement; or that results in permanent or protracted loss or impairment of the function of any member or

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1 organ of the body.

2 B. The "use of force review board" is created and  
3 is administratively attached to the administrative office of  
4 the courts.

5 C. The use of force review board consists of five  
6 members appointed to four-year terms that begin on July 1,  
7 2017, as follows:

8 (1) two members who are retired judges,  
9 appointed by the New Mexico supreme court;

10 (2) one member who is a retired law  
11 enforcement officer, appointed by the secretary of public  
12 safety;

13 (3) one member who is a retired public  
14 defender, appointed by the chief public defender; and

15 (4) one member who is a retired district  
16 attorney, appointed by the director of the administrative  
17 office of the district attorneys.

18 D. A vacancy on the board shall be filled by the  
19 original appointing authority as soon as practicable for the  
20 remainder of the term. The board members shall elect one  
21 member to serve as chair of the board. Three members shall  
22 constitute a quorum for the purpose of action by the board.  
23 The board shall meet at the call of the chair or when the board  
24 receives notice of a use of force incident from a law  
25 enforcement agency.

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