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SENATE BILL 133

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

Elizabeth "Liz" Stefanics

AN ACT

RELATING TO SEXUAL ASSAULT; REQUIRING THE STATE AUDITOR TO
PERFORM A BIENNIAL AUDIT OF UNTESTED SEXUAL ASSAULT EXAMINATION
KITS; MAKING AN APPROPRIATION.

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

SECTION 1. A new section of Chapter 30, Article 9 NMSA
1978 is enacted to read:

"~~[NEW MATERIAL]~~ UNTESTED SEXUAL ASSAULT EXAMINATION KITS--
REQUIRED AUDITS.--The state auditor shall perform a biennial
audit of each law enforcement agency in the state to determine
the:

A. number of untested samples of biological
material collected pursuant to a medical examination of a
sexual assault victim in the possession of each agency;

B. date on which each sample was collected; and

underscored material = new
[bracketed material] = delete

1 C. date on which each sample was received by the
2 agency."

3 SECTION 2. APPROPRIATION.--Two hundred fifty thousand
4 dollars (\$250,000) is appropriated from the general fund to the
5 office of the state auditor for expenditure in fiscal years
6 2019 through 2021 to perform an audit of untested samples of
7 biological material collected pursuant to medical examinations
8 of sexual assault victims in the possession of each law
9 enforcement agency in the state. Any unexpended or
10 unencumbered balance remaining at the end of fiscal year 2021
11 shall revert to the general fund.

underscoring material = new
~~[bracketed material]~~ = delete