

State of New Mexico
House of Representatives

FIFTY-FOURTH LEGISLATURE
FIRST SESSION

March 12, 2019

HOUSE FLOOR AMENDMENT number _____ to SENATE JUDICIARY COMMITTEE
SUBSTITUTE FOR SENATE
PUBLIC AFFAIRS COMMITTEE
SUBSTITUTE FOR SENATE BILL
328, as amended

Amendment sponsored by Representative ~~Rod Montoya~~ Behm

1. On page 7, line 23, strike "or" and insert in lieu thereof a comma and on line 24, after "licensee", insert "or in accordance with federal and state law to a party who may legally possess the firearm and who does not reside in the same household as the restrained party".

2. On page 11, lines 5 through 13, strike Subsection A in its entirety and insert in lieu thereof the following:

"A. The delivery of firearms that have been ordered relinquished pursuant to Subparagraph (a) of Paragraph (2) of Subsection A of Section 40-13-5 NMSA 1978 shall occur by the restrained party delivering firearms in the restrained party's immediate possession or control to a third party who is not prohibited from possessing a firearm by state or federal law on or before the end of the next day following the day on which the restrained party is served with the order of protection. To deliver the firearm, the restrained party may:

(1) sell or deliver the firearm for safekeeping to a federally licensed firearms dealer;

(2) deliver the firearm for safekeeping to a law enforcement agency; or

(3) sell or deliver the firearm for safekeeping to a

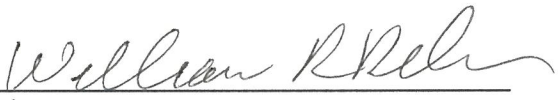
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party who may legally possess the firearm and who does not reside in the same household as the restrained party."



~~Rod Montoya~~
William R Rehn

Adopted _____
(Chief Clerk)

Not Adopted _____
(Chief Clerk)

Date _____