

1 SENATE BILL 274

2 **56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023**

3 INTRODUCED BY

4 Roberto "Bobby" J. Gonzales

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10 AN ACT

11 RELATING TO LAW ENFORCEMENT; AMENDING THE REGIONAL TRANSIT
12 DISTRICT ACT TO CLARIFY PERSONS RESPONSIBLE FOR LAW
13 ENFORCEMENT.

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

16 SECTION 1. Section 73-25-19 NMSA 1978 (being Laws 2009,
17 Chapter 57, Section 2) is amended to read:

18 "73-25-19. AUTHORIZATION TO EMPLOY [~~COMMUTER RAIL~~
19 ~~SERVICE~~] DISTRICT LAW ENFORCEMENT OFFICERS--POWERS AND DUTIES
20 OF OFFICERS.--

21 A. A district [~~that operates a commuter rail~~
22 ~~service~~] may employ [~~commuter rail service~~] district law
23 enforcement officers for the district and assign duties to the
24 officers.

25 B. At all times while on duty, [~~commuter rail~~

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underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 ~~service]~~ district law enforcement officers shall carry
2 commissions of office issued by the district. [~~Commuter rail~~
3 ~~service]~~ District law enforcement officers shall have the
4 powers of peace officers on all property, tracks, rights of
5 way, easements, vehicles, buses, vans, railcars, locomotives
6 and facilities owned, leased, licensed, maintained or operated
7 by the district. Within this territory, a [~~commuter rail~~
8 ~~service]~~ district law enforcement officer may enforce all
9 applicable laws, ordinances and regulations, but no arrest for
10 violation of any law, ordinance or regulation is valid unless,
11 at the time of arrest, the [~~commuter rail service]~~ district law
12 enforcement officer is wearing:

13 (1) a distinctive badge bearing the name of
14 the district issued by the district; or

15 (2) a distinctive uniform prescribed and
16 issued by the district.

17 C. A person employed by the district as a [~~commuter~~
18 ~~rail service]~~ district law enforcement officer shall fulfill
19 the requirements for certification in Subsection A of Section
20 29-7-6 NMSA 1978 within one year of the date of first
21 employment.

22 D. A district may contract with other law
23 enforcement agencies to provide law enforcement services for
24 the district."