

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE MEMORIAL 74

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

INTRODUCED BY

William "Bill" R. Rehm

A MEMORIAL

REQUESTING THE NEW MEXICO LEGISLATIVE COUNCIL TO ARRANGE FOR A
THIRD-PARTY FACILITATOR TO CONVENE A WORKING GROUP TO REVIEW
DWI ARREST, BOOKING AND POST-ARREST PROTOCOL AND DEVELOP
RECOMMENDATIONS FOR IMPLEMENTATION OF STREAMLINED PROCESSING OF
DWI PAPERWORK.

WHEREAS, in 2021, New Mexico had the seventh highest DWI
severity score in the United States; and

WHEREAS, in 2019, New Mexico had one hundred twenty-nine
alcohol-impaired driving fatalities, with thirteen of those
fatalities being for drivers under the age of twenty-one; and

WHEREAS, the average DWI arrest, booking and post-arrest
processing takes approximately four to six hours per instance;
and

WHEREAS, an officer can make only one or two DWI arrests

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

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

1 per shift; and

2 WHEREAS, DWI paperwork is used in both civil and criminal
3 cases; and

4 WHEREAS, DWI paperwork includes traffic citations, DWI
5 citations, notices of revocation, criminal complaints, probable
6 cause statements, booking sheets and, in some instances,
7 documentation of medical clearance; and

8 WHEREAS, DWI paperwork must be transmitted to multiple
9 agencies, often replicating work; and

10 WHEREAS, replication of paperwork results in lower
11 enforcement rates;

12 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
13 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the New Mexico
14 legislative council be requested to arrange for a third-party
15 facilitator to convene a working group no later than April 30,
16 2023 to review DWI arrest, booking and post-arrest protocol and
17 develop recommendations for implementation of streamlined
18 processing of DWI paperwork; provided that the third-party
19 facilitator shall facilitate without compensation from the
20 state; and

21 BE IT FURTHER RESOLVED that the working group be composed
22 of representatives from the department of public safety; the
23 motor vehicle division of the taxation and revenue department;
24 the administrative office of the courts; and local governments,
25 cities, counties and tribal governments involved in processing

.223133.2

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

1 instances of DWI; and

2 BE IT FURTHER RESOLVED that the working group be requested
3 to report its findings and recommendations to the relevant
4 legislative interim committee that addresses issues pertaining
5 to courts, corrections and justice by October 1, 2023; and

6 BE IT FURTHER RESOLVED that copies of this memorial be
7 transmitted to the co-chairs of the New Mexico legislative
8 council.