

HOUSE JOINT RESOLUTION 12

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

INTRODUCED BY

Patricia Roybal Caballero

A JOINT RESOLUTION

PROPOSING AN AMENDMENT TO ARTICLE 10 OF THE CONSTITUTION OF NEW MEXICO TO ALLOW COUNTIES AND MUNICIPALITIES TO ESTABLISH INDEPENDENT POLICE REVIEW BOARDS WITH AUTHORITY TO INVESTIGATE AND RESOLVE CITIZEN COMPLAINTS.

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

SECTION 1. It is proposed to amend Article 10 of the constitution of New Mexico by adding a new section to read:

"A. The governing body of a county or municipality may establish a citizen police review board that shall be independent of the governing body.

B. A governing body that establishes a citizen police review board shall provide for a process to select the board's members from the list of jurors for the judicial district in which the review board convenes.

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underscored material = new
[bracketed material] = delete

1 C. A citizen police review board shall have broad
2 authority to investigate and resolve citizen complaints
3 regarding a law enforcement agency or law enforcement officer
4 of the county or municipality, as provided by law.

5 D. A citizen police review board shall be required
6 to convene in public sessions. The respondent in a review
7 board investigation shall have the right to be represented by
8 counsel. Deliberations of the review board after the hearing
9 of evidence shall be conducted in a public session, and the
10 findings of fact and conclusions of law of the review board
11 shall be made public."

12 SECTION 2. The amendment proposed by this resolution
13 shall be submitted to the people for their approval or
14 rejection at the next general election or at any special
15 election prior to that date that may be called for that
16 purpose.