

1 SENATE BILL 557

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Jacob R. Candelaria

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10 AN ACT

11 RELATING TO BAIL; PROHIBITING THE AUTHORIZATION OF RELEASE ON  
12 PERSONAL RECOGNIZANCE BY A DESIGNEE OF THE COURT IN THE CASE OF  
13 AGGRAVATED BATTERY AGAINST A HOUSEHOLD MEMBER AND AGGRAVATED  
14 DRIVING UNDER THE INFLUENCE OF INTOXICATING LIQUOR OR DRUGS.

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

17 SECTION 1. Section 31-3-1 NMSA 1978 (being Laws 1972,  
18 Chapter 71, Section 8) is amended to read:

19 "31-3-1. DESIGNEE TO ACCEPT BAIL.--Any statutory  
20 provision or rule of court governing the release of an accused  
21 may be carried out by a responsible person designated by the  
22 court, except that a designated person at a detention center  
23 shall not authorize release on personal recognizance for a  
24 defendant charged with:

25 A. aggravated battery against a household member,

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pursuant to Section 30-3-16 NMSA 1978; or  
B. aggravated driving under the influence of  
intoxicating liquor or drugs, pursuant to Section 66-8-102 NMSA  
1978."

SECTION 2. EFFECTIVE DATE.--The effective date of the provisions of this act is July 1, 2015.