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HOUSE JOINT MEMORIAL 11

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY
CISCO MCSORLEY

FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE

A JOINT MEMORIAL

REQUESTING THAT THE CORRECTIONS DEPARTMENT ADOPT PROCEDURES AND REGULATIONS TO ENSURE THAT VIOLENT FELONS SERVE A SUBSTANTIAL PORTION OF THEIR SENTENCES.

WHEREAS, during the 1995 legislative session, the legislature enacted House Judiciary Committee Substitute for House Bills 30, 169, 202 and 640, as amended, which provided that violent felony offenders would be required to serve greater proportions of their sentences and that the most violent felons would be required to serve not less than eighty-five percent of their sentences; and

WHEREAS, the governor elected to veto House Judiciary Committee Substitute for House Bills 30, 169, 202 and 640, as amended; and

WHEREAS, the public safety concerns of the citizens of New Mexico would have been addressed in part by the legislative proposal to require violent felons to serve a greater proportion of their sentences; and

WHEREAS, the federal Violent Crime Control and Law Enforcement Act of 1994 provides funding for construction of state prisons to states that give assurances that they have implemented or will implement policies to ensure that violent offenders serve a substantial

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1 portion of the sentences imposed upon them; and

2 WHEREAS, in light of the governor's veto of House Judiciary Committee Substitute
3 for House Bills 30, 169, 202 and 640, as amended, the state's eligibility for federal money to
4 fund
5 construction of new prisons is in doubt at a time when the state is proceeding with plans to
6 construct two new prisons in Guadalupe and Lea counties, respectively;

7 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE
8 OF NEW MEXICO that the corrections department adopt procedures and regulations to ensure
9 that violent felons serve a substantial portion of their sentences; and

10 BE IT FURTHER RESOLVED that the corrections department provide testimony to an
11 interim committee with jurisdiction over corrections issues regarding adoption of the
12 aforementioned procedures and regulations no later than October 31, 1996; and

13 BE IT FURTHER RESOLVED that a copy of this memorial be transmitted to the
14 governor, the secretary of corrections and the secretary of finance and administration.

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HJM 1 **State of New Mexico**
House of Representatives

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FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

January 30, 1996

Mr. Speaker:

Your **RULES AND ORDER OF BUSINESS COMMITTEE** has approved
the following certificate of congratulations:

CERTIFICATE # 1 to THE PEOPLE OF NEW MEXICO
CELEBRATING "RANDOM ACTS OF KINDNESS WEEK"

and directs the chief clerk to prepare suitable documents to express the congratulations of
the house of representatives.

Respectfully submitted,

Barbara A. Perea Casey, Chairperson

Adopted _____ Not Adopted _____

(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes:8

Excused:Nicely, Olguin, Pederson, R. G. Sanchez, J. G. Taylor,

Wallach, S. Williams

Absent:None

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State of New Mexico House of Representatives

FORTY-SECOND LEGISLATURE

SECOND SESSION, 1996

February 10, 1996

Mr. Speaker:

Your **JUDICIARY COMMITTEE**, to whom has been referred

HOUSE JOINT MEMORIAL 11

has had it under consideration and reports same with recommendation that it **DO PASS**,
and thence referred to the **APPROPRIATIONS AND FINANCE
COMMITTEE.**

Respectfully submitted,

Cisco McSorley, Chairman

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FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 1 Against

Yes:8

No:Larranaga

Excused:Alwin, Gubbels, Sanchez, R.G.

Absent:Luna

HJ011JC1

Underscored material = new
[bracketed material] = delete