1	IN THE SUPREME COURT OF THE STATE OF NEW MEXICO
2	May 8, 2024
3	NO. S-1-RCR-2024-00068
4	IN THE MATTER OF THE ADOPTION OF
5	NEW RULE 5-403.1 NMRA OF THE
6	RULES OF CRIMINAL PROCEDURE FOR
7	THE DISTRICT COURTS; THE
8	<b>AMENDMENT OF RULES 5-208, 5-401, 5-</b>
9	403, AND 5-409 NMRA OF THE RULES OF
10	CRIMINAL PROCEDURE FOR THE
11	DISTRICT COURTS; THE AMENDMENT
12	OF RULES 6-204, 6-401, AND 6-403 NMRA
13	OF THE RULES OF CRIMINAL
14	PROCEDURE FOR THE MAGISTRATE
15	COURTS; THE AMENDMENT OF RULES
16	7-204, 7-401, AND 7-403 NMRA OF THE
17	RULES OF CRIMINAL PROCEDURE FOR
18	THE METROPOLITAN COURTS; THE AMENDMENT OF RULES 8-401 AND 8-403
19 20	NMRA OF THE RULES OF PROCEDURE
20 21	FOR THE MUNICIPAL COURTS; AND
22	THE AMENDMENT OF FORM 9-210A
23	NMRA OF THE CRIMINAL FORMS
24	ORDER
25	WHEREAS, this matter came on for consideration to adopt new Rule 5-403.1
26	NMRA of the Rules of Criminal Procedure for the District Courts, to amend Rules
27	5-208, 5-401, 5-403, and 5-409 NMRA of the Rules of Criminal Procedure for the
28	District Courts, to amend Rules 6-204, 6-401, and 6-403 NMRA of the Rules of
29	Criminal Procedure for the Magistrate Courts, to amend Rules 7-204, 7-401, and 7-

1	403 NMRA of the Rules of Criminal Procedure for the Metropolitan Courts, to
2	amend Rules 8-401 and 8-403 NMRA of the Rules of Procedure for the Municipal
3	Courts, and to amend Form 9-210A NMRA of the Criminal Forms, and the Court
4	having considered the recommendation and being sufficiently advised, Chief Justice
5	David K. Thomson, Justice Michael E. Vigil, Justice C. Shannon Bacon, Justice Julie
6	J. Vargas, and Justice Briana H. Zamora concurring;
7	NOW, THEREFORE, IT IS ORDERED that new Rule 5-403.1 NMRA is
8	ADOPTED;
9	IT IS FURTHER ORDERED that the amendment of Rules 5-208, 5-401, 5-
10	403, and 5-409 NMRA of the Rules of Criminal Procedure for the District Courts is
11	APPROVED;
12	IT IS FURTHER ORDERED that the amendment of Rules 6-204, 6-401, and
13	6-403 NMRA of the Rules of Criminal Procedure for the Magistrate Courts is
14	APPROVED;
15	IT IS FURTHER ORDERED that the amendment of Rules 7-204, 7-401, and
16	7-403 NMRA of the Rules of Criminal Procedure for the Metropolitan Courts is
17	APPROVED;
18	IT IS FURTHER ORDERED that the amendment of Rules 8-401 and 8-403
19	NMRA of the Rules of Procedure for the Municipal Courts is APPROVED;

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IT IS FURTHER ORDERED that the amendment of Form 9-210A NMRA of the Criminal Forms is APPROVED;

IT IS FURTHER ORDERED that the above-referenced amendments shall be effective May 8, 2024; and

IT IS FURTHER ORDERED that the Clerk of the Court is authorized and directed to provide notice of the above-referenced amendments on the Supreme Court's public website and in the *Bar Bulletin* and to publish the amendments in the New Mexico Rules Annotated.

## IT IS SO ORDERED.



WITNESS, the Honorable David K. Thomson, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 8th day of May, 2024.

> Elizabeth A. Garcia, Chief Clerk of the Supreme Court of the State of New Mexico