



1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **October 31, 2025**

3 **NO. S-1-RCR-2025-00150**

4 **IN THE MATTER OF THE AMENDMENT**
5 **OF RULES 5-401 AND 5-403 NMRA OF**
6 **THE RULES OF CRIMINAL PROCEDURE**
7 **FOR THE DISTRICT COURTS, RULES 6-**
8 **401 AND 6-403 NMRA OF THE RULES OF**
9 **CRIMINAL PROCEDURE FOR THE**
10 **MAGISTRATE COURTS, RULES 7-401**
11 **AND 7-403 NMRA OF THE RULES OF**
12 **CRIMINAL PROCEDURE FOR THE**
13 **METROPOLITAN COURTS, AND RULES**
14 **8-401 AND 8-403 NMRA OF THE RULES**
15 **OF PROCEDURE FOR THE MUNICIPAL**
16 **COURTS**

17 **ORDER**

18 WHEREAS, the Court provisionally approved amendments to Rules 5-401
19 and 5-403 NMRA of the Rules of Criminal Procedure for the District Courts, Rules
20 6-401 and 6-403 NMRA of the Rules of Criminal Procedure for the Magistrate
21 Courts, Rules 7-401 and 7-403 NMRA of the Rules of Criminal Procedure for the
22 Metropolitan Courts, and Rules 8-401 and 8-403 NMRA of the Rules of Procedure
23 for the Municipal Courts on July 29, 2025;

24 WHEREAS, this matter came on for consideration to formally approve the
25 provisional amendments to Rules 5-401, 5-403, 6-401, 6-403, 7-401, 7-403, 8-401,
26 and 8-403, and the Court having considered the foregoing and being sufficiently

1 advised, Chief Justice David K. Thomson, Justice Michael E. Vigil, Justice C.
2 Shannon Bacon, Justice Julie J. Vargas, and Justice Briana H. Zamora concurring;

3 NOW, THEREFORE, IT IS ORDERED that the amendment of Rules 5-401,
4 5-403, 6-401, 6-403, 7-401, 7-403, 8-401, and 8-403 NMRA is APPROVED;

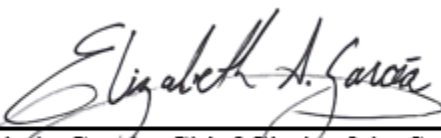
5 IT IS FURTHER ORDERED that the above-referenced amendments shall be
6 **effective December 31, 2025**; and

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

11 IT IS SO ORDERED.



12 WITNESS, the Honorable David K. Thomson, Chief
13 Justice of the Supreme Court of the State of New Mexico,
14 and the seal of said Court this 31st day of October, 2025.


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