

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

2 **November 20, 2020**

3 **NO. 20-8300-021**

4 **IN THE MATTER OF THE AMENDMENT**
5 **OF RULES 5-302, 5-401, AND 5-409 NMRA**
6 **OF THE RULES OF CRIMINAL**
7 **PROCEDURE FOR THE DISTRICT**
8 **COURTS, RULE 6-409 NMRA OF THE**
9 **RULES OF CRIMINAL PROCEDURE FOR**
10 **THE MAGISTRATE COURTS, AND RULE**
11 **7-409 NMRA OF THE RULES OF**
12 **CRIMINAL PROCEDURE FOR THE**
13 **METROPOLITAN COURTS**

14 **ORDER**

15 WHEREAS, this matter came on for consideration upon recommendation to
16 amend Rules 5-302, 5-401, and 5-409 NMRA of the Rules of Criminal Procedure
17 for the District Courts, Rule 6-409 NMRA of the Rules of Criminal Procedure for
18 the Magistrate Courts, and Rule 7-409 NMRA of the Rules of Criminal Procedure
19 for the Metropolitan Courts, and the Court having considered the recommendation
20 and being sufficiently advised, Chief Justice Michael E. Vigil, Justice Barbara J.
21 Vigil, Justice Judith K. Nakamura, Justice C. Shannon Bacon, and Justice David K.
22 Thomson concurring;

23 NOW, THEREFORE, IT IS ORDERED that the amendment of Rules 5-302,
24 5-401, 5-409, 6-409, and 7-409 NMRA is APPROVED;

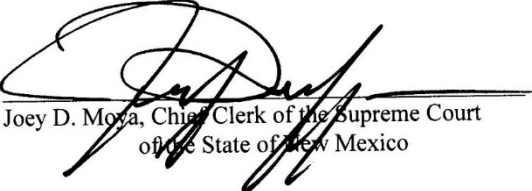
1 IT IS FURTHER ORDERED that, in addition to the amendments approved
2 by Supreme Court Order No. 20-8300-013, the above-referenced amendments shall
3 be **effective for all cases pending or filed on or after November 23, 2020**; and

4 IT IS FURTHER ORDERED that the Clerk of the Court is authorized and
5 directed to give notice of the above-referenced amendments by publishing them in
6 the *Bar Bulletin* and *New Mexico Rules Annotated*.

7 IT IS SO ORDERED.



WITNESS, the Honorable Michael E. Vigil, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 20th day of November, 2020.


Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

8