

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

2                               **November 1, 2022**

3   **NO. 22-8300-023**

4   **IN THE MATTER OF THE ADOPTION OF**  
5   **NEW RULE 5-302.1 NMRA OF THE**  
6   **RULES OF CRIMINAL PROCEDURE FOR**  
7   **THE DISTRICT COURTS, AND THE**  
8   **AMENDMENT AND RECOMPILATION**  
9   **OF RULES 5-302.2 AND 5-302.3 NMRA OF**  
10   **THE RULES OF CRIMINAL PROCEDURE**  
11   **FOR THE DISTRICT COURTS, RULE 6-**  
12   **202.1 NMRA OF THE RULES OF**  
13   **CRIMINAL PROCEDURE FOR THE**  
14   **MAGISTRATE COURTS, AND RULE 7-**  
15   **202.1 NMRA OF THE RULES OF**  
16   **CRIMINAL PROCEDURE FOR THE**  
17   **METROPOLITAN COURTS**

18                               **ORDER**

19           WHEREAS, this matter came on for consideration upon recommendation of  
20   the Rules of the Criminal Procedure for State Courts Committee to adopt new Rule  
21   5-302.1 NMRA of the Rules of Criminal Procedure for the District Courts and to  
22   amend and recompile Rules 5-302A and 5-302B as Rules 5-302.2 and 5-302.3  
23   NMRA of the Rules of Criminal Procedure for the District Courts, Rule 6-608 as  
24   Rule 6-202.1 NMRA of the Rules of Criminal Procedure for the Magistrate Courts,  
25   and Rule 7-608 as Rule 7-202.1 NMRA of the Rules of Criminal Procedure for the  
26   Metropolitan Courts, and the Court having considered the recommendation and

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

4 NOW, THEREFORE, IT IS ORDERED that new Rule 5-302.1 NMRA is  
5 ADOPTED;

6 IT IS FURTHER ORDERED that the amendment and recompilation of Rules  
7 5-302A, 5-302B, 6-608, and 7-608 as Rules 5-302.2, 5-302.3, 6-202.1, and 7-202.1  
8 NMRA is APPROVED;

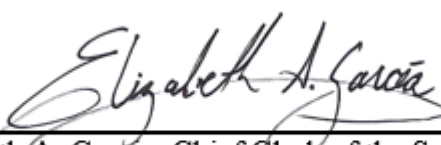
9 IT IS FURTHER ORDERED that the above-referenced amendments to the  
10 NMRA shall be **effective December 31, 2022**; and

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

15 IT IS SO ORDERED.



WITNESS, the Honorable C. Shannon Bacon, Chief  
Justice of the Supreme Court of the State of New Mexico,  
and the seal of said Court this 1<sup>st</sup> day of November, 2022.

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