

NEW MEXICO

STATISTICAL INFORMATION

Current Governor: Bill Richardson
Term of Office: Jan. 2003 - Jan. 2007

Legislative Term: Jan. - Feb.

Total Inmate Pop.

(As of 12/31/00): 5,022 **White: 25%** **Black: 11%** **Latino/a: 58%** **Other: 6%**

Death Row Pop.

(As of 3/15/04): 2 **White: 2** **Black: 0** **Latino/a: 0** **Other: 0**

EXECUTIONS:

Since 1976: 1 **White: 0** **Black: 0** **Latino/a: 0** **Other: 0**
(As of 3/15/04) **Unknown: 1**

Carried out in 2003: 0

Carried out in 2004: 0

Scheduled for 2004: 0
(As of 8/15/04)

INMATES REMOVED FROM DEATH ROW BETWEEN 1973 AND 2004

(does not include those executed by the state or those who died of natural causes) :

Total Number: 21

Sentence/Conviction overturned (minus exoneration): 12

Sentence reduced: 5

Exoneration: 4

Other: 0

RELATED STATUTORY PROVISIONS:

Life without Parole: no

Prohibits the execution of juvenile offenders: yes
Minimum age to receive death penalty: 18

Prohibits the Execution of mentally retarded offenders: yes

CURRENT STATUS OF THE MORATORIUM:

Moratorium: no

Study: no

HISTORY OF LEGISLATION ADDRESSING ABA ISSUES

Moratorium/Study: Current: None.

Previous Sessions: 2003: Two bills died sine die that abolishes the death penalty and provides for life imprisonment with the possibility of parole (HB377, SB651). 2002 : One bill died that would have abolished the death penalty (HB227). 2001 : Two bills died that would have abolished the death penalty (HB239, SB165).

Capital Offenses: Current: None.

Previous Years: None.

Aggravating and Mitigating Circumstances: Current: None.

Previous Years: None.

DNA Testing and Preservation of Material Evidence: Current: None.

Previous: 2003: One bill signed by the governor into effect, provides that a person convicted of a criminal offense, who claims that DNA evidence will establish his innocence, may petition the district court to order the disclosure, preservation, production, and testing of the evidence (SB390).

Crime Labs and Medical Examiner Offices: Current: None.

Previous Years: None.

Counsel Qualifications, Training, and Competency: Current: None.

Previous Sessions: None.

Counsel Compensation: Current: 2004: Two bills failed sine die which would have created the "capital felony representation fund"; Authorizes chief public defender to use money in the fund to contract for representation of defendants in capital felony cases (HB255, SB275).

Previous Sessions: None.

Judges and Juries: Current: None.

Previous Years: None.

Racial and Ethnic

Minorities: Current: None.

Previous Sessions: 1999: One bill died that would have prohibited the imposition of capital punishment on the basis of a defendant's race or ethnicity.

Juvenile Offenders: Current: None.

Previous Sessions: None.

Mental Retardation,

Mental Disability and

Mental Competency: Current: None.

Previous Sessions: None.

LOCAL GOVERNMENTS AND BAR ASSOCIATIONS THAT HAVE PASSED MORATORIUM RESOLUTIONS

Santa Fe (abolition)

****Last Updated on September 15, 2004**