

O.2026.017

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**CITY OF ALBUQUERQUE  
CITY COUNCIL**

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**INTEROFFICE MEMORANDUM**

**TO:** Timothy M. Keller, Mayor

**FROM:** Isaac Padilla, Director of Council Services *nm/For IEP*

**SUBJECT:** Transmittal of Legislation

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Transmitted herewith is Bill No. O-26-23 Amending The Police Oversight Ordinance To Clarify The CPOA's Authority To Investigate APD Personnel (Grout, Fiebelkorn, Rogers), which was passed at the Council meeting of May 18, 2026, by a vote of 9 FOR AND 0 AGAINST.

In accordance with the provisions of the City Charter, your action is respectfully requested.



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- 1 (a) Police Safety Aides;
- 2 (b) Transit Safety Officers;
- 3 (c) Prisoner Transport Unit Officers; and
- 4 (d) any other non-sworn APD personnel who:
  - 5 (i) engage in direct interaction with members of the public;
  - 6 (ii) exercise enforcement, regulatory, or public safety related
  - 7 authority;
  - 8 (iii) perform duties historically or operationally associated with law
  - 9 enforcement, for example responding to calls for service, conducting traffic or
  - 10 crash-related functions, preparing reports, or participating in investigations;
  - 11 (iv) wear uniforms, operate marked vehicles, or otherwise present
  - 12 as public safety or law enforcement personnel; and
  - 13 (v) utilize on-body recording devices or other recording systems in
  - 14 the course of official duties.

15 (2) The jurisdiction of the CPOA shall not be limited or avoided by job  
16 title, classification, employment status, or the creation of new units, programs,  
17 or positions within APD where such personnel perform functions described in  
18 this Ordinance.

19 (3) Nothing in this section shall be construed to limit the authority of the  
20 CPOA to investigate non-sworn APD personnel when such personnel are  
21 subjects of complaints arising from the same incident as sworn APD  
22 personnel.

23 SECTION 2. SEVERABILITY. If any section, paragraph, sentence, clause,  
24 word or phrase of this Ordinance is for any reason held to be invalid or  
25 unenforceable by any court of competent jurisdiction, such decision shall not  
26 affect the validity of the remaining provisions of this Ordinance. The Council  
27 hereby declares that it would have passed this Ordinance and each section,  
28 paragraph, sentence, clause, word or phrase thereof irrespective of any  
29 provision being declared unconstitutional or otherwise invalid.

30 SECTION 3. COMPILATION. SECTION 1 of this Ordinance amends, is  
31 incorporated in, and is to be compiled as part of the Revised Ordinances of  
32 Albuquerque, New Mexico, 1994.

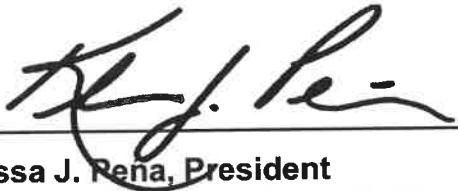
1 SECTION 4. EFFECTIVE DATE. This Ordinance takes effect five days after  
2 publication by title and general summary.

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1 PASSED AND ADOPTED THIS 18<sup>th</sup> DAY OF May, 2026  
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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Klarissa J. Pena, President  
City Council

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2026

Bill No. O-26-23

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Timothy M. Keller, Mayor  
City of Albuquerque

ATTEST.



Ethan Watson, City Clerk

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