

THIS AMENDMENT PASSED ON A 8-0 VOTE.
For: Bassan, Champine, Fiebelkorn, Grout, Lewis, Peña, Rogers, Telles
Excused: Baca

**CITY COUNCIL
of the
CITY OF ALBUQUERQUE**

May 4, 2026

FLOOR AMENDMENT NO. 1 TO O-26-23

AMENDMENT SPONSORED BY: Renée Grout, Tammy Fiebelkorn, Nichole Rogers

1. Beginning on page 1, line 24, strike subsection (D) in its entirety and insert a new subsection (D) as follows:

[(D) (1) For the purpose of this Ordinance, APD personnel subject to CPOA jurisdiction includes APD sworn officers and the following non-sworn personnel employed by the Albuquerque Police Department:

(a) Police Safety Aides;

(b) Transit Safety Officers;

(c) Prisoner Transport Unit officers; and

(d) any other non-sworn APD personnel who:

(i) engage in direct interaction with members of the public;

(ii) exercise enforcement, regulatory, or public safety related authority;

(iii) perform duties historically or operationally associated with law enforcement, for example responding to calls for service, conducting traffic or crash-related functions, preparing reports, or participating in investigations;

(iv) wear uniforms, operate marked vehicles, or otherwise present as public safety or law enforcement personnel; and

(v) utilize on-body recording devices or other recording systems in the course of official duties.

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

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

Explanation: This amendment provides several clarifications, including the following: (1) making clear which specific, named, non-sworn personnel are subject to CPOA jurisdiction, (2) providing a test for non-sworn personnel who may be subject to CPOA jurisdiction that are not specifically named, (3) emphasizing that CPOA jurisdiction cannot be limited or avoided by title, classification, employment status, or creation of new positions, and (4) making explicit that CPOA authority extends to non-sworn APD personnel when such non-sworn personnel are subjects of complaints arising from the same incident as APD personnel.