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_____ BILL

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

INTRODUCED BY

DISCUSSION DRAFT

AN ACT

RELATING TO JUDICIAL SALARIES; REMOVING SALARY FORMULAS FOR
MAGISTRATES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 34-1-9 NMSA 1978 (being Laws 1993,
Chapter 278, Section 1, as amended) is amended to read:

"34-1-9. SALARIES OF JUSTICES AND JUDGES [~~AND~~
~~MAGISTRATES~~].--

A. Justices of the supreme court shall each receive
an annual salary as provided by the legislature. The chief
justice of the supreme court shall receive an annual salary
that is two thousand dollars (\$2,000) more than the annual
salary of a justice of the supreme court.

B. The chief judge of:

(1) the court of appeals shall receive an

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1 annual salary that is ninety-five percent of the annual salary
2 of the chief justice of the supreme court;

3 (2) a district court shall receive an annual
4 salary that is ninety-five percent of the annual salary of the
5 chief judge of the court of appeals; and

6 (3) a metropolitan court shall receive an
7 annual salary that is ninety-five percent of the annual salary
8 of the chief judge of a district court.

9 ~~[G. The presiding magistrate of a magistrate~~
10 ~~district where three or more divisions operate as a single~~
11 ~~court shall receive an annual salary that is seventy-five~~
12 ~~percent of the annual salary of the chief judge of a~~
13 ~~metropolitan court.~~

14 ~~D.]~~ C. Notwithstanding any other provision of law
15 or any other provision of this section, the annual salaries of
16 the following judges [~~and magistrates~~] shall be established as
17 follows:

18 (1) a judge of the court of appeals shall
19 receive an annual salary that is ninety-five percent of the
20 annual salary of a justice of the supreme court;

21 (2) a district court judge shall receive an
22 annual salary that is ninety-five percent of the annual salary
23 of a judge of the court of appeals; and

24 (3) a metropolitan court judge shall receive
25 an annual salary that is ninety-five percent of the annual

underscored material = new
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1 salary of a district court judge.

2 ~~[(4) a full-time magistrate shall receive an~~
3 ~~annual salary that is seventy-five percent of the annual salary~~
4 ~~of a metropolitan court judge;~~

5 ~~(5) a half-time magistrate shall receive an~~
6 ~~annual salary that is fifty percent of the annual salary of a~~
7 ~~full-time magistrate; and~~

8 ~~(6) a quarter-time magistrate shall receive an~~
9 ~~annual salary that is twenty-five percent of the annual salary~~
10 ~~of a full-time magistrate.~~

11 ~~E.]~~ D. For fiscal year 1995 and all subsequent
12 fiscal years, the annual salary for justices of the supreme
13 court, judges of the court of appeals, district court judges,
14 metropolitan court judges and magistrates shall be
15 [~~established~~] provided by the legislature in an appropriations
16 act.

17 [~~F.]~~ E. No additional salaries shall be paid to
18 justices, judges or magistrates on account of services rendered
19 the state. Justices of the supreme court, judges of the court
20 of appeals, district court judges, metropolitan court judges
21 and magistrates shall receive per diem and mileage for
22 necessary travel on official business of the court as provided
23 in the Per Diem and Mileage Act."