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SENATE BILL 783

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Phil A. Griego

AN ACT

RELATING TO COURTS; INCREASING THE NUMBER OF JUDGES IN THE
SANTA FE MAGISTRATE COURT; PROVIDING FOR APPOINTMENT AND
ELECTION; PROVIDING ADDITIONAL RESOURCES FOR THE AFFECTED
DISTRICT ATTORNEY'S OFFICE; MAKING APPROPRIATIONS.

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

Section 1. Section 35-1-29 NMSA 1978 (being Laws 1968,
Chapter 62, Section 31, as amended) is amended to read:

"35-1-29. MAGISTRATE COURT--SANTA FE DISTRICT. --There
shall be [~~three~~] four magistrates in Santa Fe magistrate
district divisions 1, 2, [~~and~~] 3 and 4 operating as a single
court in Santa Fe. [~~however, one~~] A magistrate shall ride
circuit to Pojoaque on a regularly scheduled basis. "

Section 2. TEMPORARY PROVISION--MAGISTRATE COURT--
APPOINTMENT AND ELECTION. --

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 A. The office of magistrate in Santa Fe division 4
2 shall be filled by appointment by the governor to begin serving
3 on July 1, 2003. The appointed magistrate shall serve until
4 succeeded by the magistrate elected at the general election in
5 2004 to fill the unexpired term ending December 31, 2006.

6 B. The first full term of office of magistrate in
7 Santa Fe division 4 shall be filled by election at the general
8 election held in 2006 and that term of office shall begin
9 January 1, 2007.

10 Section 3. APPROPRIATIONS. --

11 A. The following amounts are appropriated from the
12 general fund to the following agencies for expenditure in
13 fiscal year 2004 for costs associated with the additional
14 magistrate judge in the Santa Fe magistrate district:

15 (1) one hundred ninety-three thousand five
16 hundred forty dollars (\$193,540) to the administrative office
17 of the courts for salaries and benefits and furniture, supplies
18 and equipment for one additional magistrate judge and two staff
19 judicial specialists in the Santa Fe magistrate district; and

20 (2) seventy-five thousand nine hundred twenty-
21 five dollars (\$75,925) to the first judicial district attorney
22 for salaries and benefits and furniture, supplies and equipment
23 for additional staff due to the increased workload in the Santa
24 Fe magistrate court.

25 B. Any unexpended or unencumbered balance remaining

. 145799. 1

1 from any of the appropriations in this section at the end of
2 fiscal year 2004 shall revert to the general fund.

3 Section 4. EFFECTIVE DATE. --The effective date of the
4 provisions of this act is July 1, 2003.

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