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HOUSE BILL 285

**46TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2004**

INTRODUCED BY

Ben Lujan

AN ACT

RELATING TO COURTS; CREATING AN ADDITIONAL JUDGESHIP IN THE  
SANTA FE MAGISTRATE COURT; AMENDING A SECTION OF THE NMSA 1978;  
MAKING AN APPROPRIATION.

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 magistrate shall ride circuit  
to Pojoaque on a regularly scheduled basis."

Section 2. TEMPORARY PROVISION--MAGISTRATE COURT--  
APPOINTMENT--ELECTION.--The additional magistrate judgeship  
provided for in this act shall be filled by appointment by the

underscored material = new  
[bracketed material] = delete

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1 governor. The appointed magistrate shall begin serving on July  
2 1, 2004 and shall serve until succeeded by a magistrate elected  
3 at the general election in 2004. The elected magistrate's term  
4 of office shall begin on January 1, 2005 and shall end on  
5 December 31, 2006.

6 Section 3. APPROPRIATION.--Eighty-nine thousand three  
7 hundred dollars (\$89,300) is appropriated from the general fund  
8 to the administrative office of the courts for expenditure in  
9 fiscal year 2005 for salary and benefits and furniture,  
10 equipment and supplies for one additional magistrate judge in  
11 the Santa Fe magistrate district. Any unexpended or  
12 unencumbered balance remaining at the end of fiscal year 2005  
13 shall revert to the general fund.

14 Section 4. EFFECTIVE DATE.--The effective date of the  
15 provisions of this act is July 1, 2004.