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HOUSE BILL 151

**50TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2011**

INTRODUCED BY

William "Bill" R. Rehm

ENDORSED BY THE COURTS, CORRECTIONS AND JUSTICE COMMITTEE

AN ACT

RELATING TO COURTS; PROVIDING THAT A JUDGMENT AND SENTENCE  
ISSUED BY A DISTRICT COURT THAT INCLUDES AN ASSESSMENT OF  
FINES, FEES OR COSTS CONSTITUTES A MONEY JUDGMENT.

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

SECTION 1. A new section of Chapter 34, Article 6 NMSA  
1978 is enacted to read:

"~~[NEW MATERIAL]~~ COLLECTION OF FINES, FEES OR COSTS.--A  
judgment and sentence issued by a district court that includes  
an assessment of fines, fees or costs shall constitute a money  
judgment that may be enforced in the same manner as a civil  
judgment in the local magistrate court, metropolitan court or  
an adjoining district court. The money judgment may be  
assigned by the court to a public or private agency or business  
for collection purposes, pursuant to the terms and conditions

.182982.1SA

underscoring material = new  
~~[bracketed material] = delete~~

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1 of a written agreement entered into by the court and the agency  
2 or business. The court may add reasonable costs charged by the  
3 contracting agency or business to any underlying amount owed."

4 SECTION 2. Section 34-8A-13 NMSA 1978 (being Laws 1993,  
5 Chapter 261, Section 6) is amended to read:

6 "34-8A-13. COLLECTION OF FINES, FEES OR COSTS.--A  
7 judgment and sentence issued by [~~the Bernalillo county~~] a  
8 metropolitan court that includes an assessment of fines, fees  
9 or costs shall constitute a money judgment that may be enforced  
10 in the same manner as a civil judgment in the district court.  
11 The money judgment may be assigned by the court to a public or  
12 private agency or business for collection purposes, pursuant to  
13 the terms and conditions of a written agreement entered into by  
14 the court and the agency or business. The court may add  
15 reasonable costs charged by the contracting agency or business  
16 to any underlying amount owed."

17 SECTION 3. Section 35-6-6 NMSA 1978 (being Laws 1993,  
18 Chapter 261, Section 8) is amended to read:

19 "35-6-6. COLLECTION OF FINES, FEES OR COSTS.--A judgment  
20 and sentence issued by a magistrate court that includes an  
21 assessment of fines, fees or costs shall constitute a money  
22 judgment that may be enforced in the same manner as a civil  
23 judgment in the district court. The money judgment may be  
24 assigned by the court to a public or private agency or business  
25 for collection purposes, pursuant to the terms and conditions

.182982.1SA

underscoring material = new  
~~[bracketed material] = delete~~

1 of a written agreement entered into by the court and the agency  
2 or business. The court may add reasonable costs charged by the  
3 contracting agency or business to any underlying amount owed."

4 SECTION 4. EFFECTIVE DATE.--The effective date of the  
5 provisions of this act is July 1, 2011.

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