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SENATE BILL 535

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

JOHN ARTHUR SMITH

AN ACT

RELATING TO JUDGES; PROVIDING FOR AN ADDITIONAL MAGISTRATE JUDGE
IN SIERRA MAGISTRATE DISTRICT; PROVIDING FOR APPOINTMENT AND
ELECTION; 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 35-1-30 NMSA 1978 (being Laws 1968,
Chapter 62, Section 32) is amended to read:

"35-1-30. MAGISTRATE COURT--SIERRA DISTRICT.--There shall
be [~~one magistrate~~] two magistrates in Sierra magistrate
district, with [~~a~~] divisions 1 and 2 operating as a single court
in Truth or Consequences. "

Section 2. TEMPORARY PROVISION--APPOINTMENT AND ELECTION--
DIVISION 2.--

A. The office of magistrate in Sierra magistrate

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1 district division 2 shall be filled by appointment of the
2 governor. The appointed magistrate shall begin serving January
3 1, 1997 and shall serve until succeeded by a magistrate elected
4 pursuant to Subsection B of this section.

5 B. The first full term of the office of magistrate
6 in Sierra magistrate district division 2 shall be filled by
7 election at the general election in 1998, and that term of
8 office shall begin on January 1, 1999.

9 Section 3. APPROPRIATION. --Thirty-five thousand dollars
10 (\$35,000) is appropriated from the general fund to the
11 administrative office of the courts for expenditure in fiscal
12 year 1997 for salary, benefits, office space and supplies for
13 one new magistrate judge in Sierra magistrate district division
14 2. Any unexpended or unencumbered balance remaining at the end
15 of fiscal year 1997 shall revert to the general fund.

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSION, 1996
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6 JANUARY 30, 1996
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8 Mr. President:
9

10 Your COMMI TTEES' COMMI TTEE, to whom has been referred
11

12 SENATE BILL 535
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14 has had it under consideration and finds same to be GERMANE, PURSUANT
15 TO CONSTITUIONAL PROVISIONS, and thence referred to the JUDI CIARY
16 COMMI TTEE.
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18 Respectfully submi tted,
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25 _____
SENATOR MANNY M. ARAGON, Chai rman

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Adopted _____ Not Adopted _____

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(Chief Clerk)

(Chief Clerk)

Date _____

S0535CC1

1 FORTY-SECOND LEGISLATURE
2 SECOND SESSION, 1996
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6 February 2, 1996
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8 Mr. President:
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10 Your JUDICIARY COMMITTEE, to whom has been referred
11

12 SENATE BILL 535
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14 has had it under consideration and reports same with recommendation that
15 it DO PASS, and thence referred to the FINANCE COMMITTEE.
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18 Respectfully submitted,
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22 _____
23 Janice D. Paster, Chairman
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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Carraro, Cisneros, Tsosie, Vernon

Absent: None

S0535JU1

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6 February 7, 1996

8 Mr. President:

10 Your FINANCE COMMITTEE, to whom has been referred

12 SENATE BILL 535

14 has had it under consideration and reports same with recommendation that
15 it DO PASS, amended as follows:

17 1. On page 1, lines 13 and 14, strike "; MAKING AN APPROPRIATION".

19 2. On page 2, lines 9 through 15, strike Section 3 in its
20 entirety.
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23 Respectfully submitted,

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**FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996**

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Page 9

Ben D. Altamirano, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Aragon, Duran, Ingle, T. Jennings, Kidd, Macias

Absent: None

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