1	HOUSE BILL 202
2	44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999
3	INTRODUCED BY
4	Nick L. Salazar
5	
6	
7	
8	FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE
9	
10	AN ACT
11	RELATING TO COUNTIES; ESTABLISHING A RATE OF REIMBURSEMENT TO
12	COUNTIES FOR EXPENSES INCURRED WHEN COUNTIES EXTRADITE,
13	TRANSPORT AND FEED STATE PRISONERS; AMENDING SECTIONS OF THE
14	NMSA 1978.
15	
16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
17	Section 1. Section 4-44-18 NMSA 1978 (being Laws 1961,
18	Chapter 253, Section 4, as amended) is amended to read:
19	"4-44-18. SHERIFFS, DEPUTY SHERIFFS AND GUARDSEXPENSES
20	INCURRED IN SERVING PROCESS AND CERTAIN OTHER OFFICIAL
21	BUSINESSPER DI EM
22	A. Sheriffs, their deputies and guards shall be
23	paid per diem expenses at the rate authorized in the Per Diem
24	and Mileage Act by the counties on behalf of which expenses
25	are incurred in:
	. 125064. 2

I

<u>underscored material = new</u> [bracketed material] = delete

1 service of criminal process issued out of (1) the supreme court or district court; 2 service of criminal process issued out of 3 (2)a magistrate court when the issuance is approved in writing by 4 5 the district attorney or his assistants; service of civil process issued by the 6 (3) 7 district court; and 8 (4) attempting to discover or arrest a person 9 charged with a felony if written authorization is obtained 10 from the district judge. 11 Expenses authorized under this section shall be Β. 12 paid on the rendition of sworn accounts filed in the county 13 clerk's office and approved by the <u>board of</u> county 14 commissioners and the district judge. Sheriffs, their deputies and guards shall be 15 C. 16 paid per diem and mileage expenses at the rate authorized in 17 the Per Diem and Mileage Act for extraditing prisoners from 18 without the state and for transporting persons committed by a 19 court to any state institution or required to be returned by 20 order of the court from any state institution to the county of The county [may] shall be reimbursed by the state 21 commitment. 22 for [the] seventy-five percent of the costs for per diem, 23 [and] mileage and other necessary travel expenses incurred 24 under this subsection by submitting claims for reimbursement 25 to the department of finance and administration in accordance . 125064. 2

<u>underscored material = new</u> [bracketed material] = delete

- 2 -

1 with the department's regulations. Notwithstanding the 2 provisions of this subsection, a single county shall not receive more than fifty percent of the total amount of money 3 4 allocated to all counties as reimbursement." Section 4-44-20 NMSA 1978 (being Laws 1961, 5 Section 2. Chapter 253, Section 8, as amended) is amended to read: 6 7 "4-44-20. PRISONERS--FEEDING IN TRANSIT.--The county 8 sheriffs shall be reimbursed for the actual expense incurred 9 for the care and feeding of prisoners in transit. No 10 reimbursement shall be made under this section without proof 11 of actual expenses incurred by a sheriff or his delegate. In 12 no event shall the reimbursement for any prisoner exceed the 13 rate set by the Per Diem and Mileage Act. A county shall be reimbursed by the state for seventy-five percent of the actual 14 expenses incurred for the care and feeding of prisoners in 15 16 transit. Notwithstanding the provisions of this section, a 17 single county shall not receive more than fifty percent of the 18 total amount of money allocated to all counties as 19 reimbursement." 20 EFFECTIVE DATE. -- The effective date of the Section 3. 21 provisions of this act is July 1, 1999. - 3 -22 23 24 25

. 125064. 2

<u>underscored material = new</u> [bracketed material] = delete

1	FORTY-FOURTH LEGI SLATURE
2	FIRST SESSION, 1999
3	
4	
5	
6	February 4, 1999
7	
8	Mr. Speaker:
9	M. Speaker.
10	Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to
11	whom has been referred
12	
13	HOUSE BILL 202
14	has had it under consideration and reports same with
15	recommendation that it DO PASS , and thence referred to the
16	APPROPRIATIONS AND FINANCE COMMITTEE.
17	
18	Respectfully submitted,
19	
20	
21	
22	Janes G. Taylor, Chairman
23	
24	
25	
	. 125064. 2

<u>underscored material = new</u> [bracketed material] = delete

I

	1							RE			
		AC/HB 202								Page	5
	4 5 6					Not A	dopted				
	7 8 9			D)ate						
	10 11 12	Yes: Excused:	7 None	was <u>7</u>	For <u>0</u>	_ Agains	t				
ð	16	J:\99Bills₩P\	H0202								
11	17 18 19 20										
acketed mte ı	21 22 23										
[br	24 25	. 125064.	2								
	[bracketed mterial] = delete	2 3HGU 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 19 19 20 21 21 20 21 21 22 23 24	2 3HGU AC/HB 202 4 Adopted 6 7 8 9 10 10 10 10 10 10 10 10 10 10	2 3HGU AC/HB 202 4 Adopted 6 (Chi ef 7 8 9 10 10 10 10 10 10 10 10 10 10	2 FIR 3HG AC/HB 202 4 Adopted 5 (Chi ef Clerk) 6 (Chi ef Clerk) 7 (Chi ef Clerk) 9 (Chi ef Clerk) 10 Fhe roll call vote was 7 11 (Fes: 7) 12 None 13 (Absent: None) 13 (Fis) 14 (Fis) 15 (Fis) 16 (Fis) 17 (Fis) 18 (Fis) 19 (Fis) 20 (Fis) 21 (Fis) 22 (Fis) 23 (Fis) 24 (Fis) 25 (Fis)	2 FIRST SE 3HCU AC/HB 202 4 Adopted 5 (Chi ef Clerk) 6 (Chi ef Clerk) 7 Date 9 10 10 The roll call vote was 7 For 0 Yes: 7 Excused: None 13 I 14 15 15 I: \998i11sWP\H0202 16 I 17 I 18 I 19 I 20 I 21 I 22 I 23 I 24 I 25 I	2 FIRST SESSION 3HGL AC/HB 202 4 Adopted 5 6 7 8 9 10 Fhe roll call vote was 7_ For 0_ Agains 7 Excused: None 13 14 15 ?:\998illsWF\R0202 16 17 18 19 20 21 22 23 24 25	2 FIRST SESSION, 1999 3HGL AC/HB 202 4 1 5 6 7 8 9 10 The roll call vote was 7_ For _0_ Against Yes: 7 Excused: None 13 14 15 17 18 19 20 21 22 23 24 25	2 FIRST SESSION, 1999 3HCL AC/HB 202 4 5 6 (Chi ef Clerk) 7 8 Date 9 10 The roll call vote was 7. For 0. Against Yes: 7 8 Excused: None 12 Absent: None 13 It 14 It 15 P: \09Bill1sWF\N0202 16 It 17 It 18 It 19 20 21 22 23 24 25 It	2 FIRST SESSION, 1999 3HGUAC/HB 202 4 4 dopted	2 FIRST SESSION, 1999 3HGU AC/HB 202 Page 4 dopted Not Adopted 5 (Chief Clerk) (Chief Clerk) 7

	1	FORTY-FOURTH LEGISLATURE	
	2	FIRST SESSION, 1999	
		AC/HB 202 Page	6
	4		
	5		
	5 6		
	7		
	7 8		
	9		
	10		
	11		
	12		
	13		
	14		
	15		
٩	16		
<u>w</u> el ete	17		
= new = dele	18		
	19		
<u>teri</u> eri a	20		
<u>underscored</u> mterial [bracketed mterial]	21		
<u>ored</u> ted	22		
<u>irsc</u> heke	23		
unde [brs	24		
	25		
		. 125064. 2	

I

	1	FORTY-FOURTH LEGI SLATURE					
	2	FIRST SESSION, 1999					
	3						
	4						
	5	February 18, 1999					
	6						
	7	Mr. Speaker:					
	8						
	9	Your APPROPRIATIONS AND FINANCE COMMITTEE, to					
	10	whom has been referred					
	11	INTER DIT 909					
	12	HOUSE BILL 202					
	13	has had it under consideration and reports same with					
	14	recommendation that it DO PASS .					
	15						
	16	Respectfully submitted,					
	17						
	18						
	19						
eri	20	Max Coll, Chairman					
underscored material	20 21 22 23 23 24						
bred	22						
I SC	23						
<u>unde</u>	24						
	25						
		. 125064. 2					

	1	FORTY-FOURTH LEGISLATURE
	2 3	FIRST SESSION, 1999 Page
	4 5	Adopted Not Adopted
	6 7	(Chief Clerk) (Chief Clerk)
	8	Date
	9	
	10	The roll call vote was <u>10</u> For <u>0</u> Against
	11	Yes: 10 Excused: Buffett, Coll, Heaton, Larrañaga, Pearce, Picraux, Watchman
	12	Absent: None
	13	
	14	
	15	J: \99BillsWP\H0202
	16	
= del ete	17	
= de	18	
	19	
<u>unuer soor eu material</u>	20	
	21	
[bracketed_mterial]	22	
seke	23	
[bri	24	
	25	
		. 125064. 2

		1	FORTY-FOURTH LEGISLATURE HB 202/a
		2	FIRST SESSION, 1999
		3	
		4	March 3, 1999
		5	Warch 5, 1999
		6	Mr. President:
		7	
		8	Your FINANCE COMMITTEE , to whom has been referred
		9	
		0 10	HOUSE BILL 202
		10	
		11	has had it under consideration and reports same with
		12	recommendation that it DO PASS , amended as follows:
			1. On page 3, line 21, strike "1999" and insert in lieu
		14	thereof "2000".
		15	
	9	16	Respectfully submitted,
<u>ew</u>	elet	17	
- DG	Ť I	18	
	Ŧ	19	
teri	eria	20	
	[bracketed_mteria]	21	
ored	ted	22	Ben D. Altanirano, Chairman
LSC	heke	23	
underscored mterial	[bra	24	
		25	
			. 125064. 2

I

			FORIY-	FOURTH LEGISLAT	URE
	1		FIR	ST SESSION, 199	9
	2				
	3	%%%			Page 10
	4	Adopted_		Not	
	5	Adopted_			
	6		(Chief Clerk)		(Chief Clerk)
	7				
	8		Data		
	9		Date		_
	10				
	11	The roll	call vote was <u>9</u> F	or <u>0</u> Agai nst	
	12	Yes:	9		
	13	No:	0		
	14		Campos, Griego, Roo	lri guez, Tsosi e	
	15	Absent:	None		
	16				
ete	17	H0202FC2			. 128568. 1
<u>new</u> del ete	18				11000011
н н	19				
rial ial	20				
mte ater	21				
d m	22				
scor kete	23				
<u>underscored</u> mterial [bracketed mterial]	24				
۹£	~ - 25				
	~7	. 125064	4. 2		

l

			FORTY-	FOURTH LEGISLA	ATURE
	1			ST SESSION, 19	
	2				
	3	%%%			Page 12
	4	Adopted_		Not	
	5	Adopted_			
	6		(Chief Clerk)		(Chief Clerk)
	7				
	8		Dato		
	9				
	10				
	11	The roll	call vote was <u>9</u> Fo	or <u>0</u> Against	
	12	Yes:	9		
	13	No:	0		
	14		Campos, Griego, Rod	lri guez, Tsosi e	
	15	Absent:	None		
	16				
-	e 17	H0202FC2			. 128568. 1
new	9 17 17 18				
П	["] 19				
<u>iria</u>	20				
mte	21				
underscored material	20 21 22 23 23 24				
SC01	23				
nder	0 24				
	±25				
		. 12506	4. 2		

l