

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

\_\_\_\_\_ BILL

**56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024**

INTRODUCED BY

DISCUSSION DRAFT

ENDORSED BY THE COURTS, CORRECTIONS AND JUSTICE COMMITTEE

AN ACT

RELATING TO JUDICIAL SALARIES; PROVIDING THAT JUSTICES OF THE STATE SUPREME COURT SHALL RECEIVE A SALARY INCREASE; PROVIDING THAT AN ANNUAL PAY INCREASE BE AT THE ANNUAL RATE OF INFLATION; MAKING AN APPROPRIATION.

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

SECTION 1. Section 34-1-9 NMSA 1978 (being Laws 1993, Chapter 278, Section 1, as amended) is amended to read:

"34-1-9. SALARIES OF JUSTICES, JUDGES AND MAGISTRATES.--

A. Justices of the supreme court shall each receive an annual salary ~~[as provided by the legislature]~~ of two hundred thirty-two thousand six hundred dollars (\$232,600) beginning July 1, 2024, and salaries thereafter shall increase annually at the rate of inflation as measured by the consumer price index. The chief justice of the supreme court shall

underscored material = new  
[bracketed material] = delete

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

1 receive an annual salary that is two thousand dollars (\$2,000)  
2 more than the annual salary of a justice of the supreme court.

3 B. The chief judge of:

4 (1) the court of appeals shall receive an  
5 annual salary that is ninety-five percent of the annual salary  
6 of the chief justice of the supreme court;

7 (2) a district court shall receive an annual  
8 salary that is ninety-five percent of the annual salary of the  
9 chief judge of the court of appeals; and

10 (3) a metropolitan court shall receive an  
11 annual salary that is ninety-five percent of the annual salary  
12 of the chief judge of a district court.

13 C. The presiding magistrate of a magistrate  
14 district where three or more divisions operate as a single  
15 court shall receive an annual salary that is seventy-five  
16 percent of the annual salary of the chief judge of a  
17 metropolitan court.

18 D. Notwithstanding any other provision of law or  
19 any other provision of this section, the annual salaries of the  
20 following judges and magistrates shall be established as  
21 follows:

22 (1) a judge of the court of appeals shall  
23 receive an annual salary that is ninety-five percent of the  
24 annual salary of a justice of the supreme court;

25 (2) a district court judge shall receive an

underscored material = new  
[bracketed material] = delete

1 annual salary that is ninety-five percent of the annual salary  
2 of a judge of the court of appeals;

3 (3) a metropolitan court judge shall receive  
4 an annual salary that is ninety-five percent of the annual  
5 salary of a district court judge;

6 (4) a full-time magistrate shall receive an  
7 annual salary that is seventy-five percent of the annual salary  
8 of a metropolitan court judge;

9 (5) a half-time magistrate shall receive an  
10 annual salary that is fifty percent of the annual salary of a  
11 full-time magistrate; and

12 (6) a quarter-time magistrate shall receive an  
13 annual salary that is twenty-five percent of the annual salary  
14 of a full-time magistrate.

15 E. For fiscal year 1995 and all subsequent fiscal  
16 years, the annual salary for justices of the supreme court,  
17 judges of the court of appeals, district court judges,  
18 metropolitan court judges and magistrates shall be  
19 [~~established~~] provided by the legislature in an appropriations  
20 act.

21 F. No additional salaries shall be paid to  
22 justices, judges or magistrates on account of services rendered  
23 the state. Justices of the supreme court, judges of the court  
24 of appeals, district court judges, metropolitan court judges  
25 and magistrates shall receive per diem and mileage for

.226786.4SA

1 necessary travel on official business of the court as provided  
2 in the Per Diem and Mileage Act."

3 SECTION 2. APPROPRIATION.--Six million forty-eight  
4 thousand six hundred eighty-four dollars (\$6,048,684) is  
5 appropriated from the general fund to the administrative office  
6 of the courts for expenditure in fiscal year 2025 and  
7 subsequent fiscal years to fund judicial salaries. Any  
8 unexpended or unencumbered balance remaining at the end of a  
9 fiscal year shall not revert to the general fund.

10 - 4 -  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

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