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HOUSE BILL 565

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Robert M. Burpo

AN ACT

RELATING TO COUNTIES; CLARIFYING THAT A COUNTY MAY ISSUE CHECKS AS WELL AS WARRANTS FOR PAYMENT OF MONEY FROM THE COUNTY TREASURY; AMENDING SECTIONS OF THE NMSA 1978.

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

Section 1. Section 4-43-2 NMSA 1978 (being Laws 1851-1852, Page 170, as amended) is amended to read:

"4-43-2. DUTIES. -- The county treasurer shall keep:

A. account of all [~~moneys~~] money received and disbursed;

B. regular accounts of all checks and warrants drawn on the treasury and paid; and

C. the books, papers and [~~moneys~~] money pertaining to his office ready for inspection by the board of county commissioners at all times."

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Section 2. Section 4-45-4 NMSA 1978 (being Laws 1876,
2 Chapter 1, Section 21, as amended) is amended to read:

3 "4-45-4. COUNTY ORDERS FOR PAYMENT FROM TREASURY--FORM
4 AND SIGNATURE. -- [Sec.--162.] County orders shall be signed by
5 the chairman of the board of county commissioners and attested
6 by the county clerk and shall specify the nature of the claim
7 of service for which they were issued, and the money shall be
8 paid from the county treasury on such orders and not
9 otherwise. Money may be paid from the county treasury by
10 check or warrant. "

11 Section 3. Section 6-6-6 NMSA 1978 (being Laws 1957,
12 Chapter 250, Section 6) is amended to read:

13 "6-6-6. APPROVED BUDGETS--CLAIMS OR WARRANTS IN EXCESS
14 OF BUDGET--LIABILITY.--When any budget for a local public body
15 [~~shall have~~] has been approved and received by a local public
16 body, it [~~shall be~~] is binding upon all officials and
17 governing authorities, and no governing authority or official
18 shall allow or approve claims in excess thereof, and no
19 official shall pay any check or warrant in excess thereof, and
20 [~~such~~] the allowances or claims or checks or warrants so
21 allowed or paid shall be a liability against the officials so
22 allowing or paying [~~such~~] those claims or checks or warrants,
23 and recovery for [~~such~~] the excess amounts so allowed or paid
24 may be had against the bondsmen of [~~such~~] those officials. "