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AN ACT  
RELATING TO COURTS; REPLACING THE SKELETON TRANSCRIPT FEE  
WITH A DOCKET AND DISMISS FEE IN THE COURT OF APPEALS AND  
SUPREME COURT.

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

Section 1. Section 34-2-5 NMSA 1978 (being Laws 1933,  
Chapter 81, Section 1, as amended) is amended to read:

"34-2-5. FEES--COLLECTION BY SUPREME COURT CLERK. --The  
clerk of the supreme court shall collect the following fees:

A. in all cases docketed in the court, except  
those in which statutory exemption exists and those in which  
the court on showing of poverty may, by order, waive the  
fee, one hundred twenty-five dollars (\$125), twenty-five  
dollars (\$25.00) of which shall be deposited in the court  
automation fund and ninety-six dollars (\$96.00) of which  
shall be deposited in the court facilities fund; provided  
that in cases in which a motion to docket and dismiss an  
appeal is filed for failure to file a statement of the  
issues, the fee shall be twenty dollars (\$20.00), ten  
dollars (\$10.00) of which shall be deposited in the court  
automation fund and ten dollars (\$10.00) of which shall be  
deposited in the court facilities fund;

B. for one copy of files or a record, ten cents  
(\$ .10) per folio and for additional copies ordered at the

1 same time five cents (\$.05) per folio;

2 C. for comparing copies of files or records  
3 tendered to him, five cents (\$.05) per folio; and

4 D. for each certificate, one dollar (\$1.00). "

5 Section 2. Section 34-5-6 NMSA 1978 (being Laws 1966,  
6 Chapter 28, Section 6, as amended) is amended to read:

7 "34-5-6. COURT OF APPEALS--FEES AND COSTS.--

8 A. The clerk of the court of appeals shall  
9 collect the following fees:

10 docket fee, twenty-five dollars (\$25.00) of  
11 which shall be deposited in the court  
12 automation fund and one hundred dollars  
13 (\$100) of which shall be deposited in  
14 the court facilities fund . . . . . \$125.00

15 docket fee for cases in which a  
16 motion to docket and dismiss the  
17 appeal is filed for failure to file a  
18 docketing statement, ten dollars (\$10.00)  
19 of which shall be deposited in the court  
20 automation fund and ten dollars (\$10.00) of  
21 which shall be deposited in the court facilities  
22 fund . . . . . 20.00

23 single copy of records, per typewritten folio . . .

24 . 10

25 each additional copy of records ordered at

1 same time, per typewritten folio . . . . . .05  
2 copies of records reproduced by photographic  
3 process, per page . . . . . .10  
4 comparing copies of records tendered to him,  
5 per folio . . . . . .05  
6 each certificate . . . . . .1.00.

7 B. No fees or costs shall be required in  
8 proceedings in forma pauperis, from state officers acting in  
9 their official capacity or in any other case where a  
10 statutory exemption exists.

11 C. Except as otherwise specifically provided by  
12 law, the clerk of the court of appeals shall pay all fees  
13 and costs to the state treasurer for credit to the state  
14 general fund. "

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