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HOUSE BILL 179

**49TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2010**

INTRODUCED BY

Gail Chasey

AN ACT

RELATING TO MISDEMEANOR FEES; RAISING THE TRAFFIC SAFETY FEE TO SIX DOLLARS (\$6.00) FOR THE TRAFFIC SAFETY EDUCATION AND ENFORCEMENT FUND; RECONCILING MULTIPLE AMENDMENTS TO THE SAME SECTION OF LAW IN LAWS 2009.

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

Section 1. Section 66-8-116.3 NMSA 1978 (being Laws 1989, Chapter 318, Section 35, Laws 1989, Chapter 319, Section 14 and also Laws 1989, Chapter 320, Section 5, as amended by Laws 2009, Chapter 244, Section 1 and by Laws 2009, Chapter 245, Section 5) is amended to read:

"66-8-116.3. PENALTY ASSESSMENT MISDEMEANORS--ADDITIONAL FEES.--In addition to the penalty assessment established for each penalty assessment misdemeanor, there shall be assessed:

A. in a county without a metropolitan court, twenty

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1 dollars (\$20.00) to help defray the costs of local government  
2 corrections;

3 B. a court automation fee of ten dollars (\$10.00);

4 C. a traffic safety fee of [~~three dollars (\$3.00)~~]  
5 six dollars (\$6.00), which shall be credited to the traffic  
6 safety education and enforcement fund;

7 D. a judicial education fee of three dollars  
8 (\$3.00), which shall be credited to the judicial education  
9 fund;

10 E. a jury and witness fee of five dollars (\$5.00),  
11 which shall be credited to the jury and witness fee fund;

12 [~~E.~~] F. a juvenile adjudication fee of one dollar  
13 (\$1.00), which shall be credited to the juvenile adjudication  
14 fund;

15 [~~F.~~] G. a brain injury services fee of five dollars  
16 (\$5.00), which shall be credited to the brain injury services  
17 fund; and

18 [~~G.~~] H. a court facilities fee as follows:  
19 in a county with a metropolitan court . . . . . \$24.00;  
20 in any other county . . . . . 10.00."

21 Section 2. Section 66-8-119 NMSA 1978 (being Laws 1968,  
22 Chapter 62, Section 159, as amended) is amended to read:

23 "66-8-119. PENALTY ASSESSMENT REVENUE--DISPOSITION.--

24 A. The division shall remit all penalty assessment  
25 receipts, except receipts collected pursuant to Subsections A  
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1 through [G] H of Section 66-8-116.3 NMSA 1978, to the state  
2 treasurer for credit to the general fund.

3 B. The division shall remit all penalty assessment  
4 fee receipts collected pursuant to:

5 (1) Subsection A of Section 66-8-116.3 NMSA  
6 1978 to the state treasurer for credit to the local government  
7 corrections fund;

8 (2) Subsection B of Section 66-8-116.3 NMSA  
9 1978 to the state treasurer for credit to the court automation  
10 fund;

11 (3) Subsection C of Section 66-8-116.3 NMSA  
12 1978 to the state treasurer for credit to the traffic safety  
13 education and enforcement fund;

14 (4) Subsection D of Section 66-8-116.3 NMSA  
15 1978 to the state treasurer for credit to the judicial  
16 education fund;

17 (5) Subsection E of Section 66-8-116.3 NMSA  
18 1978 to the state treasurer for credit to the jury and witness  
19 fee fund;

20 (6) Subsection F of Section 66-8-116.3 NMSA  
21 1978 to the state treasurer for credit to the juvenile  
22 adjudication fund;

23 [~~6~~] (7) Subsection [~~F~~] G of Section  
24 66-8-116.3 NMSA 1978 to the state treasurer for credit to the  
25 brain injury services fund; and

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[~~(7)~~] (8) Subsection [~~G~~] H of Section  
66-8-116.3 NMSA 1978 to the state treasurer for credit to the  
court facilities fund."