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SENATE BILL 133

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

INTRODUCED BY
Pete Campos

AN ACT

RELATING TO DISTRICT ATTORNEYS; PROVIDING FOR A DISTRIBUTION
FROM THE DISTRICT ATTORNEY FUND; MAKING AN APPROPRIATION.

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

Section 1. Section 36-1-28 NMSA 1978 (being Laws 1998,
Chapter 88, Section 1) is amended to read:

"36-1-28. DISTRICT ATTORNEY FUND--CREATED--
ADMINISTRATION--PURPOSE.--

A. The "district attorney fund" is created in the
state treasury. The fund shall consist of worthless-check
fees, preprosecution diversion fees, other statutory revenues
directed to the fund, appropriations, gifts, grants and
donations.

B. Money in the fund is appropriated to the
administrative office of the district attorneys for the [sole]

underscoring material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 purpose of meeting necessary expenses incurred in the operation
2 of the administrative office of the district attorneys.

3 C. The director of the administrative office of the
4 district attorneys may distribute a percentage of the district
5 attorney fund to individual district attorney offices for
6 training and other necessary expenses required to support the
7 operation of the district attorney offices throughout the
8 state. Distributions shall be made equitably at the director's
9 discretion.

10 [~~E.~~] D. Expenditures from the fund shall be
11 pursuant to budgets approved by the state budget division of
12 the department of finance and administration and made by
13 warrant drawn by the secretary of finance and administration
14 pursuant to vouchers signed by the director of the
15 administrative office of the district attorneys or [~~his~~] the
16 director's authorized representative.

17 [~~D.~~] E. The fund shall not revert at the end of any
18 fiscal year."