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HOUSE BILL 879

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY

MIGUEL P. GARCIA

AN ACT

RELATING TO CHILD AND SPOUSAL SUPPORT; ENACTING A NEW SECTION OF
THE NMSA 1978 REGARDING INTEREST ON UNPAID SUPPORT.

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

Section 1. ACCRUAL OF INTEREST ON DELINQUENT CHILD AND
SPOUSAL SUPPORT. --

A. Interest accrues on delinquent child support and
spousal support at the rate set forth in Section 56-8-4 NMSA
1978 in effect when the support payment becomes due and accrues
from the date the support is delinquent until the date the
support is paid or consolidated in a judgment.

B. Interest accrues on a consolidated judgment for
delinquent support at the rate provided in Section 56-8-4 NMSA
1978 in effect when the consolidated judgment is entered until
the judgment is satisfied.

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C. Unless the order, judgment or decree specifies a due date other than the first day of the month, support shall be deemed due on the first day of each month and, if not paid by that date, shall be deemed delinquent.

D. Payments of support shall be first applied to the current support obligation, next to any accrued interest on delinquent support, next to any delinquent support, next to any interest accrued on a consolidated judgment of delinquent support and next to any consolidated judgment of delinquent support.

State of New Mexico House of Representatives

**FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997**

February 24, 1997

Mr. Speaker:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 879

**has had it under consideration and reports same with
recommendation that it DO PASS.**

Respectfully submitted,

Thomas P. Foy, Chairman

**Underscored material = new
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FORTY- THIRD LEGISLATURE
FIRST SESSION, 1997

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Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 9 For 0 Against

Yes: 9

Excused: Pederson, Rios, Sanchez, Stewart

Absent: None

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Underscored material = new
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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

March 19, 1997

Mr. President:

Your JUDICIARY COMMITTEE, to whom has been referred

HOUSE BILL 879

has had it under consideration and reports same with
recommendation that it DO PASS.

Respectfully submitted,

Fernando R. Macias, Chairman

Adopted _____ Not Adopted _____

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Tsosie, Vernon, Macias

Absent: None

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Underscored material = new
[bracketed material] = delete