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SENATE BILL 5

43RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1998

INTRODUCED BY

Pete Campos

AN ACT

RELATING TO COUNTIES; INCREASING SALARIES OF ELECTED COUNTY OFFICERS.

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

Section 1. Section 4-44-4 NMSA 1978 (being Laws 1957, Chapter 196, Section 2, as amended) is amended to read:

"4-44-4. CLASS A COUNTIES--SALARIES.--The annual salaries of elected officers of class A counties shall not exceed:

A. county commissioners, [~~nineteen thousand four hundred forty-two dollars (\$19,442)~~] twenty-two thousand three hundred fifty-eight dollars (\$22,358) each;

B. treasurer, [~~forty-three thousand sixty-eight dollars (\$43,068)~~] forty-nine thousand five hundred twenty-eight dollars (\$49,528);

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1 C. assessor, [~~forty-three thousand sixty-eight~~
2 ~~dollars (\$43,068)~~] forty-nine thousand five hundred twenty-
3 eight dollars (\$49,528);

4 D. sheriff, [~~forty-four thousand nine hundred~~
5 ~~thirteen dollars (\$44,913)~~] fifty-one thousand six hundred
6 fifty dollars (\$51,650);

7 E. county clerk, [~~forty-three thousand sixty-eight~~
8 ~~dollars (\$43,068)~~] forty-nine thousand five hundred twenty-
9 eight dollars (\$49,528);

10 F. probate judge, [~~eighteen thousand nine hundred~~
11 ~~fifty dollars (\$18,950)~~] twenty-one thousand seven hundred
12 ninety-two dollars (\$21,792); and

13 G. county surveyor, nineteen thousand four hundred
14 forty-two dollars (\$19,442). "

15 Section 2. Section 4-44-4.1 NMSA 1978 (being Laws 1986,
16 Chapter 67, Section 2, as amended) is amended to read:

17 "4-44-4.1. CLASS B COUNTIES-- OVER THREE HUNDRED MILLION
18 DOLLARS VALUATION-- SALARIES. --The annual salaries of elected
19 officers of class B counties with an assessed valuation of
20 over three hundred million dollars (\$300,000,000) shall not
21 exceed:

22 A. county commissioners, [~~fifteen thousand twelve~~
23 ~~dollars (\$15,012)~~] seventeen thousand two hundred sixty-four
24 dollars (\$17,264) each;

25 B. treasurer, [~~thirty-seven thousand six hundred~~

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1 ~~fifty-three dollars (\$37,653)~~ forty-three thousand three
2 hundred one dollars (\$43,301) ;

3 C. assessor, [~~thirty-seven thousand six hundred~~
4 ~~fifty-three dollars (\$37,653)~~] forty-three thousand three
5 hundred one dollars (\$43,301) ;

6 D. sheriff, [~~thirty-nine thousand two hundred~~
7 ~~fifty-three dollars (\$39,253)~~] forty-five thousand one hundred
8 forty-one dollars (\$45,141) ;

9 E. county clerk, [~~thirty-seven thousand six~~
10 ~~hundred fifty-three dollars (\$37,653)~~] forty-three thousand
11 three hundred one dollars (\$43,301) ;

12 F. probate judge, [~~thirteen thousand one hundred~~
13 ~~sixty-six dollars (\$13,166)~~] fifteen thousand one hundred
14 forty-one dollars (\$15,141) ; and

15 G. county surveyor, a reasonable rate of
16 compensation as determined by the board of county
17 commi ssi oners. "

18 Section 3. Section 4-44-5 NMSA 1978 (being Laws 1957,
19 Chapter 196, Section 3, as amended) is amended to read:

20 "4-44-5. CLASS B COUNTIES--SALARIES.--The annual
21 salaries of elected officers of class B counties with an
22 assessed valuation of over seventy-five million dollars
23 (\$75,000,000) but under three hundred million dollars
24 (\$300,000,000) shall not exceed:

25 A. county commi ssi oners, [~~ten thousand seven~~

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1 ~~hundred five dollars (\$10,705)]~~ twelve thousand three hundred
2 eleven dollars (\$12,311) each;

3 B. treasurer, [~~thirty-two thousand two hundred~~
4 ~~thirty-nine dollars (\$32,239)]~~ thirty-seven thousand seventy-
5 five dollars (\$37,075);

6 C. county assessor, [~~thirty-two thousand two~~
7 ~~hundred thirty-nine dollars (\$32,239)]~~ thirty-seven thousand
8 seventy-five dollars (\$37,075);

9 D. county sheriff, [~~thirty-three thousand seven~~
10 ~~hundred sixteen dollars (\$33,716)]~~ thirty-eight thousand seven
11 hundred seventy-three dollars (\$38,773);

12 E. county clerk, [~~thirty-two thousand two hundred~~
13 ~~thirty-nine dollars (\$32,239)]~~ thirty-seven thousand seventy-
14 five dollars (\$37,075);

15 F. probate judge, [~~seven thousand five hundred six~~
16 ~~dollars (\$7,506)]~~ eight thousand six hundred thirty-two
17 dollars (\$8,632); and

18 G. county surveyor, a reasonable rate of
19 compensation as determined by the board of county
20 commi ssi oners. "

21 Section 4. Section 4-44-6 NMSA 1978 (being Laws 1957,
22 Chapter 196, Section 4, as amended) is amended to read:

23 "4-44-6. CLASS C COUNTIES--SALARIES.--The annual
24 salaries of elected officers of class C counties shall not
25 exceed:

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1 A. county commissioners, [~~ten thousand seven~~
2 ~~hundred five dollars (\$10,705)~~] twelve thousand three hundred
3 eleven dollars (\$12,311) each;

4 B. county treasurer, [~~thirty-two thousand two~~
5 ~~hundred thirty-nine dollars (\$32,239)~~] thirty-seven thousand
6 seventy-five dollars (\$37,075);

7 C. county assessor, [~~thirty-two thousand two~~
8 ~~hundred thirty-nine dollars (\$32,239)~~] thirty-seven thousand
9 seventy-five dollars (\$37,075);

10 D. county sheriff, [~~thirty-three thousand seven~~
11 ~~hundred sixteen dollars (\$33,716)~~] thirty-eight thousand seven
12 hundred seventy-three dollars (\$38,773);

13 E. county clerk, [~~thirty-two thousand two hundred~~
14 ~~thirty-nine dollars (\$32,239)~~] thirty-seven thousand seventy-
15 five dollars (\$37,075);

16 F. probate judge, [~~seven thousand five hundred six~~
17 ~~dollars (\$7,506)~~] eight thousand six hundred thirty-two
18 dollars (\$8,632); and

19 G. county surveyor, a reasonable rate of
20 compensation as determined by the board of county
21 commissioners. "

22 Section 5. Section 4-44-7 NMSA 1978 (being Laws 1957,
23 Chapter 196, Section 5, as amended) is amended to read:

24 "4-44-7. FIRST CLASS COUNTIES-- OVER TWENTY-SEVEN MILLION
25 DOLLARS VALUATION-- SALARIES.-- The annual salaries of elected

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1 officers of counties of the first class with an assessed
2 valuation of over twenty-seven million dollars (\$27,000,000)
3 but under forty-five million dollars (\$45,000,000) shall not
4 exceed:

5 A. county commissioners, [~~nine thousand seven~~
6 ~~hundred twenty one dollars (\$9,721)~~] eleven thousand one
7 hundred seventy-nine dollars (\$11,179) each;

8 B. treasurer, [~~twenty-three thousand six hundred~~
9 ~~twenty six dollars (\$23,626)~~] twenty-seven thousand one
10 hundred seventy dollars (\$27,170) ;

11 C. assessor, [~~twenty-three thousand six hundred~~
12 ~~twenty six dollars (\$23,626)~~] twenty-seven thousand one
13 hundred seventy dollars (\$27,170) ;

14 D. sheriff, [~~twenty-five thousand four hundred~~
15 ~~seventy one dollars (\$25,471)~~] twenty-nine thousand two
16 hundred ninety-two dollars (\$29,292) ;

17 E. county clerk, [~~twenty-three thousand six~~
18 ~~hundred twenty six dollars (\$23,626)~~] twenty-seven thousand
19 one hundred seventy dollars (\$27,170) ;

20 F. probate judge, [~~six thousand two hundred~~
21 ~~seventy six dollars (\$6,276)~~] seven thousand two hundred
22 seventeen dollars (\$7,217) ; and

23 G. county surveyor, a reasonable rate of
24 compensation as determined by the board of county
25 commi ssi oners. "

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1 Section 6. Section 4-44-8 NMSA 1978 (being Laws 1957,
2 Chapter 196, Section 6, as amended) is amended to read:

3 "4-44-8. FIRST CLASS COUNTIES-- UNDER TWENTY-SEVEN
4 MILLION DOLLARS VALUATION-- SALARIES. --The annual salaries of
5 elected officers of counties of the first class with an
6 assessed valuation of over fourteen million dollars
7 (\$14,000,000) but under twenty-seven million dollars
8 (\$27,000,000) shall not exceed:

9 A. county commissioners, [~~six thousand five~~
10 ~~hundred twenty two dollars (\$6,522)~~] seven thousand five
11 hundred dollars (\$7,500) each;

12 B. treasurer, [~~twenty thousand fifty seven dollars~~
13 ~~(\$20,057)~~] twenty-three thousand sixty-six dollars (\$23,066) ;

14 C. assessor, [~~twenty thousand fifty seven dollars~~
15 ~~(\$20,057)~~] twenty-three thousand sixty-six dollars (\$23,066) ;

16 D. sheriff, [~~twenty-five thousand four hundred~~
17 ~~seventy-one dollars (\$25,471)~~] twenty-nine thousand two
18 hundred ninety-two dollars (\$29,292) ;

19 E. county clerk, [~~twenty thousand fifty seven~~
20 ~~dollars (\$20,057)~~] twenty-three thousand sixty-six dollars
21 (\$23,066) ;

22 F. probate judge, [~~five thousand seven hundred~~
23 ~~eighty-three dollars (\$5,783)~~] six thousand six hundred fifty
24 dollars (\$6,650) ; and

25 G. county surveyor, a reasonable rate of

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1 compensation as determined by the board of county
2 commissioners. "

3 Section 7. Section 4-44-14 NMSA 1978 (being Laws 1955,
4 Chapter 4, Section 2, as amended) is amended to read:

5 "4-44-14. H CLASS COUNTIES--SALARIES AND EXPENSES. --

6 A. Officers elected or appointed in the counties
7 of the H class shall receive the following annual salaries:

- 8 (1) county commissioners, one dollar (\$1.00);
- 9 (2) treasurer, one dollar (\$1.00);
- 10 (3) assessor, one dollar (\$1.00);
- 11 (4) sheriff, one dollar (\$1.00);
- 12 (5) county clerk, one dollar (\$1.00);
- 13 (6) probate judge, [~~two thousand three~~
14 ~~hundred four dollars (\$2,304)~~] two thousand six hundred fifty
15 dollars (\$2,650); and

16 (7) county surveyor, not to exceed ten
17 dollars (\$10.00) per day for each day actually employed under
18 orders by the board of county commissioners, such employment
19 not to exceed fifty days in any one year.

20 B. The elected H class county officials listed in
21 Subsection A of this section, except probate judge, in
22 addition to the salaries [~~therein~~] prescribed shall be
23 entitled to receive as per diem expense the sum of not more
24 than fifteen dollars (\$15.00) while in actual attendance at
25 county commission meetings or while engaged in the performance

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of their official duties for the county. However, the total per diem expense allowance for each elected H class county official listed in Subsection A of this section shall not exceed three hundred fifty dollars (\$350) in any fiscal year. Such per diem expense shall be in addition to any allowance for sheriff's mileage or for other out-of-county expenses allowed for all officials by law and shall be budgeted, paid and audited as provided by laws governing expenditures of county funds. "

Section 8. EFFECTIVE DATE. --The effective date of the provisions of this act is January 1, 1999.

1 FORTY-THIRD LEGISLATURE

2
3 SECOND SESSION, 1998

4
5
6
7 January 28, 1998

8
9 Mr. President:

10
11 Your COMMITTEES' COMMITTEE, to whom has been referred

12
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14 SENATE BILL 5

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17 has had it under consideration and finds same to be GERMANE, in
18 accordance with constitutional provisions, and thence referred to the
19 PUBLIC AFFAIRS COMMITTEE.
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22 Respectfully submitted,
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Manny M. Aragon, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

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FORTY-THIRD LEGISLATURE

SECOND SESSION, 1998

February 2, 1998

Mr. President:

Your PUBLIC AFFAIRS COMMITTEE, to whom has been referred

SENATE BILL 5

has had it under consideration and reports same with recommendation
that it DO PASS, and thence referred to the FINANCE COMMITTEE.

Respectfully submitted,

Shannon Robinson, Chairman

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Adopted _____ Not Adopted _____

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(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Adair, Boitano, Feldman, Vernon

Absent: None

S0005PA1

1 FORTY-THIRD LEGISLATURE

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3 SECOND SESSION, 1998

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6
7 February 5, 1998

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9 Mr. President:

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11 Your FINANCE COMMITTEE, to whom has been referred

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14 SENATE BILL 5

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

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21 Respectfully submitted,

Ben D. Altamirano, Chairman

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Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 6 For 0 Against

Yes: 6

No: None

Excused: Aragon, Campos, Carraro, Ingle, McKibben

Absent: None

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1 FORTY-THIRD LEGISLATURE

2 SECOND SESSION, 1998

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7 February 12, 1998

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10 Mr. Speaker:

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12 Your GOVERNMENT AND URBAN AFFAIRS COMMITTEE, to whom
13 has been referred

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15 SENATE BILL 5

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17 has had it under consideration and reports same with
18 recommendation that it DO PASS, and thence referred to the
19 APPROPRIATIONS AND FINANCE COMMITTEE.

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Underscored material = new
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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998

3 Page 17

4 Respectfully submitted,
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9 _____
10 Lynda M. Lovejoy, Chairman

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12
13 Adopted _____ Not Adopted _____
14 (Chief Clerk) (Chief Clerk)

15
16 Date _____

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18 The roll call vote was 6 For 0 Against

19 Yes: 6

20 Excused: Pearce

21 Absent: None
22
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1 FORTY-THIRD LEGISLATURE
2 SECOND SESSION, 1998
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5 February 15, 1998
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8 Mr. Speaker:
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10 Your APPROPRIATIONS AND FINANCE COMMITTEE, to whom has
11 been referred
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13 SENATE BILL 5
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15 has had it under consideration and reports same with
16 recommendation that it DO PASS.
17

18 Respectfully submitted,
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23 _____
24 Max Coll, Chairman
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FORTY-THIRD LEGISLATURE
SECOND SESSION, 1998

Page 19

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Buffett, Marquardt, Pearce, Picraux, Saavedra, Salazar, Taylor,

Vigil

Absent: None

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