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SENATE BILL 198

**44TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,
2000**

INTRODUCED BY

Leonard Lee Rawson

AN ACT

RELATING TO COURTS; PROVIDING FOR AN ADDITIONAL MAGISTRATE IN
THE DONA ANA MAGISTRATE DISTRICT; PROVIDING FOR APPOINTMENT
AND ELECTION; AMENDING A SECTION OF THE NMSA 1978; MAKING AN
APPROPRIATION.

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

Section 1. Section 35-1-10 NMSA 1978 (being Laws 1968,
Chapter 62, Section 12, as amended) is amended to read:

"35-1-10. MAGISTRATE COURT--DONA ANA DISTRICT.--There
shall be four magistrates in Dona Ana magistrate district.
Divisions 1, 2, 3, ~~and~~ 4 and 5 shall operate as a single
court in Las Cruces and shall rotate riding circuit to
Anthony and Hatch on a regularly scheduled basis."

Section 2. TEMPORARY PROVISION--DONA ANA MAGISTRATE--
APPOINTMENT AND ELECTION.--The office of magistrate in Dona
Ana magistrate district 5 shall be filled by appointment by

.131065.2

underscored material = new
~~[bracketed material]~~ = delete

underscored material = new
~~[bracketed material] = delete~~

1 the governor. The appointed magistrate shall begin serving
2 on July 1, 2000 and shall serve until succeeded by a
3 magistrate elected at the general election in 2000. The
4 elected magistrate's term of office shall begin on January 1,
5 2001.

6 Section 3. APPROPRIATION.--Two hundred thousand dollars
7 (\$200,000) is appropriated from the general fund to the
8 administrative office of the courts for expenditure in fiscal
9 year 2001 for salary and benefits for an additional
10 magistrate judge in Dona Ana magistrate district division 5
11 and for salaries and benefits for three additional clerks in
12 the Dona Ana magistrate district. Any unexpended or
13 unencumbered balance remaining at the end of fiscal year 2001
14 shall revert to the general fund.

15 Section 4. EFFECTIVE DATE.--The effective date of the
16 provisions of this act is July 1, 2000.