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HOUSE BILL 803

45TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2001

INTRODUCED BY

Rhonda S. King

AN ACT

RELATING TO MAGISTRATE COURTS; PROVIDING AN ADDITIONAL
MAGISTRATE IN TORRANCE COUNTY; MAKING AN APPROPRIATION.

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

Section 1. Section 35-1-33 NMSA 1978 (being Laws 1968,
Chapter 62, Section 35, as amended) is amended to read:

"35-1-33. MAGISTRATE COURT--TORRANCE DISTRICT. --There
shall be [~~one magistrate~~] two magistrates in Torrance
magistrate district [~~whose principal court is~~] divisions 1 and
2 operating as a single court in Moriarty. The [~~magistrate~~]
magistrates shall [~~ride~~] rotate riding circuit to Estancia on
a regularly scheduled basis. "

Section 2. TEMPORARY PROVISION--APPOINTMENT--ELECTION. --

A. The office of magistrate in Torrance magistrate
district division 2 shall be filled by appointment by the

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 governor to begin serving on July 1, 2001. The appointed
2 magistrate shall serve until his successor has been elected
3 and qualified.

4 B. The first full term of office of the magistrate
5 in Torrance magistrate district division 2 shall be filled by
6 election at the general election held in 2002, and that term
7 of office shall begin on January 1, 2003.

8 Section 3. APPROPRIATION. --Ninety-four thousand four
9 hundred dollars (\$94,400) is appropriated from the general
10 fund to the administrative office of the courts for
11 expenditure in fiscal year 2002 to pay salaries and benefits
12 of the Torrance magistrate district division 2 magistrate and
13 staff. Any unexpended or unencumbered balance remaining at
14 the end of fiscal year 2002 shall revert to the general fund.

15 Section 4. EFFECTIVE DATE. --The effective date of the
16 provisions of this act is July 1, 2001.