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SENATE BILL 46

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

INTRODUCED BY

Carroll H. Leavell

FOR THE COURTS AND CRIMINAL JUSTICE COMMITTEE

AN ACT

RELATING TO COURTS; AUTHORIZING COMPENSATION FOR A RETIRED
MAGISTRATE JUDGE WHO SERVES AS A MAGISTRATE JUDGE PRO TEMPORE;
AMENDING A SECTION OF THE NMSA 1978.

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

Section 1. Section 35-2-6 NMSA 1978 (being Laws 1997,
Chapter 114, Section 1) is amended to read:

"35-2-6. APPOINTMENT AS SPECIAL MASTER, ARBITRATOR OR
MAGISTRATE JUDGE PRO TEMPORE--COMPENSATION.--

A. A chief district court judge may appoint a
retired magistrate judge, with the retired judge's consent, to
serve as a magistrate judge pro tempore, subject to the
[monies] money available to the judge pro tempore fund.

B. The retired magistrate judge shall be:
[compensated for his services as provided for nonsalaried

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~~public officers in the Per Diem and Mileage Act]~~

(1) compensated for his services in an amount equal to the hourly salary paid to magistrate judges; and

(2) reimbursed for his expenses in accordance with the provisions of the Per Diem and Mileage Act that apply to nonsalaried public officers. "

Section 2. EFFECTIVE DATE. --The effective date of the provisions of this act is July 1, 2001.