

1 AN ACT

2 RELATING TO THE DISTRICT COURTS; ALLOWING DISTRICT COURTS TO
3 RECOVER COSTS FOR ALTERNATIVE DISPUTE RESOLUTION ON A SLIDING
4 FEE SCALE.

5
6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

7 SECTION 1. Section 34-6-45 NMSA 1978 (being Laws 1986,
8 Chapter 26, Section 2, as amended) is amended to read:

9 "34-6-45. DISTRICT COURTS--ALTERNATIVE DISPUTE
10 RESOLUTION--FEE.--

11 A. In addition to fees collected pursuant to, and
12 subject to exceptions set forth in, Section 34-6-40 NMSA 1978
13 for docketing of civil cases in any judicial district that
14 has established an alternative dispute resolution program,
15 the district court clerk shall collect a fee of fifteen
16 dollars (\$15.00) on all new and reopened civil cases except
17 domestic relations cases. The fee shall be deposited for
18 credit to the district court alternative dispute resolution
19 fund pursuant to the provisions of Section 34-6-44 NMSA 1978.

20 B. A judicial district may establish an
21 alternative dispute resolution program by court rule approved
22 by the supreme court. Parties shall pay the cost of the
23 alternative dispute resolution program pursuant to a sliding
24 fee scale approved by the supreme court. The sliding fee
25 scale shall be based on ability to pay. The fee shall be

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paid to the district court to be credited to the fund."=====