

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 70

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

This document may incorporate amendments proposed by a committee, but not yet adopted, as well as amendments that have been adopted during the current legislative session. The document is a tool to show amendments in context and cannot be used for the purpose of adding amendments to legislation.

AN ACT

RELATING TO JUDICIAL SALARIES; PROVIDING THAT JUSTICES OF THE STATE SUPREME COURT SHALL RECEIVE A SALARY INCREASE; REMOVING SALARY FORMULAS FOR MAGISTRATES SFC→; ~~MAKING AN~~ APPROPRIATION←SFC .

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

SECTION 1. Section 34-1-9 NMSA 1978 (being Laws 1993, Chapter 278, Section 1, as amended) is amended to read:

.227577.2AIC February 3, 2024 (2:25pm)

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"34-1-9. SALARIES OF JUSTICES, JUDGES AND MAGISTRATES.--

A. Justices of the supreme court shall each receive an annual salary [~~as provided by the legislature~~] of two hundred thirty-two thousand six hundred dollars (\$232,600) beginning July 1, 2024. The chief justice of the supreme court shall receive an annual salary that is two thousand dollars (\$2,000) more than the annual salary of a justice of the supreme court.

B. The chief judge of:

(1) the court of appeals shall receive an annual salary that is ninety-five percent of the annual salary of the chief justice of the supreme court;

(2) a district court shall receive an annual salary that is ninety-five percent of the annual salary of the chief judge of the court of appeals; and

(3) a metropolitan court shall receive an annual salary that is ninety-five percent of the annual salary of the chief judge of a district court.

~~[G. The presiding magistrate of a magistrate district where three or more divisions operate as a single court shall receive an annual salary that is seventy-five percent of the annual salary of the chief judge of a metropolitan court.~~

~~D.]~~ C. Notwithstanding any other provision of law or any other provision of this section, the annual salaries of

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the following judges [~~and magistrates~~] shall be established as follows:

(1) a judge of the court of appeals shall receive an annual salary that is ninety-five percent of the annual salary of a justice of the supreme court;

(2) a district court judge shall receive an annual salary that is ninety-five percent of the annual salary of a judge of the court of appeals; and

(3) a metropolitan court judge shall receive an annual salary that is ninety-five percent of the annual salary of a district court judge.

~~[(4) a full-time magistrate shall receive an annual salary that is seventy-five percent of the annual salary of a metropolitan court judge;~~

~~(5) a half-time magistrate shall receive an annual salary that is fifty percent of the annual salary of a full-time magistrate; and~~

~~(6) a quarter-time magistrate shall receive an annual salary that is twenty-five percent of the annual salary of a full-time magistrate.~~

~~E.] D. [For fiscal year 1995 and all subsequent fiscal years] The annual salary for [justices of the supreme court, judges of the court of appeals, district court judges, metropolitan court judges and] magistrates shall be~~

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[established] provided by the legislature in an appropriations act.

[F.] E. No additional salaries shall be paid to justices, judges or magistrates on account of services rendered the state. Justices of the supreme court, judges of the court of appeals, district court judges, metropolitan court judges and magistrates shall receive per diem and mileage for necessary travel on official business of the court as provided in the Per Diem and Mileage Act."

SFC → ~~SECTION 2. APPROPRIATION. -- Six million forty-eight thousand six hundred eighty-four dollars (\$6,048,684) is appropriated from the general fund to the administrative office of the courts for expenditure in fiscal year 2025 and subsequent fiscal years to fund judicial salaries. Any unexpended or unencumbered balance remaining at the end of a fiscal year shall not revert to the general fund.~~ ← SFC

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