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**HOUSE BILL 596**

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

**INTRODUCED BY**

**James G. Taylor**

**AN ACT**

**RELATING TO JUDICIAL SALARIES; INCREASING SALARIES FOR  
METROPOLITAN COURT JUDGES AND MAGISTRATES; AMENDING A SECTION  
OF THE NMSA 1978; MAKING APPROPRIATIONS.**

**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) is amended to read:**

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

**A. Justices of the supreme court shall each  
receive an annual salary of seventy-seven thousand two hundred  
fifty dollars (\$77,250). 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 the court of appeals shall**

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1 receive an annual salary that is ninety-five percent of the  
2 annual salary of the chief justice of the supreme court.

3 C. Notwithstanding any other provision of law or  
4 any other provision of this section, the annual salaries of  
5 the following judges and magistrates shall be established as  
6 follows:

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

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

13 (3) a metropolitan court judge shall receive  
14 an annual salary that is [~~ninety~~] ninety-five percent of the  
15 annual salary of a district court judge;

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

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

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

25 D. For the eighty-third fiscal year and all

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1 subsequent fiscal years, the annual salary for justices of the  
2 supreme court, judges of the court of appeals, district court  
3 judges, metropolitan court judges and magistrates shall be  
4 established by the legislature in an appropriations act.

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

12 Section 2. APPROPRIATIONS. --

13 A. Eighty-one thousand three hundred dollars  
14 (\$81,300) is appropriated from the general fund to the  
15 Bernalillo county metropolitan court for expenditure in fiscal  
16 year 2002 to provide salary increases and benefits for  
17 metropolitan court judges pursuant to the provisions of  
18 Section 34-1-9 NMSA 1978.

19 B. One million four hundred ten thousand three  
20 hundred dollars (\$1,410,300) is appropriated from the general  
21 fund to the administrative office of the courts for  
22 expenditure in fiscal year 2002 to provide salary increases  
23 and benefits for magistrates pursuant to the provisions of  
24 Section 34-1-9 NMSA 1978.

25 C. Any unexpended or unencumbered balance

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1 remaining from the appropriations in this section at the end  
2 of fiscal year 2002 shall revert to the general fund.

3 Section 3. EFFECTIVE DATE. -- The effective date of the  
4 provisions of this act is July 1, 2001.

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