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SENATE BILL 340

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

INTRODUCED BY

Lidi o G. Rainaldi

AN ACT

**RELATING TO JUDICIAL SALARIES; INCREASING THE SALARIES OF
METROPOLITAN COURT JUDGES AND MAGISTRATES; MAKING AN
APPROPRIATION.**

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

underscored material = new
[bracketed material] = delete

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

underscored material = new
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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. APPROPRIATION. -- One million four hundred
13 ninety-one thousand five hundred twenty-six dollars
14 (\$1,491,526) is appropriated from the general fund to the
15 department of finance and administration for expenditure in
16 fiscal year 2002 to pay for the increase in metropolitan court
17 judges' and magistrates' salaries. Any unexpended or
18 unencumbered balance remaining at the end of fiscal year 2002
19 shall revert to the general fund.

20 Section 3. EFFECTIVE DATE. -- The effective date of the
21 provisions of this act is the first full pay period after July
22 1, 2001.