

AN ACT

RELATING TO COURTS; CREATING A FUND; ESTABLISHING A FEE;
PROVIDING FOR AN ALTERNATIVE JUDICIAL ADJUDICATION OF
JUVENILES CHARGED WITH MINOR OFFENCES; MAKING AN
APPROPRIATION.

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

Section 1. Section 66-8-116.3 NMSA 1978 (being Laws 1989, Chapter 318, Section 35, Laws 1989, Chapter 319, Section 14 and Laws 1989, Chapter 320, Section 5, as amended) is amended to read:

"66-8-116.3. PENALTY ASSESSMENT MISDEMEANORS--
ADDITIONAL FEES.--In addition to the penalty assessment
established for each penalty assessment misdemeanor, there
shall be assessed:

A. in a county without a metropolitan court,
twenty dollars (\$20.00) to help defray the costs of local
government corrections;

B. a court automation fee of ten dollars (\$10.00);

C. a traffic safety fee of three dollars (\$3.00),
which shall be credited to the traffic safety education and
enforcement fund;

D. a judicial education fee of three dollars
(\$3.00), which shall be credited to the judicial education
fund;

E. a juvenile adjudication fee of one dollar (\$1.00), which shall be credited to the juvenile adjudication fund;

F. a brain injury services fee of five dollars (\$5.00), which shall be credited to the brain injury services fund; and

G. a court facilities fee as follows:

in a county with a metropolitan court \$24.00;
in any other county 10.00."

Section 2. A new section of Chapter 34 NMSA 1978 is enacted to read:

"JUVENILE ADJUDICATION FUND CREATED.--The "juvenile adjudication fund" is created in the state treasury to provide an alternative procedure of adjudication for juveniles charged with misdemeanor offenses to help alleviate the docket of the juvenile judicial system. The fund consists of juvenile adjudication fees levied and collected pursuant to Section 66-8-116.3 NMSA 1978. Money in the fund at the end of a fiscal year shall not revert to any other fund. The department of finance and administration shall administer the fund, and money in the fund is appropriated to the department of finance and administration to administer the fund and to provide an alternative adjudication process for juveniles charged with traffic offenses and other misdemeanors. Money expended to administer the fund shall not exceed five percent

of the money credited to the fund in each fiscal year.
Disbursements from the fund shall be made by warrant of the
secretary of finance and administration pursuant to vouchers
signed by the secretary or the secretary's authorized
representative."
