

1 SENATE BILL 20

2 **51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013**

3 INTRODUCED BY

4 Steven P. Neville

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9  
10 AN ACT

11 RELATING TO CRIMINAL PROCEDURE; AMENDING A SECTION OF CHAPTER  
12 31 NMSA 1978 TO RAISE COSTS TO DEFENDANTS FOR THEIR PROBATION.

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

15 SECTION 1. Section 31-20-5.1 NMSA 1978 (being Laws 2000,  
16 Chapter 49, Section 1) is amended to read:

17 "31-20-5.1. MISDEMEANOR COMPLIANCE PROGRAMS--COUNTIES MAY  
18 ESTABLISH--FEES.--

19 A. A county may create a "misdemeanor compliance  
20 program" to monitor defendants' compliance with the conditions  
21 of probation imposed by a district or magistrate court. The  
22 program shall be limited to participation by persons who have  
23 been convicted of a misdemeanor criminal offense specified in  
24 the Criminal Code, convicted of driving while under the  
25 influence of intoxicating liquor or drugs or convicted of

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1 driving while the person's driver's license is suspended or  
2 revoked pursuant to the Motor Vehicle Code. A county's program  
3 shall comply with guidelines established by the administrative  
4 office of the courts.

5 B. As a condition of probation, the district or  
6 magistrate court may require the defendant to pay a fee of not  
7 less than fifteen dollars (\$15.00) nor more than ~~[thirty~~  
8 ~~dollars (\$30.00)]~~ fifty dollars (\$50.00) per month to the  
9 county for the term of ~~[his]~~ the defendant's probation. Money  
10 collected by the county pursuant to this subsection shall be  
11 used only to operate the misdemeanor compliance program."