

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 164

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

AN ACT

RELATING TO COURTS; INCREASING JUROR COMPENSATION.

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

SECTION 1. Section 35-8-7 NMSA 1978 (being Laws 1991, Chapter 82, Section 13, as amended) is amended to read:

"35-8-7. MAGISTRATE CIVIL JURY FEES.--

A. In each action in the magistrate court in which a jury is summoned, persons summoned for jury service and jurors shall be compensated for their time in attendance and service at ~~[the highest prevailing minimum wage rate]~~ one hundred fifty percent of the greater of the federal minimum wage rate or the New Mexico minimum wage rate.

B. Those persons shall also be reimbursed for travel in excess of forty miles round trip from their place of actual residence to the court, when their attendance is

.222342.1

underscored material = new
[bracketed material] = delete

1 ordered, at the rate allowed public officers and employees per
2 mile of necessary travel.

3 C. Those costs shall be charged against the party
4 requesting the jury in a civil action, though no costs shall be
5 charged against the state. All costs collected by the
6 magistrate under this section shall be remitted to the
7 administrative office of the courts, and all jurors shall be
8 paid by the state treasurer in the same manner as other
9 magistrate court expenses are paid."

10 SECTION 2. Section 38-5-15 NMSA 1978 (being Laws 1969,
11 Chapter 222, Section 15, as amended) is amended to read:

12 "38-5-15. MILEAGE AND COMPENSATION FOR JURORS.--Persons
13 summoned for jury service and jurors shall be reimbursed for
14 travel in excess of forty miles round trip from their place of
15 actual residence to the courthouse when their attendance is
16 ordered at the rate allowed public officers and employees per
17 mile of necessary travel. Persons summoned for jury service
18 and jurors shall be compensated for their time in attendance
19 and service at [~~the highest prevailing state minimum wage rate~~]
20 one hundred fifty percent of the greater of the federal minimum
21 wage rate or the New Mexico minimum wage rate."

22 SECTION 3. EFFECTIVE DATE.--The effective date of the
23 provisions of this act is July 1, 2022.