

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 69

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 1996

INTRODUCED BY

CYNTHIA NAVA

AN ACT

RELATING TO JUDGES; PROVIDING FOR TWO ADDITIONAL MAGISTRATE
JUDGES IN DONA ANA MAGISTRATE DISTRICT; PROVIDING FOR
APPOINTMENT AND ELECTION; AMENDING A SECTION OF THE NMSA 1978;
MAKING AN APPROPRIATION.

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

Section 1. Section 35-1-10 NMSA 1978 (being Laws 1968,
Chapter 62, Section 12, as amended) is amended to read:

"35-1-10. MAGISTRATE COURT--DONA ANA DISTRICT. --There
shall be ~~[three]~~ five magistrates in Dona Ana magistrate
district, with divisions 1, 2 and 3 operating as a single court
in Las Cruces. The magistrates in divisions 1, 2 and 3 shall
rotate riding circuit to ~~[Anthony and]~~ Hatch on a regularly
scheduled basis. The magistrates in divisions 4 and 5 shall
operate as a single court in Anthony."

Underscored material = new
[bracketed material] = delete

Underscored material = new
[bracketed material] = delete

1 Section 2. TEMPORARY PROVISION-- APPOINTMENT-- DIVISIONS 4
2 AND 5-- ELECTION.--

3 A. The office of magistrate in Dona Ana magistrate
4 divisions 4 and 5 shall be filled by appointment by the
5 governor. The appointed magistrates shall begin serving January
6 1, 1997 and shall serve until succeeded by magistrates elected
7 pursuant to Subsection B of this section.

8 B. The first full term of the office of magistrate
9 in Dona Ana magistrate divisions 4 and 5 shall be filled by
10 election at the general election in 1998, and those terms of
11 office shall begin on January 1, 1999.

12 Section 3. APPROPRIATION.-- Fifty-eight thousand nine
13 hundred eleven dollars (\$58,911) is appropriated from the
14 general fund to the Dona Ana magistrate district for expenditure
15 in fiscal year 1997 for two additional full-time equivalent
16 positions. Any unexpended or unencumbered balance remaining at
17 the end of fiscal year 1997 shall revert to the general fund.

18 Section 4. EFFECTIVE DATE.-- The effective date of the
19 provisions of this act is January 1, 1997.

Underscored material = new
~~[bracketed material] = delete~~

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 FORTY- SECOND LEGISLATURE

2 SECOND SESSION, 1996

3
4
5
6 JANUARY 18, 1996

7
8 Mr. President:

9
10 Your COMMITTEES' COMMITTEE, to whom has been referred

11
12 SENATE BILL 69

13
14
15 has had it under consideration and finds same to be GERMANE, PURSUANT
16 TO CONSTITUTIONAL PROVISIONS, and thence referred to the SENATE
17 JUDICIARY COMMITTEE.

18
19 Respectfully submitted,

20
21
22
23
24
25 _____
SENATOR MANNY M. ARAGON, Chairman

Underscored material = new
~~[bracketed material] = delete~~

Adopted _____ Not Adopted _____

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was __ For __ Against

Yes:

No:

Excused:

Absent:

S0069CC1

1 FORTY-SECOND LEGISLATURE

2 SECOND SESSION, 1996

3
4
5
6 January 31, 1996

7
8 Mr. President:

9
10 Your JUDICIARY COMMITTEE, to whom has been referred

11
12 SENATE BILL 69

13
14 has had it under consideration and reports same with recommendation that

15 it DO NOT PASS, but that

16
17
18 SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR

19 SENATE BILL 69

20
21 DO PASS, and thence referred to the FINANCE COMMITTEE.

22
23 Respectfully submitted,

Janice D. Paster, Chairman

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 5 For 0 Against

Yes: 5

No: 0

Excused: Carraro, Stefani cs, Tsosie, Vernon

Absent: None

S0069JU1

Underscored material = new
~~[bracketed material] = delete~~

SJC/SB 69

SENATE JUDICIARY COMMITTEE SUBSTITUTE FOR
SENATE BILL 69

42ND LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION,
1996

AN ACT

RELATING TO JUDGES; PROVIDING FOR AN ADDITIONAL MAGISTRATE JUDGE
AND SUPPORT STAFF, SUPPLIES AND BUILDING RENOVATIONS IN THE DONA
ANA MAGISTRATE DISTRICT; PROVIDING FOR APPOINTMENT AND ELECTION;
AMENDING A SECTION OF THE NMSA 1978; MAKING AN APPROPRIATION.

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

Section 1. Section 35-1-10 NMSA 1978 (being Laws 1968,
Chapter 62, Section 12, as amended) is amended to read:

"35-1-10. MAGISTRATE COURT--DONA ANA DISTRICT.--There shall
be ~~three~~ four magistrates in Dona Ana magistrate district,
with divisions 1, 2 and 3 operating as a single court in Las
Cruces. The magistrates in divisions 1, 2 and 3 shall rotate
riding circuit to ~~Anthony and~~ Hatch on a regularly scheduled
basis. The magistrate in division 4 shall operate as a single

. 111208. 1

Underscored material = new
[bracketed material] = delete

court in Anthony. "

1 Section 2. Any ~~TEMPORARY PROVISION~~ ~~APPOINTMENT DIVISIONS~~ 4 at
2 ~~AND ELECTION~~ 1-year 1997 shall revert to the general fund.

3 Section 4. ~~EFFECTIVE DATE~~ The office of Dona Ana magistrate
4 ~~provisions~~ shall be filled by appointment in 1997 by the governor. The
5 appointed magistrate shall begin serving January 1, 1997 and
6 shall serve until succeeded by a magistrate elected pursuant to
7 Subsection B of this section.

8 B. The first full term of the office of magistrate in
9 Dona Ana magistrate division 4 shall be filled by election at
10 the general election in 1998, and the term of office shall begin
11 on January 1, 1999.

12 Section 3. APPROPRIATION. --

13 A. Seventy-six thousand six hundred dollars (\$76,600)
14 is appropriated from the general fund to the administrative
15 office of the courts for expenditure in fiscal year 1997 for the
16 following purposes and in the following amounts:

17 (1) forty-four thousand eight hundred dollars
18 (\$44,800) for one additional magistrate judge and support staff
19 in Dona Ana magistrate district division 4;

20 (2) six thousand eight hundred dollars (\$6,800)
21 for supplies and operating expenses for Dona Ana magistrate
22 district division 4; and

23 (3) twenty-five thousand dollars (\$25,000) to
24 renovate and expand the magistrate court building in Anthony.

Underscored material = new
[bracketed material] = delete

SJC/SB 69

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

FORTY- SECOND LEGI SLATURE SB 69/a
SECOND SESSION, 1996

February 9, 1996

Mr. President:

Your FINANCE COMMI TTEE, to whom has been referred

SENATE JUDICIARY COMMI TTEE SUBSTITUTE FOR
SENATE BILL 69

has had it under consideration and reports same with
recommen~~dation~~ that it DO PASS, amended as follows:

1. On page 1, line 14, strike "; MAKING AN APPROPRIATION".
2. On pages 2 and 3, strike Section 3 in its entirety.
3. Renumber the succeeding section accordingly.

**FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996**

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

%%%

Page 11

Respectfully submitted,

Ben D. Altamirano, Chairman

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 8 For 0 Against

Yes: 8

No: 0

Excused: Aragon, Donisthorpe, Duran, Ingle, Kidd,

Absent: None

S0069FC1

. 111967. 1

. 111208. 1

Underscored material = new
[bracketed material] = delete

SJC/SB 69

**FORTY-SECOND LEGISLATURE
SECOND SESSION, 1996**

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

%%%

Page 12

Underscored material = new
~~[bracketed material] = delete~~