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SENATE BILL 440

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

INTRODUCED BY

RAYMOND L. KYSAR

AN ACT

RELATING TO JUDICIAL DISTRICTS; CREATING THE FOURTEENTH JUDICIAL DISTRICT; MODIFYING THE ELEVENTH JUDICIAL DISTRICT; PROVIDING FOR TRANSFER OF JUDGES, DISTRICT ATTORNEYS, PERSONNEL, APPROPRIATIONS, CONTRACTS AND OBLIGATIONS.

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

Section 1. Section 34-6-1 NMSA 1978 (being Laws 1941, Chapter 75, Section 1, as amended) is amended to read:

"34-6-1. JUDICIAL DISTRICTS.--The state shall be divided into judicial districts as follows:

- A. first judicial district, the counties of Santa Fe, Rio Arriba and Los Alamos;
- B. second judicial district, the county of Bernalillo;
- C. third judicial district, the county of Dona Ana;

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- 1 D. fourth judicial district, the counties of
2 Guadalupe, San Miguel and Mora;
- 3 E. fifth judicial district, the counties of Eddy,
4 Chaves and Lea;
- 5 F. sixth judicial district, the counties of Grant,
6 Luna and Hidalgo;
- 7 G. seventh judicial district, the counties of
8 Socorro, Torrance, Sierra and Catron;
- 9 H. eighth judicial district, the counties of Taos,
10 Colfax and Union;
- 11 I. ninth judicial district, the counties of Curry
12 and Roosevelt;
- 13 J. tenth judicial district, the counties of Quay,
14 DeBaca and Harding;
- 15 K. eleventh judicial district, the ~~counties of~~
16 ~~McKinley and San Juan~~ county of McKinley;
- 17 L. twelfth judicial district, the counties of Otero
18 and Lincoln; ~~and~~
- 19 M. thirteenth judicial district, the counties of
20 Cibola, Sandoval and Valencia; and
- 21 N. fourteenth judicial district, the county of San
22 Juan. "

23 Section 2. Section 34-6-14 NMSA 1978 (being Laws 1968,
24 Chapter 69, Section 17, as amended by Laws 1995, Chapter 178,
25 Section 3 and also by Laws 1995, Chapter 179, Section 1) is

. 109100. 1

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1 amended to read:

2 "34-6-14. JUDGES--ELEVENTH JUDICIAL DISTRICT.--There shall
3 be [~~six~~] two district judges in the eleventh judicial district.
4 [~~The judges of divisions one, three, four and six shall reside~~
5 ~~and maintain their principal offices in San Juan county. The~~
6 ~~judges of divisions two and five shall reside and maintain their~~
7 ~~principal offices in McKinley county.]"~~

8 Section 3. A new Section 34-6-16.1 NMSA 1978 is enacted to
9 read:

10 "34-6-16.1. [NEW MATERIAL] JUDGES--FOURTEENTH JUDICIAL
11 DISTRICT.--There shall be four judges in the fourteenth judicial
12 district."

13 Section 4. TEMPORARY PROVISION--TRANSFER OF JUDGES,
14 DISTRICT ATTORNEYS, PERSONNEL, APPROPRIATIONS, CONTRACTS AND
15 OBLIGATIONS.--On the effective date of the provisions of this
16 act:

17 A. judges serving in eleventh judicial district
18 divisions one, three, four and six who reside in San Juan county
19 are transferred to divisions one, two, three and four,
20 respectively, of the fourteenth judicial district, together with
21 all budgets, personnel, money, funds, appropriations, accounts,
22 furniture, equipment, office supplies and other things of value
23 and all contracts, debts, liabilities or other obligations
24 attributable to those divisions;

25 B. the district attorney serving in eleventh

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1 judicial district division one who resides in San Juan county is
2 transferred to the fourteenth judicial district and shall retain
3 all budgets, personnel, money, funds, appropriations, accounts,
4 furniture, equipment, office supplies and other things of value
5 and all contracts, debts, liabilities or other obligations
6 attributable to division one; and

7 C. the district attorney serving in eleventh
8 judicial district division two who resides in McKinley county
9 shall become the sole district attorney for the eleventh
10 judicial district and shall retain all budgets, personnel,
11 money, funds, appropriations, accounts, furniture, equipment,
12 office supplies and other things of value and all contracts,
13 debts, liabilities or other obligations attributable to division
14 two.

15 Section 5. REPEAL. -- Sections 36-1-8.2 and 36-1-8.3 NMSA
16 1978 (being Laws 1981, Chapter 25, Sections 1 and 2, as amended)
17 are repealed.

18 Section 6. EFFECTIVE DATE. -- The effective date of the
19 provisions of this act is July 1, 1996.

1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 FEBRUARY 12, 1996
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7 Mr. Presi dent:
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9 Your COMMI TTEES' COMMI TTEE, to whom has been referred
10

11 SENATE BILL 440
12

13 has had it under consideration and finds same to be GERMANE,
14 PURSUANT TO CONSTITUTIONAL PROVSIONS, and thence referred to the
15 FI NANCE COMMI TTEE.
16

17 Respectfully submi tted,
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23 SENATOR MANNY M. ARAGON, Chai rman
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Adopted _____

Not Adopted _____

(Chief Clerk)

(Chief Clerk)

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Date _____

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1 FORTY- SECOND LEGI SLATURE
2 SECOND SESSI ON, 1996
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5 February 13, 1996
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7 Mr. President:
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9 Your FINANCE COMMI TTEE, to whom has been referred
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11 SENATE BILL 440
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13 has had it under consideration and reports same with recommendation that
14 it DO PASS.
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16 Respectfully submit ted,
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21 Ben D. Altami rano, Chair man
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25 Adopted _____

(Chi ef Clerk)

Not Adopted _____

(Chi ef Clerk)

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Date _____

The roll call vote was 7 For 0 Against

Yes: 7

No: 0

Excused: Aragon, Donisthorpe, Garcia, Jennings T., Macias, Nava

Absent: None

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