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SENATE BILL 358

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Carroll H. Leavell

FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE

AN ACT

RELATING TO COURTS; AUTHORIZING COMPENSATION FOR A RETIRED  
MAGISTRATE JUDGE WHO SERVES AS A MAGISTRATE JUDGE PRO TEMPORE;  
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 35-2-6 NMSA 1978 (being Laws 1997,  
Chapter 114, Section 1) is amended to read:

"35-2-6. APPOINTMENT AS SPECIAL MASTER, ARBITRATOR OR  
MAGISTRATE JUDGE PRO TEMPORE. --

A. A chief district court judge may appoint a  
retired magistrate judge, with the retired judge's consent, to  
serve as a magistrate judge pro tempore, subject to the  
[monies] money available to the judge pro tempore fund.

B. The retired magistrate judge shall be:  
[compensated for his services as provided for nonsalaried

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~~public officers in the Per Diem and Mileage Act]~~

(1) compensated for his services in an amount equal to the hourly salary paid to magistrate judges; and

(2) reimbursed for his expenses in accordance with the provisions of the Per Diem and Mileage Act that apply to nonsalaried public officers. "

Section 2. APPROPRIATION. -- Fifteen thousand dollars (\$15,000) is appropriated from the general fund to the administrative office of the courts for expenditure in fiscal year 2000 for the purpose of compensating retired magistrate judges who serve as magistrate judges pro tempore. Any unexpended or unencumbered balance remaining at the end of fiscal year 2000 shall revert to the general fund.

Section 3. EFFECTIVE DATE. -- The effective date of the provisions of this act is July 1, 1999.

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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4  
5 February 8, 1999

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7 Mr. President:

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9 Your JUDICIARY COMMITTEE, to whom has been referred

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11 SENATE BILL 358

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13 has had it under consideration and reports same with  
14 recommendation that it DO PASS, and thence referred to the  
15 FINANCE COMMITTEE.  
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18 Respectfully submitted,

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25 Michael S. Sanchez, Chairman

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1 Adopted \_\_\_\_\_ Not

2 Adopted \_\_\_\_\_

3 (Chief Clerk)

(Chief Clerk)

4

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6 Date \_\_\_\_\_

7

8

9 The roll call vote was 6 For 0 Against

10 Yes: 6

11 No: None

12 Excused: Aragon, Tsosie

13 Absent: None

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1 FORTY- FOURTH LEGISLATURE

SB 358/a

2 FIRST SESSION, 1999

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4  
5 March 8, 1999

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7 Mr. President:

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9 Your FINANCE COMMITTEE, to whom has been referred

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11 SENATE BILL 358

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13 has had it under consideration and reports same with

14 recommendation that it DO PASS, amended as follows:

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16 1. On page 1, line 13, after "1978" strike the remainder  
17 of the line up to the period.

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19 2. On page 2, strike lines 7 through 13 in their entirety.

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21 3. Renumber the succeeding section accordingly.

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24 Respectfully submitted,

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Ben D. Altami rano, Chair man

Adopted \_\_\_\_\_ Not

Adopted \_\_\_\_\_

(Chi ef Clerk)

(Chi ef Clerk)

Date \_\_\_\_\_

The roll call vote was 8 For 0 Against

Yes: 8

No: 0

Excused: Campos, Carraro, Ingle, McKi bben, Tsosie

Absent: None

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FORTY- FOURTH LEGISLATURE  
FIRST SESSION, 1999

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