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SENATE BILL 438

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

INTRODUCED BY

Cisco McSorley

FOR THE COURTS, CORRECTIONS AND CRIMINAL JUSTICE COMMITTEE

AN ACT

RELATING TO COURT AUTOMATION; CLARIFYING PROVISIONS OF LAW
REGARDING COURT AUTOMATION BONDS AND DISTRIBUTION OF MONEY
FROM THE COURT AUTOMATION FUND; AMENDING LAWS 1996, CHAPTER
41, SECTION 9.

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

Section 1. Laws 1996, Chapter 41, Section 9 is amended
to read:

"Section 9. NEW MEXICO FINANCE AUTHORITY REVENUE BONDS--
PURPOSE-- APPROPRIATION. --

A. The New Mexico finance authority may issue and
sell revenue bonds in compliance with the New Mexico Finance
Authority Act in installments or at one time, prior to July 1,
1999, in an amount not exceeding eight million five hundred
thousand dollars (\$8,500,000) and, after July 1, 1999, in an

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1 additional amount not exceeding three million five hundred
2 thousand dollars (\$3,500,000), for the purpose of financing
3 court automation systems, including acquisition, development
4 and installation of computer hardware and software, for the
5 administrative office of the courts.

6 B. The New Mexico finance authority may issue and
7 sell revenue bonds authorized by this section when the
8 director of the administrative office of the courts certifies
9 the need for issuance of the bonds. The net proceeds from the
10 sale of the bonds are appropriated to the administrative
11 office of the courts for the purposes described in Subsection
12 A of this section.

13 C. Except for money appropriated by the
14 legislature from the court automation fund to the
15 administrative office of the courts in fiscal year 1997, the
16 money in the court automation fund shall be distributed to the
17 New Mexico finance authority to be pledged irrevocably for the
18 payment of the principal, interest and other expenses or
19 obligations related to the bonds.

20 D. The money in the court automation fund shall be
21 distributed monthly to the New Mexico finance authority and
22 deposited in a special bond fund or account of the authority.
23 ~~[At the end of each fiscal year]~~ Any money ~~[remaining]~~ in the
24 special bond fund or account from distributions made to the
25 authority during ~~[that]~~ any fiscal year, ~~[after all]~~ if not

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1 needed to pay principal, interest and any other expenses or
2 obligations related to the bonds in that fiscal year [~~are~~
3 ~~fully paid~~], may be appropriated by the legislature to the
4 administrative office of the courts for service contracts
5 related to court automation systems or for the purchase,
6 lease-purchase, financing, refinancing and maintenance of
7 court automation systems in the judiciary. Upon payment of
8 all principal, interest and any other expenses or obligations
9 related to the bonds, the authority shall certify to the
10 administrative office of the courts that all obligations for
11 the bonds issued pursuant to this section have been fully
12 discharged and direct the administrative office of the courts
13 to cease distributing money from the court automation fund to
14 the authority.

15 E. Any law authorizing the collection of fees for
16 the court automation fund or distribution of the money in the
17 court automation fund to the New Mexico finance authority
18 shall not be amended, repealed or otherwise directly or
19 indirectly modified so as to impair any outstanding revenue
20 bonds that may be secured by a pledge of the distributions of
21 the court automation fund, unless the revenue bonds have been
22 discharged in full or provisions have been made for a full
23 discharge. "

24 Section 2. EFFECTIVE DATE. --The effective date of the
25 provisions of this act is July 1, 1999.

. 125045. 2

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3
4
5 February 22, 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 438

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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)

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6 Date _____

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9 The roll call vote was 5 For 0 Against

10 Yes: 5

11 No: None

12 Excused: Aragon, Davis, Tsosie

13 Absent: None

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1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

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5
6 March 3, 1999

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8 Mr. President:

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10 Your FINANCE COMMITTEE, to whom has been referred

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12 SENATE BILL 438

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14 has had it under consideration and reports same with
15 recommendation that it DO PASS.

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18 Respectfully submitted,

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24 Ben D. Altamirano, Chairman

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Adopted _____ Not

1 Adopted _____

2 (Chief Clerk)

(Chief Clerk)

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6 Date _____

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9 The roll call vote was 8 For 0 Against

10 Yes: 8

11 No: 0

12 Excused: Campos, Griego, Lyons, Rodriguez, Tsosie

13 Absent: None

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