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_____ BILL

56TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2024

INTRODUCED BY

DISCUSSION DRAFT

ENDORSED BY THE COURTS, CORRECTIONS AND JUSTICE COMMITTEE

AN ACT

RELATING TO JUDICIAL SALARIES; REMOVING SALARY FORMULAS FOR
MAGISTRATES.

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

SECTION 1. Section 34-1-9 NMSA 1978 (being Laws 1993,
Chapter 278, Section 1, as amended) is amended to read:

"34-1-9. SALARIES OF JUSTICES, JUDGES AND MAGISTRATES.--

A. Justices of the supreme court shall each receive
an annual salary as provided by the legislature. The chief
justice of the supreme court shall receive an annual salary
that is two thousand dollars (\$2,000) more than the annual
salary of a justice of the supreme court.

B. The chief judge of:

(1) the court of appeals shall receive an
annual salary that is ninety-five percent of the annual salary

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underscoring material = new
[bracketed material] = delete

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1 of the chief justice of the supreme court;

2 (2) a district court shall receive an annual
3 salary that is ninety-five percent of the annual salary of the
4 chief judge of the court of appeals; and

5 (3) a metropolitan court shall receive an
6 annual salary that is ninety-five percent of the annual salary
7 of the chief judge of a district court.

8 ~~[G. The presiding magistrate of a magistrate~~
9 ~~district where three or more divisions operate as a single~~
10 ~~court shall receive an annual salary that is seventy-five~~
11 ~~percent of the annual salary of the chief judge of a~~
12 ~~metropolitan court.~~

13 ~~D.]~~ C. Notwithstanding any other provision of law
14 or any other provision of this section, the annual salaries of
15 the following judges [~~and magistrates~~] shall be established as
16 follows:

17 (1) a judge of the court of appeals shall
18 receive an annual salary that is ninety-five percent of the
19 annual salary of a justice of the supreme court;

20 (2) a district court judge shall receive an
21 annual salary that is ninety-five percent of the annual salary
22 of a judge of the court of appeals; and

23 (3) a metropolitan court judge shall receive
24 an annual salary that is ninety-five percent of the annual
25 salary of a district court judge.

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underscored material = new
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1 ~~[(4) a full-time magistrate shall receive an~~
2 ~~annual salary that is seventy-five percent of the annual salary~~
3 ~~of a metropolitan court judge;~~

4 ~~(5) a half-time magistrate shall receive an~~
5 ~~annual salary that is fifty percent of the annual salary of a~~
6 ~~full-time magistrate; and~~

7 ~~(6) a quarter-time magistrate shall receive an~~
8 ~~annual salary that is twenty-five percent of the annual salary~~
9 ~~of a full-time magistrate.~~

10 ~~E. For fiscal year 1995 and all subsequent fiscal~~
11 ~~years] D.~~ The annual salary for justices of the supreme court,
12 judges of the court of appeals, district court judges,
13 metropolitan court judges and magistrates shall be
14 [~~established~~] provided by the legislature in an appropriations
15 act.

16 ~~[F.] E.~~ No additional salaries shall be paid to
17 justices, judges or magistrates on account of services rendered
18 the state. Justices of the supreme court, judges of the court
19 of appeals, district court judges, metropolitan court judges
20 and magistrates shall receive per diem and mileage for
21 necessary travel on official business of the court as provided
22 in the Per Diem and Mileage Act."