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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

October 4, 2017

NO. 17-8500-023

**IN THE MATTER OF THE
NEW MEXICO JUDICIARY
COMPENSATORY TIME
POLICY FOR AT-WILL
EMPLOYEES**

ORDER

WHEREAS, this matter came on for consideration by the Court to review the compensatory time and leave policy for at-will employees of the New Mexico Judiciary, and the Court having considered input from the Administrative Office of the Courts and Chief Judges Council and being otherwise sufficiently advised, Chief Justice Judith K. Nakamura, Justice Petra Jimenez Maes, Justice Edward L. Chávez, Justice Charles W. Daniels, and Justice Barbara J. Vigil concurring;

NOW, THEREFORE, IT IS ORDERED that at-will employees of the New Mexico Judiciary, except for those in a FLSA non-exempt status position, shall not earn compensatory time or accrue compensatory leave, effectively immediately, for any hours worked in excess of eighty (80) hours in a pay period;

1 IT IS FURTHER ORDERED that all at-will employees affected by this
2 order shall have until December 31, 2017, to take accrued compensatory leave,
3 subject to supervisory approval, and any compensatory leave balances remaining
4 after December 31, 2017, shall be eliminated;

5 IT IS FURTHER ORDERED that all at-will employees shall continue to
6 record all hours worked in SHARE, including hours worked in excess of eighty
7 (80) hours in a pay period;

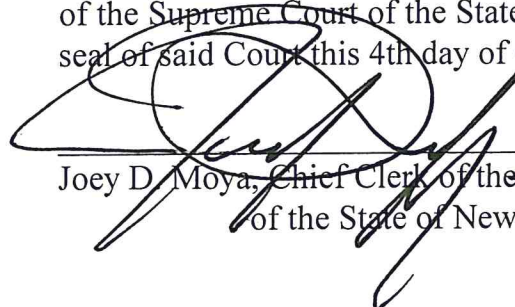
8 IT IS FURTHER ORDERED that Rule 17.05 of the New Mexico Judicial
9 Branch Personnel Rules Part II for At-Will Employees and the New Mexico
10 Judiciary Overtime, Holiday, and Shift Differential Policy is suspended to the
11 extent it is inconsistent with this order; and

12 IT IS FURTHER ORDERED that the Administrative Office of the Courts
13 and the Judicial Branch Personnel Rules Committee shall propose amendments to
14 the New Mexico Judicial Branch Personnel Rules and related policies, as
15 appropriate, to incorporate the terms of this order.

16 IT IS SO ORDERED.

17 WITNESS, Honorable Judith K. Nakamuran, Chief Justice
18 of the Supreme Court of the State of New Mexico, and the
19 seal of said Court this 4th day of October, 2017.

20 (S E A L)



Joey D. Moya, Chief Clerk of the Supreme Court
of the State of New Mexico

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