

1                   **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2   **July 19, 2016**

3                   **NO. 16-8500**

4                   **IN THE MATTER OF THE APPROVAL OF**  
5                   **JUROR PAY FOR FISCAL YEAR 2017**

6   **ORDER**

7                   WHEREAS, this matter came on for consideration by the Court upon  
8                   request of the Administrative Office of the Courts because of the continuing  
9                   inadequacy of the Jury and Witness Fund to cover the costs of jury service in the  
10                  State of New Mexico;

11                  WHEREAS, NMSA 1978, Sections 35-8-7(A) and 38-5-15, state that  
12                  individuals serving as jurors for the State of New Mexico shall be paid “at the  
13                  highest prevailing state minimum wage rate” for their service;

14                  WHEREAS, for Fiscal Year 2017, House Bill 2 states, “Notwithstanding  
15                  the provisions of Sections 35-8-7 and 38-5-15 NMSA 1978, the [S]upreme  
16                  [C]ourt has the authority to reduce juror pay as needed to stay within the  
17                  appropriation for the jury and witness fund;”

18                  WHEREAS, the conditions that caused this Court to order a reduction in  
19                  juror pay for fiscal years 2012, 2013, 2014, 2015, and 2016 will continue to exist

1 for Fiscal Year 2017;

2 WHEREAS, because of the continued inadequate appropriation to the Jury  
3 and Witness Fund to meet all expenses in Fiscal Year 2017, the Administrative  
4 Office of the Courts recommends reducing the hourly rate of pay for jurors for  
5 Fiscal Year 2017; and

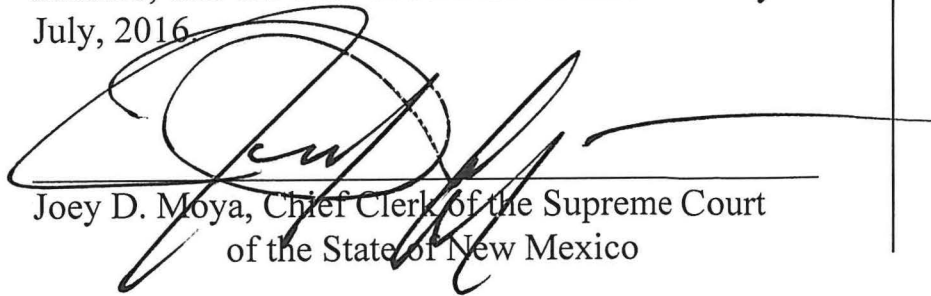
6 WHEREAS, in light of the foregoing, and the Court having considered the  
7 recommendation and being otherwise sufficiently advised, Chief Justice Charles  
8 W. Daniels, Justice Petra Jimenez Maes, Justice Edward L. Chávez, Justice  
9 Barbara J. Vigil and Justice Judith K. Nakamura concurring;

10 NOW, THEREFORE, IT IS ORDERED that for Fiscal Year 2017,  
11 commencing on August 1, 2016, the rate of juror pay shall be reduced to six  
12 dollars and twenty-five cents (\$6.25) per hour of service, which shall be  
13 reviewed and is subject to revision by the Court within six (6) months or less.

14 IT IS SO ORDERED.

15 WITNESS, Honorable Charles W. Daniels, Chief  
16 Justice of the Supreme Court of the State of New  
17 Mexico, and the seal of said Court this 19th day of  
18 July, 2016.

19 (SEAL)

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