

9-212A. Bench warrant.

[For use with ~~[Metropolitan Court]~~ Rule 7-207 NMRA]

STATE OF NEW MEXICO
COUNTY OF _____
IN THE METROPOLITAN COURT

No. _____

[STATE OF NEW MEXICO]
[COUNTY OF _____]
[CITY OF _____]

v.

_____, Defendant

DOB: _____

Address: _____

S.S.# _____

BENCH WARRANT

THE [STATE OF NEW MEXICO] [MUNICIPALITY OF _____]

TO ANY OFFICER AUTHORIZED TO EXECUTE THIS WARRANT:

YOU ARE HEREBY COMMANDED to arrest the above-named defendant and bring the defendant before this court to answer the following charges checked below unless released as indicated in the return:

(check applicable box and describe facts below)

☐ failure to appear as ordered by this court on _____;

☐ failure to appear as required by a subpoena issued by this court for _____;

☐ failure to appear in accordance with the conditions of release imposed by this court for _____;

☐ conditions of release previously imposed should be revoked or reviewed;

☐ contempt of court for _____;

☐ failure to pay fines or costs previously imposed by order entered
_____ (date);

☐ failure to comply with conditions of probation as set forth in an order entered
_____ (date);

☐ failure to appear at first offender program on _____;

☐ other _____ (set forth any additional
essential facts underlying issuance of this warrant).

(check and complete, if applicable)

☐ The defendant failed to appear either on a traffic citation other than a citation issued for a
violation listed in NMSA 1978, Section 66-8-122 or NMSA 1978, Section 66-8-125 [~~NMSA~~
~~1978~~] or a citation issued by an official authorized by law and may be released on a plea of guilty
and payment of \$ _____ [~~plus a \$100 bench warrant fee;~~¹];

OR

☐ The defendant failed to pay fines and costs and the defendant may be released upon
payment of the outstanding fine and court costs in the amount of \$ _____ [~~plus a \$100~~
~~bench warrant fee;~~¹];

OR

☐ The defendant may be released on bond in the amount of \$ _____. [~~The bench~~
~~warrant fee will be collected on appearance.~~]

THIS WARRANT MAY BE EXECUTED:

☐ in any jurisdiction;

☐ anywhere in this state;

☐ anywhere in this county;

☐ anywhere in this city.

The clerk of this court shall cause this warrant to be entered into a law enforcement information
system^[2]:-

☐ maintained by the state police.

☐ _____ (identify other law enforcement information system).

Date

Judge

RETURN

The defendant was arrested and taken into custody on the _____ day of _____,
_____.

☐ The defendant was released on bond in the amount set forth above.

☐ The defendant was released upon receipt of the fine and court costs set forth above.

I have caused this warrant to be removed from the law enforcement information system identified
in this warrant.

Signature

Title

USE NOTES

~~[1. — A \$100 bench warrant fee is assessed in the metropolitan court pursuant to
Section 34-8A-12 NMSA 1978.]~~

[2.] 1. All metropolitan court felony misdemeanor and driving while under the influence
of intoxicating liquor or drugs warrants must be entered into a law enforcement information
system.

[Effective, January 1, 1993; as amended, effective January 1, 1995; January 1, 1996; July 1, 1999;
as amended by Supreme Court Order No. 07-8300-034, effective January 22, 2008; as amended
by Supreme Court Order No. S-1-RCR-2023-00038, effective for all cases pending or filed on or
after October 9, 2025.]