

9-605. Agreement to pay.

[For use with ~~[Magistrate Court Rule]~~ Rules 6-701 NMRA and
~~[Metropolitan Court Rule]~~ 7-701 NMRA]

STATE OF NEW MEXICO
[COUNTY OF _____]
_____ COURT

No. _____

[STATE OF NEW MEXICO]
[COUNTY OF _____]

v.
_____, Defendant

AGREEMENT TO PAY

I have been convicted of _____ and assessed \$ _____ fine and
\$ _____ fees and costs. I am unable to pay the *(fine)*, *(fees)*, *(and)* *(costs)* at this time. I
promise

[to pay in the following manner: _____
_____]

[and] [or]
[in lieu of the above *(fines)*, *(fees)*, *(and)* *(costs)* to perform _____ hours of community
service].

I fully understand that if I fail to [pay the fine, fees, and costs] [or] [perform community
service] in accordance with this agreement:

I may be prosecuted for contempt of court.

~~[If a bench warrant is issued for failure to pay fines or fees or for failure to perform
community service, an additional \$100.00 administrative fee may result.]~~

I may be confined in jail.

Date

Defendant

Witness: _____

USE NOTES

1 NMSA 1978, Section 31-12-3 ~~[NMSA 1978]~~ authorizes ~~[the judge to permit]~~ payment of
2 fine, fees, or costs in installments. ~~[or if the defendant is unable to pay]~~ Section 31-12-3 also allows
3 the judge to order community service in lieu of all or ~~[any]~~ part of the fine, fees, and costs. Credit
4 toward the fine, fees, or costs must be given at ~~[the prevailing federal hourly minimum wage rate]~~
5 twice the rate of the prevailing state hourly minimum wage.

6
7 [As amended, effective November 1, 1995; as amended by Supreme Court Order No. S-1-RCR-
8 2023-00038, effective for all cases pending or filed on or after October 9, 2025.]