9-212A. Bench warrant.

[For use with [~~Rule~~] Rules 6-207, 7-207, and 8-206 NMRA]

STATE OF NEW MEXICO
[COUNTY OF _____]
[~~IN THE METROPOLITAN COURT~~]
[CITY OF _____]
_____ COURT

No. _____

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

v.

_____, Defendant
[~~DOB: _____~~
~~Address: _____~~
~~S.S.# _____~~]
Alias: _____
Address: _____
DOB: _____ SSN: _____ Height: _____
Weight: _____ License #: _____ State: _____ Sex: _____
Eye color: _____ Hair color: _____
Scars, marks, and tattoos: _____
_____
_____
Vehicle (*make, model, year and color, if known*):
_____

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~~] (*other than a citation issued for a violation listed in NMSA 1978, Section 66-8-122, NMSA 1978, Section 66-8-125, or similar municipal ordinance*) or a citation issued by an official authorized by law and may be released on a plea of guilty and payment of $ _____;[1]
[~~OR~~]
[ ] The defendant failed to pay fines and costs as ordered by the court and the defendant may be released upon payment of the outstanding fine and court costs in the amount of $ _____;
OR
[ ] other _____ (*set forth any additional essential facts underlying issuance of this warrant*).
[~~OR~~
~~[ ] The defendant may be released on bond in the amount of $ _____.~~]

THIS WARRANT MAY BE EXECUTED:
[ ] in any jurisdiction;[2]
[ ] anywhere in this state;
[ ] anywhere in this county; or
[ ] anywhere in this city.

Bond provisions:
[ ] Release on unsecured bond in the amount of $_____.
[ ] Release on secured bond in the amount of $_____.
[ ] Other: _____.

~~**[THIS WARRANT MAY BE EXECUTED:**~~
~~[ ] in any jurisdiction;[2]~~
~~[ ] 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[~~,~~][3]:

[ ] 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. If the court checks this alternative, it must also check the alternative regarding bond.
2. The warrant may be executed in "any jurisdiction" only if it is a felony warrant.
[~~1.~~] 3. All metropolitan, magistrate, and municipal 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; as amended by Supreme Court Order No. S-1-RCR-2023-00007, effective for all cases pending or filed on or after December 31, 2026.]