[~~9-212C. Bench warrant.~~

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

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

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

~~v.~~ ~~No._____~~

~~_____, Defendant.~~
~~DOB:~~ _____
~~Address:~~ _____
~~S.S.#:~~ _____
~~Charging Police Department~~ _____
~~Charges~~ _____

~~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*)
[ ] **1. BOND:** The defendant may be released on **bond** in the amount of $ _____.
OR
[ ] **2. PAYMENT:** The defendant failed to appear either on a traffic citation (*other than a citation issued for a violation listed in NMSA 1978, Sections 66-8-122 or 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
[ ] **3. PAYMENT:** The defendant failed to pay fines and costs as ordered by the court and defendant may be released upon **payment** of the outstanding fine and court costs in the amount of $ _____.

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 alternative 2, it must also check alternative 1.

~~2. The warrant may be executed in "any jurisdiction" only if it is a felony warrant.~~
~~3. All magistrate court felony, misdemeanor, and driving while under the influence of intoxicating liquor or drugs warrants must be entered into a law enforcement information system.~~]

[Approved by Supreme Court Order No. 07-8300-034, effective January 22, 2008; as amended by Supreme Court Order No. 13-8300-005, effective for all cases pending or filed on or after May 5, 2013; 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; withdrawn by Supreme Court Order No. S-1-RCR-2023-00007, effective for all cases pending or filed on or after December 31, 2026.]