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AN ACT

RELATING TO VOLUNTEER FIREFIGHTERS RETIREMENT; ALLOWING FOR
THE POSTING OR ADJUSTING OF SERVICE CREDIT.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 10-11A-6 NMSA 1978 (being Laws 1983,
Chapter 263, Section 6, as amended) is amended to read:

"10-11A-6. DETERMINATION OF SERVICE CREDIT.--

A. A member may claim one year of service credit
for each year in which a fire department certifies that the
member:

(1) attended fifty percent of all scheduled
fire drills for which the fire department held the member
responsible to attend;

(2) attended fifty percent of all scheduled
business meetings for which the fire department held the
member responsible to attend; and

(3) participated in at least fifty percent
of all emergency response calls for which the fire department
held the member responsible to attend.

B. The chief of each fire department shall submit
to the association by March 31 of each year documentation of
the qualifications of each member for the preceding calendar
year; provided that the chief shall:

(1) submit the documentation on forms

1 provided by the association;

2 (2) acknowledge the truth of the records
3 under oath before a notary public; and

4 (3) have the notarized forms signed by the
5 mayor, if distributions from the fire protection fund for the
6 fire department are made to an incorporated municipality, or
7 the chair of the county commission, if distributions from the
8 fire protection fund for the fire department are made to a
9 county fire district.

10 C. For service credit that has been earned, but
11 not credited pursuant to Subsection B of this section, a
12 member may post or adjust service credit earned for not more
13 than the two preceding calendar years; provided that the
14 member shall:

15 (1) file with the association a completed
16 "Corrected Qualification Record" or "Adjusted Qualification
17 Record" as prescribed by the association;

18 (2) acknowledge the truth of the records
19 under oath before a notary public; and

20 (3) have the notarized forms signed by the
21 mayor, if distributions from the fire protection fund for the
22 fire department are made to an incorporated municipality, or
23 the chair of the county commission, if distributions from the
24 fire protection fund for the fire department are made to a
25 county fire district.

1 D. Prior to April 1, 2020, for service credit that
2 has been earned, but not credited pursuant to Subsection B of
3 this section, a member may post or adjust service credit
4 earned for one or more years beginning on or after January 1,
5 1984; provided that the member shall:

6 (1) file with the association a completed
7 "Corrected Qualification Record" or "Adjusted Qualification
8 Record" as prescribed by the association;

9 (2) acknowledge the truth of the records
10 under oath before a notary public; and

11 (3) have the notarized forms signed by the
12 mayor or city manager, if distributions from the fire
13 protection fund for the fire department are made to an
14 incorporated municipality, or the chair of the board of
15 county commissioners, if distributions from the fire
16 protection fund for the fire department are made to a county
17 fire district.

18 E. The association may request the fire marshal
19 division of the public regulation commission to verify member
20 qualifications submitted to the association."