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**HOUSE BILL 9**

**46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003**

**INTRODUCED BY**

Luciano "Lucky" Varela

**AN ACT**

**MAKING AN APPROPRIATION FOR COST-OF-LIVING INCREASES FOR PUBLIC EMPLOYEES.**

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

**Section 1. APPROPRIATIONS-- GENERAL FUND. --**

**A. One hundred fifteen million two hundred eighty-four thousand eight hundred dollars (\$115,284,800) is appropriated from the general fund to the department of finance and administration for distribution to the appropriate state agency for expenditure in fiscal year 2004 to provide four percent cost-of-living salary increases to public employees as follows:**

**(1) fifty-nine million five hundred seventy-four thousand six hundred dollars (\$59,574,600) for public school employees, including transportation employees;**

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1                   (2) twenty-four million six hundred seventy  
2 thousand four hundred dollars (\$24,670,400) for faculty and  
3 staff at public post-secondary educational institutions;

4                   (3) the following amounts for state employees  
5 in state agencies in the executive branch of state government  
6 whose funds are derived substantially from the general fund:

7                                 (a) three million two hundred sixty-one  
8 thousand two hundred dollars (\$3,261,200) for exempt employees,  
9 including attorney general employees, workers' compensation  
10 judges and teachers in the children, youth and families  
11 department, department of health and the corrections department  
12 and for commissioned officers of the New Mexico state police  
13 division of the department of public safety; and

14                                 (b) eighteen million seventy-one  
15 thousand eight hundred dollars (\$18,071,800) for classified  
16 employees;

17                                 (4) three hundred fifty-two thousand eight  
18 hundred dollars (\$352,800) for legislative permanent employees;

19                                 (5) the following amounts for judicial  
20 employees:

21   (a) six hundred forty-five thousand six  
22 hundred dollars (\$645,600) for justices, judges, child support  
23 hearing officers and special commissioners; and

24   (b) two million one hundred twenty-seven  
25 thousand two hundred dollars (\$2,127,200) for judicial

1 permanent employees; and

2 (6) the following amounts for district  
3 attorney employees:

4 (a) two hundred thirty-seven thousand  
5 two hundred dollars (\$237,200) for elected district attorneys;  
6 and

7 (b) six million three hundred forty-four  
8 thousand dollars (\$6,344,000) for district attorney permanent  
9 employees.

10 B. For those state employees whose salaries are  
11 referenced in or received as a result of non-general fund  
12 appropriations in the General Appropriation Act of 2003, the  
13 department of finance and administration shall transfer from  
14 the appropriate fund to the appropriate agency the amount  
15 required for the salary increases equivalent to those provided  
16 for in Subsection A of this section, and such amounts are  
17 appropriated for expenditure in fiscal year 2004.

18 C. Salary increases provided for in Subsections A  
19 and B of this section shall be effective the first pay period  
20 after July 1, 2003.

21 D. Any unexpended or unencumbered balance of the  
22 appropriations in this act remaining at the end of fiscal year  
23 2004 shall revert to the general fund or other appropriate  
24 fund.