HOUSE BILL 730

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

INTRODUCED BY

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AN ACT

RELATING TO RETIREMENT; PERMITTING RETIRED VOLUNTEER
FIREFIGHTERS RECEIVING BENEFITS PURSUANT TO THE VOLUNTEER
FIREFIGHTERS RETIREMENT ACT TO ALSO RECEIVE BENEFITS PURSUANT
TO RETIREMENT PLANS ESTABLISHED BY THE STATE OR ITS POLITICAL
SUBDIVISIONS.

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

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

        "10-11A-1. SHORT TITLE.--[This act] Chapter 10, Article
11A NMSA 1978 may be cited as the "Volunteer Firefighters
Retirement Act"."

        Section 2. Section 10-11A-2 NMSA 1978 (being Laws 1983,
Chapter 263, Section 2) is amended to read:

        "10-11A-2. DEFINITIONS.--As used in the Volunteer

.144063.1

1 Firefighters Retirement Act:

2   A.   "association" means the public employees

3 retirement association;

4   B.   "board" means the retirement board of the

5 [public employees retirement] association;

6   C.   "fire department" means any volunteer fire

7 department certified by the [state] fire [marshal's office]

8 marshal bureau of the insurance division of the public

9 regulation commission;

10   D.   "fund" means the volunteer firefighters

11 retirement fund; and

12   E.   "member" means any volunteer nonsalaried

13 firefighter who is listed as an active member on the rolls of a

14 fire department and whose first year of service credit was

15 accumulated during or after the year he attained the age of

16 sixteen and no later than during the year in which he attained

17 the age of forty-five. [Excluded from membership is any

18 volunteer nonsalaried firefighter who has been retired by or is

19 receiving an annuity from any other retirement, pension or

20 annuity plan created and established by the state or any of its

21 political subdivisions, except the state police pension fund

22 established under the provisions of Sections 29-4-1 through

23 29-4-11 NMSA 1978.]"

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.144063.1