

SENATE PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
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SENATE BILL 633

51ST LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2013

AN ACT

RELATING TO THE PUBLIC PEACE, HEALTH, SAFETY AND WELFARE;
MAKING AN APPROPRIATION TO PROVIDE FOR A THREE PERCENT SALARY
INCREASE FOR STATE EMPLOYEES, INCLUDING, BUT NOT LIMITED TO,
COMMISSIONED POLICE OFFICERS OF THE STATE POLICE, MOTOR
TRANSPORTATION OFFICERS, FACULTY AND STAFF OF THE STATE'S FOUR-
AND TWO-YEAR PUBLIC POST-SECONDARY EDUCATIONAL INSTITUTIONS AND
ALL PUBLIC SCHOOL TEACHERS, INSTRUCTIONAL STAFF AND LICENSED
AND UNLICENSED STAFF, INCLUDING TRANSPORTATION EMPLOYEES.

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

SECTION 1. APPROPRIATION.--

A. Twenty-four million one hundred seventy-seven
thousand nine hundred dollars (\$24,177,900) is appropriated
from the general fund to the department of finance and
administration for expenditure in fiscal year 2014 to provide

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underscored material = new
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1 salary increases to employees in budgeted positions who have
2 completed their probationary period subject to satisfactory job
3 performance. The salary increases shall be effective the first
4 full pay period after July 1, 2013 and shall be distributed as
5 follows:

6 (1) three hundred forty-eight thousand three
7 hundred dollars (\$348,300) to provide permanent legislative
8 employees, including permanent employees of the legislative
9 council service, legislative finance committee, legislative
10 education study committee, legislative building services, the
11 house and senate, house and senate chief clerks' offices and
12 house and senate leadership, with an average salary increase of
13 three percent;

14 (2) three million six hundred thousand nine
15 hundred dollars (\$3,600,900) to provide child support hearing
16 officers, special commissioners, all judicial permanent
17 employees and all district attorney permanent employees, other
18 than elected district attorneys and employees whose salaries
19 are set by statute, with an average salary increase of three
20 percent;

21 (3) fifteen million four hundred seventy-one
22 thousand sixty dollars (\$15,471,060) to provide incumbents in
23 agencies governed by the Personnel Act with an average salary
24 increase of three percent as follows:

25 (a) seven million nine hundred thirty-

1 eight thousand five hundred forty-six dollars (\$7,938,546) for
2 classified employees not covered by a collective bargaining
3 agreement;

4 (b) seven million one hundred ninety-
5 four thousand sixty-six dollars (\$7,194,066) for classified
6 employees covered by a collective bargaining agreement in
7 effect on July 1, 2013; and

8 (c) three hundred thirty-eight thousand
9 four hundred forty-eight dollars (\$338,448) for adjustments to
10 appropriations in this paragraph as necessary;

11 (4) two million one hundred twenty-three
12 thousand six hundred forty dollars (\$2,123,640) for executive
13 exempt employees, including attorney general employees and
14 workers' compensation judges, to provide an average salary
15 increase of three percent; and

16 (5) two million six hundred thirty-four
17 thousand dollars (\$2,634,000), of which two million two hundred
18 eighty-nine thousand dollars (\$2,289,000) is for commissioned
19 police officers of the state police division provide an average
20 salary increase of three percent in accordance with the New
21 Mexico state police career pay system and three hundred forty-
22 five thousand dollars (\$345,000) for commissioned officers in
23 the motor transportation division governed by the Personnel Act
24 to provide an average salary increase of three percent.

25 B. Seventeen million five hundred thirty-four

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1 thousand four hundred dollars (\$17,534,400) is appropriated
2 from the general fund to the higher education department for
3 expenditure in fiscal year 2014 to provide faculty and staff of
4 four- and two-year public post-secondary educational
5 institutions with an average annual salary increase of three
6 percent, effective the first full pay period after July 1,
7 2013.

8 C. The department of finance and administration
9 shall distribute a sufficient amount to each agency to provide
10 the appropriate increase for those employees whose salaries are
11 received as a result of the general fund appropriations in the
12 General Appropriation Act of 2013. Any unexpended or
13 unencumbered balance remaining at the end of fiscal year 2014
14 shall revert to the general fund.

15 D. For those state employees whose salaries are
16 referenced in or received as a result of nongeneral fund
17 appropriations in the General Appropriation Act of 2013, the
18 department of finance and administration shall transfer from
19 the appropriate fund to the appropriate agency the amount
20 required for the salary increases equivalent to those provided
21 for in this section, and such amounts are appropriated for
22 expenditure in fiscal year 2014. Any unexpended or
23 unencumbered balance remaining at the end of fiscal year 2014
24 shall revert to the appropriate fund.

25 E. Fifty-three million one hundred fifty-one

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1 thousand nine hundred dollars (\$53,151,900) is appropriated
2 from the general fund to the public school fund state
3 equalization guarantee distribution and one million three
4 hundred twenty-eight thousand four hundred dollars (\$1,328,400)
5 is appropriated from the general fund to the public school fund
6 transportation distribution to provide an average three percent
7 salary increase for all teachers, other instructional staff and
8 other licensed and unlicensed staff, including transportation
9 employees, and the compensation shall be effective the first
10 full pay period after July 1, 2013. This amount does not
11 include and is in addition to salary increases due to licensure
12 advancement pursuant to the School Personnel Act. Prior to the
13 approval of the school district or charter school's budget, the
14 secretary of public education shall verify that each school
15 district or charter school is providing an average three
16 percent salary increase for all teachers and other licensed
17 school employees and an average three percent salary increase
18 for all unlicensed school employees.

19 **SECTION 2. SEVERABILITY.**--If any part or application of
20 this act is held invalid, the remainder or its application to
21 other situations or persons shall not be affected.

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